

SECOND REGULAR SESSION

# SENATE BILL NO. 1124

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR SHIELDS.

Read 1st time February 27, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5159S.011

## AN ACT

To repeal sections 334.660, 337.510, and 337.615, RSMo, and to enact in lieu thereof three new sections relating to licensing of certain professionals.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 334.660, 337.510, and 337.615, RSMo, are repealed  
2 and three new sections enacted in lieu thereof, to be known as sections 334.660,  
3 337.510, and 337.615, to read as follows:

334.660. 1. The board shall license without examination legally qualified  
2 persons who hold certificates of licensure, registration or certification in any state  
3 or territory of the United States or the District of Columbia, who have had no  
4 violations, suspensions or revocations of such license, registration or certification,  
5 if such persons have passed a written examination to practice as a physical  
6 therapist assistant that was substantially equal to the examination requirements  
7 of this state and in all other aspects, including education, the requirements for  
8 such certificates of licensure, registration or certification were, at the date of  
9 issuance, substantially equal to the requirements for licensure in this state.

10 2. The board shall not issue a license to any applicant who has failed  
11 three or more times any physical therapist assistant licensing examination  
12 administered in one or more states or territories of the United States or the  
13 District of Columbia.

14 3. The board may waive the provisions of subsection [1] **2 of this section**  
15 if the applicant has met one of the following provisions: the applicant is licensed  
16 and has maintained an active clinical practice for the previous three years in  
17 another state of the United States, the District of Columbia or Canada and the  
18 applicant has achieved a passing score on a licensing examination administered

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 in a state or territory of the United States, the District of Columbia and no  
20 license issued to the applicant has been disciplined or limited in any state or  
21 territory of the United States, the District of Columbia or Canada.

22 4. Every applicant for a license pursuant to this section, upon making  
23 application and providing documentation of the necessary qualifications as  
24 provided in this section, shall pay the same fee required of applicants to take the  
25 examination before the board. Within the limits of this section, the board may  
26 negotiate reciprocal contracts with licensing boards of other states for the  
27 admission of licensed practitioners from Missouri in other states.

337.510. 1. Each applicant for licensure as a professional counselor shall  
2 furnish evidence to the committee that:

3 (1) The applicant has met any one of the three following  
4 education-experience requirements:

5 (a) The applicant has received a doctoral degree with a major in  
6 counseling, or its equivalent, from an acceptable educational institution, as  
7 defined by [division] **committee** rules, and has completed at least one year of  
8 acceptable supervised counseling experience subsequent to receipt of the doctoral  
9 degree; or

10 (b) The applicant has received a specialist's degree with a major in  
11 counseling, or its equivalent, from an acceptable educational institution, as  
12 defined by [division] **committee** rules, and has completed at least one year of  
13 acceptable supervised counseling experience subsequent to receipt of the  
14 specialist's degree; or

15 (c) The applicant has received at least a master's degree with a major in  
16 counseling, or its equivalent, from an acceptable educational institution as  
17 defined by [division] **committee** rules, and has completed two years of acceptable  
18 supervised counseling experience subsequent to receipt of the master's degree. An  
19 applicant may substitute thirty semester hours of post-master's graduate study,  
20 or [their] **the** equivalent, for one of the two required years of acceptable  
21 supervised counseling experience, if such hours are clearly related to the field of  
22 professional counseling and are earned from an acceptable educational  
23 institution;

24 (2) After August 28, 2007, each applicant shall have completed a  
25 minimum of three hours of graduate level coursework in diagnostic systems in the  
26 curriculum leading to his or her degree;

27 (3) Upon examination, the applicant is possessed of requisite knowledge

28 of the profession, including techniques and applications, research and its  
29 interpretation, and professional affairs and ethics.

30 2. [A licensed professional counselor who has had no violations and no  
31 suspensions and no revocation of a license to practice professional counseling in  
32 any jurisdiction may receive a license in Missouri provided said licensed  
33 professional counselor passes a written examination on Missouri laws and  
34 regulations governing the practice of professional counseling as defined in section  
35 337.500, and meets one of the following criteria:

36 (1) Is a member in good standing and holds a certification from the  
37 National Board for Certified Counselors;

38 (2) Is currently licensed or certified as a licensed professional counselor  
39 in another state, territory of the United States, or the District of Columbia; and

40 (a) Meets one of the educational standards set forth in paragraphs (a) and  
41 (b) of subdivision (1) of subsection 1 of this section;

42 (b) Has been licensed for the preceding five years; and

43 (c) Has had no disciplinary action taken against the license for the  
44 preceding five years; or

45 (3) Is currently licensed or certified as a professional counselor in another  
46 state, territory of the United States, or the District of Columbia that extends like  
47 privileges for reciprocal licensing or certification to persons licensed by this state  
48 with similar qualifications.

49 3.] Any person who previously held a valid unrevoked, unsuspended  
50 license as a professional counselor in this state and who held a valid license as  
51 **a professional counselor** in another state at the time of application to the  
52 committee shall be granted a license to engage in professional counseling in this  
53 state upon application to the committee accompanied by the appropriate fee as  
54 established by the committee pursuant to section 337.507.

55 **3. Any person holding a current license, certificate of**  
56 **registration, or permit from another state or territory of the United**  
57 **States as a professional counselor may be granted a license without**  
58 **examination to engage in the practice of professional counseling in this**  
59 **state upon application to the board, payment of the required fee as**  
60 **established by the committee, and completion of the following**  
61 **requirements:**

62 (1) **Certification by the applicant's current licensing entity that**  
63 **he or she holds a current license and has had no disciplinary action**

64 taken against his or her license for the five years immediately  
65 preceding application to the committee; or

66 (2) Approval by the American Association of State Counseling  
67 Boards (AASCB) or its successor organization as a registrant according  
68 to the eligibility criteria established by the AASCB. The successor  
69 organization shall be defined by committee rule.

70 4. The committee shall issue a license to each person who files an  
71 application and fee as required by the provisions of sections 337.500 to 337.540  
72 and who furnishes evidence satisfactory to the committee that the applicant has  
73 complied with the provisions of subdivisions (1) and (2) of subsection 1 of this  
74 section or with the provisions of subsection 2 or 3 of this section. The division  
75 shall issue a provisional professional counselor license to any applicant who  
76 meets all requirements of subdivisions (1) and (2) of subsection 1 of this section,  
77 but who has not completed the required one or two years of acceptable supervised  
78 counseling experience required by paragraphs (a) to (c) of subdivision (1) of  
79 subsection 1 of this section, and such applicant may reapply for licensure as a  
80 professional counselor upon completion of such acceptable supervised counseling  
81 experience.

82 5. All persons licensed to practice professional counseling in this state  
83 shall pay on or before the license renewal date a renewal license fee and shall  
84 furnish to the committee satisfactory evidence of the completion of the requisite  
85 number of hours of continuing education, which shall be no more than forty hours  
86 biennially. The continuing education requirements may be waived by the  
87 committee upon presentation to the committee of satisfactory evidence of the  
88 illness of the licensee or for other good cause.

337.615. 1. Each applicant for licensure as a clinical social worker shall  
2 furnish evidence to the committee that:

3 (1) The applicant has a master's degree from a college or university  
4 program of social work accredited by the council of social work education or a  
5 doctorate degree from a school of social work acceptable to the committee;

6 (2) The applicant has completed three thousand hours of supervised  
7 clinical experience with a licensed clinical social worker acceptable to the  
8 committee, as defined by rule, in no less than twenty-four months and no more  
9 than forty-eight consecutive calendar months;

10 (3) The applicant has achieved a passing score, as defined by the  
11 committee, on an examination approved by the committee. The eligibility

12 requirements for such examination shall be promulgated by rule of the committee;

13 (4) The applicant is at least eighteen years of age, is of good moral  
14 character, is a United States citizen or has status as a legal resident alien, and  
15 has not been convicted of a felony during the ten years immediately prior to  
16 application for licensure.

17 2. [A licensed clinical social worker who has had no violations and no  
18 suspensions and no revocation of a license to practice clinical social work in any  
19 jurisdiction may receive a license in Missouri provided said clinical social worker  
20 passes a written examination and] **Any person holding a current license,  
21 certificate of registration, or permit from another state or territory of  
22 the United States or the District of Columbia to practice clinical social  
23 work who has had no disciplinary action taken against the license,  
24 certificate of registration, or permit for the preceding five years may  
25 be granted a license to practice clinical social work in this state if the  
26 person** meets one of the following criteria:

27 (1) [Is currently licensed or certified as a licensed clinical social worker  
28 in another state, territory of the United States, or the District of Columbia; and

29 (a) Who] Has received a masters or doctoral degree from a college or  
30 university program of social work accredited by the council of social work  
31 education[;

32 (b)] **and** has been licensed for the preceding five years; [and

33 (c) Has had no disciplinary action taken against the license for the  
34 preceding five years;] or

35 (2) Is currently licensed or certified as a clinical social worker in another  
36 state, territory of the United States, or the District of Columbia [that extends like  
37 privileges for reciprocal licensing or certification to persons licensed by this state  
38 with similar qualifications], **if such state, territory, or district has  
39 substantially the same requirements as this state for clinical social  
40 workers.**

41 3. The committee shall issue a license to each person who files an  
42 application and fee as required by the provisions of sections 337.600 to 337.639  
43 and who furnishes evidence satisfactory to the committee that the applicant has  
44 complied with the provisions of subdivisions (1) to (4) of subsection 1 of this  
45 section or with the provisions of subsection 2 of this section. The committee shall  
46 issue a provisional clinical social worker license to any applicant who meets all  
47 requirements of subdivisions (1), (3) and (4) of subsection 1 of this section, but

48 who has not completed the twenty-four months of supervised clinical experience  
49 required by subdivision (2) of subsection 1 of this section, and such applicant may  
50 reapply for licensure as a clinical social worker upon completion of the  
51 twenty-four months of supervised clinical experience.

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