

February 22, 2021

The Honorable Richard Hilderbrand, Chairperson
Senate Committee on Public Health and Welfare
Statehouse, Room 445A-S
Topeka, Kansas 66612

Dear Senator Hilderbrand:

SUBJECT: Fiscal Note for SB 238 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 238 is respectfully submitted to your committee.

SB 238 would amend statutes related to the regulation of professional counselors, social workers, marriage and family therapists, addiction counselors and master's level psychologists. Specifically, the bill would:

1. Reduce the number of hours of supervised practice required from 4,000 to 3,000 hours;
2. Reduce the number of hours of direct supervision required from 150 to 100 hours;
3. Increase the number of days of in-state practice required for a temporary out-of-state permit from 15 to 30 days;
4. Change the expiration date for a temporary out-of-state permit from December 31 to one year after approval;
5. Require temporary out-of-state permit holders to have practiced two years in their jurisdiction immediately preceding application;
6. Require temporary permit holders to provide quarterly reports detailing the total days of practice;
7. Allow a temporary permit to be extended for one additional year under emergency circumstances;
8. Create Board-approved clinical supervisors for social workers;
9. Establish a one-time maximum fee of \$50 for Board-approved clinical supervisors for social workers, clinical professional counselors and clinical marriage and family therapists;

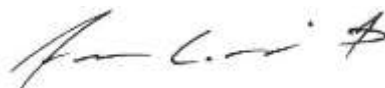
10. Reduce the number of hours of direct client contact required for the social work practicum from 350 hours to 200 hours;
11. Reduce the number of hours of direct client contact required for the professional counselor practicum from 350 hours to 280 hours;
12. Waive the requirement that individual supervision of certain licensees be face-to-face under extenuating circumstances;
13. Allow the Board to consider disciplinary action on any type of license held in another state when determining eligibility for licensure in Kansas;
14. Allow disciplinary action against any licensee who has violated any lawful order or directive previously entered by the Board; and
15. Extend the temporary license for professional counselors from six to twelve months.

The bill includes technical amendments and would take effect and be in force from and after its publication in the statute book.

Estimated State Fiscal Effect				
	FY 2021 SGF	FY 2021 All Funds	FY 2022 SGF	FY 2022 All Funds
Revenue	--	--	\$200	\$2,000
Expenditure	--	--	--	--
FTE Pos.	--	--	--	--

The Behavioral Sciences Regulatory Board estimates SB 238 would increase annual revenues from a one-time \$50 application fee required of new Board-approved clinical supervisors for social workers, professional counselors, and marriage and family therapists by \$2,000, of which \$1,800 would be remitted to the Behavioral Sciences Regulatory Board Fee Fund and \$200, or 10.0 percent, would be remitted to the State General Fund. The Board indicates the bill would also increase expenditures for additional staff time spent processing licenses, but any costs would be negligible and could be absorbed within existing resources. Any fiscal effect associated with SB 238 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: David Fye, Behavioral Sciences