

**KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS
AD HOC STATUTES COMMITTEE
MEETING MINUTES
December 5, 2024**

A meeting of the Kentucky Board of Licensed Professional Counselors Ad Hoc Statutes Committee was held in-person in Room 259SW, 500 Mero Street, Frankfort, KY and via teleconference on December 5, 2024.

MEMBERS PRESENT

Dr. Hannah Coyt
Denise Hutchins
Wm. Jake Roberts

DPL STAFF

Stephanie Hilson, Administrative Specialist Senior

LEGAL COUNSEL

Sara Janes, OLS

MEMBERS ABSENT

OTHER

CALL TO ORDER

Ms. Hutchins called the meeting to order at 3:12 p.m.

NEW BUSINESS

Statute changes and a plan of action was discussed.

It was noted the Kentucky State Police has indicated an ORI number is required for the Board to receive a criminal background check (CBC) directly from the FBI, which is required for compliance with the Counseling Compact.

Board Counsel shared KRS 309.355(7), which authorizes the Kentucky Board of Massage Therapy MFT to obtain the FBI CBC directly from the FBI. She suggested this statute aligns with KBLPC's needs which could require legislative action to amend KRS Chapter 335

The Committee also discussed adding language to its regulations to require a state (KSP) background check if an FBI CBC cannot be obtained due to an applicant's inability to produce legible fingerprints. There was also discussion about requiring a KY CANS report in addition to the FBI report. Substantiated child abuse and neglect fall under 201 KAR 36:040, the Code of Ethics and licensees have 10 days to report, per added language in Code of Ethics from recent regulation update.

The Committee researched the cost of background checks:

- a. CANS \$10.00
- b. FBI \$18.00 (current)
- c. FBI & State through Identigo \$53.00

The Committee discussed the process for revising a statute, including the pros and cons of opening up the statutes to public comment.

The Committee reviewed KRS 309.355(7) and will use some of the same language as a template for a suggested statutory revision, but to be edited to be in line with KBLPC. The suggested new language will be placed in KBLPC's Powers and Duties statute, KRS 335.515 as a new number (13).

Board counsel advised OLS is authorized to assist with a draft but is unable to assist with the legislative process (finding a sponsor, lobbying, etc.) and recommends the Board seek assistance from its association since the Board is not authorized to advocate and it is not recommended that a lobbyist be hired.

Discussion of edits to KRS 335.515, addition of (13) (a)-(c) and (14).

As amended March 21, 2025

Ms. Hutchins made a motion to submit the draft to full Board. Motion seconded by Mr. Roberts, which carried.

Edited statute will be placed on December's Board Meeting Agenda.

The Committee discussed the best route to have the statute introduced into legislation. Either finding a sponsor or requesting KCA get involved and whether to seek a sponsor in both the House and the Senate.

The Committee will ask the Board to decide if a draft should be presented to KCA.

ADJOURN

Dr. Coyt motioned to adjourn at 4:01 p.m. Motion seconded by Mr. Roberts, which carried.