

**KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD
BEHAVIOR ANALYST ADVISORY COMMITTEE
JANUARY 9, 2023**

Draft Minutes

- I. Call to Order:** David Anderson, Chair of the Advisory Committee, called the meeting to order at 10 a.m.

Committee Members: David Anderson, Kimberly Becker, Allyson Bell, Claudia Dozier, Linda Heitzman-Powell, Emily Kessler, Pete Peterson, Christie Stiehl, Mike Wasmer, and Alice Zhang were present by Zoom.

BSRB Staff: David Fye and Leslie Allen attended by Zoom.

- II. Agenda Approval.** Linda Heitzman-Powell motioned to approve the agenda. Emily Kessler seconded. The motion passed.
- III. Review and Approval of Minutes from the Advisory Committee Meeting on October 5, 2022.** Kimberly Becker moved to approve the minutes. Alice Zhang seconded. The motion passed.
- IV. Executive Director's Report.** The Executive Director for the BSRB reported on updates on recent board meetings, legislative updates, and agency updates.
- V. Old Business**
- A. Finalize Recommended Changes to Unprofessional Conduct Regulations.** The Executive director asked for advisory committees to review their professions unprofessional conduct regulations for updating, which is K.A.R. 102-8-11. Several Advisory Committee members reviewed the current regulations and compared them to the ethical code of the Behavioral Analyst Certification Board (BACB). The Executive Director created a table with existing language and possible changes for language to be presented to the Board. Advisory Committee members recommended the following changes:
- a. **K.A.R. 102-8-11(h)** – Advisory Committee members recommended adding a line under (h) to state directly soliciting testimonials from current clients or stakeholders for use in advertisements to obtain new clients.
 - b. **K.A.R. 102-8-11(j)** – Advisory Committee members recommended adding language for (j) failing to actively engage in professional development activities to acquire knowledge and skill related to cultural responsiveness and diversity.
 - c. **K.A.R. 102-8-11(k)** – Advisory Committee members recommended adding “in understandable language”.

- d. **K.A.R. 102-8-11(l)** – Advisory Committee members recommended adding language “in understandable language”.
- e. **K.A.R. 102-8-11(m)** – Advisory Committee members recommended adding failing to provide each client with a description of the proposed treatment procedures anticipated outcomes and possible risks to the client.
- f. **K.A.R. 102-8-11(s)** – Advisory Committee members recommended adding a line after with the language “has derived or solicited any form of monetary profit or personal gain as a result of their personal relationship with clients or relevant parties with the exception any form of substantial gain monetary profit or personal gain.”

B. Discussion on Possible Regulation for Care of Clients in Crisis. The Advisory Committee previously discussed possible language to recommend to the Board concerning the topic of practitioner responsibility to care for clients who are in crisis after-hours. The Advisory Committee recommended language for practitioners to have a written plan with resources for clients. Advisory Committee members were asked to review ABA guidelines to help develop language for this topic further.

VII. New Business

A. Discussion on Possible Reinstatement Statue. The Executive Director noted that currently, there is no authority for the BSRB to reinstate licenses for licensees in the case of expired licenses the only process for a behavior analyst to regain their license is to re-apply. The Executive Director asked the Advisory Committee if they were supportive of recommending to the Board new language be included in the bill before the 2023 Legislature to add this authority. The Advisory Committee recommended submitting a recommendation to the Legislature to add language to allow reinstatement of licenses.

B. Discussion on Advisory Committee Topics for 2023. Due to time constraints, this topic was tabled to the next Advisory Committee meeting.

VIII. Next Meeting: The next Advisory Committee meeting will be at 1pm on Thursday, February 22, 2023.

IX. Adjournment: The meeting was adjourned.