

SENATE FILE NO. SF0107

Penal institutions-addiction counselor license reciprocity.

Sponsored by: Senator(s) Bouchard, Nethercott, Rothfuss,
Scott and Steinmetz and Representative(s)
Blake, Clem, Dayton-Selman, Duncan, Eklund,
Hallinan, Laursen, Loucks, Pelkey,
Piiparinen and Sweeney

A BILL

for

1 AN ACT relating to professions and occupations; creating
2 additional types of certifications in the field of
3 addictions therapy as specified; defining eligibility
4 requirements for certifications; limiting a certified
5 person's authority to practice to penal institutions as
6 specified; requiring rulemaking; making a conforming
7 amendment; and providing for effective dates.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.** W.S. 33-38-114 is created to read:

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13 **33-38-114. Penal institutions; addiction therapy**
14 **professionals certification requirements.**

1

2 (a) The board shall issue a certification for the
3 addiction therapy professionals specified in subsection (b)
4 of this section to any applicant who files an application
5 upon a form and in the manner prescribed by the board,
6 accompanied by the appropriate fee and who furnishes
7 satisfactory evidence to the board that:

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9 (i) The applicant has reached the age of
10 majority;

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12 (ii) The applicant holds a current, valid and
13 unencumbered occupational license or certification in
14 another state in the field of addictions therapy;

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16 (iii) The applicant has held the occupational
17 license or certification in the other state and has engaged
18 in active practice with that license or certification for
19 not less than one (1) year;

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21 (iv) The licensing authority in the other state
22 required the applicant to pass an examination, or to meet

1 specified standards related to education, training and
2 experience;

3

4 (v) The licensing authority in the other state
5 holds the applicant in good standing;

6

7 (vi) The applicant does not have any felony
8 convictions or misdemeanor convictions that relate
9 adversely to the practice of addictions therapy;

10

11 (vii) No licensing authority in another state
12 has revoked the applicant's occupational license or
13 certification because of negligence or intentional
14 misconduct related to the applicant's work in the
15 occupation;

16

17 (viii) The applicant has not surrendered an
18 occupational license or certification because of negligence
19 or intentional misconduct related to the applicant's work
20 in the occupation in another state; and

21

22 (ix) The applicant does not have a complaint,
23 allegation or investigation relating to unprofessional

1 conduct or an alleged crime that is pending before a
2 licensing authority or court in another state. If the
3 applicant has a complaint, allegation or investigation
4 pending, the board shall not issue or deny a certification
5 to the applicant until the complaint, allegation or
6 investigation is resolved or the applicant otherwise meets
7 the criteria for an occupational license or certification
8 under this act as determined by the board.

9

10 (b) The board shall offer the following addiction
11 therapy certifications under this section:

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13 (i) A level I certified addiction counselor, to
14 an approved applicant who meets the eligibility
15 requirements specified in subsections (a) and (c) of this
16 section;

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18 (ii) A level II certified addiction counselor,
19 to an approved applicant who meets the eligibility
20 requirements specified in subsections (a) and (d) of this
21 section;

22

1 (iii) A certified master addiction counselor, to
2 an approved applicant who meets the eligibility
3 requirements specified in subsections (a) and (e) of this
4 section; or

5

6 (iv) A certified criminal justice addictions
7 professional, to an approved applicant who meets the
8 eligibility requirements specified in subsections (a) and
9 (f) of this section.

10

11 (c) In addition to the requirements imposed under
12 subsection (a) of this section, an applicant seeking a
13 certification as a level I certified addiction counselor
14 shall furnish satisfactory evidence to the board that the
15 applicant meets the eligibility requirements for receipt of
16 a National Certified Addiction Counselor, Level I (NCAC I)
17 credential as established by the Association for Addiction
18 Professionals and in place on July 1, 2020.

19

20 (d) In addition to the requirements imposed under
21 subsection (a) of this section, an applicant seeking a
22 certification as a level II certified addiction counselor
23 shall furnish satisfactory evidence to the board that the

1 applicant meets the eligibility requirements for receipt of
2 a National Certified Addiction Counselor, Level II (NCAC
3 II) credential as established by the Association for
4 Addiction Professionals and in place on July 1, 2020.

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6 (e) In addition to the requirements imposed under
7 subsection (a) of this section, an applicant seeking a
8 certification as a certified master addiction counselor
9 shall furnish satisfactory evidence to the board that the
10 applicant meets the eligibility requirements for receipt of
11 a Master Addiction Counselor (MAC) credential as
12 established by the Association for Addiction Professionals
13 and in place on July 1, 2020.

14

15 (f) In addition to the requirements imposed under
16 subsection (a) of this section, an applicant seeking a
17 certification as a certified criminal justice addictions
18 professional shall furnish satisfactory evidence to the
19 board that the occupational license or certification held
20 by the applicant as required under paragraph (a)(ii) of
21 this section was issued by a member board of the
22 International Certification & Reciprocity Consortium and
23 that the applicant meets the eligibility requirements in

1 place on July 1, 2020 for receipt of a Criminal Justice
2 Addictions Professional (CCJP) credential as established by
3 the member board.

4

5 (g) The certifications authorized under this section
6 shall only permit the certificate holder to engage in the
7 practice of addictions therapy in an institution and only
8 and within the appropriate scope of practice consistent
9 with their certificate as defined by rule of the board. For
10 the purposes of this section, "institution" means as
11 defined in W.S. 7-13-401(a)(vi), except that it shall not
12 include the Wyoming state hospital.

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14 (h) The board shall promulgate rules necessary to
15 implement this section.

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17 **Section 2.** W.S. 33-38-102(a)(xiv) is amended to read:

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19 **33-38-102. Definitions.**

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21 (a) As used in this act:

22

1 (xiv) "This act" means W.S. 33-38-101 through
2 ~~33-38-113~~ 33-38-114;

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4 **Section 3.** The mental health professions licensing
5 board shall promulgate the rules and regulations necessary
6 to implement this act on or before July 1, 2020.

7
8 **Section 4.**

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10 (a) Except as provided in subsection (b) of this
11 section, this act is effective July 1, 2020.

12
13 (b) Sections 3 and 4 of this act are effective
14 immediately upon completion of all acts necessary for a
15 bill to become law as provided by Article 4, Section 8 of
16 the Wyoming Constitution.

17
18 (END)