

## Example Regulation for License Reinstatement

### 102-8-7(a). License Reinstatement.

(a) A person whose license has expired may make written application to the board requesting reinstatement of the license in a manner prescribed by the board, and such application shall be accompanied by:

(1) The reinstatement fee established under K.A.R. 102-8-2, and amendments thereto, and, for any person whose license has been expired for one year or less, an additional fee equal to the reinstatement fee; and

(2) evidence satisfactory to the board that the person has completed during the previous 24 months the continuing education requirements for one license period.

(b) If the license of any individual has been suspended and the individual subsequently wants to apply for license reinstatement, the individual shall submit the following items:

(1) The completed reinstatement application form;

(2) the required reinstatement fee specified in K.A.R. 102-8-2;

(3) the continuing education reporting form and documentation pursuant to K.A.R. 102-8-10;

(4) proof satisfactory to the board that the individual has complied with sanctions and any other conditions imposed under the suspension; and

(5) any materials, information, evaluation or examination reports, or other documentation that may be requested by the board and that will enable the board to satisfactorily evaluate and determine whether or not the license should be reinstated.

(c) If the license of any individual has been revoked and the individual subsequently wants to apply for license reinstatement, the individual shall submit the following items:

(1) The completed reinstatement application form;

(2) the required reinstatement fee specified in K.A.R. 102-8-2;

(3) the continuing education reporting form and documentation pursuant to K.A.R. 102-8-10; and

(4) any materials, information, evaluation or examination reports, or other documentation that the board may request and that will enable the board to satisfactorily evaluate and determine whether or not to reinstate the license. Factors to be considered by the board in determining whether or not to reinstate the revoked license shall include the following:

(A) The extent to which the individual presently merits the public trust;

(B) the extent to which the individual has demonstrated consciousness of the misconduct that resulted in the license revocation;

(C) the extent of the individual's remediation and rehabilitation in regard to the misconduct that resulted in the license revocation;

- (D) the nature and seriousness of the original misconduct;
- (E) the individual's conduct after the license revocation;
- (F) the time elapsed since the license revocation; and
- (G) the individual's present knowledge and competence in addiction counseling skills.

### **Current Regulation Needing Adjusted**

**102-8-2. Fees.** (a) Each applicant for licensure as an assistant behavior analyst or a behavior analyst shall pay the appropriate fee or fees as follows:

- (1) Initial assistant behavior analyst license, \$70;
- (2) initial behavior analyst license, \$70;
- (3) renewal of an assistant behavior analyst license, \$70; ~~or~~
- (4) renewal of a behavior analyst license, \$120;~~;~~
- (5) reinstatement of an assistant behavior analyst license, \$70;
- (6) reinstatement of a behavior analyst license, \$120.

(b) Fees paid to the board shall not be refundable. (Authorized by and implementing K.S.A. 2015 Supp. 65-7505; effective, T-102-6-29-16, June 29, 2016; effective Nov. 14, 2016.)