

E2SHB 1993 - S AMD 546

By Senator Keiser

1 Strike everything after the enacting clause and insert the
2 following:

3 "**Sec. 1.** RCW 18.19.020 and 2001 c 251 s 18 are each amended to
4 read as follows:

5 (~~Unless the context clearly requires otherwise,~~) The definitions
6 in this section apply throughout this chapter unless the context
7 clearly requires otherwise.

8 (1) "Agency" means an agency or facility operated, licensed, or
9 certified by the state of Washington.

10 (2) "Agency affiliated counselor" means a person registered under
11 this chapter who is engaged in therapeutic counseling and employed by
12 an agency.

13 (3) "Client" means an individual who receives or participates in
14 counseling or group counseling.

15 (~~(2) "Counseling" means employing any therapeutic techniques,~~
16 ~~including but not limited to social work, mental health counseling,~~
17 ~~marriage and family therapy, and hypnotherapy, for a fee that offer,~~
18 ~~assist or attempt to assist an individual or individuals in the~~
19 ~~amelioration or adjustment of mental, emotional, or behavioral~~
20 ~~problems, and includes therapeutic techniques to achieve sensitivity~~
21 ~~and awareness of self and others and the development of human~~
22 ~~potential. For the purposes of this chapter, nothing may be construed~~
23 ~~to imply that the practice of hypnotherapy is necessarily limited to~~
24 ~~counseling.~~

25 ~~(3) "Counselor" means an individual, practitioner, therapist, or~~
26 ~~analyst who engages in the practice of counseling to the public for a~~
27 ~~fee, including for the purposes of this chapter, hypnotherapists.))~~

28 (4) "Department" means the department of health.

29 (5) "Hypnotherapist" means a person registered under this chapter
30 who is practicing hypnosis as a modality.

1 (6) "Mental health adviser" means a person registered under this
2 chapter who is engaged in therapeutic counseling under the direct
3 supervision, as defined in RCW 18.19.090(3)(b), of a licensed mental
4 health practitioner.

5 (7) "Mental health practitioner" means a licensed mental health
6 counselor, marriage and family therapist, independent clinical social
7 worker and advanced social worker psychologist, psychiatrist, or
8 psychiatric advanced registered nurse practitioner.

9 (8) "Secretary" means the secretary of the department or the
10 secretary's designee.

11 (9) "Therapeutic counseling" means assisting a client or clients in
12 the amelioration or adjustment of mental, emotional, and behavioral
13 problems by employing a recognized theory of mental health treatment
14 based on an understanding of human development, emotional disorders,
15 and well-being, and the use of recognized counseling techniques,
16 including the use of self. Therapeutic counseling does not include:

17 (a) Counseling done by vocational counselors related to employment,
18 career development, or vocational rehabilitation; school counselors
19 employed or contracted with a school or college who work to promote the
20 academic career and personal and social development of students; peer
21 counselors, peer counselor trainers, and student peer counselors who
22 use their own experience to help people in similar situations; domestic
23 violence treatment providers; crime victim advocates; or camp
24 counselors; or

25 (b) Supportive services such as case management activities, human
26 services, residential support, or administration of tests unless these
27 services are provided in conjunction with therapeutic counseling.
28 "Therapeutic counseling" does not imply proficiency in the practice or
29 competencies of licensed marriage and family therapy, mental health
30 counselor, social work, chemical dependency professional, psychiatric
31 nurse practice, psychology, or psychiatry that are regulated under
32 other laws.

33 **Sec. 2.** RCW 18.19.030 and 2001 c 251 s 19 are each amended to read
34 as follows:

35 ~~((No))~~ A person may~~((, for a fee or as a part of his or her~~
36 ~~position as an employee of a state agency,))~~ not practice therapeutic

1 counseling without being registered to practice as an agency affiliated
2 counselor or mental health adviser by the department under this chapter
3 unless exempt under RCW 18.19.040.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.19 RCW
5 to read as follows:

6 A person may not, for a fee or as a part of his or her position as
7 an employee of a state agency, practice hypnotherapy without being
8 registered to practice as a hypnotherapist by the department under this
9 chapter unless exempt under RCW 18.19.040.

10 **Sec. 4.** RCW 18.19.040 and 2001 c 251 s 20 are each amended to read
11 as follows:

12 Nothing in this chapter may be construed to prohibit or restrict:

13 (1) The practice of a profession by a person who is either
14 registered, certified, licensed, or similarly regulated under the laws
15 of this state and who is performing services within the person's
16 authorized scope of practice, including any attorney admitted to
17 practice law in this state when providing counseling incidental to and
18 in the course of providing legal counsel;

19 (2) The practice of therapeutic counseling by an employee or
20 trainee of any federal agency, or the practice of counseling by a
21 student of a college or university, if the employee, trainee, or
22 student is practicing solely under the supervision of and accountable
23 to the agency, college, or university, through which he or she performs
24 such functions as part of his or her position for no additional fee
25 other than ordinary compensation;

26 (3) The practice of therapeutic counseling by a person (~~without a~~
27 ~~mandatory charge~~) for no compensation;

28 (4) The practice of therapeutic counseling by persons offering
29 services for public and private nonprofit organizations or charities
30 not primarily engaged in therapeutic counseling for a fee when approved
31 by the organizations or agencies for whom they render their services;

32 (5) Evaluation, consultation, planning, policy-making, research, or
33 related services conducted by social scientists for private
34 corporations or public agencies;

35 (6) The practice of therapeutic counseling by a person under the

1 auspices of a religious denomination, church, or organization, or the
2 practice of religion itself;

3 (7) (~~Counselors whose residency is not~~) Counselors who reside
4 outside Washington state from providing up to ten days per quarter of
5 training or workshops in the state, as long as they (~~don't~~) do not
6 hold themselves out to be registered in Washington state.

7 **Sec. 5.** RCW 18.19.050 and 2001 c 251 s 21 are each amended to read
8 as follows:

9 (1) In addition to any other authority provided by law, the
10 secretary has the following authority:

11 (a) To adopt rules, in accordance with chapter 34.05 RCW, necessary
12 to implement this chapter;

13 (b) To set all registration and renewal fees in accordance with RCW
14 43.70.250 and to collect and deposit all such fees in the health
15 professions account established under RCW 43.70.320;

16 (c) To establish forms and procedures necessary to administer this
17 chapter;

18 (d) To hire clerical, administrative, and investigative staff as
19 needed to implement this chapter; and

20 (e) To issue a registration to any applicant who has met the
21 requirements (~~for registration; and~~

22 ~~(f) To develop a dictionary of recognized professions and~~
23 ~~occupations providing counseling services to the public included under~~
24 ~~this chapter)) of this chapter.~~

25 (2) The uniform disciplinary act, chapter 18.130 RCW, governs the
26 issuance and denial of registrations and the discipline of registrants
27 under this chapter. The secretary shall be the disciplining authority
28 under this chapter. (~~The absence of educational or training~~
29 ~~requirements for counselors registered under this chapter or the~~
30 ~~counselor's use of nontraditional nonabusive therapeutic techniques~~
31 ~~shall not, in and of itself, give the secretary authority to~~
32 ~~unilaterally determine the training and competence or to define or~~
33 ~~restrict the scope of practice of such individuals.))~~

34 (3) The department shall publish and disseminate information (~~in~~
35 ~~order~~) to educate the public about the responsibilities of therapeutic
36 counselors, the types of therapeutic counselors, and the rights and
37 responsibilities of clients established under this chapter. (~~Solely~~

1 ~~for the purposes of administering this education requirement,~~) The
2 secretary (~~shall~~) may assess an additional fee for each application
3 and renewal(~~, equal to five percent of the fee. The revenue collected~~
4 ~~from the assessment fee may be appropriated by the legislature for the~~
5 ~~department's use in educating consumers pursuant to this section. The~~
6 ~~authority to charge the assessment fee shall terminate on June 30,~~
7 ~~1994)) to fund public education efforts under this section.~~

8 **Sec. 6.** RCW 18.19.060 and 2001 c 251 s 22 are each amended to read
9 as follows:

10 (1) Persons registered under this chapter shall provide clients at
11 the commencement of any program of treatment with accurate disclosure
12 information concerning their practice, in accordance with guidelines
13 developed by the department, that will inform clients of the purposes
14 of and resources available under this chapter, including the right of
15 clients to refuse treatment, the responsibility of clients for choosing
16 the provider and treatment modality which best suits their needs, and
17 the extent of confidentiality provided by this chapter, the department,
18 another agency, or other jurisdiction. The disclosure information
19 provided by the (~~counselor~~) registration holder, the receipt of which
20 shall be acknowledged in writing by the (~~counselor~~) registration
21 holder and client, shall include any relevant education and training,
22 the therapeutic orientation of the practice, the proposed course of
23 treatment where known, any financial requirements, referral resources,
24 and such other information as the department may require by rule. The
25 disclosure statement must inform the client of any disciplinary action
26 taken against the registration holder by the department, other agency,
27 or other jurisdiction. The disclosure information shall also include
28 a statement that (~~registration of an individual~~) a registration
29 issued under this chapter does not include a recognition of any
30 practice standards, nor necessarily imply the effectiveness of any
31 treatment. The client is not liable for any fees or charges for
32 services rendered prior to receipt of the disclosure statement.

33 (2) The disclosure statement must inform the client that the mental
34 health adviser is under the supervision of a licensed mental health
35 practitioner.

1 **Sec. 7.** RCW 18.19.090 and 1991 c 3 s 24 are each amended to read
2 as follows:

3 ~~((The secretary shall issue a registration to any applicant who
4 submits, on forms provided by the secretary, the applicant's name,
5 address, occupational title, name and location of business, and other
6 information as determined by the secretary, including information
7 necessary to determine whether there are grounds for denial of
8 registration or issuance of a conditional registration under this
9 chapter or chapter 18.130 RCW.~~

10 ~~Applicants))~~ (1) Applications for ((registration shall register as
11 counselors or may register as hypnotherapists if employing hypnosis as
12 a modality. Applicants shall, in addition, provide in their titles a
13 description of their therapeutic orientation, discipline, theory, or
14 technique. Each applicant shall pay a fee determined by the secretary
15 as provided in RCW 43.70.250, which shall accompany the application.))
16 registration under this chapter must be made on forms approved by the
17 secretary. The secretary may require information necessary to
18 determine whether applicants meet the qualifications for the
19 registration and whether there are any grounds for denial or issuance
20 of a conditional registration under this chapter or chapter 18.130 RCW.
21 An application for a registration as an agency affiliated counselor or
22 mental health adviser shall include a description of their therapeutic
23 orientation, discipline, theory, or technique to the department.

24 (2) Applicants for registration as agency affiliated counselors
25 must provide satisfactory documentation that they are employed by an
26 agency or have an offer of employment from an agency.

27 (3) Applicants for registration as mental health advisers are
28 required to:

29 (a) Have a baccalaureate degree in social work, mental health
30 counseling, psychology, or some other related field from an accredited
31 college or university; and

32 (b) Have a written supervision agreement with a licensed mental
33 health practitioner. The department must develop rules defining
34 supervisory requirements and a model supervision agreement. The rules
35 shall provide for increased supervision and oversight for at least two
36 years after completion of a baccalaureate degree. After January 1,
37 2009, the practice of mental health advisers is limited to group
38 practice settings as defined by the secretary. Provided that, persons

1 obtaining the mental health adviser registration who will be practicing
2 solely under the provisions of chapter 18.155 RCW are exempt from the
3 supervision and practice setting requirements of this subsection.

4 (4) Each applicant shall include payment of the fee determined by
5 the secretary as provided in RCW 43.70.250.

6 NEW SECTION. Sec. 8. A new section is added to chapter 18.19 RCW
7 to read as follows:

8 The department shall not issue any new registered counselor
9 registrations after August 1, 2007, except to individuals who certify
10 on their applications that they are:

- 11 (1) An agency-affiliated counselor as defined in RCW 18.19.020;
- 12 (2) Certified or working toward certification as a chemical
13 dependency professional under chapter 18.205 RCW;
- 14 (3) Licensed or working toward licensure in advanced social work,
15 independent clinical social work, marriage and family therapy, or
16 mental health counseling under chapter 18.225 RCW; or
- 17 (4) Certified or working toward certification as a sex offender
18 treatment provider or affiliate sex offender treatment provider under
19 chapter 18.155 RCW.

20 NEW SECTION. Sec. 9. A new section is added to chapter 18.19 RCW
21 to read as follows:

22 Agency affiliated counselors shall notify the department if they
23 are either no longer employed by the agency identified on their
24 application or are now employed with another agency, or both. Agency
25 affiliated counselors may not engage in the practice of therapeutic
26 counseling unless they are currently affiliated with an agency.

27 **Sec. 10.** RCW 18.19.100 and 1996 c 191 s 5 are each amended to read
28 as follows:

29 The secretary shall establish administrative procedures,
30 administrative requirements, and fees for renewal of registrations as
31 provided in RCW 43.70.250 and 43.70.280. The secretary may establish
32 continuing education requirements for renewal of registrations.

33 **Sec. 11.** RCW 18.225.010 and 2001 c 251 s 1 are each amended to
34 read as follows:

1 (~~Unless the context clearly requires otherwise,~~) The definitions
2 in this section apply throughout this chapter unless the context
3 clearly requires otherwise.

4 (1) "Advanced social work" means the application of social work
5 theory and methods including emotional and biopsychosocial assessment,
6 psychotherapy under the supervision of a licensed independent clinical
7 social worker, case management, consultation, advocacy, counseling, and
8 community organization.

9 (2) "Applicant" means a person who completes the required
10 application, pays the required fee, is at least eighteen years of age,
11 and meets any background check requirements and uniform disciplinary
12 act requirements.

13 (3) "Associate" means a person with a master's degree in a mental
14 health field as described in RCW 18.225.090 who is gaining the
15 supervision and supervised experience necessary to become a licensed
16 independent clinical social worker, a licensed advanced social worker,
17 a licensed mental health counselor, or a licensed marriage and family
18 therapist.

19 (4) "Committee" means the Washington state mental health
20 counselors, marriage and family therapists, and social workers advisory
21 committee.

22 (~~(4)~~) (5) "Department" means the department of health.

23 (~~(5)~~) (6) "Disciplining authority" means the department.

24 (~~(6)~~) (7) "Independent clinical social work" means the diagnosis
25 and treatment of emotional and mental disorders based on knowledge of
26 human development, the causation and treatment of psychopathology,
27 psychotherapeutic treatment practices, and social work practice as
28 defined in advanced social work. Treatment modalities include but are
29 not limited to diagnosis and treatment of individuals, couples,
30 families, groups, or organizations.

31 (~~(7)~~) (8) "Marriage and family therapy" means the diagnosis and
32 treatment of mental and emotional disorders, whether cognitive,
33 affective, or behavioral, within the context of relationships,
34 including marriage and family systems. Marriage and family therapy
35 involves the professional application of psychotherapeutic and family
36 systems theories and techniques in the delivery of services to
37 individuals, couples, and families for the purpose of treating such
38 diagnosed nervous and mental disorders. The practice of marriage and

1 family therapy means the rendering of professional marriage and family
2 therapy services to individuals, couples, and families, singly or in
3 groups, whether such services are offered directly to the general
4 public or through organizations, either public or private, for a fee,
5 monetary or otherwise.

6 ~~((+8))~~ (9) "Mental health counseling" means the application of
7 principles of human development, learning theory, psychotherapy, group
8 dynamics, and etiology of mental illness and dysfunctional behavior to
9 individuals, couples, families, groups, and organizations, for the
10 purpose of treatment of mental disorders and promoting optimal mental
11 health and functionality. Mental health counseling also includes, but
12 is not limited to, the assessment, diagnosis, and treatment of mental
13 and emotional disorders, as well as the application of a wellness model
14 of mental health.

15 ~~((+9))~~ (10) "Secretary" means the secretary of health or the
16 secretary's designee.

17 **Sec. 12.** RCW 18.225.020 and 2001 c 251 s 2 are each amended to
18 read as follows:

19 A person must not represent himself or herself as a licensed
20 advanced social worker, a licensed independent clinical social worker,
21 a licensed mental health counselor, ~~((+))~~ a licensed marriage and
22 family therapist, a licensed social work associate - advanced, a
23 licensed social work associate - independent clinical, a licensed
24 mental health counselor associate, or a licensed marriage and family
25 therapist associate, without being licensed by the department.

26 NEW SECTION. **Sec. 13.** A new section is added to chapter 18.225
27 RCW to read as follows:

28 (1) The secretary shall issue an associate license to any applicant
29 who demonstrates to the satisfaction of the secretary that the
30 applicant meets the following requirements for the applicant's practice
31 area and submits a declaration that the applicant is working toward
32 full licensure in that category:

33 (a) Licensed social worker - advanced or licensed social worker -
34 clinical: Graduation from a master's or doctorate social work
35 educational program accredited by the council on social work education

1 and approved by the secretary based upon nationally recognized
2 standards;

3 (b) Licensed mental health counselor: Graduation from a master's
4 or doctoral level educational program in mental health counseling or a
5 related discipline from a college or university approved by the
6 secretary based upon nationally recognized standards;

7 (c) Licensed marriage and family therapist: Graduation from a
8 master's degree or doctoral degree educational program in marriage and
9 family therapy or graduation from an educational program in an allied
10 field equivalent to a master's degree or doctoral degree in marriage
11 and family therapy approved by the secretary based upon nationally
12 recognized standards.

13 (2) Associates must work under the supervision of an approved
14 supervisor.

15 (3) Associates shall provide each client or patient, during the
16 first professional contact, with a disclosure form according to RCW
17 18.225.100, disclosing that he or she is an associate under the
18 supervision of an approved supervisor.

19 (4) The department shall establish by rule what constitutes
20 adequate proof of compliance with the requirements of this section.

21 (5) Applicants are subject to the denial of a license or issuance
22 of a conditional license for the reasons set forth in chapter 18.130
23 RCW.

24 (6) A person may hold an associate license no more than five years,
25 unless an exception is granted by the secretary.

26 **Sec. 14.** RCW 18.225.070 and 2001 c 251 s 7 are each amended to
27 read as follows:

28 The department of health may seek the advice and assistance of the
29 advisory committee in administering this chapter, including, but not
30 limited to:

31 (1) Advice and recommendations regarding the establishment or
32 implementation of rules related to the administration of this chapter;

33 (2) Advice, recommendations, and consultation regarding case
34 disposition guidelines and priorities related to unprofessional conduct
35 cases regarding licensed mental health counselors, licensed clinical
36 social workers, licensed advanced social workers, (~~and~~) licensed
37 marriage and family therapists, and associates;

1 (3) Assistance and consultation of individual committee members as
2 needed in the review, analysis, and disposition of reports of
3 unprofessional conduct and consumer complaints;

4 (4) Assistance and recommendations to enhance consumer education;
5 (~~and~~)

6 (5) Assistance and recommendations regarding any continuing
7 education and continuing competency programs administered under the
8 provisions of (~~the [this]~~) this chapter; and

9 (6) Advice and assistance regarding the establishment or
10 implementation of rules related to mental health associates licensed
11 under this chapter and mental health advisers registered under chapter
12 18.19 RCW.

13 **Sec. 15.** RCW 18.225.090 and 2006 c 69 s 1 are each amended to read
14 as follows:

15 (1) The secretary shall issue a license to any applicant who
16 demonstrates to the satisfaction of the secretary that the applicant
17 meets the following education and experience requirements for the
18 applicant's practice area.

19 (a) Licensed social work classifications:

20 (i) Licensed advanced social worker:

21 (A) Graduation from a master's or doctorate social work educational
22 program accredited by the council on social work education and approved
23 by the secretary based upon nationally recognized standards;

24 (B) Successful completion of an approved examination;

25 (C) Successful completion of a supervised experience requirement.

26 The experience requirement consists of a minimum of three thousand two
27 hundred hours with ninety hours of supervision by a licensed
28 independent clinical social worker or a licensed advanced social worker
29 who has been licensed or certified for at least two years. Of those
30 hours, fifty hours must include direct supervision by a licensed
31 advanced social worker or licensed independent clinical social worker;
32 the other forty hours may be with an equally qualified licensed mental
33 health practitioner. Forty hours must be in one-to-one supervision and
34 fifty hours may be in one-to-one supervision or group supervision.
35 Distance supervision is limited to forty supervision hours. Eight
36 hundred hours must be in direct client contact; and

1 (D) Successful completion of continuing education requirements of
2 thirty-six hours, with six in professional ethics.

3 (ii) Licensed independent clinical social worker:

4 (A) Graduation from a master's or doctorate level social work
5 educational program accredited by the council on social work education
6 and approved by the secretary based upon nationally recognized
7 standards;

8 (B) Successful completion of an approved examination;

9 (C) Successful completion of a supervised experience requirement.

10 The experience requirement consists of a minimum of four thousand hours
11 of experience, of which one thousand hours must be direct client
12 contact, over a three-year period supervised by a licensed independent
13 clinical social worker who has been licensed or certified for at least
14 five years and who has had at least one year of experience in
15 supervising the clinical social work practice of others, with
16 supervision of at least one hundred thirty hours by a licensed mental
17 health practitioner. Of the total supervision, seventy hours must be
18 with an independent clinical social worker meeting the qualifications
19 under this subsection (1)(a)(ii)(C); the other sixty hours may be with
20 an equally qualified licensed mental health practitioner. Sixty hours
21 must be in one-to-one supervision and seventy hours may be in one-to-
22 one supervision or group supervision. Distance supervision is limited
23 to sixty supervision hours; and

24 (D) Successful completion of continuing education requirements of
25 thirty-six hours, with six in professional ethics.

26 (b) Licensed mental health counselor:

27 (i) Graduation from a master's or doctoral level educational
28 program in mental health counseling or a related discipline from a
29 college or university approved by the secretary based upon nationally
30 recognized standards;

31 (ii) Successful completion of an approved examination;

32 (iii) Successful completion of a supervised experience requirement.

33 The experience requirement consists of a minimum of thirty-six months
34 full-time counseling or three thousand hours of postgraduate mental
35 health counseling under the supervision of a qualified licensed mental
36 health counselor or equally qualified licensed mental health
37 practitioner, in an approved setting. The three thousand hours of
38 required experience includes a minimum of one hundred hours spent in

1 immediate supervision with the qualified licensed mental health
2 counselor, and includes a minimum of one thousand two hundred hours of
3 direct counseling with individuals, couples, families, or groups; and

4 (iv) Successful completion of continuing education requirements of
5 thirty-six hours, with six in professional ethics.

6 (c) Licensed marriage and family therapist:

7 (i) Graduation from a master's degree or doctoral degree
8 educational program in marriage and family therapy or graduation from
9 an educational program in an allied field equivalent to a master's
10 degree or doctoral degree in marriage and family therapy approved by
11 the secretary based upon nationally recognized standards;

12 (ii) Successful passage of an approved examination;

13 (iii) Successful completion of a supervised experience requirement.

14 The experience requirement consists of a minimum of two calendar years
15 of full-time marriage and family therapy. Of the total supervision,
16 one hundred hours must be with a licensed marriage and family therapist
17 with at least five years' clinical experience; the other one hundred
18 hours may be with an equally qualified licensed mental health
19 practitioner. Total experience requirements include:

20 (A) A minimum of three thousand hours of experience, one thousand
21 hours of which must be direct client contact; at least five hundred
22 hours must be gained in diagnosing and treating couples and families;
23 plus

24 (B) At least two hundred hours of qualified supervision with a
25 supervisor. At least one hundred of the two hundred hours must be one-
26 on-one supervision, and the remaining hours may be in one-on-one or
27 group supervision.

28 Applicants who have completed a master's program accredited by the
29 commission on accreditation for marriage and family therapy education
30 of the American association for marriage and family therapy may be
31 credited with five hundred hours of direct client contact and one
32 hundred hours of formal meetings with an approved supervisor; and

33 (iv) Successful completion of continuing education requirements of
34 thirty-six hours, with six in professional ethics.

35 (2) The department shall establish by rule what constitutes
36 adequate proof of meeting the criteria.

37 (3) In addition, applicants shall be subject to the grounds for

1 denial of a license or issuance of a conditional license under chapter
2 18.130 RCW.

3 (4) Persons who apply for licensure by July 1, 2009, and who meet
4 the education requirements for any of the licenses issued under this
5 section and who have held a Washington state counselor registration
6 issued under chapter 18.19 RCW for five years since obtaining their
7 master's degree are exempt from documenting the supervision and
8 experience requirements of this section.

9 **Sec. 16.** RCW 18.225.150 and 2001 c 251 s 15 are each amended to
10 read as follows:

11 The secretary shall establish by rule the procedural requirements
12 and fees for renewal of a license or associate license. Failure to
13 renew shall invalidate the license or associate license and all
14 privileges granted by the license. If a license has lapsed for a
15 period longer than three years, the person shall demonstrate competence
16 to the satisfaction of the secretary by taking continuing education
17 courses, or meeting other standards determined by the secretary. If an
18 associate license has lapsed, the person shall submit an updated
19 declaration, in accordance with rules adopted by the department, that
20 the person is working toward full licensure.

21 **Sec. 17.** RCW 18.205.020 and 1998 c 243 s 2 are each amended to
22 read as follows:

23 ~~((Unless the context clearly requires otherwise,))~~ The definitions
24 in this section apply throughout this chapter unless the context
25 clearly requires otherwise.

26 (1) "Certification" means a voluntary process recognizing an
27 individual who qualifies by examination and meets established
28 educational prerequisites, and which protects the title of practice.

29 (2) ~~("Certified"))~~ "Chemical dependency professional" means an
30 individual certified in chemical dependency counseling, under this
31 chapter.

32 (3) "Chemical dependency professional trainee" means an individual
33 working toward the education and experience requirements for
34 certification as a chemical dependency professional.

35 (4) "Chemical dependency counseling" means employing the core
36 competencies of chemical dependency counseling to assist or attempt to

1 assist (~~(an alcohol or drug addicted)~~) a chemically dependent person to
2 develop and maintain abstinence from alcohol and other mood-altering
3 drugs.

4 (~~(+4)~~) (5) "Committee" means the chemical dependency certification
5 advisory committee established under this chapter.

6 (~~(+5)~~) (6) "Core competencies of chemical dependency counseling"
7 means competency in the nationally recognized knowledge, skills, and
8 attitudes of professional practice, including assessment and diagnosis
9 of chemical dependency, chemical dependency treatment planning and
10 referral, patient and family education in the disease of chemical
11 dependency, individual and group counseling with (~~(alcoholic and drug~~
12 ~~addicted)~~) chemically dependent individuals, relapse prevention
13 counseling, and case management, all oriented to assist (~~(alcoholic and~~
14 ~~drug addicted)~~) chemically dependent patients to achieve and maintain
15 abstinence from mood-altering substances and develop independent
16 support systems.

17 (~~(+6)~~) (7) "Department" means the department of health.

18 (~~(+7)~~) (8) "Health profession" means a profession providing health
19 services regulated under the laws of this state.

20 (~~(+8)~~) (9) "Secretary" means the secretary of health or the
21 secretary's designee.

22 **Sec. 18.** RCW 18.205.030 and 2000 c 171 s 41 are each amended to
23 read as follows:

24 No person may represent oneself as a (~~(certified)~~) chemical
25 dependency professional or chemical dependency professional trainee or
26 use any title or description of services of a (~~(certified)~~) chemical
27 dependency professional or chemical dependency professional trainee
28 without applying for certification under this chapter, meeting the
29 required qualifications, and being certified by the department of
30 health, unless otherwise exempted by this chapter.

31 **Sec. 19.** RCW 18.205.040 and 1998 c 243 s 4 are each amended to
32 read as follows:

33 Nothing in this chapter shall be construed to authorize the use of
34 the title "~~(certified)~~ chemical dependency professional" or "chemical
35 dependency professional trainee" when treating patients in settings
36 other than programs approved under chapter 70.96A RCW.

1 under chapter 18.155, 18.205, or 18.225 RCW. The work group shall
2 identify categories of counseling services that are currently provided
3 by registered counselors and, for each category, it shall identify
4 whether any regulation is warranted and, if so, appropriate
5 credentialing standards and safeguards to assure public protection.

6 (1) The work group shall be comprised of eleven members:

7 (a) The chairs of the appropriate health care committees of the
8 legislature or their designees;

9 (b) Three registered counselors in independent private practice;

10 (c) Two consumers to represent the public at large who may not be
11 licensed mental health providers;

12 (d) One hypnotherapist; and

13 (e) Three practitioners licensed under chapter 18.225 RCW.

14 (2) The work group shall address:

15 (a) Replacing the registered counselor credential with new
16 credentialing categories to regulate such groups as:

17 (i) Hypnotherapists; and

18 (ii) Independent practitioners;

19 (b) Educational requirements for each category;

20 (c) Core competencies requirements, such as:

21 (i) Ethics training;

22 (ii) Risk assessment to screen for potential for harm to self or
23 others, or abuse of children or seniors;

24 (iii) Assessing the need for counseling provided by practitioners
25 licensed under chapter 18.225 RCW and making referrals, when
26 appropriate, to such practitioners;

27 (d) Continuing education;

28 (e) Guidelines for disclosure;

29 (f) Timeline for implementation including deadlines for compliance;

30 and

31 (g) The creation of an oversight or advisory board.

32 (3) The department shall submit the recommendations of the work
33 group to the legislature by December 15, 2007.

34 NEW SECTION. **Sec. 23.** Except for sections 8, 22, and 24 of this
35 act, this act takes effect July 1, 2008.

1 NEW SECTION. **Sec. 24.** The secretary of health may take the
2 necessary steps to ensure that this act is implemented on its effective
3 date.

4 NEW SECTION. **Sec. 25.** Section 22 of this act is necessary for the
5 immediate preservation of the public peace, health, or safety, or
6 support of the state government and its existing public institutions,
7 and takes effect immediately."

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By Senator Keiser

8 On page 1, line 1 of the title, after "counselors;" strike the
9 remainder of the title and insert "amending RCW 18.19.020, 18.19.030,
10 18.19.040, 18.19.050, 18.19.060, 18.19.090, 18.19.100, 18.225.010,
11 18.225.020, 18.225.070, 18.225.090, 18.225.150, 18.205.020, 18.205.030,
12 and 18.205.040; adding new sections to chapter 18.19 RCW; adding a new
13 section to chapter 18.225 RCW; adding a new section to chapter 18.205
14 RCW; creating new sections; providing an effective date; and declaring
15 an emergency."

--- END ---