

SENATE BILL No. 290

By Committee on Public Health and Welfare

1-17

1 AN ACT concerning the addictions counselor licensure act; amending
2 K.S.A. 2011 Supp. 65-6608, 65-6610 and 65-6613 and repealing the
3 existing sections.

4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2011 Supp. 65-6608 is hereby amended to read as
7 follows: 65-6608. As used in the addictions counselor licensure act:

8 (a) "Board" means the behavioral sciences regulatory board created
9 under K.S.A. 74-7501, and amendments thereto.

10 (b) "Addiction counseling" means the utilization of special skills to
11 assist persons with addictions, and to assist such persons' families and
12 friends to achieve resolution of addiction through the exploration of the
13 disease and its ramifications, the examination of attitudes and feelings, the
14 consideration of alternative solutions and decision making, as these relate
15 specifically to addiction. Evaluation and assessment, treatment including
16 treatment plan development, crisis intervention, referral, record keeping
17 and clinical consultation specifically related to addiction are within the
18 scope of addiction counseling. Additionally, at the clinical level of
19 licensure, addiction counseling includes independent practice and the
20 diagnosis and treatment of substance use disorders.

21 (c) "Licensed addiction counselor" means a person who engages in
22 the practice of addiction counseling limited to substance use disorders and
23 who is licensed under this act, ~~except that on and after July 1, 2011,~~ Such
24 person shall engage in the practice of addiction counseling only in a state-
25 licensed or certified alcohol and other drug treatment program unless
26 otherwise exempt for licensure under subsection (m) of K.S.A. 59-29b46,
27 and amendments thereto.

28 (d) "Licensed clinical addiction counselor" means a person who
29 engages in the independent practice of addiction counseling and to the
30 diagnosis and treatment of substance use disorders specified in the edition
31 of the American psychiatric association's diagnostic and statistical manual
32 of mental disorders (DSM) designated by the board by rules and
33 regulations and is licensed under this act.

34 Sec. 2. K.S.A. 2011 Supp. 65-6610 is hereby amended to read as
35 follows: 65-6610. (a) An applicant for licensure as an addiction counselor
36 shall furnish evidence that the applicant:

1 (1) Has attained the age of 21; *and*

2 (2) (A) has completed *at least* a baccalaureate degree from an
3 addiction counseling program that is part of a college or university
4 approved by the board; or

5 (B) has completed *at least* a baccalaureate degree from a college or
6 university approved by the board in a related field that includes a
7 minimum number of semester hours of coursework on substance use
8 disorders as approved by the board; or

9 (C) *has* completed *at least* a baccalaureate degree from a college or
10 university approved by the board in a related field with additional ~~work~~
11 ~~coursework~~ in addiction counseling from a college or university approved
12 by the board, and such degree program and the additional ~~work~~
13 ~~coursework~~ includes ~~the course work requirements provided in paragraph~~
14 ~~(a)(2)(B) of this subsection~~ *a minimum number of semester hours of*
15 *coursework on substance use disorders as approved by the board; or*

16 (D) *is currently licensed in Kansas as a licensed baccalaureate social*
17 *worker and has completed a minimum number of semester hours of*
18 *coursework on substance use disorders as approved by the board; or*

19 (E) *is currently licensed in Kansas as a* ~~licensed psychologist,~~
20 *licensed master social worker, licensed professional counselor, licensed*
21 *marriage and family therapist or licensed* ~~master's masters~~ *level*
22 *psychologist; and*

23 (3) has passed an examination approved by the board; *and*

24 (4) has satisfied the board that the applicant is a person who merits
25 the public trust; and

26 (5) each applicant has paid the application fee established by the
27 board under K.S.A. 2011 Supp. 65-6618, and amendments thereto.

28 (b) (†) Applications for licensure as a clinical addiction counselor
29 shall be made to the board on a form and in the manner prescribed by the
30 board. Each applicant shall furnish evidence satisfactory to the board that
31 the applicant:

32 (A) ~~Is licensed by the board as a licensed addiction counselor or~~
33 ~~meets all requirements for licensure as an addiction counselor; and~~

34 (†)(1) *Has attained the age of 21; and*

35 (2)(A)(i) *Has completed at least* a master's degree from an addiction
36 counseling program that is part of a college or university approved by the
37 board; ~~or~~ *and*

38 (ii) *has completed not less than two years of postgraduate supervised*
39 *professional experience in accordance with a clinical supervision plan*
40 *approved by the board of not less than 4,000 hours of supervised*
41 *professional experience including at least 1,500 hours of direct client*
42 *contact conducting substance abuse assessments and treatment with*
43 *individuals, couples, families or groups and not less than 150 hours of*

1 *clinical supervision, including not less than 50 hours of person-to-person*
2 *individual supervision, integrating diagnosis and treatment of substance*
3 *use disorders with use of the diagnostic and statistical manual of mental*
4 *disorders of the American psychiatric association; or has completed not*
5 *less than two years of postgraduate supervised professional experience in*
6 *accordance with a clinical supervision plan approved by the board of not*
7 *less than 2,000 hours of supervised professional experience including at*
8 *least 750 hours of direct client contact conducting substance abuse*
9 *assessments and treatment with individuals, couples, families or groups*
10 *and not less than 75 hours of clinical supervision, including not less than*
11 *25 hours of person-to-person individual supervision, integrating diagnosis*
12 *and treatment of substance use disorders with use of the diagnostic and*
13 *statistical manual of mental disorders of the American psychiatric*
14 *association, and such person has a doctoral degree in addiction*
15 *counseling or a related field as approved by the board; or*

16 ~~(ii)(B)(i)~~ *Has completed a master's degree from a college or*
17 *university approved by the board in a related field that includes a*
18 *minimum number of semester hours of coursework supporting the*
19 *diagnosis and treatment of substance use disorders as approved by the*
20 *board; ~~or~~ and*

21 *(ii) has completed not less than two years of postgraduate supervised*
22 *professional experience in accordance with a clinical supervision plan*
23 *approved by the board of not less than 4,000 hours of supervised*
24 *professional experience including at least 1,500 hours of direct client*
25 *contact conducting substance abuse assessments and treatment with*
26 *individuals, couples, families or groups and not less than 150 hours of*
27 *clinical supervision, including not less than 50 hours of person-to-person*
28 *individual supervision, integrating diagnosis and treatment of substance*
29 *use disorders with use of the diagnostic and statistical manual of mental*
30 *disorders of the American psychiatric association; or has completed not*
31 *less than two years of postgraduate supervised professional experience in*
32 *accordance with a clinical supervision plan approved by the board of not*
33 *less than 2,000 hours of supervised professional experience including at*
34 *least 750 hours of direct client contact conducting substance abuse*
35 *assessments and treatment with individuals, couples, families or groups*
36 *and not less than 75 hours of clinical supervision, including not less than*
37 *25 hours of person-to-person individual supervision, integrating diagnosis*
38 *and treatment of substance use disorders with use of the diagnostic and*
39 *statistical manual of mental disorders of the American psychiatric*
40 *association, and such person has a doctoral degree in addiction*
41 *counseling or a related field as approved by the board; or*

42 ~~(iii)(C)(i)~~ *Has completed a master's degree from a college or*
43 *university approved by the board in a related field with additional work*

1 *coursework in addiction counseling from a college or university approved*
2 *by the board and such degree program and the additional work includes*
3 ~~*the course work requirements provided in paragraph (b)(2)(B) of this*~~
4 ~~*subsection; or additional coursework includes a minimum number of*~~
5 *semester hours of coursework supporting the diagnosis and treatment of*
6 *substance use disorders as approved by the board; and*

7 *(ii) has completed not less than two years of postgraduate supervised*
8 *professional experience in accordance with a clinical supervision plan*
9 *approved by the board of not less than 4,000 hours of supervised*
10 *professional experience including at least 1,500 hours of direct client*
11 *contact conducting substance abuse assessments and treatment with*
12 *individuals, couples, families or groups and not less than 150 hours of*
13 *clinical supervision, including not less than 50 hours of person-to-person*
14 *individual supervision, integrating diagnosis and treatment of substance*
15 *use disorders with use of the diagnostic and statistical manual of mental*
16 *disorders of the American psychiatric association; or has completed not*
17 *less than two years of postgraduate supervised professional experience in*
18 *accordance with a clinical supervision plan approved by the board of not*
19 *less than 2,000 hours of supervised professional experience including at*
20 *least 750 hours of direct client contact conducting substance abuse*
21 *assessments and treatment with individuals, couples, families or groups*
22 *and not less than 75 hours of clinical supervision, including not less than*
23 *25 hours of person-to-person individual supervision, integrating diagnosis*
24 *and treatment of substance use disorders with use of the diagnostic and*
25 *statistical manual of mental disorders of the American psychiatric*
26 *association, and such person has a doctoral degree in addiction*
27 *counseling or a related field as approved by the board; or*

28 ~~*(iv)(D)(i)*~~ *Has completed a master's degree in a related field from a*
29 *college or university approved by the board and is licensed by the board as*
30 *a licensed addiction counselor; and*

31 ~~*(B)(ii)*~~ *has completed not less than two years of postgraduate*
32 *supervised professional experience in accordance with a clinical*
33 *supervision plan approved by the board of not less than 4,000 hours of*
34 *supervised professional experience including at least 1,500 hours of direct*
35 *client contact conducting substance abuse assessments and treatment with*
36 *individuals, couples, families or groups and not less than 150 hours of*
37 *clinical supervision, including not less than 50 hours of person-to-person*
38 *individual supervision, integrating diagnosis and treatment of substance*
39 *use disorders with use of the diagnostic and statistical manual of mental*
40 *disorders of the American psychiatric association, except that ½ of the*
41 ~~*requirement of this paragraph (B) may be waived for persons with a*~~
42 ~~*doctoral degree in addiction counseling or a related field acceptable to the*~~
43 ~~*board; and; or has completed not less than two years of postgraduate*~~

1 supervised professional experience in accordance with a clinical
2 supervision plan approved by the board of not less than 2,000 hours of
3 supervised professional experience including at least 750 hours of direct
4 client contact conducting substance abuse assessments and treatment with
5 individuals, couples, families or groups and not less than 75 hours of
6 clinical supervision, including not less than 25 hours of person-to-person
7 individual supervision, integrating diagnosis and treatment of substance
8 use disorders with use of the diagnostic and statistical manual of mental
9 disorders of the American psychiatric association, and such person has a
10 doctoral degree in addiction counseling or a related field as approved by
11 the board; or

12 (E) Is currently licensed in Kansas as a licensed psychologist,
13 licensed specialist clinical social worker, licensed clinical professional
14 counselor, licensed clinical psychotherapist or licensed clinical marriage
15 and family therapist and provides to the board an attestation from a
16 professional licensed to diagnose and treat mental disorders, or substance
17 use disorders, or both, in independent practice or licensed to practice
18 medicine and surgery stating that the applicant is competent to diagnose
19 and treat substance use disorders; and

20 ~~(C)~~(3) has passed an examination approved by the board; and

21 (4) has satisfied the board that the applicant is a person who merits
22 the public trust; and

23 ~~(D)~~(5) has paid the application fee fixed under K.S.A. 2011 Supp. 65-
24 6618, and amendments thereto.

25 ~~(2)~~(c) A person who was registered by the behavioral sciences
26 regulatory board as an alcohol and other drug counselor or credentialed by
27 the department of social and rehabilitation services as an alcohol and drug
28 credentialed counselor or credentialed by the Kansas association of
29 addiction professionals as an alcohol and other drug abuse counselor in
30 Kansas at any time prior to the effective date of this act, who was
31 registered in Kansas as an alcohol and other drug counselor, an alcohol and
32 drug credentialed counselor or a credentialed alcohol and other drug abuse
33 counselor within three years prior to the effective date of this act and
34 whose last registration or credential in Kansas prior to the effective date of
35 this act was not suspended or revoked, upon application to the board,
36 payment of fees and completion of applicable continuing education
37 requirements, shall be licensed as a licensed addiction counselor by
38 providing demonstration acceptable to the board of competence to perform
39 the duties of an addiction counselor.

40 ~~(3)~~(d) Any person who was registered by the behavioral sciences
41 regulatory board as an alcohol and other drug counselor or credentialed by
42 the department of social and rehabilitation services as an alcohol and drug
43 credentialed counselor or credentialed by the Kansas association of

1 addiction professionals as an alcohol and other drug abuse counselor in
2 Kansas at any time prior to the effective date of this act, and who is also
3 licensed to practice independently as a mental health practitioner or person
4 licensed to practice medicine and surgery, and who was registered or
5 credentialed in Kansas as an alcohol and other drug counselor within three
6 years prior to the effective date of this act and whose last registration or
7 credential in Kansas prior to the effective date of this act was not
8 suspended or revoked, upon application to the board, payment of fees and
9 completion of applicable continuing education requirements, shall be
10 licensed as a licensed clinical addiction counselor and may engage in the
11 independent practice of addiction counseling and is authorized to diagnose
12 and treat substance use disorders specified in the edition of the diagnostic
13 and statistical manual of mental disorders of the American psychiatric
14 association designated by the board by rules and regulations.

15 ~~(4)(e)~~ Any person who was credentialed by the department of social
16 and rehabilitation services as an alcohol and drug counselor and has been
17 actively engaged in the practice, supervision or administration of addiction
18 counseling in Kansas for not less than four years and holds a master's
19 degree in a related field *from a college or university approved by the*
20 *board* and whose last registration or credential in Kansas prior to the
21 effective date of this act was not suspended or revoked, upon application
22 to the board, payment of fees and completion of applicable continuing
23 education requirements, shall be licensed as a clinical addiction counselor
24 and may engage in the independent practice of addiction counseling and is
25 authorized to diagnose and treat substance use disorders specified in the
26 edition of the diagnostic and statistical manual of mental disorders of the
27 American psychiatric association designated by the board by rules and
28 regulations.

29 ~~(5) — On and after July 1, 2011,~~(f) A licensed addiction counselor shall
30 engage in the practice of addiction counseling ~~in~~ only in a state licensed or
31 certified alcohol and other drug treatment program, unless otherwise
32 exempt from licensure under subsection (m) of K.S.A. 59-29b46, and
33 amendments thereto.

34 Sec. 3. K.S.A. 2011 Supp. 65-6613 is hereby amended to read as
35 follows: 65-6613. (a) The board may issue a license to an individual who
36 is currently registered, certified or licensed to practice addiction
37 counseling in another jurisdiction if the board determines that:

38 (1) The standards for registration, certification or licensure to practice
39 addiction counseling in the other jurisdiction are substantially the
40 equivalent of the requirements of the addictions counselor licensure act
41 and rules and regulations of the board; or

42 (2) the applicant demonstrates on forms provided by the board
43 compliance with the following standards as adopted by the board:

1 (A) Continuous registration, certification or licensure to practice
2 addiction counseling during the five years immediately preceding the
3 application with at least the minimum professional experience as
4 established by rules and regulations of the board; *and*

5 (B) the absence of disciplinary actions of a serious nature brought by
6 a registration, certification or licensing board or agency; *and*

7 (C) completion of a baccalaureate or master's degree in addiction
8 counseling from a college or university approved by the board or
9 completion of a baccalaureate or master's degree in a related field that
10 includes all required addiction coursework.

11 ~~(b) Applicants for licensure as a clinical addiction counselor shall~~
12 ~~additionally demonstrate competence to diagnose and treat substance~~
13 ~~abuse disorders through meeting the requirements of either paragraph (1)~~
14 ~~or (2) of subsection (a) and at least two of the following areas acceptable~~
15 ~~to the board: The board may issue a license to an individual who is~~
16 ~~currently registered, certified or licensed to practice clinical addiction~~
17 ~~counseling in another jurisdiction if the board determines that:~~

18 (1) *The standards for registration, certification or licensure to*
19 *practice clinical addiction counseling in the other jurisdiction are*
20 *substantially the equivalent of the requirements of the addictions*
21 *counselor licensure act and rules and regulations of the board; or*

22 (2) *the applicant demonstrates on forms provided by the board*
23 *compliance with the following standards as adopted by the board:*

24 (A) *Continuous registration, certification or licensure to practice*
25 *clinical addiction counseling during the five years immediately preceding*
26 *the application with at least the minimum professional experience as*
27 *established by rules and regulations of the board; and*

28 (B) *the absence of disciplinary actions of a serious nature brought by*
29 *a registration, certification or licensing board or agency; and*

30 (C)(1) *completion of at least a master's degree in clinical addiction*
31 *counseling from a college or university approved by the board; or*

32 (2) *completion of at least a master's degree from a college or*
33 *university approved by the board in a related field that includes a*
34 *minimum number of semester hours of coursework supporting the*
35 *diagnosis and treatment of substance use disorders as approved by the*
36 *board; or*

37 (3) *completion of at least a master's degree from a college or*
38 *university approved by the board in a related field with additional*
39 *coursework in addiction counseling from a college or university approved*
40 *by the board and such degree program and additional coursework*
41 *includes a minimum number of semester hours of coursework supporting*
42 *the diagnosis and treatment of substance use disorders as approved by the*
43 *board; and*

1 (D) *at least two of the following areas acceptable to the board:*

2 (1) Either coursework as established by rules and regulations of the
3 board or passing a national clinical examination approved by the board; *or*

4 (2) three years of clinical practice with demonstrated experience
5 supporting diagnosing or treating substance use disorders; or

6 (3) attestation from a professional licensed to diagnose and treat
7 mental disorders, or substance use disorders, or both, in independent
8 practice or licensed to practice medicine and surgery stating that the
9 applicant is competent to diagnose and treat substance use disorders.

10 (c) An applicant for a license under this section shall pay an
11 application fee established by the board under K.S.A. 2011 Supp. 65-6618,
12 and amendments thereto.

13 Sec. 4. K.S.A. 2011 Supp. 65-6608, 65-6610 and 65-6613 are hereby
14 repealed.

15 Sec. 5. This act shall take effect and be in force from and after its
16 publication in the statute book.