

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1564 Session of 2023

INTRODUCED BY CERRATO, HANBIDGE, SCHLOSSBERG, T. DAVIS, SIEGEL, MADDEN, HOWARD, SANCHEZ, GUENST, CEPEDA-FREYTIZ, NEILSON, GREEN, OTTEN, SHUSTERMAN, BRENNAN, DALEY, TAKAC, O'MARA AND MAYES, JULY 11, 2023

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, DECEMBER 12, 2023

AN ACT

1 ~~Amending the act of July 9, 1987 (P.L.220, No.39), entitled "An <--~~
2 ~~act licensing and regulating the practice of social work;~~
3 ~~providing penalties; and making an appropriation," further~~
4 ~~providing for definitions, for license required, for State~~
5 ~~Board of Social Workers, Marriage and Family Therapists and~~
6 ~~Professional Counselors, for powers and functions of board,~~
7 ~~for qualifications for license, for procedures for licensing,~~
8 ~~for reciprocity and for reinstatement of license; providing~~
9 ~~for restrictions on use of title "Licensed Associate Marriage~~
10 ~~and Family Therapist"; and further providing for penalties,~~
11 ~~for license renewal and records and fees and for unlawful~~
12 ~~practice.~~

13 AMENDING THE ACT OF JULY 9, 1987 (P.L.220, NO.39), ENTITLED "AN <--
14 ACT LICENSING AND REGULATING THE PRACTICE OF SOCIAL WORK;
15 PROVIDING PENALTIES; AND MAKING AN APPROPRIATION," FURTHER
16 PROVIDING FOR DEFINITIONS, FOR LICENSE REQUIRED, FOR STATE
17 BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND
18 PROFESSIONAL COUNSELORS, FOR POWERS AND FUNCTIONS OF BOARD,
19 FOR QUALIFICATIONS FOR LICENSE, FOR PROCEDURES FOR LICENSING,
20 FOR RECIPROCITY, FOR ENDORSEMENT OF OUT-OF-STATE LICENSES AND
21 FOR REINSTATEMENT OF LICENSE; PROVIDING FOR RESTRICTIONS ON
22 USE OF TITLE "LICENSED ASSOCIATE MARRIAGE AND FAMILY
23 THERAPIST" AND FOR RESTRICTIONS ON THE USE OF TITLE "LICENSED
24 ASSOCIATE PROFESSIONAL COUNSELOR"; FURTHER PROVIDING FOR
25 LICENSE RENEWAL AND RECORDS AND FEES AND FOR UNLAWFUL
26 PRACTICE; AND PROVIDING FOR EFFECT OF ASSOCIATE LICENSURE.

27 The General Assembly of the Commonwealth of Pennsylvania

28 hereby enacts as follows:

1 Section 1. ~~Section 3 of the act of July 9, 1987 (P.L.220,~~
2 ~~No.39), known as the Social Workers, Marriage and Family~~
3 ~~Therapists and Professional Counselors Act, is amended by adding~~
4 ~~definitions to read:~~

5 ~~Section 3. Definitions.~~

6 ~~The following words and phrases when used in this act shall~~
7 ~~have the meanings given to them in this section unless the~~
8 ~~context clearly indicates otherwise:~~

9 * * *

10 ~~"Licensed associate marriage and family therapist." An~~
11 ~~individual licensed as an associate marriage and family~~
12 ~~therapist under this act who is obtaining experience under~~
13 ~~professional direct supervision for the purpose of becoming~~
14 ~~licensed as a marriage and family therapist.~~

15 * * *

16 ~~"Practice of associate marriage and family therapy." The~~
17 ~~professional application of psychotherapeutic and family systems~~
18 ~~theories and techniques to the evaluation, assessment, diagnosis~~
19 ~~and treatment of mental and emotional disorders, whether~~
20 ~~cognitive, affective or behavioral, while under direct clinical~~
21 ~~supervision of a licensed supervisor approved by the American~~
22 ~~Association of Marriage and Family Therapy. The term includes~~
23 ~~the evaluation and assessment of mental and emotional disorders~~
24 ~~in the context of significant interpersonal relationships and~~
25 ~~the delivery of psychotherapeutic services to individuals,~~
26 ~~couples and families.~~

27 * * *

28 ~~Section 2. Sections 4, 5(1) and 6(2) and (3) of the act are~~
29 ~~amended to read:~~

30 ~~Section 4. License required.~~

1 ~~It shall be unlawful for any person to hold himself or~~
2 ~~herself forth as a licensed bachelor social worker, licensed~~
3 ~~social worker, licensed clinical social worker, licensed~~
4 ~~associate marriage and family therapist, licensed marriage and~~
5 ~~family therapist or licensed professional counselor unless he or~~
6 ~~she shall first have obtained a license pursuant to this act.~~

7 ~~Section 5. State Board of Social Workers, Marriage and Family~~
8 ~~Therapists and Professional Counselors.~~

9 ~~* * *~~

10 ~~(1) Operating procedures. The board shall meet within 30~~
11 ~~days after the appointment of its new members and set up~~
12 ~~operating procedures and develop application forms for licensing~~
13 ~~clinical social workers, associate marriage and family~~
14 ~~therapists, marriage and family therapists and professional~~
15 ~~counselors. It shall be the responsibility of the board to~~
16 ~~circulate these forms and educate the public to the requirements~~
17 ~~of licensing in order to hold oneself out as a licensed bachelor~~
18 ~~social worker, licensed social worker, licensed clinical social~~
19 ~~worker, licensed associate marriage and family therapist,~~
20 ~~licensed marriage and family therapist or licensed professional~~
21 ~~counselor within the Commonwealth.~~

22 ~~Section 6. Powers and functions of board.~~

23 ~~The board shall have the following powers:~~

24 ~~* * *~~

25 ~~(2) To adopt and, from time to time, revise such rules~~
26 ~~and regulations as may be necessary to carry into effect the~~
27 ~~provisions of this act. Such regulations may include, but~~
28 ~~shall not be limited to, standards of professional practice~~
29 ~~and conduct for licensed bachelor social workers, licensed~~
30 ~~social workers, licensed clinical social workers, licensed~~

1 ~~associate marriage and family therapists, licensed marriage~~
2 ~~and family therapists and licensed professional counselors in~~
3 ~~Pennsylvania.~~

4 ~~(3) To examine for, deny, approve, issue, revoke,~~
5 ~~suspend or renew licenses of bachelor social workers, social~~
6 ~~workers, clinical social workers, associate marriage and~~
7 ~~family therapists, marriage and family therapists and~~
8 ~~professional counselors pursuant to this act and to conduct~~
9 ~~hearings in connection therewith.~~

10 * * *

11 ~~Section 3. Section 7 of the act is amended by adding~~
12 ~~subsections to read:~~

13 ~~Section 7. Qualifications for license.~~

14 * * *

15 ~~(e.1) Associate marriage and family therapist license. An~~
16 ~~applicant shall be qualified for a license to hold oneself out~~
17 ~~as a licensed associate marriage and family therapist if the~~
18 ~~applicant submits:~~

19 ~~(1) Proof that the applicant is at least 21 years of~~
20 ~~age.~~

21 ~~(2) Proof that the applicant is of good moral character.~~

22 ~~(3) Proof that the applicant has satisfied the~~
23 ~~educational requirements under subsection (e)(2).~~

24 ~~(4) A clinical marriage and family therapy plan of~~
25 ~~supervision, which shall include a detailed job description~~
26 ~~and the location or locations where client contact and~~
27 ~~supervision will occur.~~

28 ~~(5) The supervisor's resume or curriculum vitae, which~~
29 ~~shall document that the supervisor has no less than five~~
30 ~~full time years of professional marriage and family therapy~~

~~practice experience or the equivalent and holds a current and active license to practice as a marriage and family therapist.~~

~~(6) An application accompanied by the application fee.~~

~~(7) Proof that the applicant has not been convicted of a felony under The Controlled Substance, Drug, Device and Cosmetic Act, or of an offense under the laws of another jurisdiction, which, if committed in this Commonwealth, would be a felony under The Controlled Substance, Drug, Device and Cosmetic Act, unless:~~

~~(i) at least 10 years have elapsed from the date of conviction;~~

~~(ii) the applicant satisfactorily demonstrates to the board that the applicant has made significant progress in personal rehabilitation since the conviction, such that licensure of the applicant should not be expected to create a substantial risk of harm to the health and safety of the applicant's clients or the public or a substantial risk of further criminal violations; and~~

~~(iii) the applicant otherwise satisfies the qualifications contained in or authorized by this act. As used in this paragraph, the term "convicted" shall include a judgment, an admission of guilt or a plea of nolo contendere.~~

~~(e.2) Expiration of associate marriage and family therapist license. An associate marriage and family therapist license shall expire six years after issuance and shall permanently expire 30 days after completion of the required clinical supervised hours under subsection (e)(2). The board may renew an~~

1 ~~associate marriage and family therapist license for no more than~~
2 ~~two years under extenuating circumstances or for good cause~~
3 ~~shown.~~

4 ~~(e.3) Limitations on associate marriage and family therapist~~
5 ~~license. A licensed associate marriage and family therapist~~
6 ~~shall work under the supervision of a licensed marriage and~~
7 ~~family therapist who holds a clinical supervisor license to~~
8 ~~supervise and direct the activities of the licensed associate~~
9 ~~marriage and family therapist. Licensed associate marriage and~~
10 ~~family therapists may not practice in a private setting without~~
11 ~~the direct supervision of a licensed marriage and family~~
12 ~~therapist clinical supervisor. Nothing in this section shall be~~
13 ~~construed to prohibit a licensed associate marriage and family~~
14 ~~therapist to take the National Association of Marriage and~~
15 ~~Family Therapy Regulatory Boards Exam during the time between~~
16 ~~graduation and completing the required clinical supervised hours~~
17 ~~under subsection (c) (2) in order to meet licensure requirements.~~

18 * * *

19 Section 4. ~~Sections 8(b), 10(a) and 12 of the act are~~
20 ~~amended to read:~~

21 Section 8. ~~Procedures for licensing.~~

22 * * *

23 ~~(b) Issuance of license. The board shall issue to each~~
24 ~~person who meets the licensure requirements of this act a~~
25 ~~certificate setting forth that such person is licensed to hold~~
26 ~~himself or herself out as a licensed bachelor social worker, a~~
27 ~~licensed social worker, a licensed clinical social worker, a~~
28 ~~licensed associate marriage and family therapist, a licensed~~
29 ~~marriage and family therapist or a licensed professional~~
30 ~~counselor.~~

1 ~~Section 10. Reciprocity.~~

2 ~~(a) General rule. The board shall have the power to grant a~~
3 ~~reciprocal license to an applicant who is licensed or certified~~
4 ~~as a bachelor social worker, social worker, clinical social~~
5 ~~worker, associate marriage and family therapist, marriage and~~
6 ~~family therapist or professional counselor in another state and~~
7 ~~has demonstrated qualifications which equal or exceed those~~
8 ~~required pursuant to this act in the determination of the board,~~
9 ~~provided that no license shall be granted under this section to~~
10 ~~an applicant unless the state in which the applicant is licensed~~
11 ~~affords reciprocal treatment to persons who are residents of~~
12 ~~this Commonwealth and who are licensed pursuant to this act.~~

13 ~~***~~

14 ~~Section 12. Reinstatement of license.~~

15 ~~Unless ordered to do so by Commonwealth Court or an appeal~~
16 ~~therefrom, the board shall not reinstate the license of a person~~
17 ~~to practice as a bachelor social worker, social worker, clinical~~
18 ~~social worker, associate marriage and family therapist, marriage~~
19 ~~and family therapist or professional counselor pursuant to this~~
20 ~~act, which has been revoked. Any person whose license has been~~
21 ~~revoked may apply for reinstatement, after a period of at least~~
22 ~~five years, but must meet all of the licensing qualifications of~~
23 ~~this act, including the examination requirement, if he or she~~
24 ~~desires to practice as a bachelor social worker, social worker,~~
25 ~~clinical social worker, marriage and family therapist or~~
26 ~~professional counselor pursuant to this act at any time after~~
27 ~~such revocation.~~

28 ~~Section 5. The act is amended by adding a section to read:~~

29 ~~Section 16.5. Restrictions on use of title "Licensed Associate~~
30 ~~Marriage and Family Therapist."~~

1 ~~Only individuals who have received licenses as licensed~~
2 ~~associate marriage and family therapists under this act may~~
3 ~~style themselves as licensed associate marriage and family~~
4 ~~therapists and use the letters "L.A.M.F.T." in connection with~~
5 ~~their names, and it shall be unlawful for an individual to style~~
6 ~~himself or herself as a licensed associate marriage and family~~
7 ~~therapist or use any words or symbols indicating or tending to~~
8 ~~indicate that the individual is a licensed associate marriage~~
9 ~~and family therapist without holding a license in good standing~~
10 ~~under this act.~~

11 Section 6. Sections 17(b), 18(b) and 20(a) of the act are
12 amended to read:

13 Section 17. Penalties.

14 * * *

15 (b) Civil penalty. In addition to any other civil remedy or
16 criminal penalty provided for in this act, the board, by a vote
17 of the majority of the maximum number of the authorized
18 membership of the board as provided by law, or by a vote of the
19 majority of the duly qualified and confirmed membership or a
20 minimum of three members, whichever is greater, may levy a civil
21 penalty of up to \$10,000 on any current licensee who violates
22 any provision of this act, on any person who engages in the
23 independent practice of clinical social work, the independent
24 practice of marriage and family therapy or the independent
25 practice of professional counseling without being licensed
26 pursuant to this act or on any person who holds himself or
27 herself out as a licensed bachelor social worker, licensed
28 social worker, licensed clinical social worker, licensed
29 associate marriage and family therapist licensed marriage and
30 family therapist, licensed professional counselor or marriage

1 ~~and family therapist without being so licensed pursuant to this~~
2 ~~act. The board shall levy this penalty only after affording the~~
3 ~~accused party the opportunity for a hearing, as provided in~~
4 ~~Title 2 of the Pennsylvania Consolidated Statutes (relating to~~
5 ~~administrative law and procedure).~~

6 * * *

7 ~~Section 18. License renewal, records and fees.~~

8 * * *

9 ~~(b) Records. A record of all persons licensed to practice~~
10 ~~as bachelor social workers, social workers, clinical social~~
11 ~~workers, associate marriage and family therapists, marriage and~~
12 ~~family therapists and professional counselors in Pennsylvania~~
13 ~~shall be kept in the office of the board and shall be open to~~
14 ~~public inspection and copying upon payment of a nominal fee for~~
15 ~~copying the record.~~

16 * * *

17 ~~Section 20. Unlawful practice.~~

18 ~~(a) Unlawful practice prohibited. It shall be unlawful for~~
19 ~~any person to engage in the independent practice of clinical~~
20 ~~social work, the independent practice of marriage and family~~
21 ~~therapy or the independent practice of professional counseling~~
22 ~~or hold himself or herself out as a licensed bachelor social~~
23 ~~worker, licensed social worker, licensed clinical social worker,~~
24 ~~licensed associate marriage and family therapist, marriage and~~
25 ~~family therapist and professional counselor without possessing a~~
26 ~~valid, unexpired, unrevoked and unsuspended license issued under~~
27 ~~this act.~~

28 * * *

29 ~~Section 7. This act shall take effect in 60 days.~~

30 SECTION 1. SECTION 3 OF THE ACT OF JULY 9, 1987 (P.L.220, <--

1 NO.39), KNOWN AS THE SOCIAL WORKERS, MARRIAGE AND FAMILY
2 THERAPISTS AND PROFESSIONAL COUNSELORS ACT, IS AMENDED BY ADDING
3 DEFINITIONS TO READ:

4 SECTION 3. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ACT SHALL
6 HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATES OTHERWISE:

8 * * *

9 "LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST." AN
10 INDIVIDUAL LICENSED AS AN ASSOCIATE MARRIAGE AND FAMILY
11 THERAPIST UNDER THIS ACT WHO IS OBTAINING SUPERVISED CLINICAL
12 EXPERIENCE FOR THE PURPOSE OF BECOMING A LICENSED MARRIAGE AND
13 FAMILY THERAPIST.

14 "LICENSED ASSOCIATE PROFESSIONAL COUNSELOR." AN INDIVIDUAL
15 LICENSED AS AN ASSOCIATE PROFESSIONAL COUNSELOR UNDER THIS ACT
16 WHO IS OBTAINING SUPERVISED CLINICAL EXPERIENCE FOR THE PURPOSE
17 OF BECOMING A LICENSED PROFESSIONAL COUNSELOR.

18 * * *

19 "PRACTICE OF ASSOCIATE MARRIAGE AND FAMILY THERAPY." THE
20 PROFESSIONAL APPLICATION OF PSYCHOTHERAPEUTIC AND FAMILY SYSTEM
21 THEORIES AND TECHNIQUES TO THE EVALUATION, ASSESSMENT, DIAGNOSIS
22 AND TREATMENT OF MENTAL AND EMOTIONAL DISORDERS, WHETHER
23 COGNITIVE, AFFECTIVE OR BEHAVIORAL, WHILE UNDER THE SUPERVISION
24 OF A LICENSED SUPERVISOR ACCEPTABLE TO THE BOARD IN ACCORDANCE
25 WITH THE BOARD'S REGULATIONS. THE TERM INCLUDES THE EVALUATION
26 AND ASSESSMENT OF MENTAL AND EMOTIONAL DISORDERS IN THE CONTEXT
27 OF SIGNIFICANT INTERPERSONAL RELATIONSHIPS AND THE DELIVERY OF
28 PSYCHOTHERAPEUTIC SERVICES TO INDIVIDUALS, COUPLES, FAMILIES AND
29 GROUPS FOR THE PURPOSE OF TREATING THE DISORDERS.

30 "PRACTICE OF ASSOCIATE PROFESSIONAL COUNSELING." INCLUDES,

1 TO THE EXTENT COMPATIBLE WITH A PRACTITIONER'S EDUCATION AND
2 PROFESSIONAL COMPETENCE WHILE UNDER THE SUPERVISION OF A
3 LICENSED SUPERVISOR ACCEPTABLE TO THE BOARD IN ACCORDANCE WITH
4 THE BOARD'S REGULATIONS, ALL OF THE FOLLOWING:

5 (1) THE APPLICATION OF PRINCIPLES AND PRACTICES OF
6 COUNSELING, MENTAL HEALTH AND HUMAN DEVELOPMENT TO EVALUATE
7 AND FACILITATE HUMAN GROWTH AND ADJUSTMENT THROUGHOUT THE
8 LIFE SPAN AND TO PREVENT AND TREAT MENTAL, EMOTIONAL OR
9 BEHAVIORAL DISORDERS AND ASSOCIATED STRESSES WHICH INTERFERE
10 WITH MENTAL HEALTH AND NORMAL HUMAN GROWTH AND DEVELOPMENT.

11 (2) THE EVALUATION, ASSESSMENT, DIAGNOSIS AND TREATMENT
12 OF NORMAL AND ABNORMAL MENTAL, EMOTIONAL, SOCIAL,
13 EDUCATIONAL, VOCATIONAL, FAMILY AND BEHAVIORAL FUNCTIONING
14 THROUGHOUT THE LIFE SPAN; INDIVIDUAL, GROUP, FAMILY
15 COUNSELING AND PSYCHOTHERAPY; CRISIS INTERVENTION, CAREER
16 COUNSELING AND EDUCATIONAL AND VOCATIONAL COUNSELING;
17 FUNCTIONAL ASSESSMENT OF PERSONS WITH DISABILITIES; AND
18 PROFESSIONAL CONSULTING.

19 (3) PROFESSIONAL COUNSELORS' UTILIZATION OF VERBAL AND
20 NONVERBAL APPROACHES AND SPECIALIZATION IN THE USE OF ARTS-
21 BASED THERAPEUTIC APPROACHES, SUCH AS ART, DANCE, MUSIC OR
22 DRAMA, TO ACCOMPLISH TREATMENT OBJECTIVES.

23 * * *

24 SECTION 2. SECTIONS 4, 5(L) AND 6(2) AND (3) OF THE ACT ARE
25 AMENDED TO READ:

26 SECTION 4. LICENSE REQUIRED.

27 IT SHALL BE UNLAWFUL FOR ANY PERSON TO HOLD [HIMSELF OR
28 HERSELF] ONESELF FORTH AS A LICENSED BACHELOR SOCIAL WORKER,
29 LICENSED SOCIAL WORKER, LICENSED CLINICAL SOCIAL WORKER,
30 LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST, LICENSED

1 MARRIAGE AND FAMILY THERAPIST, LICENSED ASSOCIATE PROFESSIONAL
2 COUNSELOR OR LICENSED PROFESSIONAL COUNSELOR UNLESS HE OR SHE
3 SHALL FIRST HAVE OBTAINED A LICENSE PURSUANT TO THIS ACT.

4 SECTION 5. STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY
5 THERAPISTS AND PROFESSIONAL COUNSELORS.

6 * * *

7 (L) OPERATING PROCEDURES.--THE BOARD SHALL MEET WITHIN 30
8 DAYS AFTER THE APPOINTMENT OF ITS NEW MEMBERS AND SET UP
9 OPERATING PROCEDURES AND DEVELOP APPLICATION FORMS FOR LICENSING
10 CLINICAL SOCIAL WORKERS, ASSOCIATE MARRIAGE AND FAMILY
11 THERAPISTS, MARRIAGE AND FAMILY THERAPISTS, ASSOCIATE
12 PROFESSIONAL COUNSELORS AND PROFESSIONAL COUNSELORS. IT SHALL BE
13 THE RESPONSIBILITY OF THE BOARD TO CIRCULATE THESE FORMS AND
14 EDUCATE THE PUBLIC TO THE REQUIREMENTS OF LICENSING IN ORDER TO
15 HOLD ONESELF OUT AS A LICENSED BACHELOR SOCIAL WORKER, LICENSED
16 SOCIAL WORKER, LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST,
17 LICENSED CLINICAL SOCIAL WORKER, LICENSED MARRIAGE AND FAMILY
18 THERAPIST, LICENSED ASSOCIATE PROFESSIONAL COUNSELOR OR LICENSED
19 PROFESSIONAL COUNSELOR WITHIN THE COMMONWEALTH.

20 SECTION 6. POWERS AND FUNCTIONS OF BOARD.

21 THE BOARD SHALL HAVE THE FOLLOWING POWERS:

22 * * *

23 (2) TO ADOPT AND, FROM TIME TO TIME, REVISE SUCH RULES
24 AND REGULATIONS AS MAY BE NECESSARY TO CARRY INTO EFFECT THE
25 PROVISIONS OF THIS ACT. SUCH REGULATIONS MAY INCLUDE, BUT
26 SHALL NOT BE LIMITED TO, STANDARDS OF PROFESSIONAL PRACTICE
27 AND CONDUCT FOR LICENSED BACHELOR SOCIAL WORKERS, LICENSED
28 SOCIAL WORKERS, LICENSED CLINICAL SOCIAL WORKERS, LICENSED
29 ASSOCIATE MARRIAGE AND FAMILY THERAPISTS, LICENSED MARRIAGE
30 AND FAMILY THERAPISTS, LICENSED ASSOCIATE PROFESSIONAL

1 COUNSELORS AND LICENSED PROFESSIONAL COUNSELORS IN
2 PENNSYLVANIA.

3 (3) TO EXAMINE FOR, DENY, APPROVE, ISSUE, REVOKE,
4 SUSPEND OR RENEW LICENSES OF BACHELOR SOCIAL WORKERS, SOCIAL
5 WORKERS, CLINICAL SOCIAL WORKERS, ASSOCIATE MARRIAGE AND
6 FAMILY THERAPISTS, MARRIAGE AND FAMILY THERAPISTS, ASSOCIATE
7 PROFESSIONAL COUNSELORS AND PROFESSIONAL COUNSELORS PURSUANT
8 TO THIS ACT AND TO CONDUCT HEARINGS IN CONNECTION THEREWITH.

9 * * *

10 SECTION 3. SECTION 7(A)(1), (D)(1), (E)(1), (F)(1) AND (G)
11 (1) OF THE ACT ARE AMENDED AND THE SECTION IS AMENDED BY ADDING
12 SUBSECTIONS TO READ:

13 SECTION 7. QUALIFICATIONS FOR LICENSE.

14 (A) SOCIAL WORK LICENSE.--AN APPLICANT SHALL BE QUALIFIED
15 FOR A LICENSE TO HOLD ONESELF OUT AS A LICENSED SOCIAL WORKER,
16 PROVIDED HE OR SHE SUBMITS PROOF SATISFACTORY TO THE BOARD THAT:

17 (1) HE OR SHE IS OF GOOD MORAL CHARACTER. IN ASSESSING
18 THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
19 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
20 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113 (RELATING TO
21 CONSIDERATION OF CRIMINAL CONVICTIONS).

22 * * *

23 (D) CLINICAL SOCIAL WORK LICENSE.--AN APPLICANT SHALL BE
24 QUALIFIED FOR A LICENSE TO HOLD ONESELF OUT AS A LICENSED
25 CLINICAL SOCIAL WORKER IF THE APPLICANT SUBMITS PROOF
26 SATISFACTORY TO THE BOARD THAT ALL OF THE FOLLOWING APPLY:

27 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
28 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
29 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
30 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

1 * * *

2 (E) MARRIAGE AND FAMILY THERAPIST LICENSE.--AN APPLICANT
3 SHALL BE QUALIFIED TO HOLD ONESELF OUT AS A LICENSED MARRIAGE
4 AND FAMILY THERAPIST IF THE APPLICANT SUBMITS PROOF SATISFACTORY
5 TO THE BOARD THAT ALL OF THE FOLLOWING APPLY:

6 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
7 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
8 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
9 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

10 * * *

11 (E.1) ASSOCIATE MARRIAGE AND FAMILY THERAPIST LICENSE.--

12 (1) AN APPLICANT SHALL BE QUALIFIED FOR A LICENSE TO
13 HOLD ONESELF OUT AS A LICENSED ASSOCIATE MARRIAGE AND FAMILY
14 THERAPIST IF THE APPLICANT SUBMITS PROOF SATISFACTORY TO THE
15 BOARD THAT ALL OF THE FOLLOWING APPLY:

16 (I) THE APPLICANT IS AT LEAST 21 YEARS OF AGE.

17 (II) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
18 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A
19 CRIMINAL CONVICTION, THE BOARD SHALL CONDUCT AN
20 INDIVIDUALIZED ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. §
21 3113.

22 (III) THE APPLICANT HAS SATISFIED THE EDUCATIONAL
23 REQUIREMENTS UNDER SUBSECTION (E) (2) (I), (II) OR (III).

24 (IV) THE APPLICANT HAS SUBMITTED A SUPERVISION PLAN,
25 INCLUDING A DETAILED JOB DESCRIPTION AND EACH LOCATION
26 WHERE CLIENT CONTACT AND SUPERVISION WILL OCCUR.

27 (V) THE APPLICANT HAS SUBMITTED THE RESUME OR
28 CURRICULUM VITAE FOR EACH LICENSEE WHO PROVIDES
29 SUPERVISION ACCEPTABLE TO THE BOARD. A SUPERVISOR SHALL
30 HOLD A CURRENT AND ACTIVE LICENSE TO PRACTICE MARRIAGE

1 AND FAMILY THERAPY OR TO PRACTICE IN A RELATED FIELD AS
2 APPROVED BY THE BOARD AND SHALL HAVE NO LESS THAN FIVE
3 FULL-TIME YEARS OF EXPERIENCE OR THE EQUIVALENT IN THE
4 PRIOR TEN YEARS AS SPECIFIED BY THE BOARD'S REGULATIONS.

5 (VI) THE APPLICANT HAS SUBMITTED AN APPLICATION
6 ACCOMPANIED BY THE APPLICATION FEE.

7 (VII) THE APPLICANT HAS NOT BEEN CONVICTED OF A
8 FELONY UNDER THE CONTROLLED SUBSTANCE, DRUG, DEVICE AND
9 COSMETIC ACT, OR OF AN OFFENSE UNDER THE LAWS OF ANOTHER
10 JURISDICTION, WHICH, IF COMMITTED IN THIS COMMONWEALTH,
11 WOULD BE A FELONY UNDER THE CONTROLLED SUBSTANCE, DRUG,
12 DEVICE AND COSMETIC ACT, UNLESS:

13 (A) AT LEAST TEN YEARS HAVE ELAPSED FROM THE
14 DATE OF CONVICTION;

15 (B) THE APPLICANT SATISFACTORILY DEMONSTRATES TO
16 THE BOARD THAT THE APPLICANT HAS MADE SIGNIFICANT
17 PROGRESS IN PERSONAL REHABILITATION SINCE THE
18 CONVICTION, SUCH THAT LICENSURE OF THE APPLICANT
19 SHOULD NOT BE EXPECTED TO CREATE A SUBSTANTIAL RISK
20 OF HARM TO THE HEALTH AND SAFETY OF THE APPLICANT'S
21 CLIENTS OR THE PUBLIC OR A SUBSTANTIAL RISK OF
22 FURTHER CRIMINAL VIOLATIONS; AND

23 (C) THE APPLICANT OTHERWISE SATISFIES THE
24 QUALIFICATIONS CONTAINED IN OR AUTHORIZED BY THIS
25 ACT. AS USED IN THIS PARAGRAPH, THE TERM "CONVICTED"
26 SHALL INCLUDE A JUDGMENT, AN ADMISSION OF GUILT OR A
27 PLEA OF NOLO CONTENDERE.

28 (2) RENEWAL OF AN ASSOCIATE MARRIAGE AND FAMILY
29 THERAPIST LICENSE SHALL BE ON A BIENNIAL BASIS, AND THE
30 LICENSE SHALL BE ELIGIBLE FOR NO MORE THAN THREE RENEWALS.

1 (E.2) LIMITATIONS ON ASSOCIATE MARRIAGE AND FAMILY
2 THERAPIST LICENSE.--A LICENSED ASSOCIATE MARRIAGE AND FAMILY
3 THERAPIST SHALL WORK UNDER THE SUPERVISION OF A LICENSED
4 MARRIAGE AND FAMILY THERAPIST OR A RELATED LICENSED PROFESSIONAL
5 AS APPROVED BY THE BOARD WHO DIRECTS THE ACTIVITIES OF THE
6 LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST. A LICENSED
7 ASSOCIATE MARRIAGE AND FAMILY THERAPIST SHALL NOT PRACTICE IN A
8 PRIVATE SETTING WITHOUT THE DIRECTION OF A SUPERVISOR. NOTHING
9 IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT A LICENSED
10 ASSOCIATE MARRIAGE AND FAMILY THERAPIST FROM TAKING THE REQUIRED
11 EXAMINATION UNDER SUBSECTION (E) (4) DURING THE TIME BETWEEN
12 GRADUATION AND COMPLETING THE REQUIRED CLINICAL SUPERVISED HOURS
13 UNDER SUBSECTION (E) (3) TO MEET THE LICENSURE REQUIREMENTS FOR A
14 MARRIAGE AND FAMILY THERAPIST.

15 (F) PROFESSIONAL COUNSELORS LICENSE.--AN APPLICANT IS
16 QUALIFIED FOR A LICENSE TO HOLD ONESELF OUT AS A LICENSED
17 PROFESSIONAL COUNSELOR IF THE APPLICANT SUBMITS PROOF
18 SATISFACTORY TO THE BOARD THAT ALL OF THE FOLLOWING APPLY:

19 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
20 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
21 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
22 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

23 * * *

24 (F.1) ASSOCIATE PROFESSIONAL COUNSELOR LICENSE.--

25 (1) AN APPLICANT IS QUALIFIED FOR A LICENSE TO HOLD
26 ONESELF OUT AS A LICENSED ASSOCIATE PROFESSIONAL COUNSELOR IF
27 THE APPLICANT SUBMITS PROOF SATISFACTORY TO THE BOARD THAT
28 ALL OF THE FOLLOWING APPLY:

29 (I) THE APPLICANT IS AT LEAST 21 YEARS OF AGE.

30 (II) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN

1 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A
2 CRIMINAL CONVICTION, THE BOARD SHALL CONDUCT AN
3 INDIVIDUALIZED ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. §
4 3113.

5 (III) THE APPLICANT HAS SATISFIED THE EDUCATIONAL
6 REQUIREMENTS UNDER SUBSECTION (F) (2) (I), (II) OR (III).

7 (IV) THE APPLICANT HAS SUBMITTED A PLAN OF
8 SUPERVISION, INCLUDING A DETAILED JOB DESCRIPTION AND
9 EACH LOCATION WHERE CLIENT CONTACT AND SUPERVISION WILL
10 OCCUR.

11 (V) THE APPLICANT HAS SUBMITTED THE RESUME OR
12 CURRICULUM VITAE FOR EACH LICENSEE WHO PROVIDES
13 SUPERVISION ACCEPTABLE TO THE BOARD. A SUPERVISOR SHALL
14 HOLD A CURRENT AND ACTIVE LICENSE TO PRACTICE
15 PROFESSIONAL COUNSELING OR TO PRACTICE IN A RELATED FIELD
16 AS APPROVED BY THE BOARD AND SHALL HAVE NO LESS THAN FIVE
17 FULL-TIME YEARS OF EXPERIENCE OR THE EQUIVALENT IN THE
18 PRIOR TEN YEARS AS SPECIFIED BY THE BOARD'S REGULATIONS.

19 (VI) THE APPLICATION HAS BEEN ACCOMPANIED BY THE
20 APPLICATION FEE.

21 (VII) THE APPLICANT HAS NOT BEEN CONVICTED OF A
22 FELONY UNDER THE CONTROLLED SUBSTANCE, DRUG, DEVICE AND
23 COSMETIC ACT OR OF AN OFFENSE UNDER THE LAWS OF ANOTHER
24 JURISDICTION WHICH IF COMMITTED IN THIS COMMONWEALTH
25 WOULD BE A FELONY UNDER THE CONTROLLED SUBSTANCE, DRUG,
26 DEVICE AND COSMETIC ACT, UNLESS:

27 (A) AT LEAST TEN YEARS HAVE ELAPSED FROM THE
28 DATE OF CONVICTION;

29 (B) THE APPLICANT SATISFACTORILY DEMONSTRATES TO
30 THE BOARD THAT THE APPLICANT HAS MADE SIGNIFICANT

1 PROGRESS IN PERSONAL REHABILITATION SINCE THE
2 CONVICTION SUCH THAT LICENSURE OF THE APPLICANT
3 SHOULD NOT BE EXPECTED TO CREATE A SUBSTANTIAL RISK
4 OF HARM TO THE HEALTH AND SAFETY OF CLIENTS OR THE
5 PUBLIC OR A SUBSTANTIAL RISK OF FURTHER CRIMINAL
6 VIOLATIONS; AND

7 (C) THE APPLICANT OTHERWISE SATISFIES THE
8 QUALIFICATIONS CONTAINED IN OR AUTHORIZED BY THIS
9 ACT. AS USED IN THIS PARAGRAPH, THE TERM "CONVICTED"
10 INCLUDES A JUDGMENT, AN ADMISSION OF GUILT OR A PLEA
11 OF NOLO CONTENDERE.

12 (2) RENEWAL OF AN ASSOCIATE PROFESSIONAL COUNSELOR
13 LICENSE SHALL BE ON A BIENNIAL BASIS, AND THE LICENSE SHALL
14 BE ELIGIBLE FOR NO MORE THAN THREE RENEWALS.

15 (F.2) LIMITATIONS ON ASSOCIATE PROFESSIONAL COUNSELOR
16 LICENSE.--A LICENSED ASSOCIATE PROFESSIONAL COUNSELOR SHALL WORK
17 UNDER THE SUPERVISION OF A LICENSED PROFESSIONAL COUNSELOR OR A
18 RELATED LICENSED PROFESSIONAL APPROVED BY THE BOARD WHO DIRECTS
19 THE ACTIVITIES OF THE LICENSED ASSOCIATE PROFESSIONAL COUNSELOR.
20 A LICENSED ASSOCIATE PROFESSIONAL COUNSELOR SHALL NOT PRACTICE
21 IN A PRIVATE SETTING WITHOUT THE DIRECTION OF A
22 SUPERVISOR. NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO
23 PROHIBIT A LICENSED ASSOCIATE PROFESSIONAL COUNSELOR FROM TAKING
24 THE REQUIRED EXAM UNDER SUBSECTION (F) (4) DURING THE TIME
25 BETWEEN GRADUATION AND COMPLETING THE REQUIRED SUPERVISED HOURS
26 UNDER SUBSECTION (F) (3) TO MEET THE LICENSURE REQUIREMENTS FOR A
27 LICENSED PROFESSIONAL COUNSELOR.

28 (G) BACHELOR SOCIAL WORK LICENSE.--AN APPLICANT SHALL BE
29 QUALIFIED FOR A LICENSE TO HOLD ONESELF OUT AS A LICENSED
30 BACHELOR SOCIAL WORKER IF THE APPLICANT SUBMITS PROOF

1 SATISFACTORY TO THE BOARD THAT:

2 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
3 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
4 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
5 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

6 * * *

7 SECTION 4. SECTIONS 8(B), 10(A), 10.1(A)(1), (B)(1) AND (C)
8 (1) AND 12 OF THE ACT ARE AMENDED TO READ:

9 SECTION 8. PROCEDURES FOR LICENSING.

10 * * *

11 (B) ISSUANCE OF LICENSE.--THE BOARD SHALL ISSUE TO EACH
12 PERSON WHO MEETS THE LICENSURE REQUIREMENTS OF THIS ACT A
13 CERTIFICATE SETTING FORTH THAT SUCH PERSON IS LICENSED TO HOLD
14 [HIMSELF OR HERSELF] ONESELF OUT AS A LICENSED BACHELOR SOCIAL
15 WORKER, A LICENSED SOCIAL WORKER, A LICENSED CLINICAL SOCIAL
16 WORKER, A LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST, A
17 LICENSED MARRIAGE AND FAMILY THERAPIST, A LICENSED ASSOCIATE
18 PROFESSIONAL COUNSELOR OR A LICENSED PROFESSIONAL COUNSELOR.

19 SECTION 10. RECIPROCITY.

20 (A) GENERAL RULE.--THE BOARD SHALL HAVE THE POWER TO GRANT A
21 RECIPROCAL LICENSE TO AN APPLICANT WHO IS LICENSED OR CERTIFIED
22 AS A BACHELOR SOCIAL WORKER, SOCIAL WORKER, CLINICAL SOCIAL
23 WORKER, ASSOCIATE MARRIAGE AND FAMILY THERAPIST, MARRIAGE AND
24 FAMILY THERAPIST, ASSOCIATE PROFESSIONAL COUNSELOR OR
25 PROFESSIONAL COUNSELOR IN ANOTHER STATE AND HAS DEMONSTRATED
26 QUALIFICATIONS WHICH EQUAL OR EXCEED THOSE REQUIRED PURSUANT TO
27 THIS ACT IN THE DETERMINATION OF THE BOARD, PROVIDED THAT NO
28 LICENSE SHALL BE GRANTED UNDER THIS SECTION TO AN APPLICANT
29 UNLESS THE STATE IN WHICH THE APPLICANT IS LICENSED AFFORDS
30 RECIPROCAL TREATMENT TO PERSONS WHO ARE RESIDENTS OF THIS

1 COMMONWEALTH AND WHO ARE LICENSED PURSUANT TO THIS ACT.

2 * * *

3 SECTION 10.1. ENDORSEMENT OF OUT-OF-STATE LICENSES.

4 (A) CLINICAL SOCIAL WORK LICENSE.--THE BOARD MAY ISSUE A
5 CLINICAL SOCIAL WORK LICENSE WITHOUT EXAMINATION TO AN APPLICANT
6 HOLDING A CLINICAL SOCIAL WORK LICENSE IN ANOTHER STATE WHO
7 SUBMITS PROOF SATISFACTORY TO THE BOARD OF ALL OF THE FOLLOWING:

8 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
9 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
10 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
11 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113 (RELATING TO
12 CONSIDERATION OF CRIMINAL CONVICTIONS).

13 * * *

14 (B) MARRIAGE AND FAMILY THERAPIST LICENSE.--THE BOARD MAY
15 ISSUE A MARRIAGE AND FAMILY THERAPIST LICENSE WITHOUT
16 EXAMINATION TO AN APPLICANT HOLDING A MARRIAGE AND FAMILY
17 THERAPIST LICENSE IN ANOTHER STATE WHO SUBMITS PROOF
18 SATISFACTORY TO THE BOARD OF ALL OF THE FOLLOWING:

19 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
20 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL
21 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
22 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

23 * * *

24 (C) PROFESSIONAL COUNSELOR LICENSE.--THE BOARD MAY ISSUE A
25 PROFESSIONAL COUNSELOR LICENSE WITHOUT EXAMINATION TO AN
26 APPLICANT HOLDING A PROFESSIONAL COUNSELOR LICENSE IN ANOTHER
27 STATE WHO SUBMITS PROOF SATISFACTORY TO THE BOARD OF ALL OF THE
28 FOLLOWING:

29 (1) THE APPLICANT IS OF GOOD MORAL CHARACTER. IN
30 ASSESSING THE MORAL CHARACTER OF AN APPLICANT WITH A CRIMINAL

1 CONVICTION, THE BOARD SHALL CONDUCT AN INDIVIDUALIZED
2 ASSESSMENT IN ACCORDANCE WITH 63 PA.C.S. § 3113.

3 * * *

4 SECTION 12. REINSTATEMENT OF LICENSE.

5 UNLESS ORDERED TO DO SO BY COMMONWEALTH COURT OR AN APPEAL
6 THEREFROM, THE BOARD SHALL NOT REINSTATE THE LICENSE OF A PERSON
7 TO PRACTICE AS A BACHELOR SOCIAL WORKER, SOCIAL WORKER, CLINICAL
8 SOCIAL WORKER, ASSOCIATE MARRIAGE AND FAMILY THERAPIST, MARRIAGE
9 AND FAMILY THERAPIST, ASSOCIATE PROFESSIONAL COUNSELOR OR
10 PROFESSIONAL COUNSELOR PURSUANT TO THIS ACT, WHICH HAS BEEN
11 REVOKED. ANY PERSON WHOSE LICENSE HAS BEEN REVOKED MAY APPLY FOR
12 REINSTATEMENT, AFTER A PERIOD OF AT LEAST FIVE YEARS, BUT MUST
13 MEET ALL OF THE LICENSING QUALIFICATIONS OF THIS ACT, INCLUDING
14 THE EXAMINATION REQUIREMENT, IF HE OR SHE DESIRES TO PRACTICE AS
15 A BACHELOR SOCIAL WORKER, SOCIAL WORKER, CLINICAL SOCIAL WORKER,
16 MARRIAGE AND FAMILY THERAPIST OR PROFESSIONAL COUNSELOR PURSUANT
17 TO THIS ACT AT ANY TIME AFTER SUCH REVOCATION.

18 SECTION 5. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

19 SECTION 16.5. RESTRICTIONS ON USE OF TITLE "LICENSED ASSOCIATE
20 MARRIAGE AND FAMILY THERAPIST."

21 ONLY INDIVIDUALS WHO HAVE RECEIVED LICENSES AS LICENSED
22 ASSOCIATE MARRIAGE AND FAMILY THERAPISTS UNDER THIS ACT MAY
23 STYLE THEMSELVES AS LICENSED ASSOCIATE MARRIAGE AND FAMILY
24 THERAPISTS AND USE THE LETTERS "L.A.M.F.T." IN CONNECTION WITH
25 THEIR NAMES, AND IT SHALL BE UNLAWFUL FOR AN INDIVIDUAL TO STYLE
26 ONESELF AS A LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST OR
27 USE ANY WORDS OR SYMBOLS INDICATING OR TENDING TO INDICATE THAT
28 THE INDIVIDUAL IS A LICENSED ASSOCIATE MARRIAGE AND FAMILY
29 THERAPIST WITHOUT HOLDING A LICENSE IN GOOD STANDING UNDER
30 THIS ACT.

1 SECTION 16.6. RESTRICTIONS ON THE USE OF TITLE "LICENSED
2 ASSOCIATE PROFESSIONAL COUNSELOR."
3 ONLY INDIVIDUALS WHO HAVE RECEIVED LICENSES AS LICENSED
4 ASSOCIATE PROFESSIONAL COUNSELORS UNDER THIS ACT MAY STYLE
5 THEMSELVES AS LICENSED ASSOCIATE PROFESSIONAL COUNSELORS AND USE
6 THE LETTERS "L.A.P.C." IN CONNECTION WITH THEIR NAMES, AND IT
7 SHALL BE UNLAWFUL FOR AN INDIVIDUAL TO STYLE ONESELF AS A
8 LICENSED ASSOCIATE PROFESSIONAL COUNSELOR OR USE ANY WORDS OR
9 SYMBOLS INDICATING OR TENDING TO INDICATE THAT THE INDIVIDUAL IS
10 A LICENSED ASSOCIATE PROFESSIONAL COUNSELOR WITHOUT HOLDING A
11 LICENSE IN GOOD STANDING UNDER THIS ACT.

12 SECTION 6. SECTIONS 18(B) AND 20(A) OF THE ACT ARE AMENDED
13 TO READ:

14 SECTION 18. LICENSE RENEWAL; RECORDS AND FEES.

15 * * *

16 (B) RECORDS.--A RECORD OF ALL PERSONS LICENSED TO PRACTICE
17 AS BACHELOR SOCIAL WORKERS, SOCIAL WORKERS, CLINICAL SOCIAL
18 WORKERS, ASSOCIATE MARRIAGE AND FAMILY THERAPISTS, MARRIAGE AND
19 FAMILY THERAPISTS, ASSOCIATE PROFESSIONAL COUNSELORS AND
20 PROFESSIONAL COUNSELORS IN PENNSYLVANIA SHALL BE KEPT IN THE
21 OFFICE OF THE BOARD AND AND COPYING UPON PAYMENT OF A NOMINAL
22 FEE FOR COPYING THE RECORD.

23 * * *

24 SECTION 20. UNLAWFUL PRACTICE.

25 (A) UNLAWFUL PRACTICE PROHIBITED.--IT SHALL BE UNLAWFUL FOR
26 ANY PERSON TO ENGAGE IN THE INDEPENDENT PRACTICE OF CLINICAL
27 SOCIAL WORK, THE INDEPENDENT PRACTICE OF MARRIAGE AND FAMILY
28 THERAPY OR THE INDEPENDENT PRACTICE OF PROFESSIONAL COUNSELING
29 OR HOLD [HIMSELF OR HERSELF] ONESELF OUT AS A LICENSED BACHELOR
30 SOCIAL WORKER, LICENSED SOCIAL WORKER, LICENSED CLINICAL SOCIAL

1 WORKER, LICENSED ASSOCIATE MARRIAGE AND FAMILY THERAPIST
2 MARRIAGE AND FAMILY THERAPIST, LICENSED ASSOCIATE PROFESSIONAL
3 COUNSELOR AND PROFESSIONAL COUNSELOR WITHOUT POSSESSING A VALID,
4 UNEXPIRED, UNREVOKED AND UNSUSPENDED LICENSE ISSUED UNDER THIS
5 ACT.

6 SECTION 7. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
7 SECTION 20.3. EFFECT OF ASSOCIATE LICENSURE.

8 ASSOCIATE LICENSURE UNDER THIS ACT SHALL NOT BE CONSTRUED AS
9 REQUIRING NEW OR ADDITIONAL THIRD-PARTY REIMBURSEMENT OR TO
10 OTHERWISE MANDATE COVERAGE UNDER 75 PA.C.S. CH. 17 (RELATING TO
11 FINANCIAL RESPONSIBILITY) OR THE ACT OF JUNE 2, 1915 (P.L.736,
12 NO.338), KNOWN AS THE WORKERS' COMPENSATION ACT, OR FOR NEW OR
13 ADDITIONAL POLICIES WRITTEN UNDER OR FOR ANY OF THE FOLLOWING:

14 (1) THE ACT OF MAY 17, 1921 (P.L.682, NO.284), KNOWN AS
15 THE INSURANCE COMPANY LAW OF 1921.

16 (2) THE ACT OF DECEMBER 29, 1972 (P.L.1701, NO.364),
17 KNOWN AS THE HEALTH MAINTENANCE ORGANIZATION ACT.

18 (3) THE ACT OF MAY 18, 1976 (P.L.123, NO.54), KNOWN AS
19 THE INDIVIDUAL ACCIDENT AND SICKNESS INSURANCE MINIMUM
20 STANDARDS ACT.

21 (4) A NONPROFIT CORPORATION SUBJECT TO 40 PA.C.S. CH. 61
22 (RELATING TO HOSPITAL PLAN CORPORATIONS) OR 63 (RELATING TO
23 PROFESSIONAL HEALTH SERVICES PLAN CORPORATIONS).

24 SECTION 8. THE STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND
25 FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS SHALL PROMULGATE
26 REGULATIONS AS NECESSARY TO IMPLEMENT THIS ACT NO LATER THAN 90
27 DAYS FROM THE EFFECTIVE DATE OF THIS SECTION.

28 SECTION 9. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.