

An Act

ENROLLED HOUSE
BILL NO. 2006

By: Townley, Hasenbeck and Roe
of the House

and

Stanley of the Senate

An Act relating to mental health; directing the Board of Mental Health and Substance Abuse Services to promulgate rules for certification of Problem Gambling Treatment Counselors; providing that rules include criteria for certification and renewal; providing for application for certification; authorizing the Board to establish application and renewal fees; limiting use of title as Problem Gambling Treatment Counselor; providing for grounds for revocation, suspension or nonrenewal of certification; providing for codification; and providing an effective date.

SUBJECT: Mental health

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-322a of Title 43A, unless there is created a duplication in numbering, reads as follows:

A. The Board of Mental Health and Substance Abuse Services shall promulgate rules and standards for certification of Problem Gambling Treatment Counselors who are:

1. Employed by the state;
2. Employed by behavioral services providers contracting with the state to provide behavioral health services;

3. Employed by a tribe or tribal facility that provides behavioral health services; or

4. Employed by an Oklahoma Department of Veterans Affairs or a United States Department of Veterans Affairs facility.

B. Such rules and standards shall address criteria for certification and renewal, including minimum education requirements, examination and supervision requirements, continuing education requirements, and rules of professional conduct.

C. Application for certification as a Problem Gambling Treatment Counselor shall be made to the Department of Mental Health and Substance Abuse Services on prescribed forms authorized by the Department. The Board, or the Commissioner of Mental Health and Substance Abuse Services upon delegation by the Board, may certify the Problem Gambling Treatment Counselor for a period of two (2) years subject to renewal as provided in the rules promulgated by the Board.

D. The Board is authorized to establish an application and renewal fee of no more than One Hundred Dollars (\$100.00) to defray the costs incurred in the certification process.

E. Problem Gambling Treatment Counselors certified by the Board or the Commissioner shall only use the title "Problem Gambling Treatment Counselor" if employed by the state, employed by behavioral services providers contracting with the state to provide behavioral health services, employed by a tribe or tribal facility that provides behavioral health services or employed by an Oklahoma Department of Veterans Affairs or a United States Department of Veterans Affairs facility.

F. This section shall not be construed to permit the certified Problem Gambling Treatment Counselor to practice any of the following professions or use the following titles unless also licensed or accredited by the appropriate authority:

1. Physician;
2. Psychologist;
3. Clinical social worker;

4. Professional counselor;
5. Marital and family therapist;
6. Behavioral practitioner; or
7. Alcohol and drug counselor.

G. Failure to comply with the rules and standards promulgated by the Board shall be grounds for revocation, suspension or nonrenewal of certification.

H. No Problem Gambling Treatment Counselor shall operate or continue to operate as a Problem Gambling Treatment Counselor unless the Problem Gambling Treatment Counselor complies with the rules promulgated by the Board and is certified as required by this section.

SECTION 2. This act shall become effective November 1, 2021.

Passed the House of Representatives the 2nd day of March, 2021.

Presiding Officer of the House
of Representatives

Passed the Senate the 20th day of April, 2021.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____