

DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION

SENATE FILE NO. _____

Mental Health Professions Practice Act-amendments.

Sponsored by: Select Committee on Mental Health and
Substance Abuse Services

A BILL

for

1 AN ACT relating to the Mental Health Professions Practice
2 Act; modifying certification and provisional licensing
3 requirements; clarifying licensure and certification
4 reciprocity; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 33-38-106(b)(intro), (c)(intro),
9 (d)(i), by creating a new paragraph (iii), by renumbering
10 (iii) as (iv), by amending and renumbering (iv) as (v), by
11 renumbering (v) as (vi), (n)(intro), by creating a new
12 paragraph (vi) and 33-38-108 are amended to read:

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1 **33-38-106. Requirements for licensure and**
2 **certification.**

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4 (b) Certification under this subsection shall allow
5 practice as a certified social worker only under the
6 supervision of a qualified clinical supervisor and subject
7 to any other restrictions which may be specified by the
8 board. The board shall grant certification as a certified
9 social worker to any applicant who files an application
10 upon a form and in the manner prescribed by the board,
11 accompanied by the appropriate fee and who furnishes
12 satisfactory evidence to the board of the following:

13
14 (c) Certification under this subsection shall allow
15 practice as a certified addictions practitioner only under
16 the supervision of a qualified clinical supervisor and
17 subject to any other restrictions which may be specified by
18 the board. The board shall grant certification as a
19 certified addictions practitioner to any applicant who
20 files an application upon a form and in the manner
21 prescribed by the board, accompanied by the appropriate fee
22 and who furnishes satisfactory evidence to the board of the
23 following:

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2 (d) Provisional licensure is a means to continue
3 progress towards satisfactory completion of all licensure
4 requirements under this act. Upon review and approval by
5 the designated board member or board, the board shall issue
6 a provisional license to any applicant who files an
7 application upon a form and in the manner prescribed by the
8 board, accompanied by the appropriate fee and who furnishes
9 satisfactory evidence to the board of the following:

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11 (i) The applicant has ~~satisfied all requirements~~
12 ~~for licensure other than the requirements for examination~~
13 ~~and completion of the required hours of supervised clinical~~
14 ~~experience~~ reached the age of majority;

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16 (iii) The applicant meets one (1) of the
17 following educational requirements:

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19 (A) Holds a master's or doctorate degree in
20 one (1) of the disciplines identified from an accredited
21 program and institution of higher education which is
22 professional in content and which meets the academic and
23 training content standards established by the board; or

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(B) Holds a master's or doctorate degree which is clinical in content from a regionally accredited institution of higher education in one (1) of the disciplines identified. During the term of provisional licensure under this subsection, the applicant shall complete any program deficiencies required to meet the academic and training content standards established by the board; or

(C) Holds a license for independent clinical practice in good standing in the identified discipline for another licensing jurisdiction which does not meet the criteria for reciprocal licensure under this act. During the term of provisional licensure under this subsection, the applicant shall complete any program deficiencies required to meet the academic and training content standards established by the board.

~~(iii)~~ (iv) The provisional licensed professional counselor, clinical social worker, marriage and family therapist and addictions therapist shall be allowed to practice only under the supervision of a qualified clinical

1 supervisor and in accordance with any other restrictions
2 specified by the board;

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4 ~~(iv)~~ (v) Unless extended, the provisional license
5 shall expire thirty-six (36) months after issuance or upon
6 ~~receipt by the board of the applicant's passing examination~~
7 ~~results, and completion of the required hours of~~
8 ~~supervision~~ issuance of a license by the board under this
9 act, whichever occurs first;

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11 ~~(v)~~ (vi) The board may, for good cause shown,
12 grant an extension of a provisional license subject to any
13 additional restrictions specified by the board.

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15 (n) Certification under this subsection shall allow
16 practice as a certified addictions practitioner assistant
17 only under the supervision of a qualified clinical
18 supervisor and subject to any other restrictions which may
19 be specified by the board. The board shall grant
20 certification as a certified addictions practitioner
21 assistant to any applicant who files an application upon a
22 form and in the manner prescribed by the board, accompanied

1 by the appropriate fee and who furnishes satisfactory
2 evidence to the board of the following:

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4 (vi) Unless extended, the applicant has six (6)
5 months from the date of employment to become certified.
6 The board may for good cause grant an extension of this
7 period.

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9 **33-38-108. Reciprocity.**

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11 ~~(a) The board may issue a license or certification by~~
12 ~~endorsement~~ Any individual holding a license in good
13 standing to engage in the practice of professional
14 counseling, clinical social work, ~~social work,~~ marriage and
15 family therapy and addictions therapy ~~and treatment to any~~
16 ~~applicant who has a license or certificate in good standing~~
17 ~~with no formal complaints or sanctions as a professional~~
18 ~~counselor, a marriage and family therapist, a clinical~~
19 ~~social worker,~~ under the laws of another state having
20 licensure requirements substantially similar to those
21 required by this act may, upon approval of the board, be
22 issued a license to practice in this state.

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1 (b) Any individual holding a certification in good
2 standing to engage in the practice of social ~~worker, mental~~
3 ~~health worker, addictions practitioner~~ work or an
4 addictions ~~therapist~~ therapy under the laws of another
5 ~~jurisdiction if the applicant presents proof satisfactory~~
6 ~~to the board that, at the time of application for a Wyoming~~
7 ~~license or~~ state having certification ~~by endorsement, the~~
8 ~~applicant possesses credentials and qualifications~~
9 requirements substantially ~~comparable~~ similar to those
10 required by this act ~~as determined by~~ may, upon approval of
11 the board, be issued certification to practice in this
12 state.

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14 (c) The board shall promulgate rules and regulations
15 setting forth the manner in which credentials ~~will~~ shall be
16 reviewed by the board.

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18 **Section 2.** W.S. 33-38-106(b)(iv), (c)(iv) and (n)(iv)
19 is repealed.

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21 **Section 3.** This act is effective July 1, 2008.

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(END)