

**Behavioral Sciences Regulatory Board Meeting**  
**September 23 &24, 2018**  
**Out-of-Town Board Meeting**  
**Minutes**

**Called to order and Roll Call:** The BSRB meeting was called to order by Chair, Kathy Armstrong, at 3:30 p.m. at Rock Springs Ranch Leadership Lodge, rural Junction City, Kansas.

**Board Members Attending:** Kathy Armstrong, Barbara Callahan, Jill Craven, Kathryn Herzog, Bruce Nystrom, Terry Pfannenstiel, Larry Salmans, Leslie Sewester.

Absent: Todd Frye, Marcia Simoneau, Deb Stidham, Carolyn Szafran.

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

**I. A. Approval of Minutes**

Terry moved to approve the minutes from the July 9, 2018 Board Meeting, Kathy Herzog seconded the motion. Motion passed

Jill moved to approve the minutes from the September 6, 2018 special phone conference Board meeting to reduce BSRB fees. Terry seconded the motion. Motion passed.

**II. Retired/Emeritus Status**

Terry moved to have BSRB put on an agenda in the future into the possibility of having a level of licensure that is “retired and not practicing”. Kathy Herzog seconded the motion. Motion passed.

**III. Training Plan Approval while holding a temporary license**

Some professions currently allow it, while other professions don’t allow it. The Advisory Committees need to have discussions on this and provide the Board with recommendations.

**IV. Review Policy for Out-of-Compliance Clinical Supervision**

More guidance is requested for this topic. If there is a question that involves more than 10% of the supervision hours, then the licensing specialist should consult with the Board Member for that profession. If there is a problem, the supervision should be referred to the CRC to investigate.

**V. Mobility/Reciprocity/Compact with other State Boards**

There was a concern as to how to address this for each profession. There was some discussion about each of the professions and what could be done, especially for the bordering states to Kansas. No action taken.

The advisory committees will continue to research and discuss this issue.

**VI. Approval of Newly Issued Licenses (7/1/18 through 8/31/2018)**

Terry moved to approve the lists of newly licensed BSRB professionals, Barbara seconded the motion. Motion passed.

## **2020 & 2021 Budget Request and Fee Fund Analysis**

There was an in-depth discussion on the BSRB budget.

### **VII. Adjournment of Board Meeting**

Jill moved to adjourn the meeting on Sunday, Leslie seconded the motion. Motion passed. The meeting was adjourned at 5 p.m.

### **VIII. Reconvene Board Meeting**

Meeting was reconvened at 8:45 by Chair Kathy Armstrong. All Board members were present except Carolyn Szafran.

Staff members present were Max Foster, Leslie Allen and Cindy D'Ercole

Legal Counsel present was Jan Arndt, Assistant Attorney General.

### **IX. Legislative Agenda for the 2019 Session**

Items for the upcoming session will be finalized at the November Board Meeting. Some of the items discussed were

1. Clinical Supervisor training required for Social Workers
2. Mobility/Reciprocity with other state licensing boards
3. Length of temporary license - more consistency is needed across all professions.  
Kathy Herzog moved to extend the temporary license to one year for all professions, Leslie Sewester seconded the motion. Motion passed. This item will be added to the legislative agenda.
4. Max will explore the 10% fees that are currently submitted to the state general budget and will talk with other agencies.

### **X. Retired License Certificate**

Until the Board completes their review of statutes to create an inactive/retires status, staff sought board approval for placing "Retired" on wall certificate.

Terry moved to have the word "Retired" placed on the wall certificates of licensees that retire and request this certificate. Marcia seconded. Motion passed.

### **XI. Relationships with Other Professional Associations**

It is very important that BSRB maintains open communication with the professional associations such as ASWB, NBCC, APA, etc.

### **XII. "Under the Direction" Definition**

This definition of "under the direction" is vague and causes confusion for licensees receiving direction and those providing the direction. The Board discussed language changes that might help clarify the requirements of those providing direction.

Todd moved to remove the statutory reference to, "under the direction" and replace it with "under supervision." Different types of supervision can then be defined in regulations. Leslie Sewester seconded the motion. Motion passed.

### **XIII. BSRB Policy – Disciplinary Actions on the website**

There was discussion on this topic, but no action was taken.

### **XIV. Recess for lunch 11:45 a.m.**

**XV. Meeting reconvened at 1:15 p.m.**

**XVI. Regular Session**

**C. Public Comments** - None

**D. Executive Director's Report**

- Travel policy for Board members
- Budget (recap)
- New BSRB database
- Presentations to various universities
- Educational Roundtable discussions in October
- CRC prioritization
- Computer virus

**F. Staff Report**

Leslie Allen stated that there was a Licensing Hearing scheduled for October 8, 2018 for a license which has been denied.

**G. Complaint Review Committee Report – Terry Pfannenstiel, Chair**

Terry reported that the CRC had 2 meetings since the last Board Meeting.

In the August Meeting there were 19 cases reviewed:

- 3 CAOs/SPOs
- 2 Proposed diversions
- 3 Stays of suspension
- 2 Public censures
- 7 Cases were dismissed
- 3 Cautionary letters were sent

In the September Meeting there were 5 cases reviewed:

- 2 CAOs/SPOs
- 1 Suspension
- 1 Public censure
- 1 Case dismissed

**H. Professions Reports**

**Psychology** – Barb Callahan reported the Advisory Committee met on August 21, 2018. They discussed an inter-state compact and accreditation issues.

**Social Work** – Marcia Simoneau reported that the Advisory Committee met on July 11, 2018. The committee prioritized the finalization of the clinical supervision manual. They also discussed reciprocity with other states.

**Professional Counseling** – Todd reported that the committee met on July 16, 2018. The committee has been reviewing university self-studies for compliance with the BSRB regulations.

**Licensed Master Level Psychologist** – Larry reported that the committee has not met since the last Board meeting.

**Marriage and Family Therapy** – Terry reported that the Advisory Committee has not met since the last Board meeting. The AMFT has cancelled all state charters and have now formed state compacts. The Kansas/Missouri compact has been accepted by AMFT for CEUs.

Concerning mobility/reciprocity, the committee does not want to lower the standards that BSRB currently enforces.

**Addiction Counseling** – Deb reported that the Advisory Committee met August 3, 2018. There was an online training presentation given on clinical supervisor training.

**Behavioral Analysts** – No meeting was held.

### **I. Sub-Committee Assignment Review**

**Document and Policy Review Committee:** Kathy Herzog was appointed Chair and Kathy Armstrong and Leslie Sewester were appointed as members of the committee.

**Legislative Committee:** Larry Salmans was appointed Chair and Deb Stidham and Marcia Simoneau were appointed as members of the committee.

**Technology Committee:** Larry Salmans and Todd Frye will now be the only members of this committee.

### **J. Old Business**

- **Public members serving on Professional Advisory Committees**

- **CRC composition and Board Chair – July 2019**

- **Database transition**

- **Telemental Health**

By 12/31/2018, BSRB must have temporary regulations in place

Max discussed what other states require, Terry discussed the AMFT guidelines

- **Telemental Health – International**

What would be included? Text or emails? Must maintain the privacy and confidentiality as if in an in-person setting.

### **K. New Business**

- **Continuing Education Broker (CE Broker)** – Handouts were provided to Board Members. CE Broker states that this service can be provided to licensees at no cost to the Board or the licensees.

- **Election of Vice Chair of the Board**

Larry Salmans moved to elect Deb Stidham as the Vice Chair of the Board. Kathy Herzog seconded the motion. The motion passed.

### **XVII. Adjourn**

The Board adjourned at 2:41 p.m. The next Board meeting is set for November 5, 2018 at the BSRB office.