

DRAFT

State of Kansas
Board of Technical Professions

Notice of Public Hearing on Proposed Administrative Regulations

A public hearing will be conducted on Wednesday, February 25, 2015 at 10:00 a.m. in Room 510 of the Landon State Office Building, 900 SW Jackson, Topeka, Kansas to consider the adoption of proposed changes to existing rules and regulations of the Board of Technical Professions.

This 60-day notice of public hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Board of Technical Professions, Suite 507, Landon State Office Building, 900 SW Jackson, Topeka, Kansas 66612, or by email to maryd@ksbtp.ks.gov. All interested parties will be given a reasonable opportunity to present their views on the adoption of the proposed regulations orally during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Mary Leigh Dyck at 785-296-3053 or by email at maryd@ksbtp.ks.gov.

Summaries of the proposed regulations follow. There is no anticipated economic impact on the Board of Technical Professions, any other governmental agency or the public; however there may be a cost to licensees for acquiring the continuing education that is required by these regulations. The cost is not increased by the revisions being made.

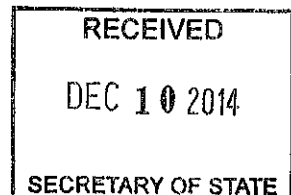
Copies of the proposed regulations and the economic impact statement may be obtained by contacting the board at the address and phone number given above, from the Board's website at www.ksbtp.ks.gov, or by email request to maryd@ksbtp.ks.gov.

ARTICLE 14. CONTINUING EDUCATION REQUIREMENTS.

K.A.R. 66-14-1. Requirements. This regulation is being revised to reduce the number of carry over professional development hours (PDHs) from 30 to 15. The term 'land' surveyor has been replaced by 'professional' surveyor.

K.A.R. 66-14-2. Definitions. This regulation is being revised to clarify continuing education language. Mentoring as a continuing education activity is being removed.

K.A.R. 66-14-3. Continuing education activities. This regulation is being revised to clarify continuing education language.



K.A.R. 66-14-5. Computation of credit. This regulation is being revised to clarify continuing education language including continuing education credit for authoring a published paper, article or book.

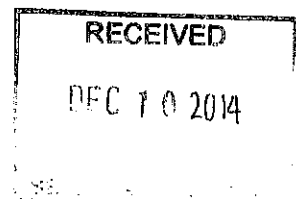
K.A.R. 66-14-7. Records. This regulation is being revised to clarify continuing education language.

K.A.R. 66-14-10. Licensure in another jurisdiction. This regulation is being revised to reflect replacing the term 'land' surveyor with 'professional' surveyor.

K.A.R. 66-14-11. Dual licensee. This regulation is being revised to clarify continuing education requirements for dual licensees.

Changes which are grammatical, appropriate to format, or updated to the most current form of the statute have been made.

Mary Leigh Dyck
Executive Director



Proposed

K.A.R. 66-14-1. Requirements. (a) Each licensee shall have completed 30 professional development hours (PDHs) of acceptable continuing education requirements during the two-year period immediately preceding the biennial renewal date established in K.A.R. 66-6-6 as a condition for license renewal. If the licensee exceeds the requirement in any renewal period, the licensee may carry a maximum of ~~30~~ 15 PDHs forward into the subsequent renewal period.

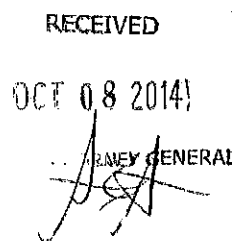
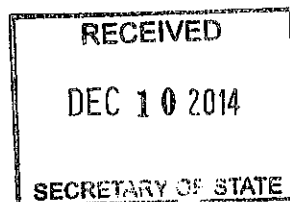
(b)(1) Each ~~land~~ professional surveyor shall complete, as part of the 30 PDHs required, at least two PDHs of preapproved continuing education activity on the Kansas minimum standards adopted by reference in K.A.R. 66-12-1(b).

(2) Each provider of a continuing education activity specified in paragraph (b)(1) shall submit an application for preapproval of the continuing education activity on a form provided by the board.

(3) To qualify for preapproval, each continuing education activity shall meet the following conditions:

- (A) The activity has a definable purpose and objective.
- (B) The activity is created and conducted by a person qualified in the subject area.
- (C) The activity equals two contact hours.
- (D) Documentation is provided to the participant upon completion of the activity.

This regulation shall be effective on and after September 1, 2015. (Authorized by K.S.A. 2012 2014 Supp. 74-7013; implementing K.S.A. 2012 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Feb. 4, 2000; amended Jan. 23, 2009; amended Dec. 27, 2013; amended P-_____.)



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K.A.R. 66-14-2. Definitions. Each of the following terms used in this article shall have the following meanings meaning specified in this regulation:

(a) "Contact hour" means one clock-hour of ~~not less than~~ at least 50 minutes.

(b) "Continuing education activity" means an activity that enhances a licensee's level of technical, professional, managerial, or ethical competence in order to further the goal of protecting the health, safety, and welfare of the public.

(c) "Continuing education unit" (CEU) means a unit of credit customarily used for continuing education courses. One CEU shall be the equivalent of 10 PDHs.

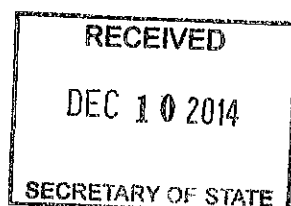
(d) "Dual licensee" means a person who is licensed in two ~~or more~~ technical professions.

(e) ~~"Mentoring" means guiding or tutoring another individual in the areas of technical, professional, managerial, or ethical competence in the technical professions.~~

(f) "Professional development hour" (PDH) means a unit of credit given by the board for participation in a continuing education activity as specified in this article.

~~(g)~~(f) "Sponsor" means an individual, organization, association, institution, or other entity that provides an educational offering for the purpose of fulfilling the continuing educational requirements of these regulations.

This regulation shall be effective on and after September 1, 2015. (Authorized by and K.S.A. 2014 Supp. 74-7013; implementing K.S.A. 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Jan. 23, 2009; amended P-_____.)



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K.A.R. 66-14-3. Continuing education activities. (a) Continuing education activities that satisfy the continuing education requirement shall include the following:

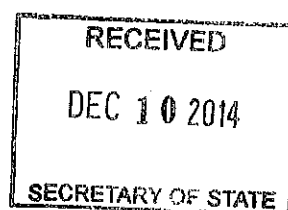
- (1) Attending professional or technical presentations at meetings, conventions, or conferences;
- (2) attending in-house programs sponsored by corporations or other organizations;
- (3) successfully completing seminars, tutorials, short courses, correspondence courses, televised courses, or videotaped courses;
- (4) making professional or technical presentations at meetings, conventions, or conferences;
- (5) teaching or instructing, as described in K.A.R. 66-14-5(a)(2);
- (6) authoring published papers, articles, or books;
- (7) serving as an officer or committee member of a technical profession society or organization, as described in K.A.R. 66-14-5(a)(4);
- (8) successfully completing courses sponsored by a college or university; and
- (9) successfully completing courses that are awarded continuing educational units PDHs; and
- ~~(10) mentoring one or more individuals who are preparing for licensure, as described in K.A.R. 66-14-5(a)(8).~~

(b) Each of the continuing education activities identified in paragraphs (a)(1), (2), (3), (8), and (9) shall meet all of the following ~~criteria~~ conditions:

- (1) The activity has a definable purpose and objective relevant to the licensee's field of practice.
- (2) The program is conducted by a person qualified in the subject area.
- (3) The licensee retains a record of registration and attendance.

This regulation shall be effective on and after September 1, 2015. (Authorized by and K.S.A. 2014 Supp. 74-7013; implementing K.S.A. 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Feb. 4, 2005; amended Jan. 23, 2009; amended P-

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K.A.R. 66-14-5. Computation of credit. (a) Continuing education credits units shall be measured in professional development hours (PDHs) and shall be computed as follows:

(1) Successfully completing one contact hour of professional development education in coursework or seminars or making professional or technical presentations at meetings, conventions, or conferences shall be the equivalent of one PDH.

(2) Teaching or instructing, as specified in K.A.R. 66-14-3(a)(5), shall constitute four PDHs for each contact hour spent in the classroom. Teaching credit shall be valid for teaching a course or seminar in its initial presentation only. Full-time faculty at a college, university, or other educational institution shall not receive teaching credit for teaching their regularly assigned courses.

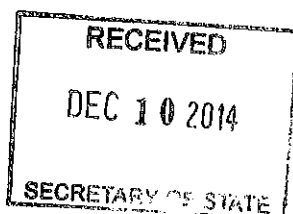
(3) Authoring a published paper, article, or book shall be the equivalent of ~~40 PDHs~~ one of the following:

(A) 10 PDHs for each book or peer-reviewed paper in the licensee's area of professional practice; or

(B) two PDHs for each paper or article in the licensee's area of professional practice.

(4) Serving as an officer or committee member of a technical profession society or organization shall be the equivalent of two PDHs. Professional development hours shall be limited to two PDHs for each organization and shall not be earned until the completion of each year of service.

(5) Successfully completing one university semester hour of credit shall be the equivalent of 45 PDHs.



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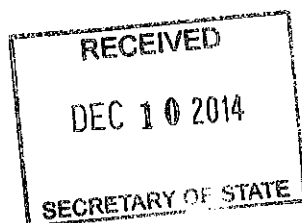
(6) Successfully completing one university quarter hour of credit shall be the equivalent of 30 PDHs.

~~(7) Successfully completing one continuing education unit shall be the equivalent of 10 PDHs.~~

~~(8) Mentoring one or more individuals who are preparing for licensure shall be limited to six PDHs each year.~~

(b) Final authority shall rest with the board, with respect to regarding the approval of continuing education activities shall rest with the board.

This regulation shall be effective on and after September 1, 2015. (Authorized by and K.S.A. 2014 Supp. 74-7013; implementing K.S.A. 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Nov. 2, 2001; amended Feb. 4, 2005; amended Jan. 23, 2009; amended P-_____.)



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K.A.R. 66-14-7. Records. (a) Each licensee shall maintain records on forms prescribed and furnished by the board to support the professional development hours claimed by the licensee.

The records shall include the following:

(1) A log showing the type of continuing education activity claimed, the number of professional development hours earned, and other information as applicable; and

(2) supporting documentation, which may include documentation of ~~any~~ either of the following:

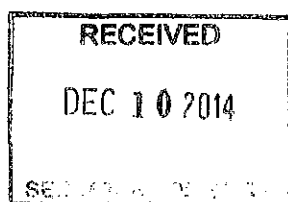
(A) Presentations or attendance at meetings, conventions, conferences, programs, seminars, and similar activities, which shall be documented by verification records in the form of completion certificates or other documents supporting evidence of attendance; or

(B) authoring published papers, articles, or books, which shall be documented by proof of publication; ~~or~~

~~(C) mentoring, which shall be documented by completion of a board-approved form signed by both the mentor and the mentored individual indicating dates and a description of the activities.~~

(b) The Each licensee shall maintain the records specified in subsection (a) for at least four years and shall provide a copy to the board, upon request.

This regulation shall be effective on and after September 1, 2015. (Authorized by and K.S.A. 2014 Supp. 74-7013; implementing K.S.A. 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Jan. 23, 2009; amended P-_____.)



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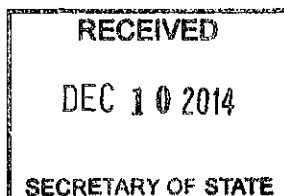
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K.A.R. 66-14-10. Licensure in another jurisdiction. (a) Except as specified in subsections (b) and (c), the board's continuing education requirements may be satisfied if a licensee meets all of the following conditions:

- (1) The licensee is licensed to practice one of the technical professions in another jurisdiction.
 - (2) The licensee resides in the jurisdiction specified in paragraph (a)(1).
 - (3) The licensee meets the continuing education requirements of the jurisdiction in which the licensee resides.
- (b) If a licensee resides in a jurisdiction that requires no continuing education, the licensee shall meet the continuing education requirements of this article.
- (c) Each land professional surveyor shall comply with K.A.R. 66-14-1(b).

This regulation shall be effective on and after September 1, 2015. (Authorized by K.S.A. 2009 2014 Supp. 74-7013; implementing K.S.A. 2009 2014 Supp. 74-7013 and 74-7025; effective March 1, 1996; amended Feb. 9, 2001; amended June 18, 2010; amended P-
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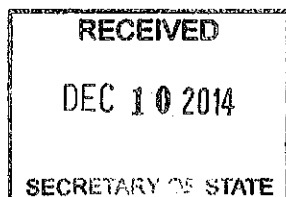
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K.A.R. 66-14-11. Dual licensee. A dual licensee shall earn a minimum of 40 PDH per renewal period ~~except for the carryover permitted.~~ The Each dual licensee shall earn at least 20 of the PDH required PDHs for each renewal period, including the carryover permitted by this regulation, in each technical profession area. The number of professional development hours which PDHs that may be carried forward ~~over~~ into the next renewal period for a each dual licensee shall not exceed 20 15 in each professional area technical profession.

This regulation shall be effective on and after September 1, 2015. (Authorized by K.S.A. 2014 Supp. 74-7013, as amended by L. 1995, ch. 104, sec. 1; implementing K.S.A. 2014 Supp. 74-7013 and 74-7025, as amended by L. 1995, ch. 104, sec. 2; effective March 1, 1996; amended P-_____.)



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December 10, 2014

ECONOMIC IMPACT STATEMENT

The economic impact for revisions of K.A.R. 66-14-1, 66-14-2, 66-14-3, 66-14-5, 66-14-7, 66-14-10, and 66-14-11 is as follows:

1. There is no anticipated economic impact on the Board of Technical Professions, any other governmental agency, or the public.
2. These regulations are not mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program.
3. There may be a cost to licensees for acquiring the continuing education that is required by these regulations. These costs would include those associated with registration and attendance at some educational offerings. This cost is not increased by the revisions being made.

