

**(Recorrected)**  
**As Amended by House Committee**

*Session of 2015*

**HOUSE BILL No. 2119**

By Committee on Health and Human Services

1-23

1 AN ACT concerning mental health technicians; fees; amending K.S.A. **65-**  
2 **4203 and 65-4208** and repealing the existing ~~section sections~~.

3  
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 65-4208 is hereby amended to read as follows: 65-  
6 4208. (a) The board shall collect in advance the fees provided for in this  
7 act, the amount of which shall be fixed by the board by rules and  
8 regulations, but not to exceed:

9 (1) Mental health technician programs:

10 Annual renewal of program approval.....\$110  
11 Survey of a new program.....220  
12 Application for approval of continuing education providers.....200  
13 Annual fee for continuing education providers.....75

14  
15 (2) Mental health technicians:

16 Application for license.....\$50  
17 Application for renewal of license.....60  
18 Application for reinstatement.....70  
19 Application for reinstatement of license with temporary permit.....~~75~~ **100 75**  
20 Certified copy of license.....~~12 25~~ **12**  
21 Duplicate of license.....~~12 20~~ **12**  
22 Inactive license.....20  
23 ~~Examination.....40 250~~  
24 ~~Reexamination.....40 250~~  
25 Verification of current Kansas license to other states.....~~11 25~~ **11**  
26 Application for exempt license.....50  
27 Application for biennial renewal of exempt license.....50

28  
29 (b) ~~The board shall charge and collect in advance fees for any~~  
30 ~~examination or reexamination administered by the board under the mental~~  
31 ~~health technician's licensure act as fixed by the board by rules and~~  
32 ~~regulations in accordance with this section. If an examination or~~  
33 ~~reexamination is not administered by the board, the board shall require~~  
34 ~~that fees paid for the examination not administered by the board be paid~~  
35 ~~directly to the examination service by the person taking the examination or~~

1 *reexamination.*

2 (c) The board shall accept for payment of fees under this section  
3 personal checks, certified checks, cashier's checks, money orders or credit  
4 cards. The board may designate other methods of payment, but shall not  
5 refuse payment in the form of a personal check. The board may impose  
6 additional fees and recover any costs incurred by reason of payments made  
7 by personal checks with insufficient funds and payments made by credit  
8 cards.

9 **Sec. 2. K.S.A. 65-4203 is hereby amended to read as follows: 65-**  
10 **4203. (a) *Qualification.* An applicant for a license to practice as a**  
11 **mental health technician shall:**

12 (1) Have graduated from a high school accredited by the  
13 appropriate legal accrediting agency or has obtained the equivalent of  
14 a high school education, as determined by the state department of  
15 education;

16 (2) have satisfactorily completed an approved course of mental  
17 health technology; and

18 (3) file with the board a written application for a license.

19 (b) The board may issue a license to an applicant to practice as a  
20 mental health technician who has:

21 (1) Met the qualifications set forth in subsection (a);

22 (2) passed a written examination in mental health technology as  
23 prescribed and conducted by the board; and

24 (3) no disqualifying factors under K.S.A. 65-4209, and  
25 amendments thereto.

26 (c) *Licensure examination within 24 months of graduation.* (1)  
27 Persons who do not take the licensure examination within 24 months  
28 after graduation shall petition the board for permission prior to  
29 taking the licensure examination. The board may require the  
30 applicant to submit and complete a plan of study prior to taking the  
31 licensure examination.

32 (2) Persons who are unsuccessful in passing the licensure  
33 examination within 24 months after graduation shall petition the  
34 board for permission prior to subsequent attempts. The board may  
35 require the applicant to submit and complete a plan of study prior to  
36 taking the licensure examination a subsequent time. The study plan  
37 shall contain subjects related to deficiencies identified on the failed  
38 examination profiles.

39 (d) An application for initial licensure will be held awaiting  
40 completion of meeting qualifications for a time period specified in  
41 rules and regulations.

42 (e) *Refresher course.* Notwithstanding the provisions of subsection  
43 (a), an applicant for a license to practice as a mental health technician

1 who has not been licensed to practice as a mental health technician for  
2 five years preceding application shall be required to successfully  
3 complete a refresher course as defined by the board in rules and  
4 regulations.

5 (f) The board may issue a one-time temporary permit to practice  
6 as a mental health technician for a period not to exceed 120 days when  
7 a reinstatement application has been made.

8 (g) *Exempt license.* The board may issue an exempt license to any  
9 licensee as defined in rules and regulations who makes written  
10 application for such license on a form provided by the board, who  
11 remits a fee as established pursuant to K.S.A. 65-4208, and  
12 amendments thereto, and who is not regularly engaged in mental  
13 health technician practice in Kansas but volunteers mental health  
14 technician service or is a charitable health care provider as defined by  
15 K.S.A. 75-6102, and amendments thereto. Each exempt licensee shall  
16 be subject to all provisions of the mental health technician act, except  
17 as otherwise provided in this subsection ~~(e)~~(g). Each exempt license  
18 may be renewed biennially subject to the provisions of this section.  
19 The holder of the exempt license shall not be required to submit  
20 evidence of satisfactory completion of a program of continuing  
21 education for renewal. To convert an exempt license to an active  
22 license, the exempt licensee shall meet all the requirements of  
23 subsection (b) or K.S.A. 65-4205, and amendments thereto. The board  
24 shall have authority to write rules and regulations to carry out the  
25 provisions of this section.

26 (h) The board may adopt rules and regulations as necessary to  
27 administer the mental health technician's licensure act.

28 Sec. ~~2~~ 3. K.S.A. 65-4203 and 65-4208 ~~is~~ ~~are~~ hereby repealed.

29 Sec. ~~3~~ 4. This act shall take effect and be in force from and after its  
30 publication in the statute book.