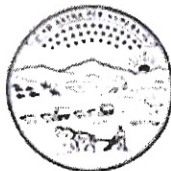


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MAX FOSTER, EXECUTIVE DIRECTOR

Testimony of Max Foster, Executive Director Kansas Behavioral Sciences Regulatory Board

**To the Joint Committee on Administrative Rules and Regulations
Regarding**

K.A.R. 102-1-18; K.A.R. 102-2-14; K.A.R. 102-3-15

K.A.R. 102-4-15; K.A.R. 102-5-14; K.A.R. 102-7-12

And

K.A.R. 102-1-13; K.A.R. 102-2-3; K.A.R. 102-3-2

K.A.R. 102-4-2; K.A.R. 102-5-2; K.A.R. 102-7-2

January 7, 2019

Good Morning Madam Chairperson and members of the Joint Committee on Administrative Rules and Regulations.

I am Max Foster, the Executive Director of the Kansas Behavioral Sciences Regulatory Board (BSRB). The BSRB is the licensing board for most of the state's mental health professionals including: licensed psychologists; master level psychologists and clinical psychotherapists; bachelor, master and specialist clinical level social workers; master and clinical level professional counselors; master and clinical level marriage and family therapists; addiction counselors, master and clinical level addiction counselors; behavior analysts and assistant behavior analysts.

Thank you for the opportunity to testify today concerning two sets of proposed permanent regulations for our agency.

The first set of proposed permanent regulations (**K.A.R. 102-1-18; K.A.R. 102-2-14; K.A.R. 102-3-15; K.A.R. 102-4-15; K.A.R. 102-5-14; and K.A.R. 102-7-12**) identifies the fifth edition of the Diagnostic and Statistical Manual (DSM) of mental disorders as the referral source for use by licensees of the BSRB. Current regulations identify and adopt by reference the fourth edition of the DSM as the proper referral source. The DSM has been updated, and the fifth edition is now the most recent edition of this manual. Therefore, our regulations must be changed to reflect the most current edition of this document.

The second set of proposed permanent regulations (**K.A.R. 102-1-13; K.A.R. 102-2-3; K.A.R. 102-3-2 K.A.R. 102-4-2; K.A.R. 102-5-2; K.A.R. 102-7-2**) reduces current application fees and license renewal fees by \$50. An analysis of the current ending balance in our agency fee fund – coupled with future projected revenues and expenses – leads the agency to conclude that passing these fee reductions will not necessitate a reevaluation of the agency fee structure until FY 2026.

A public hearing has been scheduled for February 13, 2019, to allow for public comment on these proposed permanent regulations. The notice of public hearing was previously published in the Kansas Register.

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