Overview of the Kansas Behavioral Sciences Regulatory Board (BSRB)

House Health and Human Services Committee
January 30, 2023

David B. Fye, JD
Executive Director

Our Mission

The mission of the BSRB, in accordance with the intent of the Kansas Legislature, is to protect and serve the consumers of services offered by BSRB licensees, through the issuance of licenses, resolution of complaints and the creation of appropriate regulations, accomplished through efficiency, fairness and respect to all those involved.

History of the BSRB

The 1980 Kansas Legislature created the Behavioral Sciences Regulatory Board, combining the Board of Psychology Examiners and the Social Work Examiners Board.

History of the BSRB (cont.)

Over the years the BSRB's jurisdiction was expanded to include the licensure of:

- Professional Counselors
- Masters Level Psychologists
- Marriage and Family Therapists
- Addiction Counselors
- Behavior Analysts

Composite Board

Rather than have separate boards for psychologists, social workers, professional counselors, marriage and family therapists, addiction counselors, and behavior analysts, there is one Board, composed of professional members and public members. This combination of individuals on one board is called a composite board.

Benefits of Composite Board

By utilizing a composite board model, the agency is able to save a significant amount on operational expenses by sharing resources and utilizing licensing and investigative staff for similar subject areas.

Board or Association?

A Regulatory Board

- Exists to protect consumers
- Created by the Legislature
- Governed by statute

An Association

- Exists to enhance the profession
- Created by the profession

BSRB Agency Staff

The BSRB employees 10 staff members

- Executive Director
- Assistant Director and Licensing Manager
- Licensing specialists
- Investigators
- Clerical employees

Agency Operations

- BSRB is a fee funded agency
  - The BSRB does not receive funding from the State General Fund, but by statute, contributes 10.0 percent of revenue, up to $100,000 per year.
  - Agency revenue is from license fees
  - Annual budget is a little over $1.0 million
  - As a small agency, the BSRB contracts with and has agreements with many agencies.

The Board

All Board members are appointed by the Governor to serve a four-year term and may be re-appointed for a second term, allowing service on the Board for a maximum of eight consecutive years.

Board Composition

The Board is composed of the following:

- 2 Psychologists
- 2 Social Workers
- 1 Marriage and Family Therapist
- 1 Professional Counselor
- 1 Addiction Counselor
- 1 Masters Level Psychologist
- 4 Public Members

Advisory Committees

To assist the work of the Board, the Board utilizes 7 Advisory Committees

- Meet for 2 hours every-other-month
- Discuss matters referred by the Board
- Make recommendations to the Board on possible changes to statutes and regulations for the professions
- Currently 55 individuals voluntarily serve on Advisory Committees for the Board

Functions of the BSRB

There are two basic functions of the BSRB:

- Licensing
- Investigation of Complaints / Discipline

Licensees Regulated by BSRB

there are currently 14,779 active permanent licenses

- Licensed Psychologists
- Social Workers
- Masters Level Psychologists
- Behavior Analysts
- Professional Counselors
- Marriage and Family Counselors
- Addiction Counselors

Permanent Licenses

- LP- 999
- LASW- 4
- LBSW- 1,295
- LMSW- 4,023
- LSCSW- 2,769
- LPC- 1,012
- LCPC- 1,088
- LaBA - 21
- LMLP- 315
- LCP- 276
- LMFT- 319
- LCMFT- 776
- LAC- 530
- LMAC - 421
- LCAC- 568
- LBA - 363

New Licenses

In FY 2022, the BSRB issued:

- 1,536 Permanent licenses
- 328 Temporary licenses
- 97 Out-of-State Temporary Permits
- 4 Provisional Licenses

Original Licenses and Reciprocity

Of the 1,536 permanent licenses issued by the Board:

- 1,112 initial licenses
- 424 reciprocity

Renewals and Audits

In FY 2022, the BSRB processed 6,214 license renewals.

As part of the license renewal process, 10.0 percent of all applicants are audited to ensure they have met their continuing education requirements. In FY 2022, the BSRB audited 625 individuals.

Licensing Trends

Since July 2015, the number of permanent licensees has increased by 21.6 percent, from 12,152 to 14,779.

The professions with the largest increases are professional counseling, social work, and behavior analysis.

Investigation and Discipline

As a public protection agency, the BSRB investigates complaints against practitioners under the authority of the Board.

The agency has administrative authority over practitioners, but this process does not take the place of criminal proceedings or civil proceedings.

Complaints

In FY 2022, the BSRB received 205 complaints/Reports of Alleged Violation (RAVs) against practitioners.

For comparison, practitioners received 132 complaints in FY 2021, 199 complaints in FY 2020, and 201 complaints in FY 2019.

Investigative Process

Complaints are reviewed to determine whether the BSRB has jurisdiction over the issue and whether the matter involves a potential violation of the statutes and regulations for the profession.

Complaints/RAVs are reviewed by a subset of the Board: the Complaint Review Committee

Common Violations

Examples of common violations include the following:

- Falsifying continuing education requirements – audit violation
- Practicing without a license or expired license
- Dual relationship (conflict of interest)
- Making sexual advances towards or engaging in physical intimacies with any client
- Refusing to report termination or suspension
- Confidentiality violations
- Practice issues – performing services inconsistent with one's education or accepted professional standards

Outreach

The Executive Director and Assistant Director and Licensing Manager speak to groups of students to provide information on licensing and disciplinary matters to provide a proactive approach to assist individuals before they become licensed.

In FY 2022, 18 presentations were provided

BSRB YouTube Channel

To provide better public access to meetings of the Board and the Advisory Committees, the BSRB Launched a YouTube channel in January 2021.

- 97 Board Meetings or Advisory Committee Meetings have been streamed live or uploaded. Viewed over 3,000 times.
- https://www.youtube.com/@kansasbehavioralsciencesre8714/streams

BSRB Website

- Ksbsrb.ks.gov



BSRB Website

Some of the features on the website are:

- Portal to renew licenses
- Copies of forms and other applicant materials
- Statutes and regulations
- Proposed changes to statutes and regulations
- Complaint/Report of Alleged Violation forms
- Disciplinary orders
- Information on Board and Advisory Committee meetings

For more information, please contact:

Kansas

Behavioral Sciences Regulatory Board

Protecting and serving consumers of behavioral science services



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Common Acronyms for the Behavioral Sciences Regulatory Board

AGENCY ACRONYM

BSRB	Behavioral Sciences Regulatory Board

LICENSING ACRONYMS

LP	Licensed Psychologist
LASW	Licensed Associate Social Worker
LBSW	Licensed Bachelor Social Worker
LMSW	Licensed Master's Social Worker
LSCSW	Licensed Clinical Social Worker
LPC	Licensed Professional Counselor
LCPC	Licensed Clinical Professional Counselor
LaBA	Licensed Assistant Behavior Analyst
LBA	Licensed Behavior Analyst
LMLP	Licensed Master's Level Psychologist
LCP	Licensed Clinical Psychotherapist
LMFT	Licensed Marriage and Family Therapist
LCMFT	Licensed Clinical Marriage and Family Therapist
LAC	Licensed Addiction Counselor
LMAC	Licensed Master's Addiction Counseling
LCAC	Licensed Clinical Addiction Counselor

NATIONAL ACCREDITING BODY ACRONYMS

CSWE	Council of Social Work Education
CACREP	Council for Accreditation of Counseling and Related Educational Programs
APA	American Psychological Association
COAMFTE	Commission on Accreditation for Marriage and Family Therapy Education
BACB	Behavior Analyst Certification Board

Behavioral Sciences Regulatory Board
History of Permanent Licenses July 2015 to Current

	July 2015	July 2016	July 2017	July 2018	Jan 2019	July 2019	Jan 2020	Mar 2020	July 2021	Sept 2021	Nov 2021	Jan 2022	Mar 2022	May 2022	July 2022	Sept 2022	Nov 2022	Jan 2023
LP	897	967	926	984	928	949	996	1,006	988	1,016	1,035	1,046	1,040	1,054	952	962	987	999
LASW	22	21	21	19	18	17	15	13	9	8	9	8	7	7	5	5	5	4
LBSW	1,756	1,754	1,764	1,725	1,668	1,638	1,601	1,577	1,466	1,427	1,413	1,393	1,389	1,377	1,346	1,327	1,313	1,295
LMSW	3,519	3,684	3,774	3,862	3,854	3,927	3,881	3,861	3,970	4,016	4,022	4,006	4,003	3,980	4,012	4,028	4,021	4,023
LSCSW	1,966	2,009	2,033	2,088	2,115	2,172	2,260	2,274	2,474	2,509	2,553	2,566	2,593	2,634	2,680	2,720	2,752	2,769
LPC	648	733	760	813	829	847	880	882	937	953	961	956	963	957	981	1,002	1,006	1,012
LCPC	500	546	561	619	661	704	747	747	843	896	929	947	978	945	1,034	1,047	1,077	1,088
LMLP	288	304	303	302	305	295	289	291	294	296	298	304	309	309	308	310	311	315
LCP	291	298	294	297	287	288	294	293	282	284	284	286	286	287	289	281	278	276
LMFT	354	350	340	347	335	324	330	327	335	324	319	329	326	330	330	318	312	319
LCMFT	444	499	535	566	587	611	618	620	681	703	719	726	736	745	754	763	773	776
LAC	930	919	729	620	612	618	572	569	578	520	520	521	524	522	522	523	526	530
LMAC	-	-	262	343	352	363	376	375	427	432	433	432	434	436	431	418	414	421
LCAC	537	528	541	527	546	566	546	541	570	536	537	542	547	551	556	561	566	568
LaBA	-	-	15	18	13	14	14	14	12	11	13	13	15	16	17	15	19	21
LBA	-	-	129	175	176	199	224	229	263	270	288	292	304	325	333	347	354	363
Total Permanent Licenses	**12,152**	**12,612**	**12,987**	**13,305**	**13,286**	**13,532**	**13,643**	**13,619**	**14,129**	**14,201**	**14,333**	**14,367**	**14,454**	**14,475**	**14,550**	**14,627**	**14,714**	**14,779**

Note : In March 2020, the state of Kansas began to experience the COVID-19 pandemic. During this time, the Governor released Executive Orders which delayed enforcement of expiration of licenses until the end of May 2021.

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Total LPs	897	967	926	984	928	949	996	1,006	988	1,016	1,035	1,046	1,040	1,054	952	962	987	999
Total SWs	7,263	7,468	7,592	7,694	7,655	7,754	7,757	7,725	7,919	7,960	7,997	7,973	7,992	7,998	8,043	8,080	8,091	8,091
Total PCs	1,148	1,279	1,321	1,432	1,490	1,551	1,627	1,629	1,780	1,849	1,890	1,903	1,941	1,902	2,015	2,049	2,083	2,100
Total LMLPs/LCPs	579	602	597	599	592	583	583	584	576	580	582	590	595	596	597	591	589	591
Total MFTs	798	849	875	913	922	935	948	947	1,016	1,027	1,038	1,055	1,062	1,075	1,084	1,081	1,085	1,095
Total ACs	1,467	1,447	1,532	1,490	1,510	1,547	1,494	1,485	1,575	1,488	1,490	1,495	1,505	1,509	1,509	1,502	1,506	1,519
Total BAs	-	-	144	193	189	213	238	243	275	281	301	305	319	341	350	362	373	384
Total Permanent Licenses	**12,152**	**12,612**	**12,987**	**13,305**	**13,286**	**13,532**	**13,643**	**13,619**	**14,129**	**14,201**	**14,333**	**14,367**	**14,454**	**14,475**	**14,550**	**14,627**	**14,714**	**14,779**

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