

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

201 KAR 38:021

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Subject Headings: Licensing, Mental Health, Occupations and Professions

(1) Provide a brief summary of:

- (a) What this administrative regulation does: This administrative regulation establishes the licensing criteria for becoming a Kentucky Licensed Pastoral Counselor.
- (b) The necessity of this administrative regulation: This administrative regulation is necessary because it provides the listed criteria for an applicant to obtain licensure.
- (c) How this administrative regulation conforms to the content of the authorizing statutes: This administrative regulation amendment conforms with the Board's authority in KRS 335.615(4) to license pastoral counseling applicants who satisfy the requirements; KRS 335.615(6) to promulgate administrative regulations to implement the purposes of KRS 335.600 to .699; and KRS 335.620 to establish an initial fee for licensure and requirements for a written examination.
- (d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation assists in the effective administration of the statute by setting forth clear and defined licensing criteria for applicants.
- (2) If this is an amendment to an existing administrative regulation, provide a brief summary of:
 - (a) How the amendment will change this existing administrative regulation: N/A.
 - (b) The necessity of the amendment to this administrative regulation: N/A.
 - (c) How the amendment conforms to the content of the authorizing statutes: N/A.
 - (d) How the amendment will assist in the effective administration of the statutes: N/A.
- (3) Does this administrative regulation or amendment implement legislation from the previous five years? No.
- (4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: This administrative regulation will affect an unknown number of persons who wish to apply for licensure; the Board does not anticipate more than 10-15 applicants in a given calendar year at the maximum.
- (5) Provide an analysis of how the entities identified in question (4) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:
 - (a) List the actions that each of the regulated entities identified in question (4) will have to take to comply with this administrative regulation or amendment: Potential applicants will need to complete the application and provide the identified personal and background information, and

- attain the required criteria for clinical supervision, including specific criteria on the qualification of any such professional who provides clinical supervision to the applicant.
- (b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4): The applicant will have to pay the application and initial licensing fee, along with the fee for the required examination. The total amounts are set forth in 201 KAR 38:040, and total \$550.00 per potential applicant.
- (c) As a result of compliance, what benefits will accrue to the entities identified in question (4): Applicants will be able to become licensed as a Kentucky Licensed Pastoral Counselor through this process.
- (6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:
- (a) Initially: There will be no initial cost to the administrative body to implement this administrative regulation.
- (b) On a continuing basis: There will be no continuing cost to the administrative body to implement this administrative regulation.
- (7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The Board's operations are funded by fees paid by license holders and applicants.
- (8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: No increase in fees or funding will be necessary to implement this change to this administrative regulation.
- (9) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: This administrative regulation does establish fees paid to the Board for an application, initial licensure, and administration of the required examination.
- (10) TIERING: Is tiering applied? (Explain why or why not) Tiering is not applied because this regulation applies to all applicants equally.