

**KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD
BEHAVIOR ANALYST ADVISORY COMMITTEE
MAY 3, 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, Jacqueline Lightcap, Claudia Dozier, Linda Heitzman-Powell, Emily Kessler, Allyson Bell, Alice Zhang, Mike Wasmer were present by Zoom.

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

- II. Agenda Approval.** Emily Kessler motioned to approve the agenda. Linda Heitzman-Powell seconded. The motion passed.
- III. Review and Approval of Minutes from the Advisory Committee Meeting on January 9, 2023.** Emily Kessler moved to approve the minutes with the edit of adding Jacqueline Lightcap was in attendance. Claudia Dozier 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. 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(aa)** – Advisory Committee members recommended a change to the language to say “actively soliciting any clients of another agency or colleague without attempting to coordinate the continued provision of client services by the agency or colleague; Assuming professional responsibility for any client of another agency or colleague without attempting to coordinate services for continuity of care.”
 - b. **K.A.R. 102-8-11(bb)** – Advisory Committee members recommended adding language after (bb) on failure to actively engage in professional development activities to maintain and further their professional competence.
 - c. **K.A.R. 102-8-11(mm)** – Advisory Committee members recommended adding a new line “taking on more supervisees and trainee than allows for effective

supervision.” (1) When supervising and training, failing to incorporate and address topics related to diversity. (2) When supervising and training, failing to ensure the supervisees and trainees are competent to perform delegated task.

- d. **K.A.R. 102-8-12 Recordkeeping**– Advisory Committee members recommended moving language on recordkeeping into the main unprofessional conduct regulations. There is a recommendation to add a record keeping requirement for supervision.

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 viewing language for other professions for further discussion at the next Advisory Committee meeting.

VII. New Business

A. Discussion on Adding New Members to Advisory Committee. The Executive Director noted some current members will reach the end of the time they can serve on the Advisory Committee at the end of June 2023. The Advisory Committee requested the Executive Director send a message to licensees to allow applicants to express interest if they would like to be appointed to the Advisory Committee. All applicants will send a resume and cover letter to the Executive Director and those applicants will be considered at the next Advisory Committee meeting.

B. Regulation on Reinstating Licenses. 2023 Senate Bill 131 will allow the BSRB to create regulatory language for reinstatement of behavior analyst licenses, if the bill is signed into law. Currently, if a license becomes expired, the licensed behavioral analyst must reapply for licensure. The Advisory Committee may consider creation of regulatory language on this item, if the bill becomes law.

C. Discussion on Possible Reciprocity Statute. The Executive Director stated that the statutes for the behavior analyst profession do not include a statute on reciprocity. The Advisory Committee may consider this topic for discussion at a future meeting.

VIII. Next Meeting: The next Advisory Committee meeting will be held in June 2023. The Executive Director will send out a poll to identify the best date for the meeting. Advisory Committee members requested the next meeting be in hybrid form, with the ability of members to attend the person in person.

IX. Adjournment: Allyson Bell moved to adjourn. Claudia Dozier seconded. The motion passed.