

28

29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **58-40-302** is amended to read:

31 **58-40-302. Qualifications for licensure.**

32 (1) An applicant for licensure under this chapter shall:

33 (a) submit an application in a form prescribed by the division;

34 (b) pay a fee determined by the department under Section [63J-1-504](#); and

35 (c) be of good moral character.

36 (2) In addition to the requirements of Subsection (1), an applicant for licensure as a
37 master therapeutic recreation specialist under this chapter shall as defined by division rule:

38 (a) complete an approved graduate degree;

39 (b) complete 4,000 qualifying hours of paid experience as:

40 (i) a licensed therapeutic recreation specialist if completed in the state; or

41 (ii) a certified therapeutic recreation specialist certified by the National Council for

42 Therapeutic Recreation Certification if completed outside of the state; and

43 (c) pass an approved examination.

44 (3) In addition to the requirements of Subsection (1), an applicant for licensure as a
45 therapeutic recreation specialist under this chapter shall, as defined by division rule:

46 (a) complete an approved:

47 (i) bachelor's degree in therapeutic recreation or recreational therapy;

48 (ii) bachelor's degree with an approved emphasis, option, or concentration in

49 therapeutic recreation or recreational therapy; or

50 (iii) graduate degree;

51 (b) complete an approved practicum; and

52 (c) pass an approved examination.

53 (4) In addition to the requirements of Subsection (1), an applicant for licensure as a
54 therapeutic recreation technician under this chapter shall, as defined by division rule:

55 (a) have a high school diploma or GED equivalent;

56 (b) complete an approved:

57 (i) educational course in therapeutic recreation taught by a licensed master therapeutic

58 recreation specialist; or

59 (ii) six semester hours or nine quarter hours in therapeutic recreation or recreational
60 therapy from an accredited college or university;

61 (c) complete an approved practicum under the supervision of:

62 (i) a licensed master therapeutic recreation specialist; or

63 (ii) an on-site, full-time, employed therapeutic recreation specialist; ~~and~~

64 (d) pass an approved examination[-]; and

65 (e) complete a minimum of two hours of training in suicide prevention via a course that
66 the division designates as approved.

67 Section 2. Section **58-40-304** is amended to read:

68 **58-40-304. Continuing education.**

69 (1) In collaboration with the board, the division shall make rules to provide that as a
70 condition precedent for license renewal, a licensee shall complete continuing education
71 requirements during each license period.

72 (2) In addition to a continuing education requirement provided by the division under
73 Subsection (1), the division shall require a licensee, as a condition of renewal of the licensee's
74 license, to complete a minimum of two hours of training in suicide prevention via a course that
75 the division designates as approved.

76 Section 3. Section **58-60-105** is amended to read:

77 **58-60-105. Continuing education.**

78 (1) By rule made under Section **58-1-203**, the division may establish a continuing
79 education requirement as a condition for renewal of any license classification under this
80 chapter upon finding continuing education for that profession is necessary to reasonably protect
81 the public health, safety, or welfare.

82 (2) If a renewal cycle is extended or shortened under Section **58-60-104**, the continuing
83 education hours required for license renewal under this section shall be increased or decreased
84 proportionally.

85 (3) The division shall, in addition to a continuing education requirement the division
86 establishes under Subsection (1), require an individual licensed under this chapter, as a
87 condition of renewing the individual's license, to complete a minimum of two hours of training
88 in suicide prevention via a course that the division designates as approved.

89 Section 4. Section **58-60-205** is amended to read:

90 **58-60-205. Qualifications for licensure or certification as a clinical social worker,**
91 **certified social worker, and social service worker.**

92 (1) An applicant for licensure as a clinical social worker shall:

93 (a) submit an application on a form provided by the division;

94 (b) pay a fee determined by the department under Section 63J-1-504;

95 (c) be of good moral character;

96 (d) produce certified transcripts from an accredited institution of higher education
97 recognized by the division in collaboration with the board verifying satisfactory completion of
98 an education and earned degree as follows:

99 (i) an earned master's degree in social work resulting from completion of an education
100 program accredited by the Council on Social Work Education; or

101 (ii) an earned doctoral degree in social work that results from successful completion of
102 a clinical concentration and practicum approved by the division and defined by rule under
103 Section 58-1-203;

104 (e) have completed a minimum of 4,000 hours of clinical social work training as
105 defined by division rule under Section 58-1-203;

106 (i) in not less than two years [~~and~~];

107 (ii) under the supervision of a clinical social worker supervisor approved by the
108 division in collaboration with the board; and

109 (iii) including a minimum of two hours of training in suicide prevention via a course
110 that the division designates as approved;

111 (f) document successful completion of not less than 1,000 hours of supervised training
112 in mental health therapy obtained after completion of the education requirement in Subsection
113 (1)(d), which training may be included as part of the 4,000 hours of training in Subsection
114 (1)(e), and of which documented evidence demonstrates not less than 100 of the hours were
115 obtained under the direct supervision of a clinical social worker, as defined by rule;

116 (g) have completed a case work, group work, or family treatment course sequence with
117 a clinical practicum in content as defined by rule under Section 58-1-203; and

118 (h) pass the examination requirement established by rule under Section 58-1-203.

119 (2) An applicant for licensure as a certified social worker shall:

120 (a) submit an application on a form provided by the division;

- 121 (b) pay a fee determined by the department under Section 63J-1-504;
- 122 (c) be of good moral character;
- 123 (d) produce certified transcripts from an accredited institution of higher education
- 124 recognized by the division in collaboration with the Social Worker Licensing Board verifying
- 125 satisfactory completion of an education and an earned degree as follows:
- 126 (i) a social work education program accredited by the Council on Social Work
- 127 Education and an earned master's degree resulting from completion of that program; or
- 128 (ii) an education program that contains approved clinical social work concentration and
- 129 practicum in content as defined by rule under Section 58-1-203 and an earned doctorate
- 130 resulting from completion of that program; and
- 131 (e) pass the examination requirement established by rule under Section 58-1-203.
- 132 (3) (a) An applicant for certification as a certified social worker intern shall meet the
- 133 requirements of Subsections (2)(a), (b), (c), and (d).
- 134 (b) Certification under Subsection (3)(a) is limited to the time necessary to pass the
- 135 examination required under Subsection (2)(e) or six months, whichever occurs first.
- 136 (c) A certified social worker intern may provide mental health therapy under the
- 137 general supervision of a clinical social worker.
- 138 (4) An applicant for licensure as a social service worker shall:
- 139 (a) submit an application on a form provided by the division;
- 140 (b) pay a fee determined by the department under Section 63J-1-504;
- 141 (c) be of good moral character;
- 142 (d) produce certified transcripts from an accredited institution of higher education
- 143 recognized by the division in collaboration with the Social Worker Licensing Board verifying
- 144 satisfactory completion of an earned degree resulting from education as follows:
- 145 (i) a bachelor's degree in a social work program accredited by the Council on Social
- 146 Work Education;
- 147 (ii) a master's degree in a field approved by the division in collaboration with the social
- 148 worker board;
- 149 (iii) a bachelor's degree in any field if the applicant:
- 150 (A) has completed at least three semester hours, or the equivalent, in each of the
- 151 following areas:

152 (I) social welfare policy;
153 (II) human growth and development; and
154 (III) social work practice methods, as defined by rule; and
155 (B) provides documentation that the applicant has completed at least 2,000 hours of
156 qualifying experience under the supervision of a mental health therapist, which experience is
157 approved by the division in collaboration with the Social Worker Licensing Board, and which
158 is performed after completion of the requirements to obtain the bachelor's degree required
159 under this Subsection (4); or

160 (iv) successful completion of the first academic year of a Council on Social Work
161 Education approved master's of social work curriculum and practicum; and

162 (e) pass the examination requirement established by rule under Section 58-1-203.

163 (5) The division shall ensure that the rules for an examination described under
164 Subsections (1)(h), (2)(e), and (4)(e) allow additional time to complete the examination if
165 requested by an applicant who is:

166 (a) a foreign born legal resident of the United States for whom English is a second
167 language; or

168 (b) an enrolled member of a federally recognized Native American tribe.

169 Section 5. Section 58-60-305 is amended to read:

170 **58-60-305. Qualifications for licensure.**

171 (1) All applicants for licensure as marriage and family therapists shall:

172 (a) submit an application on a form provided by the division;

173 (b) pay a fee determined by the department under Section 63J-1-504;

174 (c) be of good moral character;

175 (d) produce certified transcripts evidencing completion of a masters or doctorate degree
176 in marriage and family therapy from:

177 (i) a program accredited by the Commission on Accreditation for Marriage and Family
178 Therapy Education; or

179 (ii) an accredited institution meeting criteria for approval established by rule under
180 Section 58-1-203;

181 (e) have completed a minimum of 4,000 hours of marriage and family therapy training
182 as defined by division rule under Section 58-1-203[5];

- 183 (i) in not less than two years~~[,];~~
- 184 (ii) under the supervision of a marriage and family therapist supervisor who meets the
185 requirements of Section 58-60-307~~[, and];~~
- 186 (iii) obtained after completion of the education requirement in Subsection (1)(d); and
- 187 (iv) including a minimum of two hours of training in suicide prevention via a course
188 that the division designates as approved;
- 189 (f) document successful completion of not less than 1,000 hours of supervised training
190 in mental health therapy obtained after completion of the education requirement described in
191 Subsection (1)(d)(i) or (1)(d)(ii), which training may be included as part of the 4,000 hours of
192 training described in Subsection (1)(e), and of which documented evidence demonstrates not
193 less than 100 of the supervised hours were obtained during direct, personal supervision by a
194 marriage and family therapist supervisor qualified under Section 58-60-307, as defined by rule;
195 and
- 196 (g) pass the examination requirement established by division rule under Section
197 58-1-203.

198 (2) (a) All applicants for licensure as an associate marriage and family therapist shall
199 comply with the provisions of Subsections (1)(a), (b), (c), and (d).

200 (b) An individual's license as an associate marriage and family therapist is limited to
201 the period of time necessary to complete clinical training as described in Subsections (1)(e) and
202 (f) and extends not more than one year from the date the minimum requirement for training is
203 completed, unless the individual presents satisfactory evidence to the division and the
204 appropriate board that the individual is making reasonable progress toward passing of the
205 qualifying examination for that profession or is otherwise on a course reasonably expected to
206 lead to licensure, but the period of time under this Subsection (2)(b) may not exceed two years
207 past the date the minimum supervised clinical training requirement has been completed.

208 Section 6. Section 58-60-405 is amended to read:

209 **58-60-405. Qualifications for licensure.**

- 210 (1) An applicant for licensure as a clinical mental health counselor shall:
- 211 (a) submit an application on a form provided by the division;
- 212 (b) pay a fee determined by the department under Section 63J-1-504;
- 213 (c) be of good moral character;

214 (d) produce certified transcripts from an accredited institution of higher education
215 recognized by the division in collaboration with the board verifying satisfactory completion of:

216 (i) an education and degree in an education program in counseling with a core
217 curriculum defined by division rule under Section 58-1-203 preparing one to competently
218 engage in mental health therapy; and

219 (ii) an earned doctoral or master's degree resulting from that education program;

220 (e) have completed a minimum of 4,000 hours of clinical mental health counselor
221 training as defined by division rule under Section 58-1-203[;]:

222 (i) in not less than two years[;];

223 (ii) under the supervision of a clinical mental health counselor, psychiatrist,
224 psychologist, clinical social worker, registered psychiatric mental health nurse specialist, or
225 marriage and family therapist supervisor approved by the division in collaboration with the
226 board[~~and~~];

227 (iii) obtained after completion of the education requirement in Subsection (1)(d); and

228 (iv) including a minimum of two hours of training in suicide prevention via a course
229 that the division designates as approved;

230 (f) document successful completion of not less than 1,000 hours of supervised training
231 in mental health therapy obtained after completion of the education requirement in Subsection
232 (1)(d), which training may be included as part of the 4,000 hours of training in Subsection
233 (1)(e), and of which documented evidence demonstrates not less than 100 of the hours were
234 obtained under the direct supervision of a mental health therapist, as defined by rule; and

235 (g) pass the examination requirement established by division rule under Section
236 58-1-203.

237 (2) (a) An applicant for licensure as an associate clinical mental health counselor shall
238 comply with the provisions of Subsections (1)(a), (b), (c), and (d).

239 (b) Except as provided under Subsection (2)(c), an individual's licensure as an
240 associate clinical mental health counselor is limited to the period of time necessary to complete
241 clinical training as described in Subsections (1)(e) and (f) and extends not more than one year
242 from the date the minimum requirement for training is completed.

243 (c) The time period under Subsection (2)(b) may be extended to a maximum of two
244 years past the date the minimum supervised clinical training requirement has been completed,

245 if the applicant presents satisfactory evidence to the division and the appropriate board that the
246 individual is:

247 (i) making reasonable progress toward passing of the qualifying examination for that
248 profession; or

249 (ii) otherwise on a course reasonably expected to lead to licensure.

250 Section 7. Section **58-60-506** is amended to read:

251 **58-60-506. Qualifications for licensure.**

252 (1) An applicant for licensure under this part on and after July 1, 2012, must meet the
253 following qualifications:

254 (a) submit an application in a form prescribed by the division;

255 (b) pay a fee determined by the department under Section [63J-1-504](#);

256 (c) be of good moral character;

257 (d) satisfy the requirements of Subsection (2), (3), (4), (5), (6), or (7) respectively; and

258 (e) except for licensure as a certified substance use disorder counselor intern and a
259 certified advanced substance use disorder counselor intern, satisfy the examination requirement
260 established by division rule under Section [58-1-203](#).

261 (2) In accordance with division rules, an applicant for licensure as an advanced
262 substance use disorder counselor shall produce:

263 (a) certified transcripts from an accredited institution of higher education that:

264 (i) meet division standards;

265 (ii) verify the satisfactory completion of a baccalaureate or graduate degree; and

266 (iii) verify the completion of prerequisite courses established by division rules;

267 (b) documentation of the applicant's completion of a substance use disorder education
268 program that includes:

269 (i) at least 300 hours of substance use disorder related education, of which 200 hours
270 may have been obtained while qualifying for a substance use disorder counselor license; and

271 (ii) a supervised practicum of at least 350 hours, of which 200 hours may have been
272 obtained while qualifying for a substance use disorder counselor license; and

273 (c) documentation of the applicant's completion of at least 4,000 hours of supervised
274 experience in substance use disorder treatment, of which 2,000 hours may have been obtained
275 while qualifying for a substance use disorder counselor license, that:

276 (i) meets division standards; and
277 (ii) is performed within a four-year period after the applicant's completion of the
278 substance use disorder education program described in Subsection (2)(b), unless, as determined
279 by the division after consultation with the board, the time for performance is extended due to
280 an extenuating circumstance.

281 (3) An applicant for licensure as a certified advanced substance use disorder counselor
282 shall meet the requirements in Subsections (2)(a) and (b).

283 (4) (a) An applicant for licensure as a certified advanced substance use disorder
284 counselor intern shall meet the requirements in Subsections (2)(a) and (b).

285 (b) A certified advanced substance use disorder counselor intern license expires at the
286 earlier of:

287 (i) the licensee passing the examination required for licensure as a certified advanced
288 substance use disorder counselor; or

289 (ii) six months after the certified advanced substance use disorder counselor intern
290 license is issued.

291 (5) In accordance with division rules, an applicant for licensure as a substance use
292 disorder counselor shall produce:

293 (a) certified transcripts from an accredited institution that:

294 (i) meet division standards;

295 (ii) verify satisfactory completion of an associate's degree or equivalent as defined by
296 the division in rule; and

297 (iii) verify the completion of prerequisite courses established by division rules;

298 (b) documentation of the applicant's completion of a substance use disorder education
299 program that includes:

300 (i) completion of at least 200 hours of substance use disorder related education; ~~and~~

301 (ii) included in the 200 hours described in Subsection (5)(b)(i), a minimum of two
302 hours of training in suicide prevention via a course that the division designates as approved;

303 and

304 ~~(iii)~~ (iii) completion of a supervised practicum of at least 200 hours; and

305 (c) documentation of the applicant's completion of at least 2,000 hours of supervised
306 experience in substance use disorder treatment that:

- 307 (i) meets division standards; and
308 (ii) is performed within a two-year period after the applicant's completion of the
309 substance use disorder education program described in Subsection (5)(b), unless, as determined
310 by the division after consultation with the board, the time for performance is extended due to
311 an extenuating circumstance.
- 312 (6) An applicant for licensure as a certified substance use disorder counselor shall meet
313 the requirements of Subsections (5)(a) and (b).
- 314 (7) (a) An applicant for licensure as a certified substance use disorder counselor intern
315 shall meet the requirements of Subsections (5)(a) and (b).
- 316 (b) A certified substance use disorder counselor intern license expires at the earlier of:
317 (i) the licensee passing the examination required for licensure as a certified substance
318 use disorder counselor; or
319 (ii) six months after the certified substance use disorder counselor intern license is
320 issued.

Legislative Review Note
as of 1-26-15 12:53 PM

Office of Legislative Research and General Counsel