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- (c) the disclosure is made under a generally recognized professional or ethical standard that authorizes or requires the disclosure.

Amended by Chapter 366, 2011 General Session

**58-60-115 License by endorsement.**

The division shall issue a license by endorsement under this chapter to a person who:

- (1) submits an application on a form provided by the division;
- (2) pays a fee determined by the department under Section 63J-1-504;
- (3) provides documentation of current licensure in good standing in a state, district, or territory of the United States to practice in the profession for which licensure is being sought;
- (4) except as provided in Subsection (5), provides documentation that the person has engaged in the lawful practice of the profession for which licensure is sought for at least 4,000 hours, of which 1,000 hours are in mental health therapy;
- (5) if applying for a license to practice as a licensed substance use disorder counselor, provides documentation that the person:
  - (a) has engaged in the lawful practice of the profession for at least 4,000 hours; and
  - (b) has passed an examination approved by the division, by rule, to establish proficiency in the profession;
- (6) has passed the profession specific jurisprudence examination if required of a new applicant; and
- (7) is of good moral character and professional standing, and has no disciplinary action pending or in effect against the applicant's license in any jurisdiction.

Amended by Chapter 179, 2012 General Session

**58-60-115.2 Pre-existing license by endorsement.**

A person who, on May 11, 2010, has a valid license by endorsement under Section 58-60-115 that was granted before May 11, 2010, is considered to have met the requirements of Subsection 58-60-115(4) if the person provides documentation that the person has engaged in:

- (1) the lawful practice of the person's profession, including mental health therapy, for not less than 4,000 hours during the three years immediately preceding the date of application for licensure in Utah; or
- (2) the lawful practice of the profession for which licensure is sought for not less than 4,000 hours, of which 1,000 hours are in mental health therapy.

Enacted by Chapter 214, 2010 General Session

**58-60-117 Externship licenses.**

- (1) The division shall issue a temporary license under Part 2, Social Worker Licensing Act, Part 3, Marriage and Family Therapist Licensing Act, or Part 4, Clinical Mental Health Counselor Licensing Act, of this chapter to a person who:
  - (a) submits an application for licensure under Part 2, Social Worker Licensing Act, Part 3, Marriage and Family Therapist Licensing Act, or Part 4, Clinical Mental Health Counselor Licensing Act;
  - (b) pays a fee determined by the department under Section 63J-1-504;
  - (c) holds an earned doctoral degree or master's degree in a discipline that is a prerequisite for practice as a mental health therapist;

- (d) has a deficiency, as defined by division rule, in course work;
  - (e) provides mental health therapy as an employee of a public or private organization, which provides mental health therapy, while under the supervision of a person licensed under this chapter; and
  - (f) is of good moral character and has no disciplinary action pending or in effect against the applicant in connection with the practice of mental health therapy, in any jurisdiction.
- (2) A temporary license issued under this section shall expire upon the earlier of:
- (a) issuance of the license applied for; or
  - (b) three years from the date the temporary license was issued.
- (3) The temporary license issued under this section is an externship license.

Amended by Chapter 197, 2015 General Session

## **Part 2**

### **Social Worker Licensing Act**

#### **58-60-201 Title.**

This part is known as the "Social Worker Licensing Act."

Enacted by Chapter 32, 1994 General Session

#### **58-60-202 Definitions.**

In addition to the definitions in Sections 58-1-102 and 58-60-102, as used in this part:

- (1) "Board" means the Social Worker Licensing Board created in Section 58-60-203.
- (2)
- (a) "Practice as a social service worker" means performance of general entry level services under general supervision of a mental health therapist through the application of social work theory, methods, and ethics in order to enhance the social or psychosocial functioning of an individual, a couple, a family, a group, or a community, including:
    - (i) conducting:
      - (A) a non-clinical psychosocial assessment; or
      - (B) a home study;
    - (ii) collaborative planning and goal setting;
    - (iii) ongoing case management;
    - (iv) progress monitoring;
    - (v) supportive counseling;
    - (vi) information gathering;
    - (vii) making referrals; and
    - (viii) engaging in advocacy.
  - (b) "Practice as a social service worker" does not include:
    - (i) diagnosing or treating mental illness; or
    - (ii) providing psychotherapeutic services to an individual, couple, family, group, or community.
- (3) "Practice of clinical social work" includes:
- (a) the practice of mental health therapy by observation, description, evaluation, interpretation, intervention, and treatment to effect modification of behavior by the application of generally recognized professional social work principles, methods, and procedures for the purpose of

**CLINICAL MENTAL HEALTH COUNSELOR  
LICENSING ACT RULE**

**R156-60c  
Utah Administrative Code  
Issued November 13, 2012**

Disclaimer: The statute/rule above is an unofficial version provided for convenience only and may not be identical to the official versions on the Utah State Legislature ([www.le.utah.gov](http://www.le.utah.gov)) and the Utah Division of Administrative Rules ([www.rules.utah.gov](http://www.rules.utah.gov)) websites.



**R156. Commerce, Occupational and Professional Licensing.**  
**R156-60c. Clinical Mental Health Counselor Licensing Act Rule.**  
**R156-60c-101. Title.**

This rule is known as the "Clinical Mental Health Counselor Licensing Act Rule".

**R156-60c-102. Definitions.**

In addition to the definitions in Title 58, Chapters 1 and 60, as used in Title 58, Chapters 1 and 60, or this rule:

- (1) "Internship" means:
  - (a) one or more courses completed as part of a program at an accredited school:
    - (i) in a public or private agency engaged in the clinical practice of mental health therapy as defined in Subsection 58-60-102(7); and
    - (ii) under supervision provided by a qualified mental health training supervisor as defined in Section R156-60c-401.
  - (2) "Practicum" means:
    - (a) one or more courses completed as part of a program at an accredited school:
      - (i) in a public or private agency engaged in the clinical practice of mental health therapy as defined in Subsection 58-60-102(7); and
      - (ii) under supervision provided by a qualified mental health training supervisor as defined in Section R156-60c-401.
    - (3) "Unprofessional conduct" as defined in Title 58, Chapters 1 and 60 is further defined, in accordance with Subsection 58-1-203(1)(e), in Section R156-60c-502.

**R156-60c-103. Authority - Purpose.**

This rule is adopted by the Division under the authority of Subsection 58-1-106(1) to enable the Division to administer Title 58, Chapter 60, Part 4.

**R156-60c-104. Organization - Relationship to Rule R156-1.**

The organization of this rule and its relationship to Rule R156-1 is as described in Section R156-1-107.

**R156-60c-302a. Qualifications for Licensure - Education Requirements.**

- (1) Pursuant to Subsection 58-60-405(1)(d)(i), an applicant for licensure as a clinical mental health counselor shall:
  - (a) produce certified transcripts evidencing completion of at least 60 semester or 90 quarter credit hours completed as part of a master's or doctorate degree conferred to the applicant in clinical mental health counseling or counselor education and supervision from a program accredited by the Council for Accreditation of Counseling and Related Educational Programs (CACREP); or
  - (b)(i) produce certified transcripts evidencing completion of at least 60 semester or 90 quarter credit hours as part of a master's or doctorate degree conferred to the applicant in clinical mental health counseling or an equivalent field from a program affiliated with an institution that has accreditation that is recognized by the Council for Higher Education Accreditation (CHEA).
  - (ii) A program under Subsection (1)(b)(i) shall include the following graduate level course work:
    - (A) a minimum of two semester or three quarter hours in professional orientation and ethical practice based on the standards of the American Counseling Association (ACA), American Mental Health Counselors Association (AMHCA), or National Board of Certified Counselors (NBCC);
    - (B) a minimum of two semester or three quarter hours in social and cultural diversity;
    - (C) a minimum of two semester or three quarter hours in group work;
    - (D) a minimum of two semester or three quarter hours in human growth and development across the life span;
    - (E) a minimum of two semester or three quarter hours in career development;
    - (F) a minimum of six semester or eight quarter hours in helping relationships including theory and skills in counseling and psychotherapy with individuals, couples or families;
    - (G) a minimum of two semester or three quarter hours in substance use disorders or addictive or compulsive behaviors;
    - (H) a minimum of two semester or three quarter hours in psychometric test and measurement theory;
    - (I) a minimum of four semester or six quarter hours in assessment of mental status including the appraisal of DSM maladaptive and psychopathological behavior;
    - (J) a minimum of two semester or three quarter hours in research and evaluation in clinical mental health counseling;
    - (K) a minimum of four semester or six quarter hours of internship or practicum as defined in Subsection R156-60c-102(1) or
- (2) that includes combined completion of at least 1,000 hours of supervised clinical training of which at least 400 hours shall be in providing mental health therapy directly to clients as defined in Subsection 58-60-102(7);and

(L) a minimum of 34 semester or 52 quarter hours of course work related to the practice of counseling of which no more than six semester or eight quarter hours of credit for thesis, dissertation or project hours shall be counted toward the required hours in this subsection.

**R156-60c-302b. Qualifications for Licensure - Experience Requirements.**

(1) The clinical mental health counselor and mental health therapy training qualifying an applicant for licensure as a clinical mental health counselor under Subsections 58-60-405(1)(e) and (f) shall:

(a) be completed in not less than two years;

(b) be completed while the applicant is licensed as a licensed associate clinical mental health counselor or licensed associate clinical mental health counselor extern;

(c) be completed while the applicant is an employee, as defined in Subsection R156-60-102(3), of a public or private agency engaged in mental health therapy under the supervision of a qualified clinical mental health counselor, psychiatrist, psychologist, clinical social worker, registered psychiatric mental health nurse specialist, physician, or marriage and family therapist; and

(c) be completed under a program of supervision by a mental health therapist meeting the requirements under Sections R156-60c-401 and R156-60c-402.

(2) An applicant for licensure as a clinical mental health counselor, who is not seeking licensure by endorsement based upon licensure in another jurisdiction, who has completed all or part of the clinical mental health counselor and mental health therapy training requirements under Subsection (1) outside the state may receive credit for that training completed outside of the state if it is demonstrated by the applicant that the training completed outside the state is equivalent to and in all respects meets the requirements for training under Subsections 58-60-405(1)(e) and (f), and Subsections R156-60c-302b(1). The applicant shall have the burden of demonstrating by evidence satisfactory to the Division and Board that the training completed outside the state is equivalent to and in all respects meets the requirements under this Subsection.

**R156-60c-302c. Qualifications for Licensure - Examination Requirements.**

(1) Under Subsection 58-60-405(1)(g), an applicant for licensure as a clinical mental health counselor must pass the following examinations:

(a) the National Counseling Examination of the National Board for Certified Counselors; and

(b) the National Clinical Mental Health Counseling Examination of the National Board for Certified Counselors.

**R156-60c-303. Renewal Cycle - Procedures.**

(1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licenses under Title 58, Chapter 60, is established by rule in Section R156-1-308a.

(2) Renewal procedures shall be in accordance with Section R156-1-308c.

**R156-60c-304. Continuing Education.**

(1) There is hereby established a continuing education requirement for all individuals licensed under Title 58, Chapter 60, Part 4, as a clinical mental health counselor and licensed associate clinical mental health counselor.

(2) During each two year period commencing October 1st of each even numbered year, a clinical mental health counselor or licensed associate clinical mental health counselor shall be required to complete not fewer than 40 hours of continuing education directly related to the licensee's professional practice of which a minimum of six hours must be completed in ethics/law.

(3) The required number of hours of continuing education for an individual who first becomes licensed during the two year period shall be decreased in a pro-rata amount equal to any part of that two year period preceding the date on which that individual first became licensed.

(4) Continuing education under this section shall:

(a) be relevant to the licensee's professional practice;

(b) be prepared and presented by individuals who are qualified by education, training and experience to provide continuing education regarding clinical mental health counseling; and

(c) have a method of verification of attendance and completion.

(5) Credit for continuing education shall be recognized in accordance with the following:

(a) unlimited hours shall be recognized for continuing education completed in blocks of time of not less than one hour in formally established classroom courses, seminars, or conferences;

(b) a maximum of 10 hours per two year period may be recognized for teaching in a college or university, teaching qualified continuing education courses in the field of clinical mental health counseling, or supervision of an individual completing his experience requirement for licensure in a mental health therapist license classification; and

(c) a maximum of 10 hours per two year period may be recognized for distance learning, clinical readings, or internet-based courses directly related to practice as a clinical mental health counselor unless otherwise approved by the Division.

(6) A licensee shall be responsible for maintaining competent records of completed continuing education for a period of four years after close of the two year period to which the records pertain. It is the responsibility of the licensee to maintain such information with respect to continuing education to demonstrate it meets the requirements under this section.

(7) A licensee who documents he is engaged in full-time activities or is subjected to circumstances which prevent that licensee from meeting the continuing education requirements established under this Section may be excused from the requirement for a period of up to three years. However, it is the responsibility of the licensee to document the reasons and justify why the requirement could not be met.

#### **R156-60c-306. License Reinstatement - Requirements.**

In addition to the requirements established in Section R156-1-308e, an applicant for reinstatement of his license after two years following expiration of that license shall be required to meet the following reinstatement requirements:

(1) if deemed necessary, meet with the Board for the purpose of evaluating the applicant's current ability to engage safely and competently in practice as a clinical mental health counselor and to make a determination of any additional education, experience or examination requirements which will be required before reinstatement;

(2) upon the recommendation of the Board, establish a plan of supervision under an approved supervisor which may include up to 4,000 hours of clinical training as an associate clinical mental health counselor extern;

(3) pass the National Counseling Examination of the National Board for Certified Counselors if it is determined by the Board that current taking and passing of the examination is necessary to demonstrate the applicant's ability to engage safely and competently in practice as a clinical mental health counselor;

(4) pass the National Clinical Mental Health Counseling Examination if it is determined by the Board that current taking and passing of the examination is necessary to demonstrate the applicant's ability to engage safely and competently in practice as a clinical mental health counselor; and

(5) complete a minimum of 40 hours of continuing education in subjects determined by the Board as necessary to ensure the applicant's ability to engage safely and competently in practice as a clinical mental health counselor.

#### **R156-60c-401. Requirements to be Qualified as a Clinical Mental Health Counselor Training Supervisor.**

In accordance with Subsections 58-60-405(1)(e) and (f), in order for an individual to be qualified as a clinical mental health counselor training supervisor, the individual shall have the following qualifications:

(1) be currently licensed in good standing in a profession set forth for a supervisor under Subsection 58-60-405(1)(e) in the state in which the supervised training is being performed;

(2) have engaged in lawful practice of mental health therapy as a physician, clinical mental health counselor, psychiatrist, psychologist, clinical social worker, registered psychiatric mental health nurse specialist, or marriage and family therapist for not fewer than 4,000 hours in a period of not less than two years prior to beginning supervision activities; and

(3) be employed by or have a contract with the mental health agency that employs the supervisee, but not be employed by the supervisee, nor be employed by an agency owned in total or in part by the supervisee, or in which the supervisee has any controlling interest.

#### **R156-60c-402. Duties and Responsibilities of a Supervisor of Clinical Mental Health Counselor.**

The duties and responsibilities of a licensee providing supervision to an individual completing supervised clinical mental health counselor training requirements for licensure as a clinical mental health counselor are to:

(1) be professionally responsible for the acts and practices of the supervisee which are a part of the required supervised training;

(2) be engaged in a relationship with the supervisee in which the supervisor is independent from control by the supervisee and in which the ability of the supervisor to supervise and direct the practice of the supervisee is not compromised;

(3) be available for advice, consultation, and direction consistent with the standards and ethics of the profession and the requirements suggested by the total circumstances including the supervisee's level of training, diagnosis of patients, and other factors known to the supervisee and supervisor;

(4) provide periodic review of the client records assigned to the supervisee;

(5) comply with the confidentiality requirements of Section 58-60-114;

(6) monitor the performance of the supervisee for compliance with laws, standards, and ethics applicable to the practice of clinical mental health counseling and report violations to the Division;

(7) supervise only a supervisee who is an employee of a public or private mental health agency;

- (8) submit appropriate documentation to the Division with respect to all work completed by the supervisee evidencing the performance of the supervisee during the period of supervised clinical mental health counselor training, including the supervisor's evaluation of the supervisee's competence in the practice of clinical mental health counseling;
- (9) supervise not more than three supervisees at any given time unless approved by the Board and Division; and
- (10) assure each supervisee is licensed as a licensed associate clinical mental health counselor or licensed associate clinical mental health counselor extern prior to beginning the supervised training of the supervisee as required under Subsection 58-60-405(1)(e) and (f).

**R156-60c-502. Unprofessional Conduct.**

"Unprofessional conduct" includes:

- (1) acting as a supervisor or accepting supervision duties of a supervisor without complying with or ensuring the compliance with the requirements of Sections R156-60c-401 and R156-60c-402;
- (2) engaging in the supervised practice of mental health therapy when not in compliance with Subsections R156-60c-401(3) and R156-60c-402(7);
- (3) engaging in and aiding or abetting conduct or practices which are dishonest, deceptive or fraudulent;
- (4) engaging in or aiding or abetting deceptive or fraudulent billing practices;
- (5) failing to establish and maintain appropriate professional boundaries with a client or former client;
- (6) engaging in dual or multiple relationships with a client or former client in which there is a risk of exploitation or potential harm to the client;
- (7) engaging in sexual activities or sexual contact with a client with or without client consent;
- (8) engaging in sexual activities or sexual contact with a former client within two years of documented termination of services;
- (9) engaging in sexual activities or sexual contact at any time with a former client who is especially vulnerable or susceptible to being disadvantaged because of the client's personal history, current mental status, or any condition which could reasonably be expected to place the client at a disadvantage recognizing the power imbalance which exists or may exist between the counselor and the client;
- (10) engaging in sexual activities or sexual contact with client's relatives or other individuals with whom the client maintains a relationship when that individual is especially vulnerable or susceptible to being disadvantaged because of his personal history, current mental status, or any condition which could reasonably be expected to place that individual at a disadvantage recognizing the power imbalance which exists or may exist between the counselor and that individual;
- (11) engaging in physical contact with a client when there is a risk of exploitation or potential harm to the client resulting from the contact;
- (12) engaging in or aiding or abetting sexual harassment or any conduct which is exploitive or abusive with respect to a student, trainee, employee, or colleague with whom the licensee has supervisory or management responsibility;
- (13) failing to render impartial, objective, and informed services, recommendations or opinions with respect to custodial or parental rights, divorce, domestic relationships, adoptions, sanity, competency, mental health or any other determination concerning an individual's civil or legal rights;
- (14) exploiting a client for personal gain;
- (15) using a professional client relationship to exploit a person that is known to have a personal relationship with a client for personal gain;
- (16) failing to maintain appropriate client records for a period of not less than ten years from the documented termination of services to the client;
- (17) failing to obtain informed consent from the client or legal guardian before taping, recording or permitting third party observations of client care or records;
- (18) failing to cooperate with the Division during an investigation; and
- (19) failing to abide by the provision of the American Mental Health Counselors Association Code of Ethics, last amended March 2010, which is adopted and incorporated by reference.

**KEY: licensing, counselors, mental health, clinical mental health counselor**

**Date of Enactment or Last Substantive Amendment: November 13, 2012**

**Notice of Continuation: December 9, 2014**

**Authorizing, and Implemented or Interpreted Law: 58-60-401; 58-1-106(1)(a); 58-1-202(1)(a)**

**58-60-401 Title.**

This part is known as the "Clinical Mental Health Counselor Licensing Act."

Amended by Chapter 179, 2012 General Session

**58-60-402 Definitions.**

In addition to the definitions in Sections 58-1-102 and 58-60-102, as used in this part:

- (1) "Board" means the Clinical Mental Health Counselor Licensing Board created in Section 58-60-403.
- (2) "Practice of clinical mental health counseling" means the practice of mental health therapy by means of observation, description, evaluation, interpretation, intervention, and treatment to effect modification of human behavior by the application of generally recognized clinical mental health counseling principles, methods, and procedures for the purpose of preventing, treating, or eliminating mental or emotional illness or dysfunction, symptoms of any of these, or maladaptive behavior.

Amended by Chapter 179, 2012 General Session

**58-60-403 Board.**

- (1) There is created the Clinical Mental Health Counselor Licensing Board consisting of four clinical mental health counselors and one member from the general public.
- (2) The board shall be appointed, serve terms, and be compensated in accordance with Section 58-1-201.
- (3) The duties and responsibilities of the board are in accordance with Sections 58-1-202 and 58-1-203. In addition, the board shall:
  - (a) designate one of its members on a permanent or rotating basis to assist the division in review of complaints concerning unlawful or unprofessional practice by a licensee in the profession regulated by the board and to advise the division with respect to the conduct of investigations of the complaints; and
  - (b) disqualify any member from acting as presiding officer in any administrative procedure in which that member has previously reviewed the complaint or advised the division.

Amended by Chapter 179, 2012 General Session

**58-60-404 License classifications.**

The division shall issue licenses to individuals qualified under the provisions of this part in the classification of:

- (1) a clinical mental health counselor; or
- (2) an associate clinical mental health counselor.

Amended by Chapter 179, 2012 General Session

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

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

- (d) produce certified transcripts from an accredited institution of higher education recognized by the division in collaboration with the board verifying satisfactory completion of:
    - (i) an education and degree in an education program in counseling with a core curriculum defined by division rule under Section 58-1-203 preparing one to competently engage in mental health therapy; and
    - (ii) an earned doctoral or master's degree resulting from that education program;
  - (e) have completed a minimum of 4,000 hours of clinical mental health counselor training as defined by division rule under Section 58-1-203:
    - (i) in not less than two years;
    - (ii) under the supervision of a clinical mental health counselor, psychiatrist, psychologist, clinical social worker, registered psychiatric mental health nurse specialist, or marriage and family therapist supervisor approved by the division in collaboration with the board;
    - (iii) obtained after completion of the education requirement in Subsection (1)(d); and
    - (iv) including a minimum of two hours of training in suicide prevention via a course that the division designates as approved;
  - (f) document successful completion of not less than 1,000 hours of supervised training in mental health therapy obtained after completion of the education requirement in Subsection (1)(d), which training may be included as part of the 4,000 hours of training in Subsection (1)(e), and of which documented evidence demonstrates not less than 100 of the hours were obtained under the direct supervision of a mental health therapist, as defined by rule; and
  - (g) pass the examination requirement established by division rule under Section 58-1-203.
- (2)
- (a) An applicant for licensure as an associate clinical mental health counselor shall comply with the provisions of Subsections (1)(a), (b), (c), and (d).
  - (b) Except as provided under Subsection (2)(c), an individual's licensure as an associate clinical mental health counselor is limited to the period of time necessary to complete clinical training as described in Subsections (1)(e) and (f) and extends not more than one year from the date the minimum requirement for training is completed.
  - (c) The time period under Subsection (2)(b) may be extended to a maximum of two years past the date the minimum supervised clinical training requirement has been completed, if the applicant presents satisfactory evidence to the division and the appropriate board that the individual is:
    - (i) making reasonable progress toward passing of the qualifying examination for that profession; or
    - (ii) otherwise on a course reasonably expected to lead to licensure.

Amended by Chapter 77, 2015 General Session

**58-60-406 Qualifications for admission to examination.**

All applicants for admission to any examination qualifying an individual for licensure under this part shall:

- (1) submit an application on a form provided by the division;
- (2) pay the fee established by division rule for the examination; and
- (3) certify under penalty of perjury as evidenced by notarized signature on the application for admission to the examination that the applicant has completed the education requirement and been awarded the earned degree required for licensure.

Enacted by Chapter 32, 1994 General Session

**58-60-407 Scope of practice -- Limitations.**

- (1) A licensed clinical mental health counselor may engage in all acts and practices defined as the practice of clinical mental health counseling without supervision, in private and independent practice, or as an employee of another person, limited only by the licensee's education, training, and competence.
- (2)
  - (a) To the extent an individual has completed the educational requirements of Subsection 58-60-305(1)(d), a licensed associate clinical mental health counselor may engage in all acts and practices defined as the practice of clinical mental health counseling if the practice is:
    - (i) within the scope of employment as a licensed clinical mental health counselor with a public agency or private clinic as defined by division rule; and
    - (ii) under supervision of a qualified licensed mental health therapist as defined in Section 58-60-102.
  - (b) A licensed associate clinical mental health counselor may not engage in the independent practice of clinical mental health counseling.

Amended by Chapter 179, 2012 General Session

**Part 5  
Substance Use Disorder Counselor Act**

**58-60-501 Title.**

This part is known as the "Substance Use Disorder Counselor Act."

Amended by Chapter 179, 2012 General Session

**58-60-502 Definitions.**

In addition to the definitions in Sections 58-1-102 and 58-60-102, as used in this part:

- (1) "Board" means the Substance Use Disorder Counselor Licensing Board created in Section 58-60-503.
- (2)
  - (a) "Counseling" means a collaborative process that facilitates the client's progress toward mutually determined treatment goals and objectives.
  - (b) "Counseling" includes:
    - (i) methods that are sensitive to an individual client's characteristics, to the influence of significant others, and to the client's cultural and social context; and
    - (ii) an understanding, appreciation, and ability to appropriately use the contributions of various addiction counseling models as the counseling models apply to modalities of care for individuals, groups, families, couples, and significant others.
- (3) "Direct supervision" means:
  - (a) a minimum of one hour of supervision by a supervisor of the substance use disorder counselor for every 40 hours of client care provided by the substance use disorder counselor, which supervision may include group supervision;
  - (b) the supervision is conducted in a face-to-face manner, unless otherwise approved on a case-by-case basis by the division in collaboration with the board; and

## A personal 'two-cents'

I'm not a 'new kid' on the block taking on 'the establishment' out of some 'new age' agenda. I have been a staunch supporter of rigorous standards to guide Counselor Educators and Marriage & Family Educators in the preparation of counselors and marriage & family therapists.

My career as a mental health counselor began in 1969, graduating with a 30 credit hour Master's degree and practicums and internships under the tutelage of some pretty terrific practitioner-educators. Yes, this pre-dates licensure by a decade (or more), when mental health needs of individuals being discharged from warehouses known as State Hospitals was in its infancy. It was great work, necessary, and we learned on the run with guidance from many a good Psychiatrist, Psychologist, Clinical Social Worker, Family Physician and Nurses.

In 1973 (in Arkansas), Psychology became a licensed profession. In 1979, Arkansas adopted licensure of Counselors, the second state to do so and the first to enact licensing. I was originally licensed in 1980.

In 1995, I entered a doctoral program at the University of Arkansas (UofA) that was NOT, at the time, a CACREP accredited program (it was by my graduation in 1998). I returned to school because I wanted to educate, train, prepare the next generation of practitioners. As a graduate student in the mid-90s, I found myself spending a good bit of time gathering the data for the UofA's site visit for CACREP accreditation. Drs. Rye, Van Zandt, Greenwood, Burlew and Roland taught me the value, and necessity, of having rigorous standards in the preparation of future practitioners.

My first faculty position at the University of Wyoming, Dr. Mary Alice Bruce gave me the lead in the CACREP renewal for UW and encouraged me to become a site-team member / leader, an honor I embraced and treasured. Leaving UW and returning to the UofA in 2006, Drs. Farley, Kissinger, and Higgins were delighted that I would take the lead in UofA's re-accreditation process.

Now, I am in a position where I must take umbrage with what I see occurring in our profession: a move toward elitism, exclusion and a monopolistic posturing under the guise of portability. In short, what I see happening is about an accreditation body, collaborating with national associations and a national credentialing body to exert power and control over a profession. Standards, rigorous standards, SHOULD guide our professional development but an accrediting body should NOT take the position of mandating to schools or dictating to State Licensing Boards who is to be credentialed in any state; nor should any national associations or national credentialing organization assert such liberty. This effort to bypass state sovereignty issues is simply wrong and most state legislatures would likely also take umbrage about this endeavor.

Further, since the NCE and NCHMCE exams are being designated as the 'benchmark' exams for competency to practice, I'm wondering, for licensure boards who accept other-than-CACREP-only graduates, will NBCC make the NCE / NCMHCE available as the qualifying exam for state licensure? If so, and those non-CACREP graduates pass the exam, will they be able to receive the NCC certificate having demonstrated competency by examination? I acknowledge that the organization participating in this national agenda, and also produces the examinations, can

"Deficiency" as used in Subsection 58-60-117 (1) (d) means an applicant applying for licensure under the Clinical Mental Health Counselor Licensing Act failed to meet the course work requirement by failing to .....

**R156-60c-302a. Qualifications for Licensure - Education Requirements.**

(1) Pursuant to Subsection 58-60-405(1)(d)(i), an applicant for licensure as a clinical mental health counselor shall:

(a) produce certified transcripts evidencing completion of at least 60 semester or 90 quarter credit hours completed as part of a master's or doctorate degree conferred to the applicant in clinical mental health counseling or counselor education and supervision from a program accredited by the Council for Accreditation of Counseling and Related Educational Programs (CACREP); or

(b)(i) produce certified transcripts evidencing completion of at least 60 semester or 90 quarter credit hours as part of a master's or doctorate degree conferred to the applicant in clinical mental health counseling or an equivalent field from a program affiliated with an institution that has accreditation that is recognized by the Council for Higher Education Accreditation (CHEA).

(ii) A program under Subsection (1)(b)(i) shall include the following graduate level course work:

(A) a minimum of two semester or three quarter hours in professional orientation and ethical practice based on the standards of the American Counseling Association (ACA), American Mental Health Counselors Association (AMHCA), or National Board of Certified Counselors (NBCC);

~~(B)~~ a minimum of two semester or three quarter hours in social and cultural diversity;

(C) a minimum of two semester or three quarter hours in group work;

~~?~~ ~~(D)~~ a minimum of two semester or three quarter hours in human growth and development across the life span;

~~(E)~~ a minimum of two semester or three quarter hours in career development;

~~(F)~~ a minimum of six semester or eight quarter hours in helping relationships including theory and skills in counseling and psychotherapy with individuals, couples or families;

~~?~~ ~~(G)~~ a minimum of two semester or three quarter hours in substance use disorders or addictive or compulsive behaviors;

~~(H)~~ a minimum of two semester or three quarter hours in psychometric test and measurement theory;

~~(I)~~ a minimum of four semester or six quarter hours in assessment of mental status including the appraisal of DSM maladaptive and psychopathological behavior;

(J) a minimum of two semester or three quarter hours in research and evaluation in clinical mental health counseling;

~~(K)~~ a minimum of four semester or six quarter hours of internship or practicum as defined in Subsection R156-60c-102(1) or (2) that includes combined completion of at least 1,000 hours of supervised clinical training of which at least 400 hours shall be in providing mental health therapy directly to clients as defined in Subsection 58-60-102(7);and

~~(L)~~ a minimum of 34 semester or 52 quarter hours of course work related to the practice of counseling of which no more than six semester or eight quarter hours of credit for thesis, dissertation or project hours shall be counted toward the required hours in this subsection.

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**MENTAL HEALTH PROFESSIONAL PRACTICE  
AMENDMENTS  
2015 GENERAL SESSION  
STATE OF UTAH**

**Chief Sponsor: Michael S. Kennedy**  
Senate Sponsor: Peter C. Knudson

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**LONG TITLE**

**General Description:**

This bill amends provisions for externship licenses issued by the Division of Occupational and Professional Licensing.

**Highlighted Provisions:**

This bill:  
    ▶ amends provisions for an externship license issued under the Social Worker Licensing Act, the Marriage and Family Therapist Licensing Act, or the Clinical Mental Health Counselor Licensing Act.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:  
    **58-60-117**, as last amended by Laws of Utah 2012, Chapter 179

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

Section 1. Section **58-60-117** is amended to read:

**58-60-117. Externship licenses.**

(1) The division shall issue a temporary license under Part 2, Social Worker Licensing Act, Part 3, Marriage and Family Therapist Licensing Act, or Part 4, Clinical Mental Health



July 27, 2015

Dear Licensing Board Members,

I would like to request permission to supervise an additional individual above the three allowed by licensing statutes and rules. I have been licensed as a Clinical Mental Health Counselor since August of 2010. My license has always been in good standing.

I currently supervise three individuals (Danette Larsen, Jennifer Sorensen, and Lacey Hancock), who are all Associate Clinical Mental Health Counselors. The individual I would like to take on as a supervisee, Paige Goldy, is currently a student in the Clinical Mental Health Counseling Program at the University of Utah, and will be completing her internship at Life Stone Counseling Center, where I am clinical director.

I work 40 hours per week. My own client workload is 15 clients per week. The 25 remaining work hours are spent conducting administrative duties and supervision. I meet with each of my supervisees weekly for supervision.

All my supervisees work part time. Danette and Jennifer each see an average of 12 clients per week. Lacey averages seeing 8 clients per week.

Paige would be also work part time through her internship, seeing 10-12 clients per week. I would be meeting with her weekly for supervision. My schedule allows for the flexibility and time I need to provide high quality supervision to my supervisees. It also allows me the time to be available to them between supervision if needed. Taking on another supervisee would not compromise the quality or frequency of supervision I provide to my other supervisees, nor would it compromise the quality of care I provide to my clients.

I would be happy to answer any questions you may have. Thank you for your consideration in this matter.

Kindly,

Anastasia Pollock, CMHC  
Clinical Director  
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Phone: 801.984.1717