

Summary of Changes in Law for Institutional License Holders

K.S.A. 65-2895, the statute which sets out the qualifications, rights and restrictions on institutional licenses, will be amended effective July 1, 2015. Institutional licensees need to be aware of how these changes will affect their license requirements and scope of practice. The chart below summarizes the changes:

Statute Section	Previous Law	After July 1, 2015	Exceptions/comments
K.S.A. 65-2895(c)(1)	Referenced employment by an institution within the department of Social and Rehabilitation Services (SRS).	Corrected to reference employment by an institution within the Kansas Department for Aging and Disability Services (KDADS).	none
K.S.A. 65-2895(c)(2)	Institutional licensees who had already practiced under the terms in (c)(1) for 3 years could provide mental health services in any federal facility or pursuant to a federal contract, even if such facility was outside of Kansas.	All practice must be within Kansas, even if in a federal facility or pursuant to a federal contract.	Current licensees already providing mental health services in a federal facility or pursuant to a federal contract outside of Kansas will be permitted to continue until their next renewal of licensure.
K.S.A. 65-2895(c)(3)	Institutional licensees who had already practiced under the terms in (c)(1) for 3 years could provide mental health services pursuant to a written protocol with another Kansas-licensed physician who does not have an institutional license.	<i>This subsection is repealed.</i> Institutional licensees will no longer be permitted to provide mental health services pursuant to a written protocol.	Current licensees already providing mental health services by protocol will be permitted to continue until their next renewal of licensure.
K.S.A. 65-2895(d)	An institutional license was valid for 2 years.	An institutional license is valid for 12 months.	Will be implemented once new regulations are adopted.

Disclaimer: This summary is for informational purposes only and does not constitute legal authority or legal advice. The enrolled version of [Senate Substitute for House Bill 2225](#) (see Sec. 7 on pp. 14-15) should be relied upon for a definitive statement of the law.

Additionally, the Board anticipates adopting new regulations for institutional licenses in the near future regarding:

- Institutional application requirements
 - Provisions for continuous renewal of institutional licenses
 - The cancelation timeframe for institutional license
 - Verification of employment as a condition of practice
 - Requirement to provide notice to the Board prior to change in employment
 - Grounds for discipline if institutional licensee departs from permitted practice privileges
- in K.S.A. 65-2895