

102-5-9. Renewal and reinstatement.

(a) To be considered for license renewal, each licensed marriage and family therapist and licensed clinical marriage and family therapist shall submit the following items to the board:

- (1) A completed renewal application;
- (2) the continuing education reporting form; and
- (3) the renewal fee as prescribed in K.A.R. 102-5-2.

(b) If the application for renewal, the continuing education reporting form, and payment of the required fee are not submitted before the date the license expires, the licensee may reinstate the license by paying the required renewal fee, plus the late charge prescribed in K.A.R. 102-5-2, and submitting proof satisfactory to the board that the licensee has complied with the continuing education requirements.

(c) Each individual who holds a marriage and family therapy license or a clinical marriage and family therapy license but who fails to renew the license before its expiration, and who thereafter applies to renew the license, shall indicate on the reinstatement application form whether or not the individual has continued to practice marriage and family therapy in Kansas, or has continued to represent that individual as being a marriage and family therapist in Kansas after the individual's license expired and, if so, under what circumstances.

(d) If the license of any individual has been suspended and the individual thereafter makes an application for license renewal or reinstatement, the individual shall submit the following items:

- (1) The completed renewal or reinstatement application form;
- (2) the required renewal fee and, if applicable, the late charge set forth in K.A.R. 102-5-2;

(3) proof satisfactory to the board that the individual has complied with the continuing education requirements;

(4) proof satisfactory to the board that the individual has complied with the terms of the suspension; and

(5) any materials, information, evaluation or examination reports, or other documentation that the board may request and that will enable the board to satisfactorily evaluate and determine whether or not the license should be renewed or reinstated.

Factors to be considered by the board in determining whether or not the license should be renewed or reinstated shall include the following:

- (A) The extent to which the individual presently merits the public trust;
- (B) the extent to which the individual demonstrates consciousness of the wrongful conduct that resulted in the license suspension;
- (C) the extent of the individual's remediation and rehabilitation in regard to the wrongful conduct that resulted in the license suspension;
- (D) the nature and seriousness of the original misconduct;
- (E) the individual's conduct after the license suspension;
- (F) the time elapsed since the license suspension; and
- (G) the individual's present competence in marriage and family therapy knowledge and skills.

(e) If the license of any individual has been revoked and the individual thereafter makes an application for license reinstatement, the individual shall submit the following items:

- (1) The completed reinstatement application form;
- (2) the required renewal fee and the late charge set forth in K.A.R. 102-5-2;
- (3) proof satisfactory to the board that the individual has complied with the continuing education requirements; and
- (4) materials, information, evaluation or examination reports, or other documentation that will enable the board to satisfactorily evaluate and determine whether or not to reinstate the license. Factors to be considered by the board in determining whether or not to reinstate the license shall include the following:
 - (A) The extent to which the individual presently merits the public trust;
 - (B) the extent to which the individual has demonstrated consciousness of the wrongful conduct that resulted in the license revocation;
 - (C) the extent of the individual's remediation and rehabilitation in regard to the wrongful conduct that resulted in the license revocation;
 - (D) the nature and seriousness of the original misconduct;
 - (E) the individual's conduct after the license revocation;
 - (F) the time elapsed since the license revocation; and
 - (G) the individual's present competence in marriage and family therapy knowledge and skills. (Authorized by K.S.A. 74-7507; implementing K.S.A. 65-6407 and 65-6411; effective March 29, 1993; amended Dec. 19, 1997; amended July 11, 2003.)