

Approved

3-22-88

Date

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Vice-Chairman, Frank Buehler at  
Chairperson

1:30 a.m./p.m. on March 14, 1988 in room 423-S of the Capitol.

All members were present except:

Chairman Littlejohn, Representative Cribbs, Representative Neufeld,  
Representative Shallenburger, all excused.

Committee staff present:

Emalene Correll, Research  
Norman Furse, Revisor  
Sue Hill, Committee Secretary

Conferees appearing before the committee:

Vice Chairman, Frank Buehler called meeting to order when quorum was present, noting there would be briefing by Staff on the following bills: HB 3032, 3033, 3034, 3035, 2874, and 2842.

Vice-Chair called attention to committee minutes that needed approval. Rep. Amos made a motion to approve minutes of February 29, March 1, 2, and 3rd as written. Motion seconded by Rep. Green, motion carried.

Vice-Chair noted a Resolution that was being passed around to members of this committee for their evaluation, and if they so choose, they may sign on the Resolution that Vice-Chair, Chairman, and Representative Branson had initiated.

Briefing began on HB 3032:

Mr. Furse gave a comprehensive explanation and background on HB 3032, noting certain policy changes, exemptions to the practice of psychology. Mr. Furse offered hand-out, (Attachment No. 1), a copy of statute 74-5302. He read the very broad definition from statutes on "practice of psychology". To summarize, he said, 78, 79, and 80 consideration was a similar kind of policy and the Legislature at that time left sub (a) in tact. He noted that elimination of sub section (a) could eliminate some unlicensed practitioners currently that would not be picked up in sub section (b), since sub (b) relates only those licensed or otherwise registered or credentialed some way by the state. This policy situation he felt necessary for members to note.

HB 3033:

Ms. Correll stated this relates to the Healing Arts Act, and creates an Insitutional License. This person would be employed by the SRS or the Department of Corrections. She noted the restrictions and qualifications necessary to obtain this license. Lines 25-27 indicate this in HB 3033. She gave a detailed explanation of the bill. License is valid for 2 years, and may be renewed under certain stipulations. She answered questions, i.e., yes lines 3032 speaks to foreign medical graduates.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,  
room 423-S, Statehouse, at 1:30 a.m./p.m. on March 14, 1988

Briefing on HB 3034:--

Ms. Correll noted this bill deals with a temporary permit. She noted requirements for obtaining such a permit. Such a permit can be obtained by 2/3 approval of the Board of Healing Arts, they must meet regulations and educational requirements. (She cited these.) It was noted this person cannot engage in any private practice. Lines 100-107 is surplus and no reason to retain it, she noted.

Briefing on HB 3035:

Mr. Furse noted HB 3035 was introduced by this committee and would create a new category of Rural Hospital in licensure categories. Page 1, new language defines "rural hospital". He gave requirements and stipulations necessary to qualify for such a license. He also noted exemption sections, and answered questions, i.e., yes, such a hospital could be under single ownership or trustee ownership.

HB 2842 Briefing:

Ms. Correll noted section (3) begins definitions of services for Older Kansans Senior Care Act. She noted the importance of these definitions. She gave a comprehensive outline of the bill, section by section, noting requirements and restrictions. She spoke to resources of funding, i.e., the Secretary of Department on Aging had requested \$300,000 from the General Fund for a new Pilot Program for fiscal year 1989. (Participants would pay on fees based on their ability to pay.) This funding was not recommended by the Governor for f.y.1989 budget. In SB 582, nearly \$30,000 was recommended by Ways and Means Committee in Federal funds to the Governor's budget. (These are funds that are estimated to be Kansans' share from a new sub part of Title 13.)

Vice-Chairman noted at this time the Chairman had talked with the Department on Aging, and the Secretary noted there are no funds provided for implementation of HB 2842.

Briefing on HB 2874:

Mr. Furse noted there had been an amendment offered by Rep. Sughure on HB 2874 during hearings held recently, that would require reporting of AIDS and HIV to Secretary of Health and Environment, but all other communicable diseases to be reported to Local Health Departments. There is a Senate Bill that considers similar legislation. (SB 686). He explained the bill in detail and answered questions.

Vice Chairman thanked staff for their briefing on all bills this date.

Meeting adjourned 2:35 p.m.



facilities, ad-  
tilizing a na-  
utility con-  
cumulated  
ok deprecia-  
as filed with  
oration com-  
t the time of

dent costs of  
acilities to be  
ident costs of  
etric system  
tric supplier  
inated;  
100% of the  
the existing  
ritory during  
g the date of  
ats; and  
he state and  
y the taxable  
isions of this  
, (B) and (C)  
whose service  
ated without  
r benefits not  
vered herein.  
aries are un-  
of compensa-  
section (c)(1),  
e of termina-  
ty may apply  
ission for de-  
Such deter-  
e corporation  
such applica-

ersed those  
-1,170 *et seq.*  
and amend-  
§ 4; May 14.

ON OF  
S  
OGISTS  
This act shall  
the licensure  
te of Kansas.  
§ 1; L. 1986,

IS  
ial relationships

pursuant to 38-1514 examined. State v. Munyon, 240 K. 53, 57, 726 P.2d 1333 (1986).

**74-5302. Definitions.** For the purpose of this act the following definitions shall apply: (a) "Practice of psychology" means the application of established principles of learning, motivation, perception, thinking and emotional relationships to problems of behavior adjustment, group relations and behavior modification, by persons trained in psychology. The application of such principles includes, but is not restricted to, counseling and the use of psychological remedial measures with persons, in groups or individually, having adjustment or emotional problems in the areas of work, family, school and personal relationships; measuring and testing personality, intelligence, aptitudes, public opinion, attitudes and skills; the teaching of such subject matter; and the conducting of research on problems relating to human behavior, except that in all cases involving the care of the sick and ill as defined by the laws of this state, the primary responsibility devolves upon those licensed under the Kansas healing arts act.

(b) "Represents oneself to be a psychologist" means that a person engages in the practice of psychology for a fee, monetary or otherwise, or holds oneself out to the public by any title or description of services incorporating the word "psychologic," "psychological," "psychologist" or "psychology" and under such title or description offers to render or renders services to individuals, corporations or the public for a fee, monetary or otherwise.

(c) "Board" means the behavioral sciences regulatory board created by K.S.A. 74-7501 and amendments thereto.

(d) "License" means a license as a psychologist issued by the board.

(e) "Licensed psychologist" means a person licensed by the board under the provisions of this act.

**History:** L. 1967, ch. 432, § 2; L. 1980, ch. 242, § 11; L. 1986, ch. 299, § 14; June 1.

**Attorney General's Opinions:**

Unlicensed and licensed psychologists. 87-24.

**74-5310. Issuance of license; fee; qualifications.** The board shall issue a license as a psychologist to any person who pays a fee prescribed by the board, not in excess of \$100, which shall not be refunded, who either satisfies the board as to such

person's training and experience after a thorough review of such person's credentials or who passes a satisfactory examination in psychology. Any person paying the fee must also submit evidence verified by oath and satisfactory to the board that such person: (a) Is at least 21 years of age; (b) is of good moral character; (c) has received the doctor's degree based on a program of studies in content primarily psychological from an educational institution having a graduate program with standards consistent with those of the state universities of Kansas, or the substantial equivalent of such program in both subject matter and extent of training; and (d) has had at least two years of supervised experience, a significant portion of which shall have been spent in rendering psychological services satisfying the board's approved standards for the psychological service concerned.

**History:** L. 1967, ch. 432, § 10; L. 1969, ch. 393, § 1; L. 1972, ch. 309, § 1; L. 1986, ch. 299, § 15; June 1.

**Attorney General's Opinions:**

Unlicensed and licensed psychologists. 87-24.

**74-5310a. Duplicate license.** In case of a lost or destroyed license of a psychologist, and upon satisfactory proof of the loss or destruction thereof, the behavioral sciences regulatory board may issue a duplicate, charging a fee not in excess of \$20 for such duplicate license.

**History:** L. 1982, ch. 372, § 1; L. 1986, ch. 299, § 16; June 1.

**74-5315. Endorsement license.** The board may grant a license without examination to any person who, at the time of application, is licensed or certified by a board of psychology examiners of another state if the requirements of such state for such certification or licensure are substantially the equivalent of the requirements of this act.

**History:** L. 1967, ch. 432, § 15; L. 1986, ch. 299, § 17; June 1.

**74-5316. Temporary license.** The board may grant a license without examination, valid for a period not to exceed 90 days in one calendar year, to a nonresident psychologist who could be licensed in this state and who is temporarily employed to come into the state to render psychological services, the fee for which shall be \$15.

*Attn # 1  
3-14-88  
p/l/w*