

102-6-1. Definitions.

(a) "Client or patient" means a person who is a direct recipient of alcohol or other drug abuse counseling services.

(b) "Termination of an alcohol or other drug abuse counseling relationship" means to end the professional relationship by either the mutual consent of the parties, the completion of counseling, dismissal of the counselor, dismissal of the client or the transfer of the client to another professional for active treatment or therapy with the belief that treatment will continue.

(c) "Alcohol and other drug abuse counselor supervisor" means a registered alcohol and other drug abuse counselor, or an individual qualified for registration as an alcohol or other drug abuse counselor under K.S.A. 65-6601 et seq. and amendments thereto, and who has or had total or partial, administrative or professional authority over and responsibility for the supervisee's professional functioning.

(d) "Supervisee" means a person whose work is supervised by an alcohol and other drug abuse counselor supervisor as defined in K.A.R. 102-6-1(c)

(e) "Consultant" means an individual who provides professional guidance, information or advice, but who has no administrative or professional authority over or responsibility for the professional functioning of the consultee.

(f) "Continuing education" means programs or activities with content that is designed to enhance the alcohol and other drug abuse counselor's knowledge, skill, values and ability to practice alcohol and other drug abuse counseling.

(g) "Prior-approved continuing education" means:

(1) any single-program that has been submitted by a provider to the board, approved by the board and assigned a continuing education number;

(2) any program offered by a provider with approved-provider status; or

(3) academic alcohol and other drug abuse counseling courses audited or taken for credit.

(h) "Misfeasance" means the improper performance of a lawful act by a licensee or registrant.

(i) "Nonfeasance" means the omission of an act that a licensee or registrant is required to perform.

(j) "Malfeasance" means performing an act a licensee or registrant is prohibited from performing.

(k) "Job orientation" or "on-the-job training" means a training program or presentation of information specific to a particular job or employment position that has no general application to any other work setting.

(1) "Dual relationship" means a professional relationship with a client when the objectivity or competency of the licensee or registrant is impaired because of the licensee's or registrant's present or previous familial, social, sexual, emotional, financial, supervisory, political, administrative or legal relationship with the client.

(m) "Health-related field" means a degree program in nursing, healing arts, dentistry and allied health.

(n) "Social services field" means a degree program in the social services and may include social work, psychology, sociology, counseling, ministerial studies, human services, criminal justice and human development and family studies.

(o) "Board" means the behavioral sciences regulatory board.

(p) "Undue influence" means promoting sales of services, goods, equipment or drugs in a manner that exploits the other for the financial gain, personal gratification or advantage of the alcohol and other drug abuse counselor or a third party.

(q) "Practicum or its equivalent" means a supervised experience where a student applies classroom theory to actual practice situations.

(Authorized by and implementing K.S.A. 74-7507(j); effective July 17, 1995.)