

**KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

Eisenhower State Office Building  
700 SW Harrison, Suite 420  
Topeka, Kansas 66603-3240

In the Matter of )

Reginald J. Drew, LAC #1194 )

Case No. 23-AC-0165

Licensee )

Pursuant to K.S.A. 77-537 )

**SUMMARY PROCEEDING ORDER OF SUSPENSION**

Now, on this 25 day of May, 2023, the above-captioned matter comes before the Complaint Review Committee of the Kansas Behavioral Sciences Regulatory Board ("Board").

**FINDINGS OF FACT**

The Board finds that the following facts have been established by a preponderance of the evidence:

1. Reginald J. Drew ("Licensee") was at all times relevant, a Licensed Addiction Counselor ("LAC") within the meaning of the Kansas Addiction Counselor Licensure Act, K.S.A. 65-6607, *et seq.*, and amendments thereto. The Board issued Licensee's original LAC No. 1194 on approximately August 29, 2014. Licensee's LAC license is set to expire on August 31, 2024.

2. On January 3, 2023, a Summary Proceeding Order previously entered by the Board against Licensee, for case 22-AC-0180, became a Final Order of the Board.

3. Per the terms in the Final Order for 22-AC-0180, Licensee was required to provide a proposed supervisor to the Board's investigator within 30 days of the effective date of the Final Order. On February 3, 2023, Licensee had not provided a proposed supervisor to the Board.

4. On February 8, 2023, Board investigators sent a second message to Licensee, reminding Licensee that the Final Order for 22-AC-0180 required a proposed supervisor to be submitted to the Board within 30 days of the effective date of the Final Order. The letter stated that if a proposed supervisor was not submitted to the Board by March 8, 2023, the matter would be returned to the Board for further review and possible further action.

5. On March 8, 2023, Licensee had not provided a proposed supervisor to the Board.

6. Also, the Final Order for 22-AC-0180 required that Licensee complete 6 extra continuing education hours beyond the biennial requirements, taken within 3 months of the effective date of the Final Order. The continuing education hours were required to include boundaries, dual relationships, professional expectations, and addiction counseling ethics. The terms of the Final Order for 22-AC-0180 stated that Licensee was required to submit to the Board's investigator all documents evidencing compliance with the terms and conditions of the Final Order. As of April 3, 2023, Licensee has not provided documentation of completion of these 6 extra continuing education hours.

7. At this time, Licensee has failed to provide a proposed supervisor to the Board and has failed to provide the Board with documentation demonstrating completion of the 6 extra continuing education hours, both required as conditions of the Final Order for 22-AC-0180.

### **APPLICABLE LAW**

8. Pursuant to K.S.A. 77-537(a) of the Kansas Administrative Procedure Act ("KAPA"), a state agency may use summary proceedings, subject to a party's request for a hearing on the order, if:

- (1) The use of those proceedings in the circumstances does not violate any provision of law;
- (2) the protection of the public interest does not require the state agency to give notice and an opportunity to participate to the persons other than the parties;
- (3) based upon an investigation of the facts by the state agency, beyond receipt of the allegations, the state agency believes in good faith that the allegations will be supported to the applicable standard of proof, provided however that an alleged failure to meet the standard set forth in this subsection shall not be subject to immediate judicial review and shall not invalidate any later agency action that has been supported to the applicable standard of proof; and
- (4) the order does not take effect until after the time for requesting a hearing has expired.

9. K.S.A. 65-6608(c): "Licensed addiction counselor" means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed under this act. Such person shall engage in the practice of addiction counseling in a state-licensed or certified alcohol and other drug treatment program or in completing a Kansas domestic violence offender assessment for participants in a certified batterer intervention program pursuant to K.S.A. 75-7d01 through 75-7d13, and amendments thereto, unless otherwise exempt from licensure under K.S.A. 59-29b46(n), and amendments thereto.

10. K.S.A. 65-6615 Refusal to grant licensure; other licensure actions; grounds; procedure; licensure of applicant with felony conviction, requirements.

(a) The board may refuse to issue, renew or reinstate a license, may condition, limit, revoke or suspend a license, may publicly or privately censure a licensee or may impose

a fine not to exceed \$1,000 per violation upon a finding that a licensee or an applicant for license:

(11) has violated any lawful order or directive of the board previously entered by the board.

### CONCLUSIONS OF LAW

11. Licensee has violated a lawful order or directive of the Board, by failing to comply with the terms of the Final Order in 22-AC-0180, as he has not provided a proposed supervisor to the Board and has not provided evidence of completion of the 6 extra continuing education hours, as described in the Final Order for 22-AC-0180.

### SANCTION

WHEREFORE, based on the above Findings of Fact and Conclusions of Law and pursuant to the authority granted by K.S.A. 65-6615 and K.S.A. 77-537, the Complaint Review Committee of behalf of the Board finds that the Kansas Licensed Addiction Counselor license of Licensee should be and is hereby **SUSPENDED** on the effective date of this Summary Proceeding Order as set forth in the Notice of Relief and the Certificate of Service below, and until such further order of the Board.

Additionally, Licensee shall pay a fine of \$1,000.00 within thirty (30) days of the effective date of this Summary Proceeding Order to the Board's investigator at its office located at 700 SW Harrison St., Suite 420, Topeka, KS 66603.

IT IS SO ORDERED ON THIS 25 DAY OF May, 2023.



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Chairperson, Complaint Review Committee  
On behalf of the Behavioral Sciences  
Regulatory Board

## **NOTICE OF RELIEF FROM SUMMARY PROCEEDING ORDER**

Pursuant to K.S.A. 77-537 and 77-542, this Summary Proceeding Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for hearing to:

**David Fye, Executive Director  
Behavioral Sciences Regulatory Board  
700 SW Harrison St., Suite 420  
Topeka, KS 66603**

This written request must be filed within fifteen (15) calendar days of the date listed in the Certificate of Service below. Pursuant to K.S.A. 77-503(c), the 15-day period begins the day after the date shown in Certificate of Service below and includes weekends and legal holidays. If the 15<sup>th</sup> day falls on a Saturday, Sunday, or legal holiday, then the 15-day period runs until 5:00 p.m. on the next day that is not a Saturday, Sunday, or legal holiday. A request is considered "filed" on the date it is received at the Board's office. If a hearing is not requested in the time and manner stated, this Summary Order becomes a final order subject to judicial review. A petition for judicial review should be directed to the above recipient.

The Board's designee who may receive service of a request for a hearing on behalf of the Board is:

**David Fye, Executive Director  
Behavioral Sciences Regulatory Board  
700 SW Harrison, Suite 420  
Topeka, Kansas 66603**

**CERTIFICATE OF SERVICE**

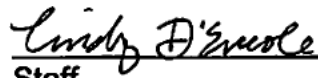
This is to certify that on this 25 day of May 2023, a true and correct copy of the above and foregoing Summary Proceeding Order of Suspension was placed in the U.S. mail, first-class postage prepaid, addressed to:

Reginald J. Drew



And by e-mail to: [Jeremy.Dorsey@ks.gov](mailto:Jeremy.Dorsey@ks.gov)

Jeremy Dorsey  
*Disciplinary Counsel for the Board of the Behavioral Sciences Regulatory Board*  
503 S. Kansas Ave.  
Topeka, KS 66603  
785-296-0378

  
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Staff,  
Kansas Behavioral Sciences Regulatory Board