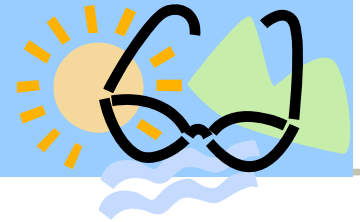


BOARD TALK



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2007 LEGISLATIVE AGENDA

This past session a bill was passed related to the temporary certification of out of state professionals who come into Kansas to practice for a short period of time. This allows the BSRB jurisdiction over the professionals while they are practicing in Kansas.

A bill was also passed that gives an exclusion to the requirement of the AAPS credential for BSRB clinically licensed professionals who are not working primarily in the field of substance abuse. This bill was passed with the cooperation of SRS and we appreciate their willingness to work together in this endeavor.

ADDRESS OF RECORD

The address of record is not required. However you are strongly encouraged to have one on file with the BSRB. It is a separate address that will be kept and given out if your address is requested by the public through the Kansas Open Records Act (KORA). For example, if a former client contacts the BSRB to request your current address, the board will release the address of record, if you have one. If you do not indicate an address of record, your preferred mailing address will be used.

Victims of Natural Disasters in Kansas

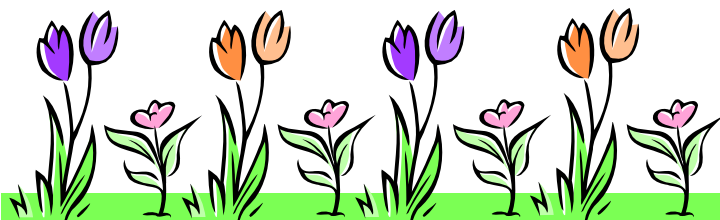
Our thoughts are with the many victims of the natural disasters that have taken place within our state this past year. We want to make you aware that should you need copies of any information in your licensure file, you may request it be sent to you free of charge. Additionally, if needed, you may request a copy of your wall certificate and/or wallet card showing proof of licensure. This will also be provided at no charge. Please feel free to contact the Board with any questions or requests you may have in this regard.

ATTENTION

Please remember to notify the board office with changes in your contact information. If we do not have your correct address, you may not receive your license renewal information, as well as other important communications that come from this office.

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ANNUAL APPLICATION TOTALS

LP Licensed Psychologist
LMLP Licensed Masters Level Psychologist
LCP Licensed Clinical Psychotherapist
LMFT Licensed Marriage and Family Therapist
LCMFT Licensed Clinical Marriage and Family Therapist
LPC Licensed Professional Counselor
LCPC Licensed Clinical Professional Counselor
LASW Licensed Associate Social Worker
LBSW Licensed Bachelor Social Worker
LMSW Licensed Masters Social Worker
LSCSW Licensed Specialist Clinical Social Worker
RAODAC Registered Alcohol & Other Drug Abuse Counselor

FY	Total Apps	LP	LMLP	LCP	LMFT	LCMFT	LPC	LCPC	LBSW	LMSW	LSCSW	RAODAC
2002	795	38	7	44	25	57	36	56	172	272	86	2
2003	657	41	17	10	35	18	43	20	123	237	108	5
2004	743	39	18	14	35	21	44	25	172	256	115	4
2005	783	66	15	12	45	22	42	30	149	278	117	7
2006	776	38	26	8	39	29	50	23	183	284	92	4
2007	818	51	23	7	61	17	67	36	188	283	80	5

MANDATED REPORTING

The mandatory reporting statute was significantly revised by the legislature as part of a revision to the entire Kansas Code For Care Of Children. The new reporting statute allows for the exercise of professional judgment in determining whether sexual activity involving a minor causes actual harm that must be reported.

K.S.A. 38-2223 (a) (1) states “When any of the following persons has reasons to suspect that a child has been harmed as a result of physical, mental or emotional abuse or neglect or sexual abuse, the person shall report the matter promptly as provided in subsections (b) and (c);”

K.S.A.38-2202 (k) states, “Harm means physical or psychological injury or damage.”

(x) states, “Physical, mental or emotional abuse means the infliction of physical, mental or emotional harm or the causing of a deterioration of a child and may include, but shall not be limited to, maltreatment or exploiting a child to the extent that the child’s health or emotional well-being is endangered.”

(cc) states, “Sexual abuse means any contact or interaction with a child in which the child is being used for the sexual stimulation of the perpetrator, the child or another person. Sexual abuse shall include allowing, permitting or encouraging a child to engage in prostitution or to be photographed, filmed or depicted in pornographic material.”

If you wish to read these statutes in their entirety, you may use the following URL: <http://www.kslegislature.org/legsrv-legisportal/index.do> You may also go to our website under “Related Sites” and click on the appropriate link.

REMINDER

Over a year ago the board changed the method of notifying all bachelor and master level licensees of their upcoming license expiration. We no longer send renewal packets. Instead you are now sent a courtesy renewal postcard three months in advance of your license expiration. The postcard informs you of your options for renewing your license. You may request a renewal packet be mailed to you, free of charge, or you may download a renewal packet on our website under forms. However, the online renewal process is very user friendly and quick. We encourage you to try it.

AUDIT DOCUMENTATION

As most of you are aware, the BSRB no longer requests documentation of continuing education at the time of licensure renewal. However, you need to be aware that there is an ongoing 10% random audit of all renewals each month. We have had several occasions where individuals have been found falsifying documentation, stating they had completed continuing education they were “planning” on taking in the following few weeks, or simply not having attended the reported seminars. Some of these occurrences have even been related to the three hour ethics requirement.

We would like to take this opportunity to inform you that the Board takes this type of activity seriously. It is also the type of violation that is easily avoided.

If you have any questions about this issue you may contact Phyllis Gilmore, Leslie Allen, or Roger Scurlock. They will be happy to answer any questions you may have related to disciplinary activity.

TEMPORARY LICENSES

As of July 1, 2006 temporary licenses may no longer be renewed without a request in writing showing extenuating circumstances which must be approved by the Board. Additionally, no further temporary license will be issued, to the same person, at the same licensure level. The amount of time a temporary license may be held has also changed. The marriage and family therapists must sit for the national examination within six months of having received the temporary license, and the masters level psychologists must sit for their national examination within twelve months of receiving the temporary license. There is a definition of extenuating circumstances in the new law which may be accessed on the BSRB website. You can also find the length of each profession’s temporary license on the website. The changes that were made did not affect the temporary license for doctoral level psychology.

Complaints Received During FY 07 By Category

CATEGORY	REPORTS
Child Custody	32
Family Counseling	2
Foster Care	2
Individual Counseling	14
Professional Concerns	53
Professional Differences	5
TOTAL	108

“Professional Concerns” are those complaints filed by the BSRB, a self report from the licensee involved, or reports by a third party professional. The largest numbers of complaints in this area were filed by third party professionals for alleged dual relationships; second were self reports for practicing after the expiration on the license; and third were complaints filed by the BSRB for irregularities in the initial application or renewal.

DOWNLOADABLE BOOKLETS

Statutes and Regulations Booklets are available to be downloaded online. They can now be downloaded as a unit rather than by individual item. You will see the new link on our website after you click on “Statutes and Regulations”.



FREQUENTLY ASKED QUESTIONS

Q. Are licensees required to have malpractice insurance?

A. No, there is no requirement for malpractice insurance as a Kansas BSRB licensee under Kansas Statute. However, as a practical matter, malpractice insurance is strongly advised for any professional engaged in private practice.

Q. What constitutes mandatory reporting for children?

A. If a licensee has reason to suspect that a child has been harmed as a result of physical, mental, or emotional abuse or neglect or sexual abuse, the person shall report the matter promptly to the Department of Social and Rehabilitation Services.

Q. Is the cost of fees for services regulated by the State of Kansas?

A. No. The amount a licensee may charge for services is not within the Board's jurisdiction.

Q. If parents have joint/shared custody of their child who is a minor, is a licensee required to have both parents give consent to provide treatment?

A. No. Legally, only one parent is required to give consent for treatment, although in many cases it is considered best practice to involve both parents.

Q. Is it mandatory that a training plan be submitted prior to accruing hours toward clinical license?

A. Yes, if you are licensed and practicing in Kansas, a training plan must be submitted to, and approved by, the BSRB, before a person can count any accrued practice hours. The BSRB will not backdate any training plans. You will not be allowed to count any hours you accrue if you do not have an approved training plan on file with the BSRB. This does not apply to temporarily licensed Psychologists.

Behavioral Sciences Regulatory Board
712 S Kansas Avenue
Topeka, KS 66603-3817
www.ksbsrb.org Email: bsrb@bsrb.state.ks.us

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