



Board of
Behavioral
Sciences

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MEETING NOTICE

Out-of-State Education Review Committee September 27, 2013

Department of Consumer Affairs
El Dorado Room
1625 North Market Blvd, #N220
Sacramento, CA 95834

8:30 a.m.-11:00 a.m.

- I. Introductions*
- II. Summary of June 28, 2013 Meeting
- III. Discussion and Possible Action Regarding Proposed Revisions to Requirements for Out-of-State Licensed Marriage and Family Therapist Applicants
- IV. Discussion and Possible Action Regarding Proposed Revisions to Requirements for Out-of-State Licensed Professional Clinical Counselor Applicants
- V. Public Comment for Items not on the Agenda
- VI. Suggestions for Future Agenda Items
- VII. Adjournment



Governor
Edmund G. Brown Jr.
State of California
State and Consumer
Services Agency
Department of
Consumer Affairs

****Introductions are voluntary for members of the public.***

Public Comment on items of discussion will be taken during each item. Time limitations will be determined by the Chairperson. Items may be taken out of order for consideration when necessary. Times are approximate and subject to change. Action may be taken on any item listed on the Agenda. This agenda as well as board meeting minutes can be found on the Board of Behavioral Sciences' website at www.bbs.ca.gov.

NOTICE: *The meeting is accessible to persons with disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Christina Kitamura at (916) 574-7835 or by sending a written request to Board of Behavioral Sciences, 1625 N. Market Blvd., Suite S-200, Sacramento, CA 95834. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.*

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To: Committee Members

Date: September 18, 2013

From: Kim Madsen
Executive Officer

Telephone: (916) 574-7841

Subject: Summary of the June 28, 2013 Meeting

On June 28, 2013, the Out-of-State Education Review Committee met to continue discussions related to the challenges out-of-state applicants will encounter after 2014 and possible solutions.

The Committee inquired as to the number of out-of-state applications the Board receives each year. Staff estimated that approximately 10% of the Licensed Marriage and Family Therapist (LMFT) applications are from out-of-state. Approximately 35% of the Licensed Professional Clinical Counselor applications are from out-of-state applicants.

Board staff presented a comparison of LMFT and LPCC licensure requirements by state. This comparison reveals that each state, including California, requires a master's level or doctorate degree. Yet, an out-of-state applicant will not have the California specific education and will be required to remediate this coursework. As discussed during the April meeting, after 2014, out-of-state applicants will not be permitted to remediate required coursework through continuing education programs.

The Committee and stakeholders discussed continuing to allow out-of-state applicants to remediate coursework deficiencies through continuing education (CE) courses where applicable. Board staff noted that one semester unit or one quarter unit was equivalent to 15 hours. The Committee noted that allowing out-of-state applicants to remediate coursework through continuing education programs addressed two challenges; cost and time.

The group continued to discuss whether or not all of the coursework could be remediated through CE. Some of the discussion focused on whether or not coursework that must be completed at a graduate level could be completed at an undergraduate level.

The Committee and stakeholders also discussed the idea of two pathways to licensure for an out-of-state applicant. One process for an applicant who holds a license in another state and the other for a non-licensed applicant.

Board staff suggested that out-of-state applicants follow the same requirements as in-state applicants based upon the date the applicant began and completed his/her degree program. For out-of-state LMFTs, the applicants would follow the requirements in Business and Professions Code section 4980.36 or 4980.37. For out-of-state LPCC applicants, the applicants would follow Business and Professions Code section 4999.32 or 4999.33.

The Committee was asked to consider allowing an out-of-state LPCC applicant to remediate up to four content areas instead of two. The request cited the increase from nine core content requirements to thirteen core content requirements for applicants who began their degree program after August 1, 2012. Applicants prior to August 1, 2012 may remediate two core content areas.

Further, the Committee was asked to consider some flexibility in the 280 hours requirement of face to face supervised clinical experience counseling individuals, families, and groups, if the individual possess a valid license. A suggestion was made to allow these applicants to meet a 150 hour requirement. It was noted that the probability that an applicant with a license in another state would satisfy the 150 hour requirement is high. Yet, due to the age of the applicant's degree, the applicant is unlikely to satisfy the 280 hour requirement.

It was also suggested that the practicum requirement be waived for an out-of-state applicant who is licensed for two years and in clinical practice. The Committee and stakeholders also considered allowing the applicant to register as an intern while remediating coursework.

Overall the Committee and stakeholders expressed a desire to be consistent, where possible, in the proposed changes to both LMFTs and LPCCs.

The Committee requested staff draft language to present at the September meeting.

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To: Committee Members

Date: September 18, 2013

From: Rosanne Helms
Legislative Analyst

Telephone: (916) 574-7841

Subject: Proposed LMFT Out-of-State Applicant Requirements

Attachment A shows the proposed amendments to the licensing law for LMFT out-of-state applicants. It incorporates the solutions discussed by the Committee at its June 28, 2013 meeting. The amendments do the following, and would apply to applicants beginning January 1, 2016 (See **Attachment B** for a summary):

Required Units

Require either 48 or 60 semester unit degrees for out-of-state applicants who are both licensed and unlicensed out-of-state, depending on when Master's degree was obtained, in accordance with 4980.36 and 4980.37. If the applicant is required to have a 60 semester unit degree based on the timing of when the degree was obtained, he or she may remediate up to 12 semester units, if necessary. However, this must be done before an intern registration or a license is issued.

Practicum

For applicants without an out-of-state license: Require six semester/nine quarter units of practicum, 150 hours of face-to-face counseling, and an additional 75 hours of either face to face counseling or client centered advocacy. No remediation of the practicum requirement is permitted.

For applicants with an out-of-state license: Require six semester/nine quarter units of practicum, 150 hours of face-to-face counseling, and an additional 75 hours of either face to face counseling or client centered advocacy.

- Applicants who have been licensed for at least two years in clinical practice, are exempt from this requirement.
- Applicants who are licensed out of state but have held that license less than two years may remediate the entire practicum requirement by obtaining 150 hours of face to face counseling, and the additional 75 hours of face to face or client centered advocacy, while registered as an intern. These hours must be in addition to the 3,000 experience hours already required.

Marriage, Family and Child Counseling Content

All out of state applicants will still be required to have twelve semester or 18 quarter units in the areas of marriage, family and child counseling and marriage and family systems approaches to treatment. This must be part of the degree program and cannot be remediated. This requirement is already in law and no further amendments are being proposed.

California Law and Ethics Content

All out of state applicants must complete an 18-hour course in California law and professional ethics. This must be done before either a license or an intern registration is issued.

Course Content Requirements Specified in BPC Section 4980.36(d)(2)

All out of state applicants must complete any course content requirements specified under Business and Professions Code (BPC) Section 4980.36(d)(2) that they have not already completed. Previously, under the new requirements, this coursework would have needed to have been at a Master's level. The new amendments would allow the coursework to be from an accredited or approved educational institution, or from a Board-accepted continuing education provider. Also, an amendment has been made to allow this coursework to be remediated while registered as an intern, which previously was not going to be allowed.

Attachment C lists the requirements specified in 4980.36(d)(2), and shows how they are different from the course content requirements that the Board is phasing out.

Principals of Mental Health and Cultures Coursework

All out of state applicants are required to complete instruction in the principals of mental health recovery oriented care, instruction that includes an understanding of the various California cultures, and instruction in structured meetings with various consumers and family members of mental health services. Previously, the law required this to be credit level coursework (not CE), taken before registration as an intern was allowed, and there was no specification of the amount of coursework required. The new amendments require the following:

- The instruction in mental health recovery oriented care must be at least three semester units or 45 hours, and must include the structured meetings with consumers/family members training; and
- The instruction in understanding of California cultures must be at least one semester unit or 15 hours.

Both of these requirements can now be taken from an accredited or approved school or a CE provider, and may be taken while registered as an intern.

UNRESOLVED ISSUES FOR DISCUSSION TODAY:

There are several unresolved issues in the draft language which need to be discussed today:

1. Should unlicensed out of state applicants be allowed to remediate practicum hours? (Currently as written this is not allowed. See Section 4980.78(b)(1)(C)).
2. Currently, out of state applicants licensed more than 2 years are exempt from the practicum requirement. (Section 4980.79((b)(1)(C)(i)) Is this the Committee's intent?

3. The amendments are currently drafted so that the entire practicum requirement for out of state applicants licensed less than 2 years can be remediated by completing a specified number hours of face-to-face counseling. Should they be required to make up any units as well, or hours only? Currently, as written, they must remediate the hours, and this makes up for any deficiencies in the units. (Section 4980.79(b)(1)(C)(ii)).
4. The course content requirements that must be remediated (listed in Section 4980.36(d)(2)) are still not called out as needing to be a certain number of units or hours. At the last committee meeting, Committee members expressed a desire to do this.

Two areas (principals of mental health recovery oriented care and the understanding of various California cultures), are now specified in terms of hours and units. However, this is more difficult to do with the topics listed in 4980.36(d)(2) because they are very specific, and meant to be part of an integrated degree program. The committee might want to discuss if they believe an hour or unit threshold is necessary for any of the requirements listed in 4980.36(d)(2). A comparison of these requirements, compared to what was required in the past under 4980.41 (degrees started before August 1, 2012) is shown in **Attachment C**.

The committee could choose to set an agreed upon number of hours (i.e. 10 or 15 hours of instruction for each topic area), if desired.

ADDITIONAL AMENDMENT – EXPERIENCE CREDIT FOR TIME ACTIVELY LICENSED IN ANOTHER STATE

Section 4980.72 sets examination eligibility requirements for out-of-state LMFT applicants who are licensed out of state. One of the requirements for examination eligibility is that the applicant's supervised experience is substantially equivalent to the Board's experience requirements. It states that the Board will consider out-of-state experience obtained during the six year period immediately preceding the date the applicant obtained his or her out-of-state license.

If a licensee has been licensed for many years out-of-state, it may not be appropriate to look only at experience obtained prior to licensure. The Board's out-of-state LCSW applicants are permitted to count time actively licensed at a rate of 100 hours per month, up to a maximum of 1,200 hours, if they are short hours of supervised experience. This method takes into account experience as a licensee in addition to pre-licensure experience.

This proposal includes an amendment to out-of-state licensee experience requirements for LMFT applicants to count time actively licensed as experience at a rate of 100 hours per month, up to 1,200 hours. This amendment was previously approved by the Board for inclusion in last year's omnibus bill. However, because the effective date of Section 4980.72 is being delayed until 2016 so that this committee can formulate new out-of-state requirements, staff decided it would be best to include this provision as a part of this proposal.

ATTACHMENTS

Attachment A: Proposed Language - Educational Requirements for Out of State LMFT Applicants

Attachment B: Matrix of Proposed Requirements -Licensed Out of State vs. Unlicensed Out of State

Attachment C: Comparison of LMFT Educational Requirements – 4980.36 (degree begun after Aug. 1, 2012) Versus 4980.37 and 4980.41 (degree begun prior to Aug. 1, 2012)

Attachment D: BPC Sections 4980.36, 4980.37, and 4980.41

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**ATTACHMENT A
PROPOSED LANGUAGE
AMENDMENTS TO EDUCATIONAL REQUIREMENTS FOR OUT-OF-STATE LMFT
APPLICANTS**

LMFTs

Amend §4980.72 (LICENSED OUT OF STATE)

(a) This section applies to persons who are licensed outside of California and apply for licensure on or after January 1, ~~2014~~2016.

(b) The board may issue a license to a person who, at the time of submitting an application for a license pursuant to this chapter, holds a valid license in good standing issued by a board of marriage counselor examiners, board of marriage and family therapists, or corresponding authority, of any state or country, if all of the following conditions are satisfied:

(1) The applicant's education is substantially equivalent, as defined in Section ~~4980.78~~4980.79. The applicant's degree title need not be identical to that required by Section 4980.36 or 4980.37.

(2) The applicant complies with Section 4980.76, if applicable.

(3) The applicant's supervised experience is substantially equivalent to that required for a license under this chapter. The board shall consider hours of experience obtained outside of California during the six-year period immediately preceding the date the applicant initially obtained the license described above. If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.

(4) The applicant passes the California law and ethics examination.

(5) The applicant passes a clinical examination designated by the board. An applicant who obtained his or her license or registration under another jurisdiction may apply for licensure with the board without taking the clinical examination if both of the following conditions are met:

(A) The applicant obtained a passing score on the licensing examination set forth in regulation as accepted by the board.

(B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and has not been revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.

Amend §4980.74 (UNLICENSED OUT OF STATE)

- (a) This section applies to persons who apply for licensure or registration on or after January 1, ~~2014~~2016, and who do not hold a license as described in Section 4980.72.
- (b) The board shall accept education gained while residing outside of California for purposes of satisfying licensure or registration requirements if the education is substantially equivalent, as defined in Section 4980.78, and the applicant complies with Section 4980.76, if applicable. The applicant's degree title need not be identical to that required by Section 4980.36 or 4980.37.
- (c) The board shall accept experience gained outside of California for purposes of satisfying licensure or registration requirements if the experience is substantially equivalent to that required by this chapter.

Amend §4980.78. (UNLICENSED OUT OF STATE)

- (a) This section applies to persons who apply for licensure or registration on or after January 1, ~~2014~~2016, and who do not hold a license as described in Section 4980.72.
- (b) For purposes of Sections ~~4980.72 and~~ 4980.74, education is substantially equivalent if all of the following requirements are met:

(1) The degree is obtained from a school, college, or university accredited by an accrediting agency recognized by the United States Department of Education and consists of, at a minimum, ~~48 semester or 72 quarter units, including, but not limited to, both of~~ the following:

(A) ~~For applicants who obtained their degree within the timeline prescribed by Section 4980.36(a), the degree shall contain no less than 60 semester or 90 quarter units of instruction.~~

~~i. Up to 12 semester or 18 quarter units of instruction may be remediated, if missing from the degree. The remediation must occur prior to the issuance of the license or registration.~~

(B) ~~For applicants who obtained their degree within the timeline prescribed by Section 4980.37(a), the degree shall contain no less than 48 semester units or 72 quarter units of instruction.~~

~~(A)(C)~~ Six semester or nine quarter units of practicum, including, but not limited to, a minimum of 150 hours of face-to-face counseling, and an additional 75 hours of either face-to-face counseling or client-centered advocacy, as specified in subsection (B) of paragraph (1) of subdivision (d) of Section 4980.36.

~~(B)(D)~~ Twelve semester or 18 quarter units in the areas of marriage, family, and child counseling and marital and family systems approaches to treatment, as specified in

subparagraph (A) of paragraph (1) of subdivision (d) of Section 4980.36.

~~(2) The applicant completes an 18-hour course in California law and professional ethics. The content of the course shall include, but not be limited to, advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous patients, psychotherapist-patient privilege, recordkeeping, patient access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, therapist disclosures to patients, differences in legal and ethical standards in different types of work settings, and licensing law and licensing process.~~

~~(2)(3) The applicant completes any units and any course content requirements ~~under specified in paragraph (2) of subdivision (d) of Section 4980.36 not already completed in his or her education. The coursework may be from an accredited school, college or university as specified in paragraph (1) above, from an educational institution approved by the Bureau for Private Postsecondary Education, or from a continuing education provider that is acceptable to the Board as defined in Section 4980.54.~~~~

~~(3)(4) The applicant completes the following credit level coursework not already completed in his or her education from a degree-granting institution that provides all of the following: from an accredited school, college or university as specified in paragraph (1) above, from an educational institution approved by the Bureau for Private Postsecondary Education, or from a continuing education provider that is acceptable to the Board as defined in Section 4980.54:~~

(A) At least three semester units, or 45 hours, of instruction regarding the principles of mental health recovery-oriented care and methods of service delivery in recovery model practice environments, including structured meetings with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.

(B) At least one semester unit, or fifteen hours, of instruction that includes an understanding of various California cultures and the social and psychological implications of socioeconomic position.

~~(C) Structured meeting with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.~~

(D) Instruction in addiction and co-occurring substance abuse and mental health disorders, as specified in subparagraph (1) of paragraph (2) of subdivision (d) of Section 4980.36.

~~(4) The applicant completes an 18-hour course in California law and professional ethics. The content of the course shall include, but not be limited to, advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous patients, psychotherapist-patient privilege, recordkeeping, patient access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary~~

~~actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, therapist disclosures to patients, differences in legal and ethical standards in different types of work settings, and licensing law and licensing process.~~

(5) An applicant for registration may complete any units and course content requirements required under paragraphs (3) and (4) not already completed in his or her education while registered as an intern.

~~(5)(6)~~ The applicant's degree title need not be identical to that required by subdivision (b) of Section 4980.36.

Add §4980.79. (LICENSED OUT OF STATE)

(a) This section applies to persons who apply for licensure or registration on or after January 1, 2016, and who hold a license as described in Section 4980.72.

(b) For purposes of Section 4980.72, education is substantially equivalent if all of the following requirements are met:

(1) The degree is obtained from a school, college, or university accredited by an accrediting agency recognized by the United States Department of Education and consists of, at a minimum, the following:

(A) For applicants who obtained their degree within the timeline prescribed by Section 4980.36(a), the degree shall contain no less than 60 semester or 90 quarter units of instruction.

i. Up to 12 semester or 18 quarter units of instruction may be remediated, if missing from the degree. The remediation must occur prior to the issuance of the license or registration.

(B) For applicants who obtained their degree within the timeline prescribed by Section 4980.37(a), the degree shall contain no less than 48 semester units or 72 quarter units of instruction.

(C) Six semester or nine quarter units of practicum, including, but not limited to, a minimum of 150 hours of face-to-face counseling, and an additional 75 hours of either face-to-face counseling or client-centered advocacy, as specified in subsection (B) of paragraph (1) of subdivision (d) of Section 4980.36.

i. Out-of-state applicants who have been licensed for at least two years in clinical practice, as verified by the board, are exempt from this requirement.

ii. Out-of-state applicants who have been licensed for less than two years in clinical practice, as verified by the board, who do not meet the practicum requirement, shall remediate it by obtaining 150 hours of face-to-face counseling, and an additional 75 hours of either face-to-face counseling or client-centered advocacy, as specified in subsection (B) of paragraph (1) of subdivision (d) of Section 4980.36. These hours must be in addition to the

3,000 hours of experience required by this chapter, and must be gained while registered as an intern with the board.

(D) Twelve semester or 18 quarter units in the areas of marriage, family, and child counseling and marital and family systems approaches to treatment, as specified in subparagraph (A) of paragraph (1) of subdivision (d) of Section 4980.36.

(2) The applicant completes an 18-hour course in California law and professional ethics. The content of the course shall include, but not be limited to, advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous patients, psychotherapist-patient privilege, recordkeeping, patient access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, therapist disclosures to patients, differences in legal and ethical standards in different types of work settings, and licensing law and licensing process.

(3) The applicant completes any course content requirements specified in paragraph (2) of subdivision (d) of Section 4980.36 not already completed in his or her education. This coursework may be from an accredited school, college or university as specified in paragraph (1) above, from an educational institution approved by the Bureau for Private Postsecondary Education, or from a continuing education provider that is acceptable to the Board as defined in Section 4980.54.

(4) The applicant completes the following coursework not already completed in his or her education from an accredited school, college or university as specified in paragraph (1) above, from an educational institution approved by the Bureau for Private Postsecondary Education, or from a continuing education provider that is acceptable to the Board as defined in Section 4980.54:

(A) At least three semester units, or 45 hours, of instruction regarding the principles of mental health recovery-oriented care and methods of service delivery in recovery model practice environments, including structured meetings with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.

(B) At least one semester unit, or fifteen hours, of instruction that includes an understanding of various California cultures and the social and psychological implications of socioeconomic position.

~~(C) Structured meeting with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.~~

~~(D) Instruction in addiction and co-occurring substance abuse and mental health disorders, as specified in subparagraph (1) of paragraph (2) of subdivision (d) of Section 4980.36.~~

(5) The applicant's degree title need not be identical to that required by subdivision (b) of Section 4980.36.

(6) An applicant may complete any units and course content requirements required under paragraphs (3) and (4) not already completed in his or her education while registered as an intern.

Amend §4980.80

(a) This section applies to persons who apply for licensure between January 1, 2010, and December 31, ~~2013~~2015, inclusive.

(b) The board may issue a license to a person who, at the time of application, holds a valid license issued by a board of marriage counselor examiners, marriage therapist examiners, or corresponding authority of any state, if all of the following requirements are satisfied:

(1) The person has held that license for at least two years immediately preceding the date of application.

(2) The education and supervised experience requirements are substantially the equivalent of this chapter.

(3) The person complies with Section 4980.76, if applicable.

(4) The person successfully completes the board administered licensing examinations as specified by subdivision (d) of Section 4980.40 and pays the fees specified.

(5) The person completes all of the following coursework or training:

(A) (i) An applicant who completed a two semester or three quarter unit course in law and professional ethics for marriage and family therapists that does not meet the requirements of Section 4980.41 as part of his or her qualifying degree shall complete an 18-hour course in California law and professional ethics that includes, but is not limited to, the following subjects: advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous patients, psychotherapist-patient privilege, recordkeeping, patient access to records, state and federal laws relating to the confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, and therapist disclosures to patients.

(ii) An applicant who has not completed a two semester or three quarter unit course in law and professional ethics for marriage and family therapists that included areas of study as specified in Section 4980.41 as part of his or her qualifying degree, shall complete a two semester or three quarter unit course in California law and professional ethics that includes, at minimum, the areas of study specified in Section 4980.41.

(B) A minimum of seven contact hours of training or coursework in child abuse assessment and reporting as specified in Section 28 and any regulations promulgated

thereunder.

(C) A minimum of 10 contact hours of training or coursework in human sexuality as specified in Section 25 and any regulations promulgated thereunder.

(D) A minimum of 15 contact hours of training or coursework in alcoholism and other chemical substance dependency as specified by regulation.

(E) (i) Instruction in spousal or partner abuse assessment, detection, and intervention. This instruction may be taken either in fulfillment of other requirements for licensure or in a separate course.

(ii) A minimum of 15 contact hours of coursework or training in spousal or partner abuse assessment, detection, and intervention strategies.

(F) A minimum of a two semester or three quarter unit survey course in psychological testing. This course may be taken either in fulfillment of other requirements for licensure or in a separate course.

(G) A minimum of a two semester or three quarter unit survey course in psychopharmacology. This course may be taken either in fulfillment of other requirements for licensure or in a separate course.

(H) With respect to human sexuality, alcoholism and other chemical substance dependency, spousal or partner abuse assessment, detection, and intervention, psychological testing, and psychopharmacology, the board may accept training or coursework acquired out of state.

(c) This section shall remain in effect only until January 1, ~~2014~~2016, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, ~~2014~~2016, deletes or extends that date.

Amend §4980.90

(a) This section applies to persons who apply for licensure between January 1, 2010, and December 31, ~~2013~~2015, inclusive.

(b) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter, if the applicant complies with Section 4980.76, if applicable, and if the applicant has gained a minimum of 250 hours of supervised experience in direct counseling within California while registered as an intern with the board. The board shall consider hours of experience obtained in another state during the six-year period immediately preceding the applicant's initial licensure by that state as a marriage and family therapist. If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.

(c) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed all of the following:

(1) A two semester or three quarter unit course in California law and professional ethics for marriage, family, and child counselors that shall include areas of study as specified in Section 4980.41.

(2) A minimum of seven contact hours of training or coursework in child abuse assessment and reporting as specified in Section 28 and any regulations promulgated thereunder.

(3) A minimum of 10 contact hours of training or coursework in sexuality as specified in Section 25 and any regulations promulgated thereunder.

(4) A minimum of 15 contact hours of training or coursework in alcoholism and other chemical substance dependency as specified by regulation.

(5) (A) Instruction in spousal or partner abuse assessment, detection, and intervention. This instruction may be taken either in fulfillment of other educational requirements for licensure or in a separate course.

(B) A minimum of 15 contact hours of coursework or training in spousal or partner abuse assessment, detection, and intervention strategies.

(6) A minimum of a two semester or three quarter unit survey course in psychological testing. This course may be taken either in fulfillment of other requirements for licensure or in a separate course.

(7) A minimum of a two semester or three quarter unit survey course in psychopharmacology. This course may be taken either in fulfillment of other requirements for licensure or in a separate course.

(8) With respect to human sexuality, alcoholism and other chemical substance dependency, spousal or partner abuse assessment, detection, and intervention, psychological testing, and psychopharmacology, the board may accept training or coursework acquired out of state.

(d) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant meets both of the following requirements:

(1) The applicant has been granted a degree in a single integrated program primarily designed to train marriage and family therapists.

(2) The applicant's education meets the requirements of Sections 4980.37. The degree title need not be identical to those required by subdivision (b) of Section 4980.37. If the applicant's degree does not contain the content or overall units required by Section 4980.37, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

(A) The applicant's degree contains the required number of practicum units and coursework required in the areas of marriage, family, and child counseling and marital and family systems approaches to treatment as specified in Section 4980.37.

(B) The applicant remediates his or her specific deficiency by completing the course content and the units required by Section 4980.37.

(C) The applicant's degree otherwise complies with this section.

(e) This section shall remain in effect only until January 1, ~~2014~~2016, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, ~~2014~~2016, deletes or extends that date.

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Attachment B
Comparison of Proposed LMFT Requirements
Unlicensed Out of State vs. Licensed Out of State Applicant

Requirement	Unlicensed Out of State	Licensed Out of State
Required Units	48 or 60 semester units, depending on when degree obtained. If 60 units required, may remediate up to 12 units. This remediation must occur prior to issuance of license/registration.	48 or 60 semester units, depending on when degree obtained. If 60 units required, may remediate up to 12 units. This remediation must occur prior to issuance of license/registration.
Practicum	6 semester units, 150 face to face hours plus 75 additional hours. No remediation.	6 semester units, 150 face to face hours plus 75 additional hours. Exempt from this requirement if licensed at least two years. If licensed less than 2 years, may remediate by obtaining 150 face to face hours plus 75 additional hours, while registered as an intern. These hours in addition to 3,000 required
Marriage, Family, & Child Counseling Content	12 semester/18 quarter units must be in degree. No remediation.	12 semester/18 quarter units must be in degree. No remediation.
California Law & Ethics	18-hour CA law & ethics course required prior to issuance of license/intern registration.	18-hour CA law & ethics course required prior to issuance of license/intern registration.
BPC Section 4980.36(d)(2) Course Content Requirements	All course content required. No hours requirement. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.	All course content required. No hours requirement. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.
Principals of Mental Health/Cultures Coursework	Instruction in mental health recovery oriented care -45 hours. Instruction in CA cultures - 15 hours. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.	Instruction in mental health recovery oriented care -45 hours. Instruction in CA cultures - 15 hours. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.

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Attachment C

Required Instruction Under BPC Section 4980.36(d)(2) (Integrated Degree Program) For Out-of State Applicants	Required Instruction under BPC Section 4980.37 and 4980.41 For Out-of State Applicants
<p>1) Diagnosis, assessment, prognosis and treatment of mental disorders, including severe disorders, evidence-based practices, psychological testing, and psychopharmacology.</p>	<p>Psychological testing (two semester or three quarter unit course) Psychopharmacology (two semester or three quarter unit course)</p>
<p>2) Developmental issues from infancy to old age, including the following:</p> <ul style="list-style-type: none"> -Effects of developmental issues on individuals, couples, and family relationships -Psychological, psychotherapeutic, and health implications of developmental issues and their effects -Aging and its biological, social, cognitive, and psychological aspects -A variety of cultural understandings of human development -Understanding human behavior within the context of socioeconomic status and other issues affecting social position -Understanding human behavior within the social context of a representative variety of cultures in California -Understanding impact that personal and social insecurity, social stress, low education levels, inadequate housing, and malnutrition have on human development. 	<p>Required, but not quantified. See Section 4980.37(b)(3).</p>
<p>3) The broad range of matters/life events that may arise within marriage and family relationships and within a variety of California cultures, including instruction in all of the following areas:</p> <ul style="list-style-type: none"> -Child abuse assessment and reporting (7 hours minimum required) -Spousal or partner abuse assessment, detection, intervention strategies, and same-gender abuse dynamics -Cultural factors relevant to abuse of partners and family members -Childbirth, child rearing, parenting, and stepparenting -Marriage, divorce, and blended families -Long-term care -End of life and grief -Poverty and deprivation -Financial and social stress -Effects of trauma -The psychological, psychotherapeutic, community, and health implications of all of the above items. 	<p>Child abuse Assessment and Reporting (7 hours required) Spousal or partner abuse assessment, detection, and intervention (15 hours required), including:</p> <ul style="list-style-type: none"> -Knowledge of community resources -Cultural factors -Same gender abuse dynamics
<p>4) Cultural competency and sensitivity, including familiarity with racial, cultural, linguistic, and backgrounds of California residents.</p>	<p>Required, but not quantified. See Section 4980.37(e).</p>
<p>5) Multicultural development/cross cultural interaction, including experiences of race, ethnicity, class, spirituality, sexual orientation, gender, disability, and their incorporation into the psychotherapeutic process.</p>	
<p>6) The effects of socioeconomic status on treatment and available resources.</p>	
<p>7) Resilience, including personal and community quantities that enable persons to cope with adversity, trauma, tragedy, threats or other stresses.</p>	
<p>8) Human sexuality, including the study of physiological, psychological, and social cultural variables associated with sexual behavior and gender identity, and the assessment/treatment of psychosexual dysfunction.</p>	<p>Human Sexuality (10 hours required)</p>

Attachment C

Required Instruction Under BPC Section 4980.36(d)(2) (Integrated Degree Program) For Out-of State Applicants	Required Instruction under BPC Section 4980.37 and 4980.41 For Out-of State Applicants
<p>9) Substance use disorders and addiction, including all of the following:</p> <ul style="list-style-type: none"> -Definition of substance use disorders, co-occurring disorders and addiction -Medical aspects of substance use disorders and co-occurring disorders -The effects of psychoactive drug use -Current theories of etiology of substance abuse and addiction -Role of persons and systems that support/compound substance abuse and addiction -Major approaches to identification, evaluation, and treatment of substance use disorders, co-occurring disorders, and addiction, including best practices -Legal aspects of substance abuse -Populations at risk for substance use and co-occurring disorders -Community resources offering screening, assessment, treatment, and follow-up for the affected person and family -Recognition of substance use disorders, co occurring disorders, and addiction, and appropriate referral -Prevention of substance use disorders and addiction 	<p>Alcoholism and other chemical substance dependency (15 hours required)</p>
<p>10) California law and ethics for marriage and family therapists, including all of the following:</p> <ul style="list-style-type: none"> -Contemporary professional ethics and statutory, regulatory, and decisional laws -The therapeutic, clinical, and practical considerations involved in legal and ethical practice, including family law -Current legal patterns and trends in mental health professions -Psychotherapist-patient privilege, confidentiality, patients dangerous to self or others, and treatment of minors with and without parental consent -Recognition and exploration of relationship between a practitioner's sense of self/human values and professional behavior and ethics -Differences in legal and ethical standards for different types of work settings -Licensing law and process 	<p>California law and ethics course (2 semester or 3 quarter units) covering the following:</p> <ul style="list-style-type: none"> -Contemporary professional ethics and statutory, regulatory, and decisional laws -The therapeutic, clinical, and practical considerations involved in legal and ethical practice, incl. family law -Current legal patterns and trends in mental health professions -Psychotherapist-patient privilege, confidentiality, patients dangerous to self or others, and treatment of minors with and without parental consent -Recognition and exploration of relationship between a practitioner's sense of self/human values and professional behavior and ethics

Attachment D
Reference Sections – LMFT Licensing Law
BPC Sections 4980.36, 4980.37, 4980.41

§4980.36 QUALIFYING DEGREE PROGRAM FOR LICENSURE OR REGISTRATION; BEGINNING GRADUATE STUDY AFTER AUGUST 1, 2012 OR COMPLETING GRADUATE STUDY AFTER DECEMBER 31, 2018

(a) This section shall apply to the following:

- (1) Applicants for licensure or registration who begin graduate study before August 1, 2012, and do not complete that study on or before December 31, 2018.
- (2) Applicants for licensure or registration who begin graduate study before August 1, 2012, and who graduate from a degree program that meets the requirements of this section.
- (3) Applicants for licensure or registration who begin graduate study on or after August 1, 2012.

(b) To qualify for a license or registration, applicants shall possess a doctor's or master's degree meeting the requirements of this section in marriage, family, and child counseling, marriage and family therapy, couple and family therapy, psychology, clinical psychology, counseling psychology, or counseling with an emphasis in either marriage, family, and child counseling or marriage and family therapy, obtained from a school, college, or university approved by the Bureau for Private Postsecondary Education or accredited by either the Commission on the Accreditation of Marriage and Family Therapy Education or a regional accrediting agency recognized by the United States Department of Education. The board has the authority to make the final determination as to whether a degree meets all requirements, including, but not limited to, course requirements, regardless of accreditation or approval.

(c) A doctor's or master's degree program that qualifies for licensure or registration shall do the following:

- (1) Integrate all of the following throughout its curriculum:
 - (A) Marriage and family therapy principles.
 - (B) The principles of mental health recovery-oriented care and methods of service delivery in recovery-oriented practice environments, among others.
 - (C) An understanding of various cultures and the social and psychological implications of socioeconomic position, and an understanding of how poverty and social stress impact an individual's mental health and recovery.
- (2) Allow for innovation and individuality in the education of marriage and family therapists.
- (3) Encourage students to develop the personal qualities that are intimately related to effective practice, including, but not limited to, integrity, sensitivity, flexibility, insight, compassion, and personal presence.

(4) Permit an emphasis or specialization that may address any one or more of the unique and complex array of human problems, symptoms, and needs of Californians served by marriage and family therapists.

(5) Provide students with the opportunity to meet with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.

(d) The degree described in subdivision (b) shall contain no less than 60 semester or 90 quarter units of instruction that includes, but is not limited to, the following requirements:

(1) Both of the following:

(A) No less than 12 semester or 18 quarter units of coursework in theories, principles, and methods of a variety of psychotherapeutic orientations directly related to marriage and family therapy and marital and family systems approaches to treatment and how these theories can be applied therapeutically with individuals, couples, families, adults, including elder adults, children, adolescents, and groups to improve, restore, or maintain healthy relationships.

(B) Practicum that involves direct client contact, as follows:

(i) A minimum of six semester or nine quarter units of practicum in a supervised clinical placement that provides supervised fieldwork experience.

(ii) A minimum of 150 hours of face-to-face experience counseling individuals, couples, families, or groups.

(iii) A student must be enrolled in a practicum course while counseling clients, except as specified in subdivision (c) of Section 4980.42.

(iv) The practicum shall provide training in all of the following areas:

(I) Applied use of theory and psychotherapeutic techniques.

(II) Assessment, diagnosis, and prognosis.

(III) Treatment of individuals and premarital, couple, family, and child relationships, including trauma and abuse, dysfunctions, healthy functioning, health promotion, illness prevention, and working with families.

(IV) Professional writing, including documentation of services, treatment plans, and progress notes.

(V) How to connect people with resources that deliver the quality of services and support needed in the community.

(v) Educational institutions are encouraged to design the practicum required by this subparagraph to include marriage and family therapy experience in low-income and multicultural mental health settings.

(vi) In addition to the 150 hours required in clause (ii), 75 hours of either of the following:

(I) Client-centered advocacy, as defined in Section 4980.03.

(II) Face-to-face experience counseling individuals, couples, families, or groups.

(2) Instruction in all of the following:

(A) Diagnosis, assessment, prognosis, and treatment of mental disorders, including severe mental disorders, evidence-based practices, psychological testing, psychopharmacology, and promising mental health practices that are evaluated in peer reviewed literature.

(B) Developmental issues from infancy to old age, including instruction in all of the following areas:

(i) The effects of developmental issues on individuals, couples, and family relationships.

(ii) The psychological, psychotherapeutic, and health implications of developmental issues and their effects.

(iii) Aging and its biological, social, cognitive, and psychological aspects.

(iv) A variety of cultural understandings of human development.

(v) The understanding of human behavior within the social context of socioeconomic status and other contextual issues affecting social position.

(vi) The understanding of human behavior within the social context of a representative variety of the cultures found within California.

(vii) The understanding of the impact that personal and social insecurity, social stress, low educational levels, inadequate housing, and malnutrition have on human development.

(C) The broad range of matters and life events that may arise within marriage and family relationships and within a variety of California cultures, including instruction in all of the following:

(i) Child and adult abuse assessment and reporting.

(ii) Spousal or partner abuse assessment, detection, intervention strategies, and same-gender abuse dynamics.

(iii) Cultural factors relevant to abuse of partners and family members.

(iv) Childbirth, child rearing, parenting, and stepparenting.

(v) Marriage, divorce, and blended families.

- (vi) Long-term care.
 - (vii) End of life and grief.
 - (viii) Poverty and deprivation.
 - (ix) Financial and social stress.
 - (x) Effects of trauma.
 - (xi) The psychological, psychotherapeutic, community, and health implications of the matters and life events described in clauses (i) to (x), inclusive.
- (D) Cultural competency and sensitivity, including a familiarity with the racial, cultural, linguistic, and ethnic backgrounds of persons living in California.
- (E) Multicultural development and cross-cultural interaction, including experiences of race, ethnicity, class, spirituality, sexual orientation, gender, and disability, and their incorporation into the psychotherapeutic process.
- (F) The effects of socioeconomic status on treatment and available resources.
- (G) Resilience, including the personal and community qualities that enable persons to cope with adversity, trauma, tragedy, threats, or other stresses.
- (H) Human sexuality, including the study of physiological, psychological, and social cultural variables associated with sexual behavior and gender identity, and the assessment and treatment of psychosexual dysfunction.
- (I) Substance use disorders, co-occurring disorders, and addiction, including, but not limited to, instruction in all of the following:
- (i) The definition of substance use disorders, co-occurring disorders, and addiction. For purposes of this subparagraph, “co-occurring disorders” means a mental illness and substance abuse diagnosis occurring simultaneously in an individual.
 - (ii) Medical aspects of substance use disorders and co-occurring disorders.
 - (iii) The effects of psychoactive drug use.
 - (iv) Current theories of the etiology of substance abuse and addiction.
 - (v) The role of persons and systems that support or compound substance abuse and addiction.
 - (vi) Major approaches to identification, evaluation, and treatment of substance use disorders, co-occurring disorders, and addiction, including, but not limited to, best practices.
 - (vii) Legal aspects of substance abuse.

(viii) Populations at risk with regard to substance use disorders and co-occurring disorders.

(ix) Community resources offering screening, assessment, treatment, and followup for the affected person and family.

(x) Recognition of substance use disorders, co-occurring disorders, and addiction, and appropriate referral.

(xi) The prevention of substance use disorders and addiction.

(J) California law and professional ethics for marriage and family therapists, including instruction in all of the following areas of study:

(i) Contemporary professional ethics and statutory, regulatory, and decisional laws that delineate the scope of practice of marriage and family therapy.

(ii) The therapeutic, clinical, and practical considerations involved in the legal and ethical practice of marriage and family therapy, including, but not limited to, family law.

(iii) The current legal patterns and trends in the mental health professions.

(iv) The psychotherapist-patient privilege, confidentiality, the patient dangerous to self or others, and the treatment of minors with and without parental consent.

(v) A recognition and exploration of the relationship between a practitioner's sense of self and human values and his or her professional behavior and ethics.

(vi) Differences in legal and ethical standards for different types of work settings.

(vii) Licensing law and licensing process.

(e) The degree described in subdivision (b) shall, in addition to meeting the requirements of subdivision (d), include instruction in case management, systems of care for the severely mentally ill, public and private services and supports available for the severely mentally ill, community resources for persons with mental illness and for victims of abuse, disaster and trauma response, advocacy for the severely mentally ill, and collaborative treatment. This instruction may be provided either in credit level coursework or through extension programs offered by the degree-granting institution.

(f) The changes made to law by this section are intended to improve the educational qualifications for licensure in order to better prepare future licentiates for practice, and are not intended to expand or restrict the scope of practice for marriage and family therapists.

§4980.37. QUALIFYING DEGREE PROGRAM FOR LICENSURE OR REGISTRATION; BEGINNING GRADUATE STUDY BEFORE AUGUST 1, 2012 AND COMPLETING GRADUATE STUDY BEFORE DECEMBER 31, 2018

(a) This section shall apply to applicants for licensure or registration who begin graduate study before August 1, 2012, and complete that study on or before December 31, 2018. Those

applicants may alternatively qualify under paragraph (2) of subdivision (a) of Section 4980.36.

(b) To qualify for a license or registration, applicants shall possess a doctor's or master's degree in marriage, family, and child counseling, marriage and family therapy, couple and family therapy, psychology, clinical psychology, counseling psychology, or counseling with an emphasis in either marriage, family, and child counseling or marriage and family therapy, obtained from a school, college, or university accredited by a regional accrediting agency recognized by the United States Department of Education or approved by the Bureau for Private Postsecondary Education. The board has the authority to make the final determination as to whether a degree meets all requirements, including, but not limited to, course requirements, regardless of accreditation or approval. In order to qualify for licensure pursuant to this section, a doctor's or master's degree program shall be a single, integrated program primarily designed to train marriage and family therapists and shall contain no less than 48 semester or 72 quarter units of instruction. This instruction shall include no less than 12 semester units or 18 quarter units of coursework in the areas of marriage, family, and child counseling, and marital and family systems approaches to treatment. The coursework shall include all of the following areas:

(1) The salient theories of a variety of psychotherapeutic orientations directly related to marriage and family therapy, and marital and family systems approaches to treatment.

(2) Theories of marriage and family therapy and how they can be utilized in order to intervene therapeutically with couples, families, adults, children, and groups.

(3) Developmental issues and life events from infancy to old age and their effect on individuals, couples, and family relationships. This may include coursework that focuses on specific family life events and the psychological, psychotherapeutic, and health implications that arise within couples and families, including, but not limited to, childbirth, child rearing, childhood, adolescence, adulthood, marriage, divorce, blended families, stepparenting, abuse and neglect of older and dependent adults, and geropsychology.

(4) A variety of approaches to the treatment of children. The board shall, by regulation, set forth the subjects of instruction required in this subdivision.

(c) (1) In addition to the 12 semester or 18 quarter units of coursework specified in subdivision (b), the doctor's or master's degree program shall contain not less than six semester or nine quarter units of supervised practicum in applied psychotherapeutic technique, assessments, diagnosis, prognosis, and treatment of premarital, couple, family, and child relationships, including dysfunctions, healthy functioning, health promotion, and illness prevention, in a supervised clinical placement that provides supervised fieldwork experience within the scope of practice of a marriage and family therapist.

(2) For applicants who enrolled in a degree program on or after January 1, 1995, the practicum shall include a minimum of 150 hours of face-to-face experience counseling individuals, couples, families, or groups.

(3) The practicum hours shall be considered as part of the 48 semester or 72 quarter unit requirement.

(d) As an alternative to meeting the qualifications specified in subdivision (b), the board shall accept as equivalent degrees those master's or doctor's degrees granted by educational

institutions whose degree program is approved by the Commission on Accreditation for Marriage and Family Therapy Education.

(e) In order to provide an integrated course of study and appropriate professional training, while allowing for innovation and individuality in the education of marriage and family therapists, a degree program that meets the educational qualifications for licensure or registration under this section shall do all of the following:

(1) Provide an integrated course of study that trains students generally in the diagnosis, assessment, prognosis, and treatment of mental disorders.

(2) Prepare students to be familiar with the broad range of matters that may arise within marriage and family relationships.

(3) Train students specifically in the application of marriage and family relationship counseling principles and methods.

(4) Encourage students to develop those personal qualities that are intimately related to the counseling situation such as integrity, sensitivity, flexibility, insight, compassion, and personal presence.

(5) Teach students a variety of effective psychotherapeutic techniques and modalities that may be utilized to improve, restore, or maintain healthy individual, couple, and family relationships.

(6) Permit an emphasis or specialization that may address any one or more of the unique and complex array of human problems, symptoms, and needs of Californians served by marriage and family therapists.

(7) Prepare students to be familiar with cross-cultural mores and values, including a familiarity with the wide range of racial and ethnic backgrounds common among California's population, including, but not limited to, Blacks, Hispanics, Asians, and Native Americans.

(f) Educational institutions are encouraged to design the practicum required by this section to include marriage and family therapy experience in low-income and multicultural mental health settings.

(g) This section shall remain in effect only until January 1, 2019, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2019, deletes or extends that date.

§4980.41. ELIGIBILITY TO SIT FOR LICENSING EXAMINATIONS; COURSEWORK OR TRAINING; INOPERATIVE JANUARY 1, 2019

(a) An applicant for licensure whose education qualifies him or her under Section 4980.37 shall complete the following coursework or training in order to be eligible to sit for the licensing examinations as specified in subdivision (d) of Section 4980.40:

(1) A two semester or three quarter unit course in California law and professional ethics for marriage and family therapists, which shall include, but not be limited to, the following areas of study:

(A) Contemporary professional ethics and statutory, regulatory, and decisional laws that delineate the profession's scope of practice.

(B) The therapeutic, clinical, and practical considerations involved in the legal and ethical practice of marriage and family therapy, including family law.

(C) The current legal patterns and trends in the mental health profession.

(D) The psychotherapist/patient privilege, confidentiality, the patient dangerous to self or others, and the treatment of minors with and without parental consent.

(E) A recognition and exploration of the relationship between a practitioner's sense of self and human values and his or her professional behavior and ethics.

This course may be considered as part of the 48 semester or 72 quarter unit requirements contained in Section 4980.37.

(2) A minimum of seven contact hours of training or coursework in child abuse assessment and reporting as specified in Section 28 and any regulations promulgated thereunder.

(3) A minimum of 10 contact hours of training or coursework in human sexuality as specified in Section 25, and any regulations promulgated thereunder. When coursework in a master's or doctor's degree program is acquired to satisfy this requirement, it shall be considered as part of the 48 semester or 72 quarter unit requirement contained in Section 4980.37.

(4) For persons who began graduate study on or after January 1, 1986, a master's or doctor's degree qualifying for licensure shall include specific instruction in alcoholism and other chemical substance dependency as specified by regulation. When coursework in a master's or doctor's degree program is acquired to satisfy this requirement, it shall be considered as part of the 48 semester or 72 quarter unit requirement contained in Section 4980.37.

(5) For persons who began graduate study during the period commencing on January 1, 1995, and ending on December 31, 2003, a master's or doctor's degree qualifying for licensure shall include coursework in spousal or partner abuse assessment, detection, and intervention. For persons who began graduate study on or after January 1, 2004, a master's or doctor's degree qualifying for licensure shall include a minimum of 15 contact hours of coursework in spousal or partner abuse assessment, detection, and intervention strategies, including knowledge of community resources, cultural factors, and same gender abuse dynamics. Coursework required under this subdivision may be satisfactory if taken either in fulfillment of other educational requirements for licensure or in a separate course. The requirement for coursework shall be satisfied by, and the board shall accept in satisfaction of the requirement, a certification from the chief academic officer of the educational institution from which the applicant graduated that the required coursework is included within the institution's required curriculum for graduation.

(6) For persons who began graduate study on or after January 1, 2001, an applicant shall complete a minimum of a two semester or three quarter unit survey course in psychological testing. When coursework in a master's or doctor's degree program is acquired to satisfy this requirement, it may be considered as part of the 48 semester or 72 quarter unit requirement of Section 4980.37.

(7) For persons who began graduate study on or after January 1, 2001, an applicant shall complete a minimum of a two semester or three quarter unit survey course in psychopharmacology. When coursework in a master's or doctor's degree program is acquired to satisfy this requirement, it may be considered as part of the 48 semester or 72 quarter unit requirement of Section 4980.37.

(8) The requirements added by paragraphs (6) and (7) are intended to improve the educational qualifications for licensure in order to better prepare future licentiates for practice and are not intended in any way to expand or restrict the scope of licensure for marriage and family therapists.

(b) This section shall remain in effect only until January 1, 2019, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2019, deletes or extends that date.

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To: Committee Members

Date: September 18, 2013

From: Rosanne Helms
Legislative Analyst

Telephone: (916) 574-7841

Subject: Proposed LPCC Out-of-State Applicant Requirements

Attachment A shows the proposed amendments to the licensing law for LPCC out-of-state applicants. It incorporates the solutions discussed by the Committee at its June 28, 2013 meeting. The amendments do the following, and would apply to applicants beginning January 1, 2016 (See **Attachment B** for a summary):

Required Units

Require either 48 or 60 semester unit degrees for out-of-state applicants who are both licensed and unlicensed out-of-state, depending on when Master's degree was obtained, in accordance with 4999.32 and 4999.33. If the applicant is required to have a 60 semester unit degree based on the timing of when the degree was obtained, he or she may remediate up to 12 semester units, if necessary. However, this must be done before an intern registration or a license is issued.

Practicum

For applicants without an out-of-state license: Require six semester/nine quarter units of practicum, including 280 hours of face-to-face counseling. No remediation of the practicum requirement is permitted.

For applicants with an out-of-state license: Require six semester/nine quarter units of practicum, including 280 hours of face-to-face counseling.

- Applicants who have been licensed for at least two years in clinical practice are exempt from this requirement.
- Applicants who are licensed out of state but have held that license less than two years may remediate the entire practicum requirement by demonstrating completion of 280 hours of face to face counseling, as specified in BPC Section 4980.33(c)(3)(K). Any post-degree hours gained to meet this requirement must be in addition to the 3,000 experience hours already required for a license, and must be gained while registered as an intern.

Core Content Requirements – BPC Section 4999.33(c)(A)-(M)

All out of state applicants who are deficient in any of the required areas of study listed in BPC Section 4999.33(c)(A)-(M) must satisfy the deficiencies by completing graduate coursework from an accredited or approved school. The coursework must be 3 semester or 4.5 quarter units for each content area. If not licensed in another state, this content must be remediated prior to issuance of a license or an intern registration. If the applicant is already licensed in another state, this content may be remediated while registered as an intern.

California Law and Ethics Content

All out of state applicants must complete an 18-hour course in California law and professional ethics. This must be done before either a license or an intern registration is issued.

Additional Advanced Coursework

All out of state applicants who have not already done so must complete an additional 15 semester or 22.5 quarter units of advanced coursework focusing on specific treatment issues or special populations. The coursework must be from an accredited or approved school. An applicant who is already licensed in another state may complete deficiencies in this coursework while registered as an intern. An applicant who is not licensed in another state must remediate any deficiencies in this coursework prior to issuance of a license or intern registration.

Additional Coursework Requirements – BPC Section 4999.33(d)

All out of state applicants must complete any course content requirements specified under Business and Professions Code (BPC) Section 4999.33(d) that they have not already completed. Previously, under the new requirements, this coursework would have needed to have been at a Master's level. The new amendments would allow the coursework to be from an accredited or approved educational institution, or from a Board-accepted continuing education provider. Also, an amendment has been made to allow this coursework to be remediated while registered as an intern, which previously was not going to be allowed.

Attachment C lists the requirements specified in 4999.33(d), and shows how they are different from the course content requirements that the Board is phasing out.

Principals of Mental Health and Cultures Coursework

All out of state applicants are required to complete instruction in the principals of mental health recovery oriented care, instruction that includes an understanding of the various California cultures, and instruction in structured meetings with various consumers and family members of mental health services. Previously, the law required this to be credit level coursework (not CE), taken before registration as an intern was allowed, and there was no specification of the amount of coursework required. The new amendments require the following:

- The instruction in mental health recovery oriented care must be at least three semester units or 45 hours, and must include the structured meetings with consumers/family members training; and
- The instruction in understanding of California cultures must be at least one semester unit or 15 hours.

Both of these requirements can now be taken from an accredited or approved school or a CE provider, and may be taken while registered as an intern.

UNRESOLVED ISSUES FOR DISCUSSION TODAY:

There are several unresolved issues in the draft language which need to be discussed today:

1. Should unlicensed out of state applicants be allowed to remediate practicum hours? (Currently as written this is not allowed. (See Section 4999.62(b)(2)).
2. Currently, out of state applicants licensed more than 2 years are exempt from the practicum requirement. (Section 4999.63((b)(2)(i)) Is this the Committee's intent?
3. The amendments are currently drafted so that the entire practicum requirement for out of state applicants licensed less than 2 years can be remediated by completing 280 hours of face-to-face counseling. Should they be required to make up any units as well, or hours only? Currently, as written, they must remediate the hours, and this makes up for any deficiencies in the units. If acceptable, is 280 hours appropriate? (Section 4999.63((b)(2)(ii)).
4. Currently, as written, the amendments allow the 15 semester/22.5 quarter units of required advance coursework to be completed while registered as an intern. Is this appropriate, or should it be required prior to intern registration?
5. Currently, as written, the amendments require the core content requirements listed in BPC Section 4999.33(c)(1)(A)-(M) to be remediate prior to registration as an intern. Is this appropriate, or should the applicants be allowed to obtain an intern registration and then remediate it?
6. The course content requirements that must be remediated (listed in Section 4999.33(d)) are still not called out as needing to be a certain number of units or hours. At the last committee meeting, Committee members expressed a desire to do this.

Two other topic areas (principals of mental health recovery oriented care and the understanding of various California cultures), are now specified in terms of hours and units. However, this is more difficult to do with the topics listed in 4999.33(d) because they are very specific, and meant to be part of an integrated degree program. The committee might want to discuss if they believe an hour or unit threshold is necessary for any of the requirements listed in 4999.33(d). A comparison of these requirements, compared to what was required in the past under 4999.32 (degrees started before August 1, 2012) is shown in **Attachment C**.

The committee could choose to set an agreed upon number of hours (i.e. 10 or 15 hours of instruction for each topic area), if desired.

ADDITIONAL AMENDMENT – EXPERIENCE CREDIT FOR TIME ACTIVELY LICENSED IN ANOTHER STATE

Sections 4999.57, 4999.59, and 4999.60 set examination eligibility requirements for out-of-state LMFT applicants who are licensed out of state. One of the requirements for examination eligibility is that the applicant's supervised experience is substantially equivalent to the Board's experience requirements. It states that the Board will consider out-of-state experience obtained during the six year period immediately preceding the date the applicant obtained his or her out-of-state license.

If a licensee has been licensed for many years out-of-state, it may not be appropriate to look only at experience obtained prior to licensure. The Board's out-of-state LCSW applicants are permitted to count

time actively licensed at a rate of 100 hours per month, up to a maximum of 1,200 hours, if they are short hours of supervised experience. This method takes into account experience as a licensee in addition to pre-licensure experience.

This proposal includes an amendment to out-of-state licensee experience requirements for LMFT applicants to count time actively licensed as experience at a rate of 100 hours per month, up to 1,200 hours. This amendment was previously approved by the Board for inclusion in last year's omnibus bill. However, because the effective date of Section 4980.72 is being delayed until 2016 so that this committee can formulate new out-of-state requirements, staff decided it would be best to include this provision as a part of this proposal.

ATTACHMENTS

Attachment A: Proposed Language - Educational Requirements for Out of State LPCC Applicants

Attachment B: Matrix of Proposed Requirements -Licensed Out of State vs. Unlicensed Out of State

Attachment C: Comparison of LPCC Educational Requirements – 4999.33(d) (degree begun after Aug. 1, 2012) Versus 4999.32 (degree begun prior to Aug. 1, 2012)

Attachment D: BPC Sections 4999.32 and 4999.33

**ATTACHMENT A
PROPOSED LANGUAGE
AMENDMENTS TO EDUCATIONAL REQUIREMENTS FOR OUT-OF-STATE LPCC
APPLICANTS**

LPCCs

Amend §4999.57

(a) This section applies to a person who applies for examination eligibility or registration between January 1, 2011, and December 31, ~~2013~~2015, inclusive, who does not hold a license described in subdivision (a) of Section 4999.58.

(b) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter, if the applicant complies with Section 4999.40, if applicable, and if the applicant has gained a minimum of 250 hours of supervised experience in direct counseling within California while registered as an intern with the board.

(c) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed the training or coursework required under subdivision (e) of Section 4999.32, which includes, in addition to the course described in subparagraph (l) of paragraph (1) of subdivision (c) of Section 4999.32, an 18-hour course in California law and professional ethics for professional clinical counselors.

(d) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant's education meets the requirements of Section 4999.32. If the applicant's degree does not contain the content or the overall units required by Section 4999.32, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

- (1) The applicant's degree contains the required number of practicum units under paragraph (3) of subdivision (c) of Section 4999.32.
- (2) The applicant remediates his or her specific deficiency by completing the course content and units required by Section 4999.32.
- (3) The applicant's degree otherwise complies with this section.

(e) This section shall become inoperative on January 1, ~~2014~~2016, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, ~~2014~~2016, deletes or extends that date.

Amend §4999.58

(a) This section applies to a person who applies for examination eligibility between January 1, 2011, and December 31, ~~2013~~2015, inclusive, and who meets both of the following requirements:

- (1) At the time of application, holds a valid license as a professional clinical counselor, or other counseling license that allows the applicant to independently provide clinical mental health services, in another jurisdiction of the United States.
- (2) Has held the license described in paragraph (1) for at least two years immediately preceding the date of application.

(b) The board may issue a license to a person described in subdivision (a) if all of the following requirements are satisfied:

- (1) The education and supervised experience requirements of the other jurisdiction are substantially the equivalent of this chapter, as described in subdivision (e) and in Section 4999.46.
- (2) The person complies with subdivision (b) of Section 4999.40, if applicable.
- (3) The person successfully completes the examinations required by the board pursuant to paragraph (3) of subdivision (a) of Section 4999.50. An applicant who obtained his or her license or registration under another jurisdiction by taking a national examination that is required by the board may apply for licensure with the board without retaking that examination if both of the following conditions are met:
 - (A) The applicant obtained a passing score on the national licensing examination that is required by the board.
 - (B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and has not been revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.
- (4) The person pays the required fees.

(c) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter. The board shall consider hours of experience obtained in another state during the six-year period immediately preceding the applicant's initial licensure by that state as a licensed professional clinical counselor. If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.

(d) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed the training or coursework required under subdivision (e) of Section 4999.32, which includes, in addition to the course described in subparagraph (l) of paragraph (1) of subdivision (c) of Section 4999.32, an 18-hour course in California law and professional ethics for professional clinical counselors.

(e) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant's education meets the requirements of Section 4999.32. If the applicant's degree does not contain the content or the overall units required by Section

4999.32, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

- (1) The applicant's degree contains the required number of practicum units under paragraph (3) of subdivision (c) of Section 4999.32.
- (2) The applicant remediates his or her specific deficiency by completing the course content and units required by Section 4999.32.
- (3) The applicant's degree otherwise complies with this section.

(f) This section shall become inoperative on January 1, ~~2014~~2016, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, ~~2014~~2016, deletes or extends that date.

Amend §4999.59

(a) This section applies to a person who applies for examination eligibility or registration between January 1, 2011, and December 31, ~~2013~~2015, inclusive, who meets both of the following requirements:

- (1) At the time of application, holds a valid license described in paragraph (1) of subdivision (a) of Section 4999.58.
- (2) Has held the license described in paragraph (1) for less than two years immediately preceding the date of application.

(b) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter, if the applicant complies with Section 4999.40, if applicable, and if the applicant has gained a minimum of 250 hours of supervised experience in direct counseling within California while registered as an intern with the board. The board shall consider hours of experience obtained in another state during the six-year period immediately preceding the applicant's initial licensure in that state as a professional clinical counselor. if the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.

(c) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed the training or coursework required under subdivision (e) of Section 4999.32, which includes, in addition to the course described in subparagraph (l) of paragraph (1) of subdivision (c) of Section 4999.32, an 18-hour course in California law and professional ethics for professional clinical counselors.

(d) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant's education meets the requirements of Section 4999.32. If the applicant's degree does not contain the content or the overall units required by Section 4999.32, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

- (1) The applicant's degree contains the required number of practicum units under paragraph (3) of subdivision (c) of Section 4999.32.
- (2) The applicant remediates his or her specific deficiency by completing the course content and units required by Section 4999.32.
- (3) The applicant's degree otherwise complies with this section.

(e) An applicant who obtained his or her license or registration under another jurisdiction by taking a national examination that is required by the board may apply for licensure with the board without retaking that examination if both of the following conditions are met:

- (1) The applicant obtained a passing score on the national licensing examination that is required by the board.
- (2) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and has not been revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.

(f) This section shall become inoperative on January 1, ~~2014~~2016, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, ~~2014~~2016, deletes or extends that date.

Amend §4999.60 (LICENSED OUT OF STATE)

(a) This section applies to persons who are licensed outside of California and apply for examination eligibility on or after January 1, ~~2014~~2016.

(b) The board may issue a license to a person who, at the time of submitting an application for a license pursuant to this chapter, holds a valid license as a professional clinical counselor, or other counseling license that allows the applicant to independently provide clinical mental health services, in another jurisdiction of the United States if all of the following conditions are satisfied:

- (1) The applicant's education is substantially equivalent, as defined in Section ~~4999.62~~ 4999.63.
- (2) The applicant complies with subdivision (b) of Section 4999.40, if applicable.
- (3) The applicant's supervised experience is substantially equivalent to that required for a license under this chapter. The board shall consider hours of experience obtained outside of California during the six-year period immediately preceding the date the applicant initially obtained the license described above. If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a professional clinical counselor shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.
- (4) The applicant passes the examinations required to obtain a license under this chapter. An applicant who obtained his or her license or registration under another jurisdiction may apply for licensure with the board without taking the clinical examination if both of

the following conditions are met:

- (A) The applicant obtained a passing score on the licensing examination set forth in regulation as accepted by the board.
- (B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and has not been revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.

Amend §4999.61 (UNLICENSED OUT OF STATE)

(a) This section applies to persons who apply for examination eligibility or registration on or after January 1, ~~2014~~2016, and who do not hold a license as described in Section 4999.60.

(b) The board shall accept education gained while residing outside of California for purposes of satisfying licensure or registration requirements if the education is substantially equivalent, as defined in Section 4999.62, and the applicant complies with subdivision (b) of Section 4999.40, if applicable.

(c) The board shall accept experience gained outside of California for purposes of satisfying licensure or registration requirements if the experience is substantially equivalent to that required by this chapter.

Amend 4999.62 (UNLICENSED OUT OF STATE)

(a) This section applies to persons who apply for examination eligibility or registration on or after January 1, ~~2014~~2016, ~~and who do not hold a license as described in Section 4999.60.~~

(b) For purposes of Sections ~~4999.60 and~~ 4999.61, education is substantially equivalent if all of the following requirements are met:

(1) The degree is obtained from an accredited or approved institution, as defined in Section 4999.12, and consists of, at a minimum, ~~48 semester or 72 quarter units, including, but not limited to, both of~~ the following:

(A) For applicants who obtained their degree within the timeline prescribed by Section 4999.33(a), the degree shall contain no less than 60 graduate semester or 90 graduate quarter units of instruction.

(i) Up to 12 semester or 18 quarter units of instruction may be remediated, if missing from the degree. The remediation must occur prior to the issuance of the license or registration.

(B) For applicants who obtained their degree within the timeline prescribed by Section 4999.32(a), the degree shall contain no less than 48 graduate semester or 72 graduate quarter units of instruction.

~~(A)~~(2) Six semester or nine quarter units of practicum, including, but not limited to, a minimum of 280 hours of face-to-face counseling.

~~(B)~~3) The required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) of Section 4999.33.

- (i) An applicant whose degree is deficient in any of the required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) may satisfy those deficiencies by successfully completing graduate level coursework at an accredited or approved institution, as defined in Section 4999.12. Coursework taken to meet such deficiencies shall be the equivalent of three semester units or four and one-half quarter units of study.

~~(4)~~ The applicant completes, in addition to the course described in subparagraph (l) of paragraph (1) of subdivision (c) of Section 4999.33, an 18-hour course in California law and professional ethics that includes, but is not limited to, instruction in advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous clients, psychotherapist-client privilege, recordkeeping, client access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, and therapist disclosures to clients.

~~(2)~~(5) The applicant completes any units required under subdivision (c) of Section 4999.33 not already completed in his or her education- as follows:

- (i) At least 15 semester units or 22.5 quarter units of advanced coursework to develop knowledge of specific treatment issues or special populations. This coursework must be in addition to the course requirements described in paragraph (3).

Coursework shall be from an accredited or approved school, college, or university as defined in Section 4999.12.

~~(6)~~ The applicant completes any coursework required under subdivision (d) of Section 4999.33 not already completed in his or her education. Coursework may be from an accredited or approved school, college, or university as defined in Section 4999.12, or from a continuing education provider that is acceptable to the Board as defined in Section 4999.76.

~~(3)~~(7) The applicant completes the following credit level coursework not already completed in his or her education from a degree-granting institution that provides all of the following: from an accredited or approved school, college, or university as defined in Section 4999.12, or from a continuing education provider that is acceptable to the Board as defined in Section 4999.76.

(A) At least three semester units, or 45 hours of instruction Instruction regarding the principles of mental health recovery-oriented care and methods of service delivery in recovery model practice environments, including structured meetings with various consumers and family members of consumers of mental health services to enhance understanding of their experiences of mental illness, treatment, and recovery.

(B) At least one semester unit, or fifteen hours, of instruction that includes anAn understanding

of various California cultures and the social and psychological implications of socioeconomic position.

~~(C) Structured meeting with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.~~

~~(D) Instruction in behavioral addiction and co-occurring substance abuse and mental health disorders, as specified in subparagraph (K) of paragraph (1) of subdivision (c) of Section 4999.33.~~

~~(4) The applicant completes, in addition to the course described in subparagraph (I) of paragraph (1) of subdivision (c) of Section 4999.33, an 18-hour course in California law and professional ethics that includes, but is not limited to, instruction in advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous clients, psychotherapist-client privilege, recordkeeping, client access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, and therapist disclosures to clients.~~

~~(8) An applicant for registration may complete any units and course content requirements required under paragraphs (6) and (7) not already completed in his or her education while registered as an intern with the board.~~

Amend 4999.63 (LICENSED OUT OF STATE)

~~(a) This section applies to persons who apply for examination eligibility or registration on or after January 1, 2016, and who hold a license as described in Section 4999.60.~~

~~(b) For purposes of Section 4999.60, education is substantially equivalent if all of the following requirements are met:~~

~~(1) The degree is obtained from an accredited or approved institution, as defined in Section 4999.12, and consists of, at a minimum, 48 semester or 72 quarter units, including, but not limited to, both the following:~~

~~(A) For applicants who obtained their degree within the timeline prescribed by Section 4999.33(a), the degree shall contain no less than 60 graduate semester or 90 graduate quarter units of instruction.~~

~~(i) Up to 12 semester or 18 quarter units of instruction may be remediated, if missing from the degree. The remediation must occur prior to the issuance of the license or registration.~~

~~(B) For applicants who obtained their degree within the timeline prescribed by Section 4999.32(a), the degree shall contain no less than 48 graduate semester or 72 graduate quarter units of instruction.~~

~~(2) Six semester or nine quarter units of practicum, including, but not limited to, a minimum of 280 hours of face-to-face counseling.~~

- (i) Applicants who have been licensed for at least two years in clinical practice, as verified by the board, are exempt from this requirement.
- (ii) Out-of-state applicants who have been licensed for less than two years in clinical practice, as verified by the board, who do not meet the practicum requirement, shall remediate ~~it~~ by demonstrating completion of a total of 280 hours of face-to-face counseling, as specified in Section 4999.33(c)(3)(K). ~~Any post-degree hours~~ gained to meet this requirement must be in addition to the 3,000 hours of experience required by this chapter, and must be gained while registered as an intern with the board.

(3) The required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) of Section 4999.33.

- (i) An applicant whose degree is deficient in any of the required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) may satisfy those deficiencies by successfully completing graduate level coursework at an accredited or approved institution, as defined in Section 4999.12. Coursework taken to meet such deficiencies shall be the equivalent of three semester units or four and one-half quarter units of study.

(4) The applicant completes, in addition to the course described in subparagraph (I) of paragraph (1) of subdivision (c) of Section 4999.33, an 18-hour course in California law and professional ethics that includes, but is not limited to, instruction in advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous clients, psychotherapist-client privilege, recordkeeping, client access to records, state and federal laws relating to confidentiality of patient health information, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, and therapist disclosures to clients.

(5) The applicant completes any units required under subdivision (c) of Section 4999.33 not already completed in his or her education; as follows:

- (i) At least 15 semester units or 22.5 quarter units of advanced coursework to develop knowledge of specific treatment issues or special populations. This coursework must be in addition to the course requirements described in paragraph (3).

Coursework shall be from an accredited or approved school, college, or university as defined in Section 4999.12.

(6) The applicant completes any coursework required under subdivision (d) of Section 4999.33 not already completed in his or her education. Coursework may be from an accredited or approved school, college, or university as defined in Section 4999.12, or from a continuing education provider that is acceptable to the Board as defined in Section 4999.76.

(7) The applicant completes the following coursework not already completed in his or her education from an accredited or approved school, college, or university as defined in Section 4999.12, or from a continuing education provider that is acceptable to the Board as defined in

Section 4999.76:

(A) At least three semester units, or 45 hours, of instruction regarding the principles of mental health recovery-oriented care and methods of service delivery in recovery model practice environments, including structured meetings with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.

(B) At least one semester unit, or fifteen hours, of instruction that includes an understanding of various California cultures and the social and psychological implications of socioeconomic position.

(8) An applicant may complete any units and course content requirements required under paragraphs (3), (5), (6) and (7) not already completed in his or her education while registered as an intern with the board.

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Attachment B
Comparison of Proposed LPCC Requirements
Unlicensed Out of State vs. Licensed Out of State Applicant

Requirement	Unlicensed Out of State	Licensed Out of State
Required Units	48 or 60 semester units, depending on when degree obtained. If 60 units required, may remediate up to 12 units. This remediation must occur prior to issuance of license/intern registration.	48 or 60 semester units, depending on when degree obtained. If 60 units required, may remediate up to 12 units. This remediation must occur prior to issuance of license/intern registration.
Practicum	6 semester units, plus 280 face-to-face hours. No remediation.	6 semester units, plus 280 face to face hours. Exempt from this requirement if licensed at least two years. If licensed less than 2 years, may remediate by demonstration completion of 280 face to face hours. Any post-degree hours gained to meet this requirement must be in addition to 3,000 required experience hours, and must be gained while registered as an intern.
BPC Section 4999.33(c)(1)(A)-(M) Core Content Requirements	All content areas required. Each must be 3 semester/4.5 quarter units. Must be graduate level coursework from accredited/approved school. Remediation allowed, but must be done prior to issuance of an intern registration or license.	All content areas required. Each must be 3 semester/4.5 quarter units. Must be graduate level coursework from accredited/approved school. Remediation allowed, and may be done while registered as an intern.
California Law & Ethics	18 hour CA law & ethics course required prior to issuance of license/intern registration.	18 hour CA law & ethics course required prior to issuance of license/intern registration.
Advanced Coursework - Knowledge of Specific Treatment/Populations	15 semester/22.5 quarter units must be completed. Remediation allowed if not in degree; must be from an accredited or approved school. Coursework must be in addition to core content areas described in 4999.33(c)(1)(A)-(M). Remediation must be done prior to the issuance of a license or intern registration.	15 semester/22.5 quarter units must be completed. Remediation allowed if not in degree; must be from an accredited or approved school. Coursework must be in addition to core content areas described in 4999.33(c)(1)(A)-(M). May remediate while registered as an intern.
BPC Section 4999.33(d) Coursework Requirements	Coursework may be remediated while registered as an intern. May be from an accredited/approved school or a continuing education provider.	Coursework may be remediated while registered as an intern. May be from an accredited/approved school or a continuing education provider.
Principals of Mental Health/Cultures Coursework	Instruction in mental health recovery oriented care - 45 hours. Instruction in CA cultures - 15 hours. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.	Instruction in mental health recovery oriented care - 45 hours. Instruction in CA cultures - 15 hours. May be from accredited/approved school or continuing education provider. May remediate while registered as intern.

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Attachment C

Required Instruction Under BPC Section 4999.33(d) (Integrated Degree Program) For Out-of State Applicants	Required Instruction under BPC Section 4999.32 For Out-of State Applicants
1) Understanding of human behavior within the social context of socioeconomic status or other contextual issues affecting social position	not included
2) Understanding of human behavior within the social context of a representative variety of the cultures found within California.	not included
3) Cultural competency and sensitivity, including a familiarity with racial, cultural, linguistic, and ethnic backgrounds of persons living in California.	not included
4) Understanding the effects of socioeconomic status on treatment and available resources.	not included
5) Multicultural development/cross-cultural interaction, including experiences of race, ethnicity, class, spirituality, sexual orientation, gender, and disability incorporated into the psychotherapeutic process.	not included
6) Case management, systems of care for the severely mentally ill, public and private services for the severely mentally ill, community resources for victims of abuse, disaster/trauma response, advocacy for severely mentally ill, and collaborative treatment.	not included
7) Human sexuality, including study of the physiological, psychological, and social cultural variables associated with sexual behavior, gender identity, and assessment/treatment of psychosexual dysfunction.	A minimum of 10 hours of training in human sexuality as specified in Section 25.
8) Spousal/partner abuse assessment, detection, intervention strategies, and same-gender abuse dynamics.	A minimum of 15 contact hours of instruction in spousal/partner abuse assessment, detection, and intervention strategies, including knowledge of community resources, cultural factors, and same gender abuse dynamics.
9) Child abuse assessment and reporting.	A minimum of 7 contact hours in child abuse assessment/reporting as specified in Section 28.
10) Aging and long term care, including biological, social, cognitive, and psychological aspects of aging. Shall include instruction on assessment/reporting of and treatment related to elder and dependent adult abuse and neglect.	A minimum of 10 contact hours of instruction in aging and long term care, including biological, social, and psychological aspects of aging. Shall include instruction on the assessment/reporting of and treatment related to elder and dependent adult abuse and neglect.

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Attachment D
Reference Sections – LPCC Licensing Law
BPC Sections 4999.32 and 4999.33

§4999.32. QUALIFICATIONS FOR REGISTRATION AND EXAMINATION ELIGIBILITY; GRADUATE COURSEWORK BEGINNING BEFORE AUGUST 1, 2012 AND COMPLETED BEFORE DECEMBER 31, 2018

(a) This section shall apply to applicants for examination eligibility or registration who begin graduate study before August 1, 2012, and complete that study on or before December 31, 2018. Those applicants may alternatively qualify under paragraph (2) of subdivision (a) of Section 4999.33.

(b) To qualify for examination eligibility or registration, applicants shall possess a master's or doctoral degree that is counseling or psychotherapy in content and that meets the requirements of this section, obtained from an accredited or approved institution, as defined in Section 4999.12. For purposes of this subdivision, a degree is "counseling or psychotherapy in content" if it contains the supervised practicum or field study experience described in paragraph (3) of subdivision (c) and, except as provided in subdivision (d), the coursework in the core content areas listed in subparagraphs (A) to (I), inclusive, of paragraph (1) of subdivision (c).

(c) The degree described in subdivision (b) shall contain not less than 48 graduate semester or 72 graduate quarter units of instruction, which shall, except as provided in subdivision (d), include all of the following:

(1) The equivalent of at least three semester units or four and one-half quarter units of graduate study in each of following core content areas:

(A) Counseling and psychotherapeutic theories and techniques, including the counseling process in a multicultural society, an orientation to wellness and prevention, counseling theories to assist in selection of appropriate counseling interventions, models of counseling consistent with current professional research and practice, development of a personal model of counseling, and multidisciplinary responses to crises, emergencies, and disasters.

(B) Human growth and development across the lifespan, including normal and abnormal behavior and an understanding of developmental crises, disability, psychopathology, and situational and environmental factors that affect both normal and abnormal behavior.

(C) Career development theories and techniques, including career development decisionmaking models and interrelationships among and between work, family, and other life roles and factors, including the role of multicultural issues in career development.

(D) Group counseling theories and techniques, including principles of group dynamics, group process components, developmental stage theories, therapeutic factors of group work, group leadership styles and approaches, pertinent research and literature, group counseling methods, and evaluation of effectiveness.

(E) Assessment, appraisal, and testing of individuals, including basic concepts of standardized and nonstandardized testing and other assessment techniques, norm-referenced and criterion-referenced assessment, statistical concepts, social and cultural factors related to assessment and evaluation of individuals and groups, and ethical strategies for selecting, administering, and interpreting assessment instruments and techniques in counseling.

(F) Multicultural counseling theories and techniques, including counselors' roles in developing cultural self-awareness, identity development, promoting cultural social justice, individual and community strategies for working with and advocating for diverse populations, and counselors' roles in eliminating biases and prejudices, and processes of intentional and unintentional oppression and discrimination.

(G) Principles of the diagnostic process, including differential diagnosis, and the use of current diagnostic tools, such as the current edition of the Diagnostic and Statistical Manual, the impact of co-occurring substance use disorders or medical psychological disorders, established diagnostic criteria for mental or emotional disorders, and the treatment modalities and placement criteria within the continuum of care.

(H) Research and evaluation, including studies that provide an understanding of research methods, statistical analysis, the use of research to inform evidence-based practice, the importance of research in advancing the profession of counseling, and statistical methods used in conducting research, needs assessment, and program evaluation.

(I) Professional orientation, ethics, and law in counseling, including professional ethical standards and legal considerations, licensing law and process, regulatory laws that delineate the profession's scope of practice, counselor-client privilege, confidentiality, the client dangerous to self or others, treatment of minors with or without parental consent, relationship between practitioner's sense of self and human values, functions and relationships with other human service providers, strategies for collaboration, and advocacy processes needed to address institutional and social barriers that impede access, equity, and success for clients.

(2) In addition to the course requirements described in paragraph (1), a minimum of 12 semester units or 18 quarter units of advanced coursework to develop knowledge of specific treatment issues, special populations, application of counseling constructs, assessment and

treatment planning, clinical interventions, therapeutic relationships, psychopathology, or other clinical topics.

(3) Not less than six semester units or nine quarter units of supervised practicum or field study experience, or the equivalent, in a clinical setting that provides a range of professional clinical counseling experience, including the following:

(A) Applied psychotherapeutic techniques.

(B) Assessment.

(C) Diagnosis.

(D) Prognosis.

(E) Treatment.

(F) Issues of development, adjustment, and maladjustment.

(G) Health and wellness promotion.

(H) Other recognized counseling interventions.

(I) A minimum of 150 hours of face-to-face supervised clinical experience counseling individuals, families, or groups.

(d) (1) An applicant whose degree is deficient in no more than two of the required areas of study listed in subparagraphs (A) to (I), inclusive, of paragraph (1) of subdivision (c) may satisfy those deficiencies by successfully completing post-master's or postdoctoral degree coursework at an accredited or approved institution, as defined in Section 4999.12.

(2) Coursework taken to meet deficiencies in the required areas of study listed in subparagraphs (A) to (I), inclusive, of paragraph (1) of subdivision (c) shall be the equivalent of three semester units or four and one-half quarter units of study.

(3) The board shall make the final determination as to whether a degree meets all requirements, including, but not limited to, course requirements, regardless of accreditation.

(e) In addition to the degree described in this section, or as part of that degree, an applicant shall complete the following coursework or training prior to registration as an intern:

(1) A minimum of 15 contact hours of instruction in alcoholism and other chemical substance abuse dependency, as specified by regulation.

(2) A minimum of 10 contact hours of training or coursework in human sexuality as specified in Section 25, and any regulations promulgated thereunder.

(3) A two semester unit or three quarter unit survey course in psychopharmacology.

(4) A minimum of 15 contact hours of instruction in spousal or partner abuse assessment, detection, and intervention strategies, including knowledge of community resources, cultural factors, and same gender abuse dynamics.

(5) A minimum of seven contact hours of training or coursework in child abuse assessment and reporting as specified in Section 28 and any regulations adopted thereunder.

(6) A minimum of 18 contact hours of instruction in California law and professional ethics for professional clinical counselors that includes, but is not limited to, instruction in advertising, scope of practice, scope of competence, treatment of minors, confidentiality, dangerous clients, psychotherapist-client privilege, recordkeeping, client access to records, dual relationships, child abuse, elder and dependent adult abuse, online therapy, insurance reimbursement, civil liability, disciplinary actions and unprofessional conduct, ethics complaints and ethical standards, termination of therapy, standards of care, relevant family law, therapist disclosures to clients, and state and federal laws related to confidentiality of patient health information. When coursework in a master's or doctoral degree program is acquired to satisfy this requirement, it shall be considered as part of the 48 semester unit or 72 quarter unit requirement in subdivision (c).

(7) A minimum of 10 contact hours of instruction in aging and long-term care, which may include, but is not limited to, the biological, social, and psychological aspects of aging. On and after January 1, 2012, this coursework shall include instruction on the assessment and reporting of, as well as treatment related to, elder and dependent adult abuse and neglect.

(8) A minimum of 15 contact hours of instruction in crisis or trauma counseling, including multidisciplinary responses to crises, emergencies, or disasters, and brief, intermediate, and long-term approaches.

(f) This section shall remain in effect only until January 1, 2019, and as of that date is repealed, unless a later enacted statute that is enacted before January 1, 2019, deletes or extends that date.

**§4999.33. QUALIFICATIONS FOR REGISTRATION AND EXAMINATION
ELIGIBILITY; GRADUATE COURSEWORK BEGINNING AFTER AUGUST 1, 2012
OR COMPLETED AFTER DECEMBER 31, 2018**

(a) This section shall apply to the following:

(1) Applicants for examination eligibility or registration who begin graduate study before August 1, 2012, and do not complete that study on or before December 31, 2018.

(2) Applicants for examination eligibility or registration who begin graduate study before August 1, 2012, and who graduate from a degree program that meets the requirements of this section.

(3) Applicants for examination eligibility or registration who begin graduate study on or after August 1, 2012.

(b) To qualify for examination eligibility or registration, applicants shall possess a master's or doctoral degree that is counseling or psychotherapy in content and that meets the requirements of this section, obtained from an accredited or approved institution, as defined in Section 4999.12. For purposes of this subdivision, a degree is "counseling or psychotherapy in content" if it contains the supervised practicum or field study experience described in paragraph (3) of subdivision (c) and, except as provided in subdivision (f), the coursework in the core content areas listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c).

(c) The degree described in subdivision (b) shall contain not less than 60 graduate semester or 90 graduate quarter units of instruction, which shall, except as provided in subdivision (f), include all of the following:

(1) The equivalent of at least three semester units or four and one-half quarter units of graduate study in all of the following core content areas:

(A) Counseling and psychotherapeutic theories and techniques, including the counseling process in a multicultural society, an orientation to wellness and prevention, counseling theories to assist in selection of appropriate counseling interventions, models of counseling consistent with current professional research and practice, development of a personal model of counseling, and multidisciplinary responses to crises, emergencies, and disasters.

(B) Human growth and development across the lifespan, including normal and abnormal behavior and an understanding of developmental crises, disability, psychopathology, and situational and environmental factors that affect both normal and abnormal behavior.

(C) Career development theories and techniques, including career development decisionmaking models and interrelationships among and between work, family, and other life roles and factors, including the role of multicultural issues in career development.

(D) Group counseling theories and techniques, including principles of group dynamics, group process components, group developmental stage theories, therapeutic factors of group work, group leadership styles and approaches, pertinent research and literature, group counseling methods, and evaluation of effectiveness.

(E) Assessment, appraisal, and testing of individuals, including basic concepts of standardized and nonstandardized testing and other assessment techniques, norm-referenced and criterion-referenced assessment, statistical concepts, social and cultural factors related to assessment and evaluation of individuals and groups, and ethical strategies for selecting, administering, and interpreting assessment instruments and techniques in counseling.

(F) Multicultural counseling theories and techniques, including counselors' roles in developing cultural self-awareness, identity development, promoting cultural social justice, individual and community strategies for working with and advocating for diverse populations, and counselors' roles in eliminating biases and prejudices, and processes of intentional and unintentional oppression and discrimination.

(G) Principles of the diagnostic process, including differential diagnosis, and the use of current diagnostic tools, such as the current edition of the Diagnostic and Statistical Manual, the impact of co-occurring substance use disorders or medical psychological disorders, established diagnostic criteria for mental or emotional disorders, and the treatment modalities and placement criteria within the continuum of care.

(H) Research and evaluation, including studies that provide an understanding of research methods, statistical analysis, the use of research to inform evidence-based practice, the importance of research in advancing the profession of counseling, and statistical methods used in conducting research, needs assessment, and program evaluation.

(I) Professional orientation, ethics, and law in counseling, including California law and professional ethics for professional clinical counselors, professional ethical standards and legal considerations, licensing law and process, regulatory laws that delineate the profession's scope of practice, counselor-client privilege, confidentiality, the client dangerous to self or others, treatment of minors with or without parental consent, relationship between practitioner's sense of self and human values, functions and relationships with other human service providers, strategies for collaboration, and advocacy processes needed to address institutional and social barriers that impede access, equity, and success for clients.

(J) Psychopharmacology, including the biological bases of behavior, basic classifications, indications, and contraindications of commonly prescribed psychopharmacological medications so that appropriate referrals can be made for medication evaluations and so that the side effects of those medications can be identified.

(K) Addictions counseling, including substance abuse, co-occurring disorders, and addiction, major approaches to identification, evaluation, treatment, and prevention of substance abuse and addiction, legal and medical aspects of substance abuse, populations at risk, the role of support persons, support systems, and community resources.

(L) Crisis or trauma counseling, including crisis theory; multidisciplinary responses to crises, emergencies, or disasters; cognitive, affective, behavioral, and neurological effects associated with trauma; brief, intermediate, and long-term approaches; and assessment strategies for clients in crisis and principles of intervention for individuals with mental or emotional disorders during times of crisis, emergency, or disaster.

(M) Advanced counseling and psychotherapeutic theories and techniques, including the

application of counseling constructs, assessment and treatment planning, clinical interventions, therapeutic relationships, psychopathology, or other clinical topics.

(2) In addition to the course requirements described in paragraph (1), 15 semester units or 22.5 quarter units of advanced coursework to develop knowledge of specific treatment issues or special populations.

(3) Not less than six semester units or nine quarter units of supervised practicum or field study experience, or the equivalent, in a clinical setting that provides a range of professional clinical counseling experience, including the following:

(A) Applied psychotherapeutic techniques.

(B) Assessment.

(C) Diagnosis.

(D) Prognosis.

(E) Treatment.

(F) Issues of development, adjustment, and maladjustment.

(G) Health and wellness promotion.

(H) Professional writing including documentation of services, treatment plans, and progress notes.

(I) How to find and use resources.

(J) Other recognized counseling interventions.

(K) A minimum of 280 hours of face-to-face supervised clinical experience counseling individuals, families, or groups.

(d) The 60 graduate semester units or 90 graduate quarter units of instruction required pursuant to subdivision (c) shall, in addition to meeting the requirements of subdivision (c), include instruction in all of the following:

(1) The understanding of human behavior within the social context of socioeconomic status and other contextual issues affecting social position.

(2) The understanding of human behavior within the social context of a representative variety of the cultures found within California.

(3) Cultural competency and sensitivity, including a familiarity with the racial, cultural, linguistic, and ethnic backgrounds of persons living in California.

(4) An understanding of the effects of socioeconomic status on treatment and available resources.

(5) Multicultural development and cross-cultural interaction, including experiences of race, ethnicity, class, spirituality, sexual orientation, gender, and disability and their incorporation into the psychotherapeutic process.

(6) Case management, systems of care for the severely mentally ill, public and private services for the severely mentally ill, community resources for victims of abuse, disaster and trauma response, advocacy for the severely mentally ill, and collaborative treatment. The instruction required in this paragraph may be provided either in credit level coursework or through extension programs offered by the degree-granting institution.

(7) Human sexuality, including the study of the physiological, psychological, and social cultural variables associated with sexual behavior, gender identity, and the assessment and treatment of psychosexual dysfunction.

(8) Spousal or partner abuse assessment, detection, intervention strategies, and same-gender abuse dynamics.

(9) Child abuse assessment and reporting.

(10) Aging and long-term care, including biological, social, cognitive, and psychological aspects of aging. This coursework shall include instruction on the assessment and reporting of, as well as treatment related to, elder and dependent adult abuse and neglect.

(e) A degree program that qualifies for licensure under this section shall do all of the following:

(1) Integrate the principles of mental health recovery-oriented care and methods of service delivery in recovery-oriented practice environments.

(2) Integrate an understanding of various cultures and the social and psychological implications of socioeconomic position.

(3) Provide the opportunity for students to meet with various consumers and family members of consumers of mental health services to enhance understanding of their experience of mental illness, treatment, and recovery.

(f) (1) An applicant whose degree is deficient in no more than three of the required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) may satisfy those deficiencies by successfully completing post-master's or postdoctoral degree coursework at an accredited or approved institution, as defined in Section 4999.12.

(2) Coursework taken to meet deficiencies in the required areas of study listed in subparagraphs (A) to (M), inclusive, of paragraph (1) of subdivision (c) shall be the equivalent of three semester units or four and one-half quarter units of study.

(3) The board shall make the final determination as to whether a degree meets all requirements, including, but not limited to, course requirements, regardless of accreditation.