

**Behavioral Sciences Regulatory Board  
Board Minutes  
November 9, 2020**

**Call to Order.** The meeting was called to order by Chair Deb Stidham at 10:00 a.m.

**I. Roll Call.**

**Board Members.** Members present by zoom: David Anderson, Mary Jones, Jacqueline Lightcap, Johnna Norton, Bruce Nystrom, Andrea Perdomo-Morales, Leslie Sewester, Laura Shaughnessy, Deb Stidham and Carolyn Szafran.

**II. BSRB Staff.** Staff present by zoom: Max Foster, Leslie Allen, Cindy D’Ercole, Janet Arndt, David Fye and Ashley VanBuskirk.

**III. Guests.** Representative Elizabeth Bishop, Kerry Brock, Becky Fast, Jessica Huber.

**IV. Agenda Approval.** Deb Stidham would like to move Representative Elizabeth Bishop’s concerns to right after agenda approval and add to the agenda under new business, meeting schedule for 2021. Mary Jones motioned to approve agenda as amended. Leslie Sewester seconded. The motion passed.

**V. Representative Elizabeth Bishop – Mental Health Services in Underserved Areas.** Representative Bishop spoke to the Board about the need for mental health services in underserved areas in Kansas.

**VI. Minutes Approval.** Leslie Sewester motioned to approve the September 16, 2020 minutes as written. Johnna Norton seconded. The motion passed. For the October 27, 2020 minutes add Jacqueline Lightcap to the section after the board came back from executive session. Carolyn Szafran motioned to approve October 27, 2020 minutes as amended. Mary Jones seconded. The motion passed.

**VII. Public Comments.**

- Kerry Brock began clinical supervision hours last winter and would like to request more hours be able to be done by telehealth.
- Jessica Huber wants to know if her application for reciprocity will be passed by Kansas board since the state she is currently in will not fill out what Kansas requires.
- Becky Fast talked about colleges with accreditations and how there are very few colleges that are not accredited.

**VIII. Executive Director’s Report.**

- Max submitted budget on time and we should receive the budget recommendations from the Division of the Budget shortly.
- Spoke about the non-cabinet executive director meeting.

- There are a few meetings Max attended virtually for AASCB and ASWB Administrators Forum. Talked briefly about what was in those meetings.
- Max and Leslie had multiple zoom meetings with students at different universities including Wichita State, Fort Hays State, Washburn and KU.
- David Fye starts as Executive Director in the office 11/16/2020. Max's last day in the office is Friday, January 8, 2021.

**IX. Staff Reports.** Leslie Allen gave a brief report of how our new database has been functioning. Still has a few glitches, but meeting weekly with Jesse to get everything functioning properly.

**X. Complaint Review Committee Report.** The Complaint Review Committee met in October. Bruce gave a brief report on the number of violations we have received. Have had a spike in complaints recently.

**XI. Professions Reports.**

**A. Psychology.** Deb Stidham gave a brief report for Ric Steele regarding what the committee last discussed. Next meeting scheduled for December.

**B. Social Work.** Andrea Perdomo-Morales noted that the social work advisory committee suggested lowering the direct client contact required in practicum from 350 to 200 hours. Will discuss supervision training plan requirements at the next meeting. Next meeting scheduled for December.

**C. Professional Counseling.** Laura Shaughnessy gave a brief report of what the committee discussed in October. The committee discussed language on a few regulations and will discuss more at their next meeting to finalize wording. Next meeting scheduled for December.

**D. Master's Level Psychology.** David Anderson talked about what the committee discussed in October. Two new advisory committee members. Talked about a couple of issues regarding educational requirements and how out-of-state applicants have difficulties applying with Kansas requirements. Licensure renewal issues with CEU's due to COVID. Will discuss further at next meeting. Next meeting scheduled for December.

**E. Marriage and Family Therapy.** None. Next meeting scheduled for November 20, 2020.

**F. Addiction Counseling.** Deb Stidham noted that the committee met in October and continued to review curriculum. Discussed the role of telephonic counseling. Will be reviewing possible new committee members. Next meeting scheduled for December.

**G. Behavior Analysis.** None.

**XII. Old Business.**

- The Board continued their discussion regarding the Board's Legislative Agenda for 2021 session. Will resurrect the bill from last legislative session that did not get a hearing due to COVID. Discussed some regulation language.

**XIII. New Business.**

- Deb Stidham appointed Christina Boyd and Shona Shook to the Addiction Counselor Advisory Committee.
- The board discussed how records should be handled when a professional passes away. Max contacted other regulatory board to see if they have statutes regarding this. Will get additional information and bring it back to the next board meeting.

**XIV. Meeting Schedule for 2021.** The Board will continue to meet every other month through 2021. Will continue to meet at 10:00 a.m. The Board will hold a meeting on December 21, 2020 at 9:00 a.m. to discuss statutes and regulations.

**XV. Adjourn.** Leslie Sewester motioned to adjourn the meeting. Mary Jones seconded. The motion passed.

DRAFT

**BEHAVIORAL SCIENCES REGULATORY BOARD  
TENTATIVE BOARD MEETING AGENDA  
January 11, 2021**

**Due to COVID-19, the Board office is practicing social distancing. The office space does not allow for a meeting while practicing social distancing, therefore, the meeting will be conducted virtually on the Zoom platform. If you wish to provide public comment at the meeting, please notify the Executive Director for the agency, David Fye, by noon on Friday, January 8, 2021, by sending an e-mail to David.Fye@ks.gov.**

**You may view the Zoom meeting here:**

<https://youtu.be/ATPq9UZ43zg>

**To join the meeting by conference call: 877-278-8686  
The pin: 327072**

If there are any technical issues during the meeting, you may call the Board office at, 785-296-3240.

The Behavioral Sciences Regulatory Board may take items out of order as necessary to accommodate the time restrictions of Board members and visitors. All times and items are subject to change.

**Monday, January 11, 2021**

**10:00 a.m.                      Call to order and Roll Call**

- I.**      Opening Remarks, Board Chair
- II.**     Agenda Approval
- III.**    Minutes Approval for: November 9, 2020 and December 21, 2020 #
- IV.**    Public Comments
- V.**     Executive Director's Report #
- VI.**    Staff Reports
- VII.**   Complaint Review Committee Report
- VIII.** Professions Reports
  - A. Psychology
  - B. Social Work
  - C. Professional Counseling
  - D. Master's Level Psychology
  - E. Marriage and Family Therapy
  - F. Addiction Counseling
  - G. Behavior Analysis

**IX. Old Business**

- A. Temporary Permit Statutory Language Changes #
- B. Board Approved Clinical Supervisor for Social Work Request to Add to 2021 Legislation #

**X. New Business**

- A. Education Requirements - "In Residence" #
- B. Provider Disclosure Statues and Regulations #
- D. Clinical Supervision Frequency #
- E. Roles of Advisory Committee Members

**XI. Adjourn**



## Executive Director's Report

January 11, 2021

### Agency Updates

- Max Foster's Retirement
- BSRB YouTube Channel
- Follow Up from Board Meeting on December 21, 2020

### Operations Updates

- Evaluation of Current Office Policies
- Evaluation of Current Computer Equipment and Processes
- Evaluation of Current Phone Equipment and Processes

### Legislative Items

- Key Dates
- Committee News
- Budget Process
- Bill Hearing Process

## RAV Statistics for FY 2021

July 2020	
Received	9
Closed	0
Total # of Cases	125

January 2021	
Received	
Closed	
Total # of Cases	

August 2020	
Received	14
Closed	30
Total # of Cases	<b>109</b>

February 2021	
Received	
Closed	
Total # of Cases	

September 2020	
Received	6
Closed	12
Total # of Cases	<b>103</b>

March 2021	
Received	
Closed	
Total # of Cases	

October 2020	
Received	24
Closed	19
Total # of Cases	<b>108</b>

April 2021	
Received	
Closed	
Total # of Cases	

November 2020	
Received	4
Closed	5
Total # of Cases	<b>107</b>

May 2021	
Received	
Closed	
Total # of Cases	

December 2020	
Received	16
Closed	35
Total # of Cases	<b>88</b>

June 2020	
Received	13
Closed	30
Total # of Cases	<b>116</b>

### Cases Open by FY

FY 2012	1	FY 2015	3	FY 2016	1
FY 2017	1	FY 2018	5	FY 2019	2
FY 2020	10	FY 2021	65		



## RAV Statistics for FY 2021

December 2020

### Cases Open by License FY 2021

Profession	# Open	Percentage
LP	8	9.09%
LMLP	2	2.27%
LCP	5	5.68%
LMFT	3	3.41%
LCMFT	7	7.95%
LPC	15	17.05%
LCPC	6	6.82%
LBSW	14	15.91%
LMSW	10	11.36%
LSCSW	6	6.82%
LAC	7	7.95%
LMAC	2	2.27%
LCAC	1	1.14%
LBA/LaBa	0	0.00%
No License	2	2.27%
Total	88	100.00%

### Cases Received for FY 2021 by License

Profession	# Received	Percentage
LP	5	6.85%
LMLP	2	2.74%
LCP	5	6.85%
LMFT	2	2.74%
LCMFT	6	8.22%
LPC	10	13.70%
LCPC	4	5.48%
LBSW	13	17.81%
LMSW	6	8.22%
LSCSW	8	10.96%
LAC	3	4.11%
LMAC	1	1.37%
LCAC	0	0.00%
LBA/LaBa	0	0.00%
No License	8	10.96%
Total	73	100.00%

## In Residence

**102-3-3a. Education requirements.** To qualify for licensure as a professional counselor or a clinical professional counselor, the applicant's education shall meet the applicable requirements provided in the following subsections. (a) (1) "Core faculty member" means an individual who is part of the program's teaching staff and who meets the following conditions:

(A) Is an individual whose education, training, and experience are consistent with the individual's role within the program and are consistent with the published description of the goals, philosophy, and educational purpose of the program;

(B) is an individual whose primary professional employment is at the institution in which the program is housed; and

(C) is an individual who is identified with the program and is centrally involved in program development, decision making, and student training as demonstrated by consistent inclusion of the individual's name in public and departmental documents.

(2) "In residence," when used to describe a student, means that the student is present at the physical location of the institution for the purpose of completing coursework during which the student and one or more core faculty members are in face-to-face contact.

(3) "Primary professional employment" means at least 20 hours per week of instruction, research, any other service to the institution in the course of employment, and the related administrative work.

(b) At the time of application, each applicant shall have fulfilled the following requirements:

(1) Received either a master's or doctoral degree in counseling from a program that meets one of the following requirements:

(A) Is not below the accreditation standards of the council for the accreditation of counseling and related educational programs; or

(B) meets the requirements in subsections (f) and (g); and

(2) as a part of or in addition to the coursework completed for the counseling graduate degree, completed at least 60 graduate semester hours, or the academic equivalent, of which at least 45 graduate semester hours, or the academic equivalent, shall clearly satisfy the coursework requirements in subsection (c).

(c) Each applicant shall have satisfactorily completed formal academic coursework that contributes to the development of a broad conceptual framework for counseling theory and practice as a basis for more advanced academic studies. This formal academic coursework shall consist of at least 45 graduate semester hours, or the academic equivalent, that are distributed across the substantive content areas provided in this subsection. None of these credit hours shall be earned through independent study courses. There shall be at least two discrete and unduplicated semester hours, or the academic equivalent, in each of the following substantive content areas:

(1) Counseling theory and practice, which shall include studies in the basic theories, principles, and techniques of counseling and their applications to professional settings;

- (2) the helping relationship, which shall include studies in the philosophical bases of helping relationships and the application of the helping relationship to counseling practice, as well as an emphasis on the development of practitioner and client self-awareness;
  - (3) group dynamics, processes, and counseling approaches and techniques, which shall include studies in theories and types of groups, as well as descriptions of group practices, methods, dynamics, and facilitative skills;
  - (4) human growth and development, which shall include studies that provide a broad understanding of the nature and needs of individuals at all developmental levels and in multicultural contexts;
  - (5) career development and lifestyle foundations, which shall include studies in vocational theory, the relationship between career choice and lifestyle, sources of occupational and educational information, approaches to career decision-making processes, and career development exploration techniques;
  - (6) appraisal of individuals and studies and training in the development of a framework for understanding the individual, including methods of data gathering and interpretation, individual and group testing, and the study of individual differences;
  - (7) social and cultural foundations, which shall include studies in change processes, ethnicity, subcultures, families, gender issues, the changing roles of women, sexism, racism, urban and rural societies, population patterns, cultural mores, use of leisure time, and differing life patterns. These studies may come from the behavioral sciences, economics, political science, and similar disciplines;
  - (8) research and evaluation, which shall include studies in the areas of statistics, research design, development of research, development of program goals and objectives, and evaluation of program goals and objectives;
  - (9) professional orientation, which shall include studies codes of ethics, legal considerations, standards of preparation and practice, certification, licensing, and the role identities of counselors and others in the helping professions; and
  - (10) supervised practical experience, which shall include studies in the application and practice of the theories and concepts presented in formal study. This experiential practice shall be performed under the close supervision of the instructor and on-site supervisor with the use of direct observation and the preparation and review of written case notes. Direct observation may include the use of one-way mirrors in a counseling laboratory, the use of videotaped or audiotaped sessions, or the use of real-time video conferencing or similar synchronous communication devices.
- (d) Each applicant for licensure as a clinical professional counselor whose master's or doctoral degree is earned before July 1, 2003 shall have earned the graduate degree in accordance with subsections (b) and (c).
- (e) Each applicant for licensure as a clinical professional counselor whose master's or doctoral degree is earned on or after July 1, 2003 shall meet the following education requirements:
- (1) Have earned a graduate degree in accordance with subsections (b) and (c);
  - (2) in addition to or as a part of the academic requirements for the graduate degree, have completed 15 graduate semester credit hours, or the academic equivalent, supporting diagnosis and treatment of mental disorders using the "diagnostic and statistical manual of mental

disorders” as specified in K.A.R. 102-3-15. The 15 graduate semester credit hours, or the academic equivalent, shall include both of the following:

(A) The applicant shall have satisfactorily completed two graduate semester hours, or the academic equivalent, of discrete coursework in ethics and two graduate semester hours, or the academic equivalent, of discrete coursework in psychopathology and diagnostic assessment, including the study of the latest edition of the “diagnostic and statistical manual of mental disorders” and assessment instruments that support diagnosis.

(B) The applicant shall have satisfactorily completed coursework addressing treatment approaches and inter-disciplinary referral and collaboration; and

(3) completion of a graduate-level, supervised clinical practicum pursuant to K.S.A. 65-5804a(c)(1)(C), and amendments thereto.

(f) In order to be approved by the board, each educational program in professional counseling shall meet the following requirements:

(1) Have established program admission requirements that are based, in part or in full, on objective measures or standardized achievement tests and measures;

(2) require an established curriculum that encompasses at least two academic years of graduate study;

(3) have clear administrative authority and primary responsibility within the program for the core and specialty areas of training in professional counseling;

(4) have an established, organized, and comprehensive sequence of study that is planned by administrators who are responsible for providing an integrated educational experience in professional counseling;

(5) engage in continuous systematic program evaluation indicating how the mission objectives and student learning outcomes are measured and met;

(6) be chaired or directed by an identifiable person who holds a doctoral degree in counseling that was earned from a regionally accredited college or university upon that person’s actual completion of a formal academic training program;

(7) have an identifiable, full-time, professional faculty whose members hold earned graduate degrees in professional counseling or a related field;

(8) have an established, identifiable body of students who are formally enrolled in the program with the goal of obtaining a degree;

(9) require an appropriate practicum, internship, or field or laboratory training in professional counseling that integrates didactic learning with supervised clinical experience;

(10) conduct an ongoing, objective review and evaluation of each student’s learning and progress, and report this evaluation in the official student transcripts;

(11) require that at least 30 graduate semester credit hours, or the academic equivalent, of coursework be completed “in residence” at one institution and require that the practicum or internship be completed at the same institution; and

(12) require that the number of graduate semester hours, or the academic equivalent, delivered by adjunct faculty does not exceed the number of graduate semester hours, or the academic equivalent, delivered by core faculty members.

(g) In order for an applicant to qualify for licensure, the college or university at which the applicant completed the counseling degree requirements shall meet these requirements:

- (1) Be regionally accredited, with accreditation standards equivalent to those met by Kansas colleges and universities;
  - (2) document in official publications, including course catalogs and announcements, the program description and standards and the admission requirements of the professional counseling education and training program;
  - (3) identify and clearly describe in pertinent institutional catalogs the coursework, experiential, and other academic program requirements that must be satisfied before conferral of the graduate degree in counseling;
  - (4) clearly identify and specify in pertinent institutional catalogs its intent to educate and train professional counselors;
  - (5) have clearly established the professional counselor education program as a coherent entity within the college or university that, when the applicant's graduate degree was conferred, met the program standards in subsection (f); and
  - (6) have conferred the graduate degree in counseling upon the applicant's successful completion of an established and required formal program of studies.
- (h) The following types of study shall not be substituted for or counted toward the coursework requirements of subsections (b), (c), (d), and (e):
- (1) Academic coursework that the applicant completed as a part of or in conjunction with the undergraduate degree requirements;
  - (2) academic coursework that has been audited rather than graded;
  - (3) academic coursework for which the applicant received an incomplete or failing grade;
  - (4) coursework that the board determines is not closely related to the field or practice of counseling;
  - (5) graduate or postgraduate coursework or training provided by any college, university, institute, or training program that does not meet the requirements of subsections (f) and (g); and
  - (6) any continuing education, in-service activity, or on-the-job training.
- (i) The following types of study may be counted toward the 60 graduate semester hours required under paragraph (b)(2):
- (1) No more than six graduate semester hours of independent study that is related to the field or practice of counseling, except that independent study shall not be used to meet any of the substantive content area requirements specified in subsection (c); and
  - (2) no more than four graduate semester hours for thesis research and writing.
- (Authorized by K.S.A. 2014 Supp. 65-5804a and 74-7507; implementing K.S.A. 2014 Supp. 65-5804a; effective Dec. 19, 1997; amended July 19, 2002; amended Aug. 8, 2003; amended Oct. 27, 2006; amended Dec. 12, 2014.)

## Provider Disclosure

**74-5374. Disclosure to client at beginning of client-therapist relationship; documentation.** A licensee under K.S.A. [74-5361](#) et seq. and amendments thereto, at the beginning of a client-therapist relationship, shall inform the client of the level of such licensee's training and the title or titles and license or licenses of such licensee. As a part of such obligation, such licensee shall disclose whether such licensee has a masters degree or a doctoral degree. If such licensee has a doctoral degree, such licensee shall disclose whether or not such doctoral degree is a doctor of medicine degree or some other doctoral degree. If such licensee does not have a medical doctor's degree, such licensee shall disclose that the licensee is not authorized to practice medicine and surgery and is not authorized to prescribe drugs. As a part of such disclosure, such licensee shall advise the client that certain mental disorders can have medical or biological origins, and that the client should consult with a physician. Documentation of such disclosures to a client shall be made in the client's record.

**History:** L. 1999, ch. 117, § 31; July 1, 2000.

**102-4-14. Licensee consult with physician when determining symptoms of mental disorders.** (a) "Consult," as used in K.S.A. 74-5362 and K.S.A. 74-5363, and amendments thereto, shall be defined as contact made by the licensee with the appropriate medical professional for the purpose of promoting a collaborative approach to the client's care and informing the medical professional of the client's symptoms. This contact shall not be intended to accomplish confirmation of diagnosis. The timing of any such action by the licensee shall be managed in a way that enhances the progress of assessment, diagnosis, and treatment. This consult may or may not be completed in the initial session of service delivery.

(b) A consult with a client's physician or psychiatrist may occur through face-to-face contact, telephonic contact, or correspondence by the licensee with the physician, the physician's assistant, or designated nursing staff. When initiating this contact, the licensee shall not be responsible for the medical professional's response or for the client's compliance with any related intervention made by the medical professional.

(c) If a licensee is practicing in a setting or contract arrangement that involves a person licensed to practice medicine and surgery for review of mental health treatment, a physician consult may be completed through medical involvement completed in accordance with the established procedure of the setting or with the contract arrangement.

(d) A physician consult shall not be required beyond the procedures for medical involvement as established by the qualifying agency if a licensee is practicing in any of the following:

- (1) A licensed community mental health center or its affiliate;
- (2) an agency of the state that provides mental health, rehabilitative, or correctional services; or
- (3) an agency licensed by the state for providing mental health, rehabilitative, or correctional services.

(e) If a licensee is offering services that do not include diagnosis and treatment of a mental disorder, a physician consult shall not be required. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-5362, as amended by L. 1999, Ch. 117, Sec. 30 and K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; effective Aug. 4, 2000.)

## Supervision frequency and length.

Meet at least one hour every week in which client contact has occurred. Supervision sessions must be at least  $\frac{1}{2}$  hour in length. Supervision must occur at least two times a month regardless of client contact. Supervision must occur every other week regardless of client contact.

One hour = at least 50 minutes

$\frac{1}{2}$  hour = at least 25 minutes

## SENATE BILL NO. \_\_\_\_

AN ACT concerning the behavioral sciences; relating to the behavioral sciences regulatory board; professions regulated thereby; licensing requirements; fees; discipline; creating a volunteer license; amending K.S.A. 65-5802, 65-5804a, 65-5809, 65-6311, 65-6319, 65-6402, 65-6404, 65-6408, 65-6608, 65-6610, 65-6615, 74-5324, 74-5362, 74-5363 and 74-5369 and K.S.A. 2019 Supp. 65-6306 and 65-6611 and repealing the existing sections.

*Be it enacted by the Legislature of the State of Kansas:*

New Section 1. (a) On and after January 1, 2021, any licensee providing postgraduate clinical supervision for any individual working toward licensure as a clinical social worker shall be a board-approved clinical supervisor.

(b) An application for a board-approved clinical supervisor shall be made to the board on a form and in the manner prescribed by the board and shall be accompanied by the fee fixed under K.S.A. 65-5808, and amendments thereto.

(c) Each applicant for board-approved clinical supervisor shall furnish evidence satisfactory to the board that the applicant:

(1) Is currently licensed by the board as a specialist clinical social worker and has practiced as a specialist clinical social worker for at least two years following licensure;

(2) is not the subject of any disciplinary action of the board that would prohibit providing clinical supervision, as determined by the board; and

(3) (A) Has completed the minimum number of semester hours of coursework related to the enhancement of supervision skills approved by the board; or

(B) has completed the minimum number of continuing education hours related to the enhancement of supervision skills approved by the board.

(c) Each board-approved clinical supervisor shall complete, as a part of the continuing



education required under K.S.A. 65-6313, and amendments thereto, at least three hours of continuing education related to the enhancement of supervision skills, including at least one hour related to ethics in supervision.

(d) This section shall be a part of and supplemental to the social workers licensure act.

Sec. 2. K.S.A. 65-5802 is hereby amended to read as follows: 65-5802. As used in the professional counselors licensure act:

(a) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501 and amendments thereto.

(b) "Practice of professional counseling" means assisting an individual or group for a fee, monetary or otherwise, through counseling, assessment, consultation and referral and includes the diagnosis and treatment of mental disorders as authorized under the professional counselors licensure act.

(c) "Professional counseling" means to assist an individual or group to develop understanding of personal strengths and weaknesses, to restructure concepts and feelings, to define goals and to plan actions as these are related to personal, social, educational and career development and adjustment.

(d) "Assessment" means selecting, administering, scoring and interpreting instruments designed to describe an individual's aptitudes, abilities, achievements, interests and personal characteristics.

(e) "Consultation" means the application of principles, methods and techniques of the practice of counseling to assist in solving current or potential problems of individuals or groups in relation to a third party.

Example Statute on Temporary Out of State Permits (Professional Counselor)

(Current Language)

**65-5807a. Temporary permit to practice; requirements; fees; expiration, extension.**

- (a) Upon written application and board approval, an individual who is licensed to engage in the independent clinical practice of professional counseling at the clinical level in another jurisdiction and who is in good standing in that other jurisdiction may engage in the independent practice of clinical professional counseling as provided by K.S.A. 65-5801 et seq., and amendments thereto, in this state for no more than 15 days per year upon receipt of a temporary permit to practice issued by the board.
- (b) Any clinical professional counseling services rendered within any 24-hour period shall count as one entire day of clinical professional counseling services.
- (c) The temporary permit to practice shall be effective on the date of approval by the board and shall expire December 31 of that year. Upon written application and for good cause shown, the board may extend the temporary permit to practice no more than 15 additional days.
- (d) The board may charge a fee of a maximum of \$200 for a temporary permit to practice and a fee of a maximum of \$200 for an extension of a temporary permit to practice as established by rules and regulations of the board.
- (e) A person who holds a temporary permit to practice clinical professional counseling in this state shall be deemed to have submitted to the jurisdiction of the board and shall be bound by the statutes and regulations that govern the practice of clinical professional counseling in this state.
- (f) In accordance with the Kansas administrative procedures act, the board may issue a cease and desist order or assess a fine of up to \$1,000 per day, or both, against a person licensed in another jurisdiction who engages in the independent practice of clinical professional counseling in this state without complying with the provisions of this section.
- (g) This section shall be part of and supplemental to the professional counselors licensure act.

History: L. 2007, ch. 13, § 1; July 1.

Example Statute on Temporary Out of State Permits (Professional Counselor) – With Board Adjustments

(Current Language)

**65-5807a. Temporary permit to practice; requirements; fees; expiration, extension.**

(a) Upon written application and board approval, an individual who is licensed to engage in the independent clinical practice of professional counseling at the clinical level in another jurisdiction, and who is in good standing in that other jurisdiction, and has practiced in that jurisdiction at least two years immediately preceding the date of application for a temporary permit may engage in the independent practice of clinical professional counseling as provided by K.S.A. 65-5801 et seq., and amendments thereto, in this state for no more than 1530 days per year upon receipt of a temporary permit to practice issued by the board, with quarterly reports to the board on total days practiced in Kansas.

(b) Any clinical professional counseling services rendered within any 24-hour period shall count as one entire day of clinical professional counseling services.

(c) The temporary permit to practice shall be effective on the date of approval by the board and shall expire ~~December 31 of that year~~ one year from the date of approval. Upon written application and emergency circumstances as defined by the board for good cause shown, the board may extend the temporary permit to practice no more than 15 additional days one for another 12-month time period.

(d) The board may charge a fee of a maximum of \$200 for a temporary permit to practice and a fee of a maximum of \$200 for an extension of a temporary permit to practice as established by rules and regulations of the board.

(e) A person who holds a temporary permit to practice clinical professional counseling in this state shall be deemed to have submitted to the jurisdiction of the board and shall be bound by the statutes and regulations that govern the practice of clinical professional counseling in this state.

(f) In accordance with the Kansas administrative procedures act, the board may issue a cease and desist order or assess a fine of up to \$1,000 per day, or both, against a person licensed in another jurisdiction who engages in the independent practice of clinical professional counseling in this state without complying with the provisions of this section.

(g) This section shall be part of and supplemental to the professional counselors licensure act.

History: L. 2007, ch. 13, § 1; July 1.