

SESSION OF 2007

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2182

As Recommended by House Committee on
Health and Human Services

Brief*

HB 2182 would enact new law and amend current law to allow the Behavioral Sciences Regulatory Board to issue temporary permits for out-of-state licensees. The temporary permit would be valid for no more than 15 days per year. The Board would be allowed to extend the practice time allotment for an additional 15 days upon written application and for good cause shown. The Board would be allowed to charge a permit fee of up to \$200 for applicants in each of the professional groups it regulates and a fee up to \$200 for any extension of the permit.

The bill also would allow the Board, in accordance with the Kansas Administrative Procedures Act, to issue cease and desist orders or assess a fine in an amount up to \$1,000, or both, on professionals who engage in practice without complying with the requirements for obtaining a temporary permit.

Two statutes governing the issuance of temporary permits for certain professional groups regulated by the Board would be amended by the bill to remove provisions applicable to nonresidents providing services in Kansas and a nonresident permit fee. The bill also would designate KSA 74-5361 through KSA 74-5375 as the Licensure of Masters Level Psychologists Act.

Background

HB 2182 was requested by the Behavioral Sciences Regulatory Board. Board member Dr. Richard Maxfield indicated that by applying for a temporary permit for out-of-state licensees, the applicant would be deemed to have agreed to the Board's jurisdiction and to the statutes and rules and regulations governing the person's particular profession. This act would permit the Board to take the appropriate

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

disciplinary action against professionals who are temporarily in the state and whose practice falls below regulatory standards. There were no opponents present at the House Committee hearing.

The fiscal note prepared by the Division of the Budget indicates that passage of the bill would have a negligible fiscal impact on the Behavioral Sciences Regulatory Board, and would consist of office supplies and postage. No additional FTE positions would be needed. The Board, under the bill, would be authorized to charge a fee up to \$200 for each temporary permit. The Board, however, is unable to estimate the revenue increase to the Behavioral Sciences Fee Fund, because it is not known how many permits would be issued.