

**KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD
BEHAVIOR ANALYST ADVISORY COMMITTEE
AUGUST 11, 2023**

Draft Minutes

- I. Call to Order.** Linda Heitzman-Powell, Chair of the Advisory Committee, called the meeting to order at 1p.m.

Committee Members. Linda Heitzman-Powell, Emily Kessler, Allyson Bell, Christine Stiehl, and Alice Zhang were present by Zoom. Jacqueline Lightcap was absent.

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

- II. Agenda Approval.** Christine Stiehl motioned to approve the agenda. Allyson Bell seconded. The motion passed.
- III. Approval of Minutes from the Advisory Committee Meeting on May 3, 2023.** Allyson Bell moved to approve the minutes. Christine Stiehl seconded. The motion passed.
- IV. Welcome New Advisory Committee Chair.** The Advisory Committee welcomed Linda Heitzman-Powell as the new Advisory Committee chair.
- V. Executive Director's Report.** David Fye, Executive Director for the BSRB, reported on agency operations, recent Board meetings, legislative updates, and upcoming meetings.

Advisory Committee members discussed current efforts to reexamine the definition of “Licensed Mental Health Practitioner” as that term is defined in the Kansas Medicaid Plan. Currently, that term does not include behavior analysts. By consensus, the Advisory Committee made a recommendation for the Board to support “behavior analysts” being added to the statute including the definition of Qualified Mental Health Professional.

VI. Old Business

- A. Discussion on Adding New Members to the Advisory Committee:** The Executive Director previously sent a message to all licensees to allow individuals to self-nominate themselves to become members of the Advisory Committee. Advisory Committee members reviewed and discussed individuals expressing interest in being added to the Advisory Committee. By consensus, the Advisory Committee recommended adding four new members: Kelley Harrison, Pamela Niedert, Stephanie Willey, and Mike Williams. The Executive Director will present the list of recommended individuals to the Chair of the Board for consideration.
- B. Continued Review of Combined Proposed Changes to Unprofessional Conduct Regulations for All Professions:** Allyson Bell moved to table

discussion on this topic until the next Advisory Committee meeting. Christine Stiehl seconded. The motion passed.

VII. New Business

- A. Review of K.A.R. 102-8-9 Continuing Education:** BSRB staff asked Advisory Committee members to review the regulation for potential recommended changes, such as updating terminology in items 4 and 5, as well as the potential removal of item 7. This regulation will be discussed further at the next Advisory Committee meeting to allow Advisory Committee members additional time to review the regulation.
- B. Review of K.A.R. 102-8-10 Documentation of Continuing Education:** It was the consensus of the Advisory Committee to revisit this regulation for further discussion at the next meeting.
- C. Discussion on Possible New Regulation for Reinstating Licenses:** Currently, behavior analysts licenses cannot be reinstated if those licenses expire, because the BSRB previously lacked statutory authority establish a license reinstatement process in regulations. However, 2023 SB 131 included language authorizing the BSRB create a new regulation on a license reinstatement process. By consensus, the Advisory Committee was supportive of a regulation on this topic being drafted, to be reviewed at the next meeting. Christine Stiehl volunteered to create the draft regulation.
- D. Discussion on Possible New Regulation Concerning Location of Client:** The Executive Director stated that other professions regulated by the BSRB have a specific regulation stating that for questions of jurisdiction, Kansas looks to the location of the client at the time services is being provided. Therefore, an individual must be licensed in Kansas to provide services to clients while those clients are physically located in Kansas. However, no such regulation exists for the behavior analyst profession. The Advisory Committee supported the creation of a regulation on this topic for the behavior analyst profession.

VIII. Next Meeting: Friday, October 13, 2023. By consensus, the Advisory Committee decided to set a standing date and time for future meetings as the second Friday of the month at 1pm.

IX. Adjournment. The meeting was adjourned.