

1 **SENATE FLOOR VERSION**

2 March 28, 2024

3 ENGROSSED HOUSE
4 BILL NO. 3330

By: Roe, May, Provenzano, and
Munson of the House

5 and

6 Rosino of the Senate

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8
9 An Act relating to mental health; providing for
10 definitions; mandating certain application
11 information for behavioral health professionals;
12 mandating certain renewal information for behavioral
13 health professionals; providing for promulgation of
14 rules; providing for annual report to the
15 Legislature; providing for codification; and
16 providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 3-335 of Title 43A, unless there
20 is created a duplication in numbering, reads as follows:

21 A. As used in this section:

22 1. "Board" means any of the following:

- 23 a. the State Board of Examiners of Psychologists,
24 b. the State Board of Behavioral Health Licensure,
c. the Oklahoma State Board of Licensed Social Workers,

or

1 d. the Oklahoma Board of Licensed Alcohol and Drug
2 Counselors;

3 2. "Licensed mental health professional" means an individual
4 who holds any type of license pursuant to the:

- 5 a. Psychologists Licensing Act,
- 6 b. Psychology Interjurisdictional Compact,
- 7 c. Licensed Professional Counselors Act,
- 8 d. Janet Phillips Act of 2023,
- 9 e. Marital and Family Therapist Licensure Act,
- 10 f. Social Worker's Licensing Act, or
- 11 g. Licensed Alcohol and Drug Counselors Act; and

12 3. "Certified mental health professional" means an individual
13 who holds any type of certification pursuant to the Unified
14 Community Mental Health Services Act.

15 B. Every applicant for a behavioral health certification or
16 license issued by a designated board shall provide the following
17 information:

18 1. Demographic information, including race, ethnicity, gender,
19 date of birth, and languages spoken;

20 2. Educational background, training information, internship
21 information, if applicable, and location of internship or program
22 attended; and

23 3. If the applicant has any other mental health certifications
24 or licenses.

1 C. Every mental health professional who is renewing a
2 behavioral health certification or license issued by a designated
3 board shall report the following information:

- 4 1. Changes to demographic information required upon initial
5 application for licensure or certification;
- 6 2. Workforce retention information, including, but not limited
7 to, anticipated changes in licensure status or retirement; and
- 8 3. Workforce practice trends, including, but not limited to:
 - 9 a. practice specialization, if applicable,
 - 10 b. practice location and physical address, if applicable,
 - 11 c. service delivery area, by county,
 - 12 d. if the licensee is currently using their license and
13 if its average use is between one (1) through ten
14 (10), eleven (11) through twenty (20), twenty-one (21)
15 through thirty (30), or over thirty-one (31) hours of
16 client-facing hours per week, and
 - 17 e. the use of telehealth.

18 D. The boards designated in subsection A of this section shall
19 promulgate rules to effectuate the provisions of this section.

20 E. The boards designated in subsection A of this section shall
21 furnish de-identified annual licensure and certification data to the
22 Oklahoma Department of Mental Health and Substance Abuse Services.

23 F. The Oklahoma Department of Mental Health and Substance Abuse
24 Services shall compile the de-identified information collected in

1 this section into an annual report. The report shall not contain
2 any personal identifying information. The annual report shall be
3 posted on the agency's website and submitted to the President Pro
4 Tempore of the Oklahoma State Senate, the Speaker of the Oklahoma
5 House of Representatives, and the chairs of the committees with
6 responsibility over public health in both chambers of the
7 Legislature.

8 G. Nothing in this section shall be interpreted to expand the
9 amount of public-facing data about Oklahoma's individual behavioral
10 health licensees.

11 SECTION 2. This act shall become effective November 1, 2024.

12 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
13 March 28, 2024 - DO PASS

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