

BSRB Board Meeting

01/11/2016

9:00 a.m.

Called to order at 9:05 a.m.

Members Present: Kathy Armstrong, Barbara Callahan, Jill Craven, Grant Edwards, Todd Frye, Terry Pfannenstiel, Cheryl Reynolds, Larry Salmans, Marcia Simoneau, Deb Stidham and Carolyn Szafran. Kathy Herzog joined by phone.

Guests Present: Sky Westerlund – KNASW, Kristen Humphry, Chair KCSWE

Staff Present: Max Foster, Leslie Allen, Cindy D’Ercole, Marilyn Revell

I. Introduction of New Board Member

Deb Stidham is the new Addiction Counseling Board Member

II. Approval of Agenda

Item: Agenda Approval

Action: Grant added a fifteen-minute executive session to discuss personnel issues.

Action: Grant added an item under new business for proposed language for a request for an Attorney General opinion.

Action: Grant will appoint a short-term technology subcommittee to research possibilities to replace the current board members’ tablets.

III. Approval of Minutes

Item: Approval of the minutes from November Board Meeting held on November 9, 2015.

Action: Cheryl moved to approve the minutes as submitted. Jill Craven seconded the motion. The motion carried.

IV. Approval of Newly Issued Licenses

Item: Approval of newly issued licenses from 11-1-2015 through 12-31-2015.

Action: Cheryl moved to approve the list of licensees as published, Todd seconded the motion. The motion carried.

V. Public Comments

Sky Westerlund said that she was looking forward to working with BSRB in the upcoming legislative session on Senate Bill 254.

VI. Staff Reports – Max Foster

- Board salary payments of \$35/meeting have been made to all Board Members with the exception of Board members who are State employees. The travel reimbursements were lowered as of January 1, 2016 from fifty-seven cents per mile to fifty-four cents per mile.
- Legislative activity:
 - a. The legislative research fiscal analyst prepares the budget for the legislature.
 - b. Revisor of Statutes – BSRB has a new revisor and staff will find out the name of that person today.
 - c. BSRB staff is scheduled to give a presentation to the Senate Public Health and Welfare Committee on 1-19-2016 at 1:30 p.m. in 118N of the Capitol. Max will send a copy of his presentation to Board members prior to his presentation to the committee.
 - d. Max is scheduling meeting with selected legislators early in this session.
 - e. Fiscal note presentation
- FY 2016 Budget Analysis
- DCF/ASWB/BSRB joint meeting held concerning the “Pathway to Licensure”. Kathy Armstrong, Marcia Simoneau, and Carolyn Szafran also attended this meeting and considered the meeting very worthwhile.
- Speaking activity for BSRB Staff
 - a. 11-16-15 – Max and Joan spoke to Master of Social Work Students at Wichita State University in Wichita, Kansas
 - b. 12-16-15 – Max and Leslie spoke to Professional Counseling and Masters Level Psychology students at Avila University in Kansas City, Missouri.
- 1-7-16 Max met with other non-cabinet Agency heads. They were introduced to Sarah Shipman who is the Acting Secretary of Administration pending confirmation. They also met with the Director of the Budget, Shawn Sullivan, the Director of Policy, and the Director of Appointments, Kim Borchers. In this meeting the State budget was discussed. The three main cost drivers of the budget are: 1. Education, 2. Medicaid, and 3. KPERS. The results of the efficiency study will be revealed soon.
- Max stated that the conference for new board member training provided by the ASWB will soon be announced and asked if any board members were interested in attending.

- VII. Complaint Review Committee Report** – Terry Pfannenstiel - CRC met on the 12th of October, 2015:
- 22 cases were reviewed
 - 11 cases were dismissed
 - 3 Diversion agreements
 - 1 suspension was issued for a dual relationship
 - 2 CAOs were issued
 - 1 formal censure was issued
 - 2 cases are to be reviewed by the Board today
 - Next meeting is scheduled for February 8, 2016

VIII. Professions Reports

- A. Psychology** – Barbara Callahan –No committee meeting was held since the last Board meeting. The next meeting is scheduled for February 9, 2016 at 6:00 p.m.
- B. Social Work** – Carolyn Szafran and Marcia Simoneau – The committee met on November 18, 2015. The committee reviewed the LCSW supervisor training survey results. The advisory committee also reviewed and revised the application for the clinical training plan, which is now available on the BSRB website. The next meeting is scheduled for January 20, 2016 at 1:00 p.m.
- C. Professional Counselors** – Todd Frye - No committee meeting was held. The next meeting is scheduled for February 1, 2016 at 10:00 a.m.
- D. Masters Level Psychologists** – Larry Salmans – No committee meeting was held. The part of SB254 that concerns master level psychologist has to do with “independent practice” vs “under the direction of”. No future meeting set at this time.
- E. Marriage and Family Therapy** – Terry Pfannenstiel – The committee met on December 9, 2015. They discussed the hours required for the supervision training submitted by the ad hoc committee. The AMFT approved supervisor status requires 30 hours to supervise students as of January 2016. Terry asked the ad hoc committee to look at a “grandfather clause” for the supervision training requirement. KAMFT would like to be involved in providing the supervision training in the future. We need a new member on the advisory committee. The next MFT meeting is scheduled for February 11, 2015 at 10:30 a.m.
- F. Addiction Counseling** – Cheryl Reynolds - No committee meeting was held since the last Board meeting. The next meeting is set for January 22, 2016 at 10 a.m. with the new Committee Chair Deb Stidham.

G. Behavioral Analysts – Grant Edwards – The committee met on Thursday, January 4, 2016 to finish working on the proposed regulations that will be presented to the legislature in the 2016 session. A trailer bill may be presented in this session to clear up some gaps in the licensing statutes. Max and Leslie will prepare a report on the status of this legislation at the March Board meeting. At the current time, Behavior Analysts are not included on the list of mandated reporters. The next committee meeting is set for February 4, 2016.

IX. Sub-Committee Reports

- A. Document and Policy Review Subcommittee – Cheryl - The subcommittee will meet on January 19, 2016 by phone at 5:00 p.m.
- B. Legislative subcommittee – The subcommittee met with interested parties on November 9, 2016. Three main areas of concern were discussed. Subcommittee will meet sometime in February following Max’s meetings with the committees and individual legislators.
- C. Retired/Inactive license subcommittee – The subcommittee as not met.

10:15 a.m. - Grant called for a ten minute break.

10:25 a.m. – Board reconvened.

Action: Cheryl moved to adjourn to executive session for fifteen minutes to discuss personnel issues and for the purpose of protecting the privacy of the employee and the board invites Max to join the Board. Barbara seconded the motion. Motion passed.

10:28 a.m. Board adjourned to executive session.

10:45 a.m. Board reconvened in open session

X. New Business

- A. **Item:** Discussion on Applicants with no current references
Action: Cheryl moved to table this item until the next Board meeting. Terry seconded the motion. Motion passed.
- B. **Item:** Consideration for forming a temporary subcommittee to investigate the upgrade equipment for the Board members’ tablets.
Action: Grant asked for volunteers to serve on this subcommittee. Todd, Cheryl and Larry volunteered to comprise this subcommittee. Grant appointed Todd and Cheryl to co-chair the subcommittee with Larry serving with them.
- C. *Action:* Grant appointed new Board member Deb Stidham to the Legislative subcommittee.
- D. **Item:** Proposed request for an Attorney General Opinion of the issue of granting LLCs.

Action: Cheryl moved to direct Max Foster, Executive Director, to send the proposed request to the Attorney General’s office for a formal opinion on granting LLCs. Kathy Armstrong seconded the motion. Motion passed.

XI. Old Business

A. **SB 254** – Final position of the Board regarding all provisions. The Board discussed the proposed language changes for reasons to deny, revoke or suspend a license.

Item: Kathy Armstrong presented some language suggestions to determine competence to practice social work.

Action: Cheryl moved to recommend approval of the language that Kathy proposed concerning the incompetence to practice social work. Terry seconded the motion. Motion passed.

Item: Safety training requirement for social workers.

Action: Terry moved to keep the social working safety training requirement as a post-licensing requirement for CEUs. Cheryl seconded the motion. Motion passed.

Item: Grant clarified for the Board that the supervisory training standards are being kept in SB 254 for the professions of professional counseling, social work and marriage and family therapy. He pointed out the professional associations as well as educators of each of the professions of professional counseling and marriage and family therapy were supportive of the supervisor training requirement. Licensees in the social work profession have also responded overwhelmingly in favor of the supervisor training requirements.

Action: Cheryl moved to keep the supervisor training requirements in SB 254 in the professions of Professional Counseling, Marriage and Family Therapy and Social Work. Terry seconded the motion. Motion passed

Item: Grant stated that in the 2015 legislative session, it had already been agreed remove from the bill “elimination of the language referencing the DSM”. So no further discussion of this item is needed.

Item: Suggestions from KAAP testimony (Kansas Association of Addiction Professionals) for language changes concerning “under the direction of” instead of “under the supervision of”. KAAP Also recommended striking the language requiring licensed master’s level addiction counselors to work only in KDADS licensed alcohol and drug facilities.

Action: Cheryl moved to accept the language changes proposed by KAAP. Jill seconded the motion. Motion passed.

Item: All masters level licensees that also currently hold an LAC and LACs who have a master’s degree in a board approved related field (when

they applied for the LAC) will be rolled over to the new LMAC designation without charging a fee when the bill takes effect.

Action: Cheryl moved to roll over the licensees that hold a Masters degree to the new LMAC designation and issue new licenses to that effect to the licensees with no charge for the new licenses. Deb Stidham seconded the motion. Motion passed.

Max and Leslie will meet with the new revisor to rework the language in the bill before it is presented in a hearing in the Senate Ways and Means committee.

- B. **Website update.** The new BSRB website is expected to be completed by the end of February. It should be up and running before the next Board meeting in March. Cheryl suggested a website demonstration with lunch at the March Board meeting.

XII. Adjournment

Action: Cheryl moved to adjourn the meeting. Terry seconded the motion. Motion passed. Meeting was adjourned by Grant at 11:50 a.m.