

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1693 Session of  
2007

INTRODUCED BY GERGELY, CALTAGIRONE, CAPPELLI, FRANKEL, GOODMAN,  
JOSEPHS, KORTZ, KULA, LONGIETTI, MAHONEY, MCGEEHAN, READSHAW,  
SHIMKUS, SOLOBAY AND YOUNGBLOOD, JULY 13, 2007

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, JULY 13, 2007

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," providing  
4 for endorsement of out-of-State licenses.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. The act of July 9, 1987 (P.L.220, No.39), known  
8 as the Social Workers, Marriage and Family Therapists and  
9 Professional Counselors Act, is amended by adding a section to  
10 read:

11 Section 10.1. Endorsement of out-of-State licenses.

12 (a) Clinical social work license.--The board may issue a  
13 clinical social work license without examination to an applicant  
14 holding a clinical social work license in another state who  
15 submits proof satisfactory to the board of all of the following:

16 (1) The applicant is of good moral character.

17 (2) The applicant holds a master's degree in social work  
18 or social welfare or a doctoral degree in social work from an

1 accredited school of social work as recognized by the board  
2 and has passed a clinical social work examination acceptable  
3 to the board.

4 (3) The applicant holds a clinical social work license  
5 that is in good standing from another state.

6 (4) The applicant has, at a minimum, been actively  
7 engaged in the practice of clinical social work for five of  
8 the last seven years immediately preceding the filing of the  
9 application for licensure by endorsement with the board.

10 (5) The applicant has completed a minimum of 3,000 hours  
11 of supervised clinical experience acceptable to the board.

12 (6) The applicant has submitted an application  
13 accompanied by the application fee.

14 (7) The applicant has not been convicted of a felony  
15 under the act of April 14, 1972 (P.L.233, No.64), known as  
16 The Controlled Substance, Drug, Device and Cosmetic Act, or  
17 an offense under the laws of another jurisdiction, which, if  
18 committed in this Commonwealth, would be a felony under The  
19 Controlled Substance, Drug, Device and Cosmetic Act, unless:

20 (i) at least ten years have elapsed from the date of  
21 conviction;

22 (ii) the applicant satisfactorily demonstrates to  
23 the board that the applicant has made significant  
24 progress in personal rehabilitation since the conviction  
25 such that licensure of the applicant should not be  
26 expected to create a substantial risk of harm to the  
27 health and safety of the applicant's clients or the  
28 public or a substantial risk of further criminal  
29 violation; and

30 (iii) the applicant otherwise satisfies the

1 qualifications contained in or authorized by this act.

2 As used in this paragraph, the term "convicted" includes a  
3 judgment, an admission of guilt or a plea of nolo contendere.

4 (b) Marriage and family therapist license.--The board may  
5 issue a marriage and family therapist license without  
6 examination to an applicant holding a marriage and family  
7 therapist license in another state who submits proof  
8 satisfactory to the board of all of the following:

9 (1) The applicant is of good moral character.

10 (2) The applicant meets the educational requirements as  
11 specified in section 7(e)(2).

12 (3) The applicant has completed a minimum of 3,000 hours  
13 of supervised clinical experience acceptable to the board.

14 (4) The applicant holds a marriage and family therapy  
15 license that is in good standing from another state.

16 (5) The applicant has, at a minimum, been actively  
17 engaged in the practice of marriage and family therapy for  
18 five of the last seven years immediately preceding the filing  
19 of the application for licensure by endorsement with the  
20 board.

21 (6) The applicant has submitted an application  
22 accompanied by the application fee.

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

29 (i) at least ten years have elapsed from the date of  
30 conviction;

1           (ii) the applicant satisfactorily demonstrates to  
2           the board that the applicant has made significant  
3           progress in personal rehabilitation since the conviction,  
4           such that licensure of the applicant should not be  
5           expected to create a substantial risk of harm to the  
6           health and safety of the applicant's clients or the  
7           public or a substantial risk of further criminal  
8           violation; and

9           (iii) the applicant otherwise satisfies the  
10          qualifications contained in or authorized by this act.

11          As used in this paragraph, the term "convicted" shall include  
12          a judgment, admission of guilt or a plea of nolo contendere.

13          (c) Professional counselor license.--The board may issue a  
14          professional counselor license without examination to an  
15          applicant holding a professional counselor license in another  
16          state who submits proof satisfactory to the board of all of the  
17          following:

18           (1) The applicant is of good moral character.

19           (2) The applicant meets the educational requirements as  
20           specified in section 7(f)(2).

21           (3) The applicant has completed a minimum of 3,000 hours  
22           of supervised clinical experience acceptable to the board.

23           (4) The applicant holds a professional counselor license  
24           that is in good standing from another state.

25           (5) The applicant has, at a minimum, been actively  
26           engaged in the practice of professional counselor work for  
27           five of the last seven years immediately preceding the filing  
28           of the application for licensure by endorsement with the  
29           board.

30           (6) The applicant has submitted an application

1 accompanied by the application fee.

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

8 (i) at least ten years have elapsed from the date of  
9 conviction;

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

18 (iii) the applicant otherwise satisfies the  
19 qualifications contained in or authorized by this act.

20 As used in this paragraph, the term "convicted" shall include  
21 a judgment, admission of guilt or a plea of nolo contendere.

22 Section 2. This act shall take effect in 60 days.