

HOUSE BILL No. 4491

March 6, 1991, Introduced by Rep. Gubow and referred to the Committee on Public Health.

A bill to amend sections 16131 and 16263 of Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code,"

section 16131 as amended by Act No. 473 of the Public Acts of 1988 and section 16263 as amended by Act No. 216 of the Public Acts of 1990, being sections 333.16131 and 333.16263 of the Michigan Compiled Laws; to add part 185; and to repeal certain acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 16131 and 16263 of Act No. 368 of the
2 Public Acts of 1978, section 16131 as amended by Act No. 473 of
3 the Public Acts of 1988 and section 16263 as amended by Act
4 No. 216 of the Public Acts of 1990, being sections 333.16131 and
5 333.16263 of the Michigan Compiled Laws, are amended and part 185
6 is added to read as follows:

1 Sec. 16131. The terms of office of individual members of
 2 the council or the boards and task forces, except those appointed
 3 to fill vacancies, shall expire 4 years after appointment as
 4 follows:

5	Nursing	June 30
6	Optometry	June 30
7	Pharmacy	June 30
8	Podiatric medicine and surgery	June 30
9	Dentistry	June 30
10	Chiropractic	December 31
11	Counseling	June 30
12	Health occupations council	December 31
13	Medicine	December 31
14	Occupational therapists	December 31
15	Osteopathic medicine and surgery	December 31
16	Physical therapy	December 31
17	Psychology	December 31
18	Sanitarians	December 31
19	SOCIAL WORK	DECEMBER 31
20	Veterinary medicine	December 31

21 Sec. 16263. (1) Except as provided in subsection (2), the
 22 following words, titles, or letters or a combination thereof,
 23 with or without qualifying words or phrases, are restricted in
 24 use only to those persons authorized under this article to use
 25 the terms and in a way prescribed in this article:

1 (a) "Chiropractic", "doctor of chiropractic",
2 "chiropractor", "d.c.", and "chiropractic physician".

3 (b) "Dentist", "doctor of dental surgery", "oral and maxil-
4 lofacial surgeon", "orthodontist", "prosthodontist",
5 "periodontist", "endodontist", "oral pathologist", "pediatric
6 dentist", "dental hygienist", "registered dental hygienist",
7 "dental assistant", "registered dental assistant", "R.D.A.",
8 "d.d.s.", "d.m.d.", and "r.d.h.".

9 (c) "Doctor of medicine" and "m.d.".

10 (d) "Physician's assistant" and "p.a.".

11 (e) "Registered professional nurse", "registered nurse",
12 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",
13 "nurse anesthetist", "nurse practitioner", "trained attendant",
14 and "t.a.".

15 (f) "Doctor of optometry", "optometrist", and "o.d.".

16 (g) "Osteopath", "osteopathy", "osteopathic practitioner",
17 "doctor of osteopathy", "diplomate in osteopathy", and "d.o.".

18 (h) "Pharmacy", "pharmacist", "apothecary", "drugstore",
19 "druggist", "medicine store", "prescriptions", and "r.ph.".

20 (i) "Physical therapy", "physical therapist",
21 "physiotherapist", "registered physical therapist", "licensed
22 physical therapist", "physical therapy technician", "p.t.",
23 "r.p.t.", "l.p.t.", and "p.t.t.".

24 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",
25 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot
26 specialist", "podiatric physician and surgeon", and "d.p.m.".

1 (k) "Consulting psychologist", "psychologist",
 2 "psychological assistant", and "psychological examiner",
 3 "licensed psychologist", and "limited licensed psychologist".

4 (l) "Licensed professional counselor", "licensed counselor",
 5 "professional counselor", and "l.p.c.".

6 (m) "Sanitarian", "registered sanitarian", and "r.s.".

7 (N) "SOCIAL WORKER", "LICENSED MASTER'S SOCIAL WORKER",
 8 "LICENSED BACHELOR SOCIAL WORKER", "REGISTERED SOCIAL WORK
 9 TECHNICIAN", "L.M.S.W.", "L.B.S.W.", AND "R.S.W.T.".

10 (O) ~~(n)~~ "Veterinary", "veterinarian", "veterinary doctor",
 11 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",
 12 "d.v.m.", "animal technician", or "animal technologist".

13 (P) ~~(o)~~ "Occupational therapist", "occupational therapist
 14 registered", "certified occupational therapist", "o.t.",
 15 "o.t.r.", "c.o.t.", "certified occupational therapy assistant",
 16 "occupational therapy assistant", or "c.o.t.a.".

17 (2) Notwithstanding section 16261, a person who was spe-
 18 cially trained at an institution of higher education in this
 19 state to assist a physician in the field of orthopedics and upon
 20 completion of training, received a 2-year associate of science
 21 degree as an orthopedic physician's assistant before January 1,
 22 1977, may use the title "orthopedic physician's assistant"
 23 whether or not the person is licensed under this article.

24 PART 185. SOCIAL WORK

25 SEC. 18501. (1) AS USED IN THIS PART:

26 (A) "HEALTH FACILITY" MEANS A HEALTH FACILITY OR AGENCY
 27 LICENSED UNDER ARTICLE 17 OR A MENTAL HOSPITAL, PSYCHIATRIC

1 HOSPITAL, OR PSYCHIATRIC UNIT LICENSED UNDER THE MENTAL HEALTH
2 CODE, ACT NO. 258 OF THE PUBLIC ACTS OF 1974, BEING
3 SECTIONS 330.1001 TO 330.2106 OF THE MICHIGAN COMPILED LAWS.

4 (B) "LICENSED BACHELOR SOCIAL WORKER" MEANS AN INDIVIDUAL
5 LICENSED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF SOCIAL
6 WORK AT THE BACHELOR'S LEVEL.

7 (C) "LICENSED MASTER'S SOCIAL WORKER" MEANS AN INDIVIDUAL
8 LICENSED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF SOCIAL
9 WORK AT THE MASTER'S LEVEL.

10 (D) "PRACTICE OF MEDICINE" MEANS THAT TERM AS DEFINED IN
11 SECTION 17001.

12 (E) "PRACTICE OF OSTEOPATHIC MEDICINE AND SURGERY" MEANS
13 THAT TERM AS DEFINED IN SECTION 17501.

14 (F) "PRACTICE OF SOCIAL WORK AT THE BACHELOR'S LEVEL" MEANS
15 ALL OF THE FOLLOWING APPLIED WITHIN THE SCOPE OF SOCIAL WORK
16 VALUES, PRINCIPLES, AND TECHNIQUES, BUT DOES NOT INCLUDE THE
17 PRACTICE OF MEDICINE OR THE PRACTICE OF OSTEOPATHIC MEDICINE AND
18 SURGERY INCLUDING, BUT NOT LIMITED TO, THE PRESCRIBING OF DRUGS,
19 THE ADMINISTRATION OF ELECTROCONVULSIVE THERAPY, THE PRACTICE OF
20 PSYCHOTHERAPY OR, EXCEPT AS PROVIDED IN SUBPARAGRAPH (iv), THE
21 ADMINISTRATION OR INTERPRETATION OF PSYCHOLOGICAL TESTS:

22 (i) THE APPLICATION OF THE KNOWLEDGE OF ALL OF THE
23 FOLLOWING:

24 (A) HUMAN DEVELOPMENT AND BEHAVIOR.

25 (B) SOCIAL, ECONOMIC, AND CULTURAL INSTITUTIONS.

26 (C) COUNSELING TECHNIQUES.

1 (ii) SOCIAL CASEWORK, INCLUDING, BUT NOT LIMITED TO, SOCIAL
2 ASSESSMENTS, PLANNING, AND INTERVENTION WITH INDIVIDUALS,
3 FAMILIES, COUPLES, OR GROUPS.

4 (iii) HELPING COMMUNITIES, ORGANIZATIONS, OR GROUPS IMPROVE
5 THEIR SOCIAL OR HEALTH SERVICES BY UTILIZING COMMUNITY ORGANI-
6 ZATION TECHNIQUES.

7 (iv) THE ADMINISTRATION OF SYMPTOM OR BEHAVIOR CHECK LISTS
8 THAT DO NOT REQUIRE SPECIAL TRAINING AND THAT DO NOT REQUIRE
9 INTERPRETATION.

10 (G) "PRACTICE OF SOCIAL WORK AT THE MASTER'S LEVEL" MEANS
11 ALL OF THE FOLLOWING APPLIED WITHIN THE SCOPE OF SOCIAL WORK
12 VALUES, PRINCIPLES, AND TECHNIQUES, BUT DOES NOT INCLUDE THE
13 PRACTICE OF MEDICINE OR THE PRACTICE OF OSTEOPATHIC MEDICINE AND
14 SURGERY INCLUDING, BUT NOT LIMITED TO, THE PRESCRIBING OF DRUGS,
15 THE ADMINISTRATION OF ELECTROCONVULSIVE THERAPY, OR, EXCEPT AS
16 PROVIDED IN SUBPARAGRAPH (iv), THE ADMINISTRATION OR INTERPRETA-
17 TION OF PSYCHOLOGICAL TESTS:

18 (i) THE APPLICATION OF THE KNOWLEDGE OF ALL OF THE
19 FOLLOWING:

20 (A) HUMAN DEVELOPMENT AND BEHAVIOR.

21 (B) SOCIAL, ECONOMIC, AND CULTURAL INSTITUTIONS.

22 (ii) ADVANCED SOCIAL CASEWORK, SOCIAL ASSESSMENTS, PLANNING,
23 COUNSELING, DIAGNOSIS OF EMOTIONAL AND BEHAVIORAL DYSFUNCTIONS,
24 AND INTERVENTION WITH INDIVIDUALS, FAMILIES, COUPLES, OR GROUPS.

25 (iii) HELPING COMMUNITIES, ORGANIZATIONS, OR GROUPS IMPROVE
26 THEIR SOCIAL OR HEALTH SERVICES BY UTILIZING COMMUNITY
27 ORGANIZATION TECHNIQUES.

1 (iv) THE ADMINISTRATION OF SYMPTOM OR BEHAVIOR CHECK LISTS
2 THAT DO NOT REQUIRE SPECIAL TRAINING AND THAT DO NOT REQUIRE
3 INTERPRETATION.

4 (v) PSYCHOTHERAPY WITH INDIVIDUALS, FAMILIES, COUPLES, OR
5 GROUPS AND THE DIAGNOSIS AND TREATMENT OF MENTAL, EMOTIONAL, AND
6 BEHAVIORAL DISORDERS, BUT ONLY PURSUANT TO SECTION 18543.

7 (h) "SOCIAL WORK VALUES, PRINCIPLES, AND TECHNIQUES" MEANS A
8 PSYCHOSOCIAL APPROACH OF SYSTEMATIC INTERVENTION TO ENHANCE THE
9 DEVELOPMENTAL, PROBLEM SOLVING, AND COPING CAPACITIES OF INDIVID-
10 UALS, COUPLES, FAMILIES, OR GROUPS.

11 (2) IN ADDITION TO THE DEFINITIONS OF THIS PART, ARTICLE 1
12 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION
13 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS
14 DEFINITIONS APPLICABLE TO THIS PART.

15 SEC. 18505. (1) BEGINNING 1 YEAR AFTER THE EFFECTIVE DATE
16 OF THIS PART, AN INDIVIDUAL SHALL NOT ENGAGE IN THE PRACTICE OF
17 SOCIAL WORK AT THE BACHELOR'S OR MASTER'S LEVEL UNLESS LICENSED
18 OR OTHERWISE AUTHORIZED BY THIS ARTICLE, OR USE THE TITLE
19 "REGISTERED SOCIAL WORK TECHNICIAN" UNLESS REGISTERED UNDER THIS
20 ARTICLE.

21 (2) A LICENSED BACHELOR SOCIAL WORKER SHALL ONLY USE THE
22 TITLES "LICENSED BACHELOR SOCIAL WORKER", "SOCIAL WORKER", OR
23 "L.B.S.W.". A LICENSED MASTER'S SOCIAL WORKER SHALL ONLY USE THE
24 TITLES "LICENSED MASTER'S SOCIAL WORKER", "SOCIAL WORKER", OR
25 "L.M.S.W.".

26 SEC. 18511. AN INDIVIDUAL WHO IS GRANTED A LIMITED LICENSE
27 UNDER SECTION 18525(2) TO ENGAGE IN THE 2-YEAR POST-DEGREE

1 EXPERIENCE IN THE PRACTICE OF SOCIAL WORK AT THE BACHELOR'S OR
2 MASTER'S LEVEL SHALL PRACTICE UNDER THE SUPERVISION OF A LICENSED
3 MASTER'S SOCIAL WORKER, AND CONFINE HIS OR HER PRACTICE TO AN
4 AGENCY OR A HEALTH FACILITY OR OTHER ARRANGEMENT APPROVED BY THE
5 BOARD.

6 SEC. 18515. (1) THIS PART DOES NOT APPLY TO ANY OF THE
7 FOLLOWING:

8 (A) AN INDIVIDUAL WHO IS ENGAGED IN A COURSE OF STUDY LEAD-
9 ING TO A DEGREE IN SOCIAL WORK AND PARTICIPATING IN AN INTERNSHIP
10 SUPERVISED BY A LICENSED MASTER'S SOCIAL WORKER.

11 (B) AN INDIVIDUAL WHO IS NOT LICENSED OR OTHERWISE AUTHO-
12 RIZED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF SOCIAL WORK
13 AT THE BACHELOR'S OR MASTER'S LEVEL OR REGISTERED AS A SOCIAL
14 WORK TECHNICIAN WHO DONATES HIS OR HER SERVICES, OTHER THAN PSY-
15 CHOTHERAPY SERVICES, TO A CHARITABLE, NONPROFIT ORGANIZATION, SO
16 LONG AS THE INDIVIDUAL DOES NOT HOLD HIMSELF OR HERSELF OUT TO
17 THE PUBLIC AS A SOCIAL WORKER LICENSED, REGISTERED, OR OTHERWISE
18 AUTHORIZED UNDER THIS ARTICLE.

19 (C) AN ORDAINED CLERIC IF COUNSELING IS AN ELEMENT OF HIS OR
20 HER RELIGIOUS DUTIES PERFORMED UNDER THE AUSPICES OR RECOGNITION
21 OF A CHURCH, DENOMINATION, RELIGIOUS ASSOCIATION, OR SECT THAT
22 HAS TAX EXEMPT STATUS PURSUANT TO SECTION 501(c)(3) OF THE INTER-
23 NAL REVENUE CODE OF 1986, 26 U.S.C. 501, IF HE OR SHE DOES NOT
24 HOLD HIMSELF OR HERSELF OUT AS A SOCIAL WORKER LICENSED, REGIS-
25 TERED, OR OTHERWISE AUTHORIZED UNDER THIS ARTICLE.

26 (D) A CERTIFIED, LICENSED, OR OTHERWISE STATUTORILY
27 RECOGNIZED MEMBER OF ANY OTHER PROFESSION WHO PRACTICES HIS OR

1 HER PROFESSION AS AUTHORIZED BY LAW, SO LONG AS THE INDIVIDUAL
2 DOES NOT HOLD HIMSELF OR HERSELF OUT TO THE PUBLIC AS A SOCIAL
3 WORKER LICENSED, REGISTERED, OR OTHERWISE AUTHORIZED UNDER THIS
4 ARTICLE.

5 (E) AN INDIVIDUAL WHO IS A PARTICIPANT IN A SELF-HELP, PEER
6 COUNSELING, OR SUPPORT SERVICES PROGRAM PROVIDED BY A CHARITABLE,
7 NONPROFIT ORGANIZATION, SO LONG AS THE INDIVIDUAL DOES NOT HOLD
8 HIMSELF OR HERSELF OUT TO THE PUBLIC AS A SOCIAL WORKER LICENSED,
9 REGISTERED, OR OTHERWISE AUTHORIZED UNDER THIS ARTICLE.

10 (F) AN INDIVIDUAL EMPLOYED BY THE STATE AND WORKING IN 1 OF
11 THE FOLLOWING CIVIL SERVICE CLASSIFICATIONS OR A SUCCESSOR TO
12 THAT CLASSIFICATION, SO LONG AS THE INDIVIDUAL DOES NOT HOLD HIM-
13 SELF OR HERSELF OUT TO THE PUBLIC AS A SOCIAL WORKER LICENSED,
14 REGISTERED, OR OTHERWISE AUTHORIZED UNDER THIS ARTICLE:

- 15 (i) SOCIAL SERVICES SPECIALIST.
- 16 (ii) WELFARE SERVICES SPECIALIST.
- 17 (iii) SOCIAL SERVICES SUPERVISOR.
- 18 (iv) GENERAL SERVICES PROGRAM SUPERVISOR.
- 19 (v) ASSISTANCE PAYMENTS WORKER.
- 20 (vi) ASSISTANCE PAYMENTS SUPERVISOR.
- 21 (vii) JOB START WORKER.

22 (2) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL WHO HOLDS A
23 DEGREE IN SOCIAL WORK FROM AN ACCREDITED COLLEGE OR UNIVERSITY
24 FROM USING A TITLE INCLUDING "SOCIAL WORKER" IF THE INDIVIDUAL
25 DOES NOT ENGAGE IN THE PRACTICE OF SOCIAL WORK AT THE BACHELOR'S
26 OR MASTER'S LEVEL.

1 SEC. 18521. (1) THE MICHIGAN BOARD OF SOCIAL WORK IS
2 CREATED WITHIN THE DEPARTMENT. THE BOARD SHALL CONSIST OF THE
3 FOLLOWING 9 VOTING MEMBERS WHO MEET THE REQUIREMENTS OF PART
4 161:

5 (A) SIX INDIVIDUALS ENGAGED PRIMARILY IN THE PRACTICE OF
6 SOCIAL WORK, AT LEAST 2 OF WHOM ARE LICENSED BACHELOR SOCIAL
7 WORKERS. ALL OF THE MEMBERS DESCRIBED IN THIS SUBDIVISION SHALL
8 MEET THE REQUIREMENTS OF SECTION 16135(2).

9 (B) THREE PUBLIC MEMBERS.

10 (2) THE MEMBERS OF THE BOARD OF EXAMINERS OF SOCIAL WORKERS
11 CREATED UNDER FORMER SECTION 1602 OF ACT NO. 299 OF THE PUBLIC
12 ACTS OF 1980 SHALL SERVE AS THE INITIAL MEMBERS OF THE MICHIGAN
13 BOARD OF SOCIAL WORK UNTIL THE EXPIRATION OF THEIR RESPECTIVE
14 TERMS.

15 (3) THE BOARD SHALL PROMULGATE EMERGENCY RULES TO IMPLEMENT
16 SECTION 18525 WITHIN 90 DAYS AFTER THE EFFECTIVE DATE OF THIS
17 PART.

18 SEC. 18525. (1) EXCEPT AS OTHERWISE PROVIDED IN SECTION
19 18533, AN INDIVIDUAL GRANTED A LICENSE UNDER THIS PART SHALL MEET
20 THE FOLLOWING REQUIREMENTS:

21 (A) A LICENSED BACHELOR SOCIAL WORKER SHALL HAVE BEEN
22 AWARDED A BACHELOR'S DEGREE IN SOCIAL WORK FROM A COLLEGE OR UNI-
23 VERSITY SOCIAL WORK PROGRAM APPROVED BY THE BOARD, AND SHALL HAVE
24 COMPLETED AT LEAST 2 YEARS OF FULL-TIME POST-BACHELOR'S DEGREE
25 EXPERIENCE, OR THE EQUIVALENT IN PART-TIME HOURS, IN THE PRACTICE
26 OF SOCIAL WORK AT THE BACHELOR'S LEVEL UNDER THE SUPERVISION OF A
27 LICENSED MASTER'S SOCIAL WORKER, EXCEPT THAT DURING A PERIOD

1 ENDING 3 YEARS AFTER THE EFFECTIVE DATE OF THIS PART, THE
2 REQUIRED EXPERIENCE IN THE PRACTICE OF SOCIAL WORK AT THE
3 BACHELOR'S LEVEL SHALL BE PERFORMED UNDER THE SUPERVISION OF A
4 PERSON WHO HAS BEEN AWARDED A MASTER'S OR DOCTORAL DEGREE IN
5 SOCIAL WORK FROM A COLLEGE OR UNIVERSITY SCHOOL OF SOCIAL WORK.

6 (B) A LICENSED MASTER'S SOCIAL WORKER SHALL HAVE BEEN
7 AWARDED A MASTER'S OR DOCTORAL DEGREE IN THE FIELD OF SOCIAL WORK
8 FROM A COLLEGE OR UNIVERSITY SOCIAL WORK PROGRAM APPROVED BY THE
9 BOARD, AND SHALL HAVE COMPLETED AT LEAST 2 YEARS OF FULL-TIME
10 POST-MASTER'S OR POSTDOCTORAL DEGREE EXPERIENCE, OR THE EQUIVA-
11 LENT IN PART-TIME HOURS, IN THE PRACTICE OF SOCIAL WORK AT THE
12 MASTER'S LEVEL UNDER THE SUPERVISION OF A LICENSED MASTER'S
13 SOCIAL WORKER, EXCEPT THAT DURING A PERIOD ENDING 3 YEARS AFTER
14 THE EFFECTIVE DATE OF THIS PART, THE REQUIRED EXPERIENCE IN THE
15 PRACTICE OF SOCIAL WORK AT THE MASTER'S LEVEL SHALL BE PERFORMED
16 UNDER THE SUPERVISION OF A PERSON WHO HAS BEEN AWARDED A MASTER'S
17 OR DOCTORAL DEGREE IN THE FIELD OF SOCIAL WORK FROM A COLLEGE OR
18 UNIVERSITY SCHOOL OF SOCIAL WORK AND HAS ENGAGED IN THE PRACTICE
19 OF SOCIAL WORK FOR NOT LESS THAN 2 YEARS.

20 (C) IN ADDITION TO THE REQUIREMENTS SET FORTH IN SUBDIVISION
21 (B), A LICENSED MASTER'S SOCIAL WORKER EMPLOYED BY A SCHOOL DIS-
22 TRICT SHALL MEET THE REQUIREMENTS FOR EMPLOYMENT AS A SCHOOL
23 SOCIAL WORKER CONTAINED IN THE SCHOOL CODE OF 1976, ACT NO. 451
24 OF THE PUBLIC ACTS OF 1976, BEING SECTIONS 380.1 TO 380.1852 OF
25 THE MICHIGAN COMPILED LAWS, AND THE RULES PROMULGATED UNDER THAT
26 ACT.

1 (2) THE BOARD MAY GRANT A LIMITED LICENSE TO ENGAGE IN THE
2 2-YEAR POST-DEGREE EXPERIENCE REQUIRED UNDER SUBSECTION (1) TO AN
3 INDIVIDUAL WHO HAS COMPLETED ALL THE EDUCATIONAL REQUIREMENTS FOR
4 LICENSURE AS A BACHELOR SOCIAL WORKER OR A MASTER'S SOCIAL
5 WORKER. A LIMITED LICENSE GRANTED UNDER THIS SUBSECTION IS
6 RENEWABLE FOR NOT MORE THAN 5 YEARS.

7 (3) A LICENSED BACHELOR SOCIAL WORKER SHALL CONFINE HIS OR
8 HER PRACTICE TO A PUBLIC OR NONPROFIT AGENCY OR A PUBLIC OR NON-
9 PROFIT HEALTH FACILITY.

10 SEC. 18529. AFTER THE EFFECTIVE DATE OF THIS PART, AN INDI-
11 VIDUAL REGISTERED AS A SOCIAL WORK TECHNICIAN UNDER FORMER ARTI-
12 CLE 16 OF ACT NO. 299 OF THE PUBLIC ACTS OF 1980 IS ELIGIBLE TO
13 APPLY TO THE BOARD FOR A RENEWAL OF REGISTRATION PURSUANT TO THIS
14 ARTICLE. AFTER THE EFFECTIVE DATE OF THIS PART, THE BOARD SHALL
15 NOT ISSUE AN ORIGINAL REGISTRATION TO AN APPLICANT FOR REGISTRA-
16 TION AS A SOCIAL WORK TECHNICIAN.

17 SEC. 18533. (1) THE BOARD SHALL GRANT A FULL LICENSE AS A
18 LICENSED BACHELOR SOCIAL WORKER TO AN INDIVIDUAL WHO HOLDS A CER-
19 TIFICATE OF REGISTRATION AS A SOCIAL WORKER ISSUED BEFORE THE
20 EFFECTIVE DATE OF THIS PART PURSUANT TO FORMER ARTICLE 16 OF ACT
21 NO. 299 OF THE PUBLIC ACTS OF 1980, AND WHO APPLIES TO THE BOARD
22 FOR LICENSURE ON OR BEFORE THE REQUIRED DATE FOR RENEWAL OF THE
23 CERTIFICATE OF REGISTRATION.

24 (2) THE BOARD SHALL GRANT A FULL LICENSE AS A LICENSED
25 MASTER'S SOCIAL WORKER TO AN INDIVIDUAL WHO HOLDS A CERTIFICATE
26 OF REGISTRATION AS A CERTIFIED SOCIAL WORKER ISSUED BEFORE THE
27 EFFECTIVE DATE OF THIS PART PURSUANT TO FORMER ARTICLE 16 OF ACT

1 NO. 299 OF THE PUBLIC ACTS OF 1980, AND WHO APPLIES TO THE BOARD
2 FOR LICENSURE ON OR BEFORE THE REQUIRED DATE FOR RENEWAL OF THE
3 CERTIFICATE OF REGISTRATION.

4 (3) AN INDIVIDUAL LICENSED UNDER THIS SECTION SHALL MEET THE
5 REQUIREMENTS OF SECTION 18537 WHEN RENEWING HIS OR HER LICENSE.
6 THE BOARD SHALL REQUIRE EACH INDIVIDUAL WHO APPLIES FOR RENEWAL
7 TO MEET THE APPLICABLE CONTINUING EDUCATION REQUIREMENTS.

8 SEC. 18537. THE BOARD SHALL PROMULGATE RULES TO REQUIRE A
9 LICENSEE SEEKING RENEWAL TO FURNISH EVIDENCE THAT DURING THE 3
10 YEARS IMMEDIATELY PRECEDING APPLICATION FOR RENEWAL, THE LICENSEE
11 OR REGISTRANT ATTENDED TRAINING COURSES OR PROGRAMS RELATED TO
12 THE PRACTICE OF SOCIAL WORK AND DESIGNED TO FURTHER EDUCATE
13 LICENSEES AND REGISTRANTS. THE BOARD SHALL ESTABLISH BY RULE THE
14 TOTAL NUMBER OF COURSE OR PROGRAM HOURS REQUIRED BY THIS SECTION,
15 BUT THE TOTAL SHALL NOT BE LESS THAN 60 CLOCK HOURS.

16 SEC. 18541. A LICENSEE SHALL NOT PERFORM AN ACT, TASK, OR
17 FUNCTION WITHIN THE PRACTICE OF SOCIAL WORK UNLESS HE OR SHE IS
18 TRAINED TO PERFORM THE ACT, TASK, OR FUNCTION.

19 SEC. 18543. (1) A LICENSED MASTER'S SOCIAL WORKER SHALL NOT
20 ENGAGE IN THE ACTIVITIES DESCRIBED IN SECTION 18501(G)(v) EXCEPT
21 AS PROVIDED IN THIS SECTION.

22 (2) BEFORE HE OR SHE ENGAGES IN THE ACTIVITIES DESCRIBED IN
23 SECTION 18501(G)(v), A LICENSED MASTER'S SOCIAL WORKER WHO IS
24 LICENSED UNDER SECTION 18533(2) SHALL FILE WITH THE DEPARTMENT,
25 ON A FORM PROVIDED BY THE DEPARTMENT, A SIGNED AFFIDAVIT STATING
26 THAT THE INDIVIDUAL POSSESSES A MASTER'S DEGREE AND HAS ENGAGED
27 IN THE ACTIVITIES DESCRIBED IN SECTION 18501(G)(v) AS PART OF HIS

1 OR HER PRACTICE AS A CERTIFIED SOCIAL WORKER. UPON RECEIPT OF AN
2 AFFIDAVIT REQUIRED UNDER THIS SUBSECTION, THE DEPARTMENT SHALL
3 CERTIFY THE LICENSEE AS QUALIFIED TO ENGAGE IN THE ACTIVITIES
4 DESCRIBED IN SECTION 18501(G)(v).

5 (3) THE MICHIGAN BOARD OF SOCIAL WORK SHALL CERTIFY A
6 LICENSEE WHO IS LICENSED OTHER THAN UNDER SECTION 18533(2) AND
7 WHO MEETS THE REQUIREMENTS OF SECTION 18525(1)(B) AS QUALIFIED TO
8 ENGAGE IN THE ACTIVITIES DESCRIBED IN SECTION 18501(G)(v) IF THE
9 LICENSEE MEETS ALL OF THE FOLLOWING REQUIREMENTS:

10 (A) HAS COMPLETED COURSEWORK IN NORMAL HUMAN DEVELOPMENT AND
11 PSYCHOPATHOLGY AND HAS COMPLETED COURSES IN DIAGNOSIS, ASSESS-
12 MENT, AND TREATMENT OF INDIVIDUALS, COUPLES, FAMILIES, AND
13 GROUPS.

14 (B) HAS COMPLETED NOT LESS THAN 2 YEARS OF POST-MASTER'S
15 DEGREE EXPERIENCE IN THE PRACTICE OF PSYCHOTHERAPY UNDER THE
16 SUPERVISION OF A LICENSED MASTER'S SOCIAL WORKER.

17 (4) THE BOARD MAY MODIFY THE REQUIREMENTS OF SUBSECTION (3)
18 BY RULE. THE BOARD MAY ALLOW A LICENSEE TO SUBMIT AN AFFIDAVIT,
19 ON A FORM PROVIDED BY THE DEPARTMENT, AS EVIDENCE THAT HE OR SHE
20 MEETS THE REQUIREMENTS OF SUBSECTION (3) OR THE RULES PROMULGATED
21 UNDER THIS SUBSECTION. THE BOARD SHALL NOT MODIFY THE REQUIRE-
22 MENTS OF SUBSECTION (2).

23 SEC. 18545. (1) EXCEPT AS OTHERWISE PROVIDED BY LAW, A
24 LICENSEE OR REGISTRANT OR AN EMPLOYEE OR OFFICER OF AN AGENCY
25 WITH WHICH THE LICENSEE OR REGISTRANT IS EMPLOYED SHALL NOT BE
26 REQUIRED TO DISCLOSE A COMMUNICATION OR A PORTION OF A
27 COMMUNICATION MADE BY A CLIENT TO THE LICENSEE OR REGISTRANT OR

1 ADVICE GIVEN IN THE COURSE OF PROFESSIONAL EMPLOYMENT. A
2 COMMUNICATION BETWEEN A LICENSEE OR REGISTRANT AND A CLIENT IS
3 CONFIDENTIAL AND SHALL NOT BE DISCLOSED BY THE LICENSEE OR REGIS-
4 TRANT WITHOUT THE CONSENT OF THE CLIENT OR EXCEPT AS OTHERWISE
5 PROVIDED BY LAW.

6 (2) A LICENSEE OR REGISTRANT MAY DISCLOSE A COMMUNICATION OR
7 A PORTION OF A COMMUNICATION MADE BY A CLIENT PURSUANT TO SECTION
8 946 OF THE MENTAL HEALTH CODE, ACT NO. 258 OF THE PUBLIC ACTS OF
9 1974, BEING SECTION 330.1946 OF THE MICHIGAN COMPILED LAWS, IN
10 ORDER TO COMPLY WITH THE DUTY SET FORTH IN THAT SECTION.

11 SEC. 18547. THE BOARD SHALL PROMULGATE RULES GOVERNING THE
12 CONTENTS, AVAILABILITY, AND DISTRIBUTION OF PROFESSIONAL DISCLO-
13 SURE STATEMENTS BY LICENSEES.

14 Section 2. Article 16 of Act No. 299 of the Public Acts of
15 1980, being sections 339.1601 to 339.1610 of the Michigan
16 Compiled Laws, is repealed.

17 Section 3. This amendatory act shall take effect
18 December 31, 1991.