

Behavioral Sciences Regulatory Board
Board Minutes
May 12, 2014

Called to order at 9:00 a.m.

Members Present: Kathy Armstrong, Barbara Burks, Barbara Callahan, Jill Craven, Grant Edwards, Todd Frye, Terry Pfannenstiel, Cheryl Reynolds, Larry Salmans, Marcia Simoneau, & Sharon Stuewe. Kathy Herzog arrived at 10:35 a.m.

Staff Present: Max Foster, Leslie Allen, Cindy D’Ercole and Marilyn Revell, Jan Arndt

Audience Present: Sky Westerlund

I. Approval of Minutes

Item: March 2014 Board Meeting Minutes

Action: Larry Salmans pointed out that his name was misspelled throughout the minutes. Terry Pfannenstiel moved that the minutes be corrected and accepted. Cheryl Reynolds seconded the motion. The motion carried.

II. Public Comments

Item: Eight schools in Kansas are now graduating Social Workers – Sky Westerlund confirmed.

III. Agenda – Cheryl Reynolds moved to amend the agenda to include the “Telemental Health Subcommittee” report. Jill Craven seconded the motion.

IV. Staff Reports

Max Foster

Item: Max announced that the original requests for FY 2014 and FY 2015 have been approved.

Item: Max announced that there will be a \$250 one-time bonus for all state employees paid at the end of the calendar year with one year or more of service. To follow the bonus announcement, Max pointed out that state employees KPERS contributions are going up 1% as of January 1, 2015.

Item: Max reported that there was no capital outlay in FY2014. In FY 2015, all computers are to be replaced including the aging servers. Max spoke with the division of the Budget and received approval for an end of year adjustment to replace the 3 computers running on the XP (outdated) operating system.

Item: Max shared with the board that the academics and licensure staff were getting along very well. The visit to the schools is helping with developing those relationships with the schools. Barbara Burks asked about Tom Hall from Kansas City Community College and recommended that he be invited to the Education Roundtable discussions. Educational round table discussions have been moved to the fall per the overwhelming request of the educators.

Item: Max introduced Joan Hahn as the new staff member taking on the licensing duties for the social workers. Max then stated that some of the staff assignments were changing and offices were being moved as well. The current file room will be replaced with 2-3 staff work areas and the files will be put in the enclosed offices for tighter security.

V. Complaint Review Committee Report

Terry Pfannenstiel

Item: Terry Pfannenstiel gave an overview of the last CRC meeting in April. They reviewed 19 cases, 3 cases were referred for consent orders, 1 license was revoked, 1 fine was issued, 1 licensed surrendered, 8 cases were dismissed and 4 cautionary letters were sent. The committee is also knocking out a lot of old CAO’s as they come through.

VI. Professions Reports:

A. Psychology

Barbara Callahan

Item: The LP committee met April 8, 2014. At the last meeting, HB 2744 was discussed. The Chicago School of Professional Psychology in Los Angeles requested licensure for a student. Will review school documentation.

Action: Dr. Jason DeSelms was voted in as a new committee member.

B. Telemental Health

Barbara Callahan

Item: The Telemental Health committee met on April 4, 2014. The next meeting is scheduled for Friday, June 13th at 3:00p.m.

Action: It was decided that Questions and Answers for both professionals and clients need to be posted on the website.

C. Social Work

Sharon Stuewe

Item: The SW committee met by phone last month. The committee discussed supervision and credentialing for supervisors. May 21st is the next scheduled committee meeting.

Action: It was recommended that a licensee at the LBSW level be added to the Advisory Committee.

D. Professional Counseling

Todd Frye

Item: The PC committee will meet on Monday, April 21st at 10:00A.M. Discussed HB 2744. The next meeting is scheduled for June 9th at 1:00 p.m.

Action: One applicant recommended for a CAO. WSU submitted coursework to be approved, but the committee was confused so committee asked for more clarification from WSU. Supervision statute needs to be changed.

E. Masters Level Psychology

Larry Salmans

Item: Larry Salmans reported that he met with KAMPA in Wichita. The whole association was meeting and Larry represented the Board. The big question was that people out there are doing “psychological testing and assessments” that are not psychology licensed, such as social workers and others. Ron Hein represented the lobbyist for MFT in the legislature. Ron Hein was also at that association meeting. Autism was another point of discussion at the KAMPA meeting. Most autism diagnosis has been made for schools and educational purposes.

Action: Need clarification as to who can administer psychological tests and assessments. Terry brought up that the problem lies not in the administration of the tests, but the interpretation of the results that demands a psychological background. “Cookbook” programs for evaluation are not found to be accurate. Kathy Armstrong Geis stated that the terminology used in court is confusing and needs to be clarified. Grant stated that the statutes are clear in their silence. The statutes are clear in the scope of practice and those who are practicing out of their scope of practice are in violation. Grant suggested that we need to present a solution that doesn’t appear to be “turf-protecting” and acknowledges that the lines are blurry. This question would be a good FAQ on the BSRB website for each of the profession.

F. Marriage and Family Therapy

Terry Pfannenstiel

Item: The MFT committee needs to replace 2 members. Dr. Christopher Habben, one of our committee members is up for a national post. The committee will meet on Wednesday, May 25th at 9 a.m.

Action: None needed.

G. Addiction Counselors

Barbara Burks

Item: The committee met last Wednesday, May 7th at 10:00 a.m. and reviewed applications during the entire meeting to have applications ready to submit to the Board today. LAC committee will not meet again next month unless there are applications to review.

Action: None needed.

VII. Subcommittee Reports

A. Document and Policy Review Committee

Item: Subcommittee met on April 14th at 5:00 p.m. Cheryl Reynolds reported that the members looked at the advisory committee wording, Complaint Review Committee section to be reviewed at the next meeting with Terry and Cindy's input. Terry will then take the wording back to the CRC for review and approval before bringing it back to this committee. Another item reviewed was the executive director's performance evaluation, now available as a pdf file. The next document to be reviewed is the Orientation notebook for new board members

B. Legislative Committee meeting

Item: Subcommittee met by phone on April 19th to discuss any procedural issues that could come up concerning HB 2744. The legislative committee has been invited to meet with Autism Speaks at our location on Tuesday, May 20th at 10:00 a.m.

VIII. Old Business – Sharon Stuewe's last meeting could be today. No replacement has been given to us by the Governor's office. Sharon was presented a Certificate of Appreciation for her 8 years of service on the Board. Grant thanked Sharon for her service and Cheryl suggested that other parts of Sharon's personality will live on with the board such as the "TBSS- too bad, so sad" stamp.

A. Fee Reduction Examples

Item: Max handed out color-coded license fee reduction charts.

Action: Cheryl moved to accept option #5 with the amendment to eliminate the original license fee and multiple license fee, and temporary license fee (only in the aftermath of a natural disaster as declared by the governor). Marcia seconded the motion. Motion passed.

Item: Aligning dates of renewals for multiple licenses.

Action: Aligning dates will mean the statutes have to be changed.

B. HB 2744

Item: Applied Behavior Analyst Licensing Act

Action: Reviewed bill as it now stands and suggested new wording for a "trailer bill". Max shared that the legislature is hoping the BSRB will come up with the trailer bill that drafts the language about the licensing part. The legislative committee with Max can make the recommendations for the language.

VI. New Business

A. Introduction of New Social Work Licensing Specialist – Joan Hahn

B. Educational Program Issues

Item: Tabor College had a second meeting with CSWE to become accredited for Social Work, but the college is losing one out of the two faculty members for possibly one semester. Our regulations state two full-time faculty members.

Action: Larry moved that we waive the regulation for the one semester that they await accreditation. Cheryl moved that we table the motion until Jan can advise us. Motion carried.

C. ASWB Meeting Report - Max Foster

Max Foster, Leslie Allen and Cindy D'Ercole attended. The conference focused on investigations and the various states processes in dealing with investigations.

D. When Regulations Say CEU's Will Not Be Approved

Item: When an audit is completed, the CEU certificates are provided. Some of those courses are specified at the end of a regulation as NOT acceptable.

Action: If the CEU's are NOT in excess to those needed, it goes to the CRC automatically. If the CEU's are in excess of those needed then just a letter denouncing the unacceptable CEU's should be sent. NOTE: licensees should know the regulations.

Item: When LP's renew early can they start accruing CEU's early? (Within the last 24 months)

Action: Cheryl moved to table this discussion until Jan can be consulted on the regulations. Kathy Armstrong seconded the motion. Motion carried.

Grant officially appointed Gloria Jones and Jason DeSelms, licensed psychologists to the LP Advisory committee.

VII. Adjournment

Cheryl moved to adjourn the meeting. Motion seconded. Motion carried. Meeting adjourned at 11:45 a.m.