

**SETTLEMENT AGREEMENT BETWEEN THE STATE COMMITTEE OF  
PSYCHOLOGISTS, STATE OF MISSOURI, AND KURT BUMBY, Ph.D.**

Come now Kurt Bumby, Ph.D. ("Licensee") and the State Committee of Psychologists, State of Missouri ("Committee") and enter into this settlement agreement for the purpose of resolving the question of whether Licensee's license as a psychologist will be subject to discipline.

Pursuant to the terms of § 536.060, RSMo<sup>1</sup>, the parties hereto waive the right to a hearing by the Administrative Hearing Commission of the State of Missouri ("AHC") regarding cause to discipline the Licensee's license, and, additionally, the right to a disciplinary hearing before the Committee under § 621.110, RSMo.

Licensee acknowledges that he understands the various rights and privileges afforded him by law, including the right to a hearing of the charges against him; the right to appear and be represented by legal counsel; the right to have all charges against him proven upon the record by competent and substantial evidence; the right to cross-examine any witnesses appearing at the hearing against him; the right to present evidence on his own behalf at the hearing; the right to a decision upon the record by a fair and impartial administrative hearing commissioner concerning the charges pending against him and, subsequently, the right to a disciplinary hearing before the Committee at which time he may present evidence in mitigation of discipline; and the right to recover attorney's fees incurred in defending this action against his license. Being aware of these rights provided him by operation of law, Licensee knowingly and voluntarily waives each and every one of these rights and freely enters into this settlement agreement and agrees to abide by the terms of this document, as they pertain to him.

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<sup>1</sup> All statutory references are to the Revised Statutes of Missouri 2000, as amended, unless otherwise indicated.

Licensee acknowledges that he has received a copy of the investigative report and other documents relied upon by the Committee in determining there was cause to discipline his license, along with citations to law and/or regulations the Committee believes were violated.

For the purpose of settling this dispute, Licensee stipulates that the factual allegations contained in this settlement agreement are true and stipulates with the Committee that Licensee's license, numbered 2006006562 is subject to disciplinary action by the Committee in accordance with the provisions of Chapter 621, and Sections 337.010 through 337.345, RSMo.

Joint Stipulation of Facts and Conclusions of Law

1. The Committee is an agency of the State of Missouri created and established pursuant to Chapter 337, RSMo, sections 337.010 through 337.345, for the purpose of carrying out the provisions of Chapter 337, RSMo, relating to psychologists.
2. Licensee Kurt Bumby, Ph.D., is licensed by the Committee as a psychologist License No. 01845 Licensee's Missouri license was at all times relevant herein, but is not now, current and active. Licensee placed his license on inactive status on February 2, 2022.
3. On or about January 14 2020, the Committee received information that Licensee had been charged with "sexual assault related crimes" in Boone County, Missouri and St. Louis County, Missouri. The Committee referred the matter to the Division of Professional Registration Central Investigative Unit for investigation.
4. On or about March 2, 2023, Bumby was found guilty of the Class C felony of Statutory Sodomy in the 2<sup>nd</sup> degree by a jury in the Circuit Court of Boone County,

Missouri, case number 19BA-CR05470-01. Bumby was sentenced to seven years in Missouri Department of Corrections and fined \$5,000.00.

5. Bumby has two additional criminal cases pending.

a. Case No. 2011-CR02865, *State v. Kurt M. Bumby*, Circuit Court of St. Charles, Missouri. Bumby is charged with the Unclassified felony of Sodomy. A disposition hearing is set for July 24, 2023.

b. Case No. 19SL-CR07017-01, *State v. Kurt M. Bumby*, Circuit Court of St. Louis County, Missouri. Bumby is charged with two counts of the Unclassified Felony of Sodomy. The case has a hearing set for June 22, 2023.

6. The finding of guilty in case number 19BA-CR05470-01, constitutes cause to discipline Licensee's license pursuant to section 337.035.2(2), RSMo, because Licensee's conviction is a conviction that directly relates to the duties and responsibilities of a license profession pursuant to section 324.012.4(2), RSMo.

7. Section 324.012, RSMo, states, in relevant part:

...

3. Notwithstanding any other provision of law, beginning January 1, 2021, no person shall be disqualified by a state licensing authority from pursuing, practicing, or engaging in any occupation for which a license is required solely or in part because of a prior conviction of a crime in this state or another state, unless the criminal conviction directly relates to the duties and responsibilities for the licensed occupation as set forth in this section or is violent or sexual in nature.

4. Beginning August 28, 2020, Applicants for examination of licensure who have pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any of the following offenses or offenses of a similar nature established under the laws of this state, any other state, United States, or any other country,

notwithstanding whether sentence is imposed, shall be considered by state licensing authorities to have committed a criminal offense that directly relates to the duties and responsibilities of a licensed profession:

...

(2) Any of the following sexual offenses: rape in the first degree, forcible rape, statutory rape in the first degree, statutory rape in the second degree, rape in the second degree, sexual assault, sodomy in the first degree, forcible sodomy, statutory sodomy in the first degree, statutory sodomy in the second degree, child molestation in the first degree, child molestation in the second degree, sodomy in the second degree, deviate sexual assault, sexual misconduct involving a child, sexual misconduct in the first degree under section 566.090\* as it existed prior to August 28, 2013, sexual abuse under section 566.100 as it existed prior to August 28, 2013, sexual abuse in the first or second degree, enticement of a child, or attempting to entice a child[.]

8. Cause exists for the Committee to take disciplinary action against

Licensee's license under § 337.035.2(2), RSMo, which states in pertinent part:

2. The Committee may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

....

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed[.]

Joint Agreed Disciplinary Order

9. Based upon the foregoing, the parties mutually agree and stipulate that the following shall constitute the disciplinary order entered by the Committee in this matter under the authority of § 621.045.4, RSMo:

10. Licensee's psychologist license is hereby **REVOKED**. Licensee shall return all indicia of licensure to the Committee immediately.

11. The parties to this Agreement understand that the State Committee of Psychologists will maintain this Agreement as an open record of the Committee as provided in Chapters 337, 610 and 324, RSMo.

12. The terms of this settlement agreement are contractual, legally enforceable, and binding, not merely recital. Except as otherwise provided herein, neither this settlement agreement nor any of its provisions may be changed, waived, discharged, or terminated, except by an instrument in writing signed by the party against whom the enforcement of the change, waiver, discharge, or termination is sought.


13. Licensee, together with his heirs and assigns, and his attorneys, do hereby waive, release, acquit and forever discharge the Committee, its respective members and any of its employees, agents, or attorneys, including any former Committee members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including but not limited to, any claims for attorney's fees and expenses, including any claims pursuant to § 536.087, RSMo, or any claim arising under 42 U.S.C. § 1983, which may be based upon, arise out of, or relate to any of the matters raised in this case, its settlement, or from the negotiation or execution of this settlement agreement. The parties acknowledge that this paragraph is

severable from the remaining portions of this settlement agreement in that it survives in perpetuity even in the event that any court of law deems this settlement agreement or any portion thereof to be void or unenforceable.

14. If no contested case has been filed against Licensee, Licensee has the right, either at the time the settlement agreement is signed by all parties or within fifteen days thereafter, to submit the agreement to the Administrative Hearing Commission for determination that the facts agreed to by the parties to the settlement agreement constitute grounds for denying or disciplining the license of the licensee. If Licensee desires the Administrative Hearing Commission to review this Agreement, Licensee may submit this request to: **Administrative Hearing Commission, P.O. Box 1557, United States Post Office Building, 131 West High St, Jefferson City, MO 65102.**

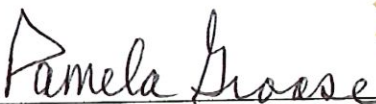
15. If Licensee has requested review, Licensee and Committee jointly request that the Administrative Hearing Commission determine whether the facts set forth herein are grounds for disciplining Licensee's license and issue findings of act and conclusions of law stating that the facts agreed to by the parties are grounds for disciplining Licensee's license. Effective the date the Administrative Hearing Commission determines that the agreement sets forth cause for disciplining Licensee's license, the agreed upon discipline set forth herein shall go into effect.

**LICENSEE**

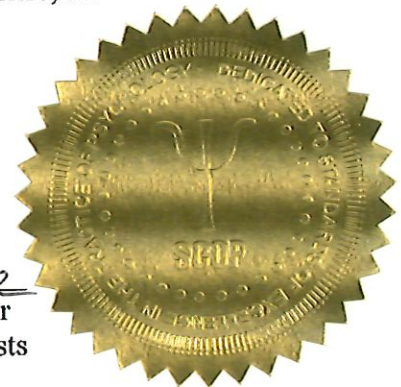
  
Kurt Bumby, Ph.D.

Date 5-1-24

**COMMITTEE**

  
Pam Groose, Executive Director  
State Committee of Psychologists

Date 6-7-2024



EFFECTIVE: June 28, 2024