

HOUSE AMENDMENTS TO HOUSE BILL 2506

By COMMITTEE ON HUMAN SERVICES

April 6

- 1 On page 1 of the printed bill, line 3, after “675.705” insert “, 675.715”.
- 2 In line 7, before “health” insert “group” and delete “defined” and insert “described”.
- 3 On page 2, delete lines 14 through 45.
- 4 On page 3, delete line 1 and insert:
- 5 **“SECTION 4.** ORS 675.705 is amended to read:
- 6 **“675.705.** As used in ORS 675.715 to 675.835:
- 7 *“[(1) ‘Board’ means the Oregon Board of Licensed Professional Counselors and Therapists.]*
- 8 **“(1) ‘Assessment’ means assessment under standards developed by a national body re-**
- 9 **sponsible for accrediting graduate training programs in clinical counseling for professional**
- 10 **counselors or in marriage and family therapy for marriage and family therapists.**
- 11 **“(2) ‘Licensed marriage and family therapist’ means a person to whom a license has been issued**
- 12 **under ORS 675.715.**
- 13 **“(3) ‘Licensed professional counselor’ means a person issued a license under ORS 675.715.**
- 14 **“(4) ‘Licensee’ means a licensed professional counselor or a licensed marriage and family ther-**
- 15 **apist.**
- 16 **“(5)(a) ‘Marriage and family therapy’ means** *[the identification and treatment of cognitive, affective*
- 17 *and behavioral conditions as symptoms of marital and familial relational dysfunctions. ‘Marriage and*
- 18 *family therapy’ involves the professional application of psychotherapeutic and family systems theories*
- 19 *and techniques in the delivery of services to individuals, marital pairs and families, and record keeping*
- 20 *activities, including documentation of counseling treatment or therapeutic services]* **the assessment,**
- 21 **diagnosis and treatment of mental, emotional and behavioral disorders within the context**
- 22 **of marriage and family systems involving the application of psychotherapeutic and family**
- 23 **systems theories and techniques in the delivery of services to individuals, couples and fami-**
- 24 **lies.**
- 25 **“(b) ‘Marriage and family therapy’ may include, but is not limited to:**
- 26 **“(A) Application of counseling techniques for the purpose of resolving intrapersonal and**
- 27 **interpersonal conflict and changing perceptions, attitudes, behaviors and interactional pro-**
- 28 **cesses in the area of human relationships and family life;**
- 29 **“(B) Research activities, including reporting, designing or conducting research in mar-**
- 30 **riage and family therapy with human subjects;**
- 31 **“(C) Referral activities, including the referral to other specialists when indicated to pro-**
- 32 **vide ethical treatment;**
- 33 **“(D) Consulting activities that apply marriage and family therapy procedures to provide**
- 34 **assistance to organizations that support or enrich marriage and family life; and**
- 35 **“(E) Record keeping activities, including documentation of counseling treatment,**

1 **therapeutic services and clinical supervision.**

2 “(6)(a) ‘Professional counseling’ means [counseling services provided to individuals, couples, fam-
3 ilies, children, groups, organizations or the general public through the therapeutic relationship, devel-
4 oping understanding of personal problems, defining goals and planning action reflecting interests,
5 abilities, aptitudes and needs as these relate to problems and concerns in personal, social, educational,
6 rehabilitation and career adjustments. ‘Professional counseling’ includes, but is not limited to:] **the**
7 **assessment, diagnosis and treatment of mental, emotional and behavioral disorders and the**
8 **provision of counseling services to address personal growth and wellness, provided through**
9 **the therapeutic relationship to individuals, couples, children, families, groups and organiza-**
10 **tions, based on the principles of mental health, behavioral science including statistical anal-**
11 **ysis, human growth and development throughout the life span, career development, group**
12 **dynamics and cultural and social diversity, and using cognitive, affective, behavioral and**
13 **systemic intervention strategies.**

14 **“(b) ‘Professional counseling’ may include, but is not limited to:**

15 “[a] (A) Application of counseling theories and techniques designed to assist clients with cur-
16 rent or potential problems and to facilitate change in thinking, feeling and behaving[.];

17 **“(B) Definition of goals and the planning of action reflecting interests, abilities, aptitudes**
18 **and needs as they relate to problems, disabilities or concerns in personal, social, educational,**
19 **rehabilitation and career adjustments;**

20 “[b] (C) Research activities, including reporting, designing[,] **or** conducting [or consulting on]
21 research in counseling with human subjects[.];

22 “[c] (D) Referral activities, including the referral to other specialists[.] **when indicated to**
23 **provide ethical treatment;**

24 “[d] (E) Consulting activities [which] **that** apply counseling procedures and interpersonal skills
25 to provide assistance in solving problems [that a client may have in relation] **relating** to an individ-
26 ual, group or organization[.]; **and**

27 “[e] (F) Record keeping activities, including documentation of counseling treatment [or],
28 therapeutic services **and clinical supervision.**

29 “(7) ‘Registered intern’ means an applicant for licensure who is registered to obtain post-degree
30 supervised work experience toward licensure according to an approved plan pursuant to ORS
31 675.720.”.

32 On page 4, line 1, after “tests” insert “or diagnosing or treating mental disorders”.

33 In line 33, delete “or a registered”.

34 In line 34, delete “intern”.

35 In line 38, delete “or a registered intern”.

36 In line 41, after “licensee” delete the rest of the line and insert “, registered intern or graduate
37 student pursuing a graduate degree in counseling or marriage and family therapy; or”.

38 Delete lines 44 and 45.

39 On page 5, delete lines 1 through 4 and insert:

40 “(e) Provide counseling or therapy services of a psychotherapeutic nature if the person’s license
41 to practice as a professional counselor or as a marriage and family therapist has been revoked by
42 the Oregon Board of Licensed Professional Counselors and Therapists because the person engaged
43 in sexual activity with a client.”.

44 Delete lines 13 and 14.

45 In line 15, delete “(b)” and insert “(a)”.

1 In line 18, delete “(c)” and insert “(b)”.

2 Delete lines 20 through 25 and insert:

3 “(c) Employed by a local, state or federal agency or any agency licensed or certified by the state
4 to provide mental health or health services, if the person’s activities constituting professional
5 counseling or marriage and family therapy are performed within the scope of the person’s employ-
6 ment.

7 “(d) Authorized to provide addiction treatment services under rules of the Department of Human
8 Services.

9 “(4) Nothing in ORS 675.715 to 675.835 limits or prevents the practice of a person’s profession
10 or restricts a person from providing counseling services or services related to marriage and family
11 if the person:

12 “(a) Does not meet the requirements of ORS 675.715 (2); or

13 “(b) Does not practice:

14 “(A) Marriage and family therapy as defined in ORS 675.705 (5)(a); or

15 “(B) Professional counseling as defined in ORS 675.705 (6)(a).”.

16 In line 26, delete “(4)” and insert “(5)”.

17 In line 27, delete “(5)” and insert “(6)” and delete “Oregon Board of Licensed Professional
18 Counselors and Therapists” and insert “board”.

19 On page 9, line 21, delete “2013” and insert “2011”.

20 In line 25, delete “board” and insert “Oregon Board of Licensed Professional Counselors and
21 Therapists”.

22 In line 27, after “for” insert “a”.

23 In line 34, delete “patients” and insert “clients”.

24 In line 37, delete “patients” and insert “clients”.

25 After line 38, insert:

26 “(5)(a) A person licensed under ORS 675.715 to 675.835 on the effective date of this 2009 Act
27 may not practice professional counseling or marriage and family therapy unless the person has
28 submitted a written attestation to the board that the person has training and experience in the di-
29 agnosis of mental disorders.

30 “(b) The board shall randomly audit attestations submitted under paragraph (a) of this sub-
31 section.

32 “**SECTION 14.** ORS 675.715 is amended to read:

33 “675.715. In order to obtain a license as a professional counselor or a marriage and family
34 therapist, an applicant shall make application on a form and in such a manner as the Oregon Board
35 of Licensed Professional Counselors and Therapists prescribes, accompanied by the nonrefundable
36 fee established pursuant to ORS 675.785. The [*Oregon*] board [*of Licensed Professional Counselors*
37 *and Therapists*] shall issue a license as a professional counselor or a marriage and family therapist
38 to each applicant who furnishes satisfactory evidence to the board that the applicant meets the
39 following qualifications:

40 “(1) Is not in violation of any of the provisions of ORS 675.715 to 675.835 and the rules adopted
41 by the board.

42 “(2) Has received:

43 “(a) A graduate degree in counseling in a program approved by the Council for Accreditation
44 of Counseling and Related Educational Programs of the American Counseling Association **that in-**
45 **cludes training in the diagnosis of mental disorders;**

1 “(b) A graduate degree in marriage and family therapy in a program approved by the Commis-
2 sion on Accreditation for Marriage and Family Therapy Education of the American Association for
3 Marriage and Family Therapy **that includes training in the diagnosis of mental disorders**;

4 “(c) A graduate degree, under standards explicitly adopted by the board by rule that is deter-
5 mined by the board to be comparable in both content and quality to a degree approved under par-
6 agraph (a) or (b) of this subsection **and that includes training in the diagnosis of mental**
7 **disorders**; or

8 “(d) A graduate degree, determined by the board to meet at an acceptable level at least a ma-
9 jority of the board’s adopted degree standards **and that includes training in the diagnosis of**
10 **mental disorders**, and has completed additional graduate training obtained in a counselor or mar-
11 riage and family therapy program at an accredited college or university to meet the remainder of
12 the standards.

13 “(3) At the time of application to become a licensed professional counselor, has a minimum of
14 three years of full-time supervised **clinical** experience, or the equivalent, under a board-approved
15 supervisor in a board-approved setting. One year of the supervised **clinical** experience may be ob-
16 tained prior to the granting of the master’s degree.

17 “(4) At the time of application to become a licensed marriage and family therapist, has a mini-
18 mum of three [*calendar*] years of full-time clinical work experience with supervision, in accordance
19 with standards established by the board. At least 2,000 hours in the three-year period must be in the
20 practice of marriage and family therapy in the presence of a client.

21 “(5) Demonstrates competence as a professional counselor or marriage and family therapist by
22 passing an examination prescribed by the board as follows:

23 “(a) The examination for professional counselor license [*shall*] **must** include, but **need** not be
24 limited to, counseling theory, human growth and development, social and cultural foundations, the
25 helping relationship, group dynamics, lifestyle and career development, appraisal of individuals, re-
26 search and evaluation, professional orientation, ethics and Oregon law.

27 “(b) The examination for the marriage and family therapist license [*shall*] **must** include, but
28 **need** not be limited to, marriage and family therapy theory, systems theory, appraisal of family re-
29 lationships, normal individual and family development, research and evaluation, professional con-
30 duct, ethics and Oregon law.

31 “(6) An application that remains incomplete for one year from the date of the initial submission
32 to the board [*shall be*] **is** considered to have been withdrawn by the applicant. Incomplete applica-
33 tions include, but are not limited to, applications lacking documentation, signatures or the payment
34 of fees required by the board.”.

35 In line 39, delete “14” and insert “15” and delete “2014” and insert “2012”.

36 In line 40, delete “15” and insert “16”.

37 In line 41, after “to” insert “group”.