

State of Kansas
Behavioral Sciences Regulatory Board

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TESTIMONY
JOINT COMMITTEE ON ADMINISTRATIVE RULES AND REGULATIONS
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K.A.R. 102-8-1; K.A.R. 102-8-2; K.A.R. 102-8-4; K.A.R. 102-8-6; K.A.R. 102-8-7
K.A.R. 102-8-8; K.A.R. 102-8-9; K.A.R. 102-8-10; K.A.R. 102-8-11; K.A.R. 102-8-12

Good Morning Madam Chairperson and Members of the Joint Committee on Administrative Rules and Regulations:

Thank you for the opportunity to testify today concerning the proposed permanent regulations that will govern the licensure of Behavioral Analysts and Assistant Behavioral Analysts by our state agency. I am Max Foster, the Executive Director of the Kansas Behavioral Sciences Regulatory Board (BSRB). The BSRB is the licensing board for mental health professionals in the following fields; licensed psychologists, master level psychologists, clinical psychotherapists, bachelor, master and specialist clinical level social workers, bachelor, master and clinical level addiction counselors, master and clinical level professional counselors, and master and clinical level marriage and family therapists.

Effective July 1, 2016, as a result of the passage of HB 2744 during the 2014 legislative session, our agency was given the authority to license Behavior Analysts and Assistant Behavior Analysts. These licensure requirements apply to individuals who have been certified by the Behavior Analyst Certification Board (BACB). Currently, more than 20 states utilize BACB credentialing to license Behavior Analysts and Assistant Behavior Analysts in their jurisdiction.

The regulations submitted for your approval are identified as follows:

K.A.R. 102-8-1. This regulation identifies the various definitions associated with licensure requirements.

K.A.R. 102-8-2. This regulation illustrates licensure fees that will be collected.

K.A.R. 102-8-4. This regulation details the requirements for licensure and the application process that must be followed.

K.A.R. 102-8-6. This regulation outlines the requirements under which an Assistant Behavior Analyst must be supervised by a Behavior Analyst.

K.A.R. 102-8-7. This regulation identifies the length of time a license is valid – as well as the process to renew a license.

K.A.R. 102-8-8. This regulation details the continuing education audit procedures that will be utilized as a part of the license renewal process.

K.A.R. 102-8-9. This regulation gives specific details for the different avenues allowed to obtain continuing education units; and defines the number of continuing education unit requirements for license renewal.

K.A.R. 102-8-10. This regulation lists the various forms of documentation that is accepted as proof of completion of continuing education activity.

K.A.R. 102-8-11. This regulation details examples of specific acts that are deemed to be unprofessional conduct, and as such would be subject to disciplinary action by the BSRB.

K.A.R. 102-8-12. This regulation illustrates recordkeeping requirements that reflect the history of a licensee's contact with a client.

A public hearing has been scheduled for September 12, 2016, to allow for public comment on the proposed permanent regulations. The notice of public hearing was previously published in the Kansas Register in June of 2016.

Madam Chairperson and Committee members, thank you for the opportunity to testify before you today. At this time I will be happy to stand for questions.