

ENROLLED
 HB 35

2008 Legislature

1 A bill to be entitled
 2 An act relating to social worker identification; amending
 3 ss. 39.01 and 491.003, F.S.; providing definitions for
 4 "social worker"; creating s. 491.016, F.S.; providing
 5 requirements for using the title "social worker";
 6 providing a penalty; providing exemptions; requiring the
 7 Department of Health to adopt certain implementing and
 8 enforcing rules; providing an effective date.

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 10 Be It Enacted by the Legislature of the State of Florida:

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 12 Section 1. Subsections (70), (71), (72), (73), and (74) of
 13 section 39.01, Florida Statutes, are renumbered as subsections
 14 (71), (72), (73), (74), and (75), respectively, and a new
 15 subsection (70) is added to that section to read:

16 39.01 Definitions.--When used in this chapter, unless the
 17 context otherwise requires:

18 (70) "Social worker" means any person who has a
 19 bachelor's, master's, or doctoral degree in social work.

20 Section 2. Subsection (17) is added to section 491.003,
 21 Florida Statutes, to read:

22 491.003 Definitions.--As used in this chapter:

23 (17) "Social worker" means a person who has a bachelor's,
 24 master's, or doctoral degree in social work.

25 Section 3. Section 491.016, Florida Statutes, is created
 26 to read:

27 491.016 Social work; use of title.--

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28 (1) A social worker is not authorized to conduct clinical
 29 social work without obtaining and possessing a license or
 30 certification issued pursuant to this chapter.

31 (2) It shall be a misdemeanor of the first degree,
 32 punishable as provided in s. 775.082 or s. 775.083, for a
 33 person, for or without compensation, to hold himself or herself
 34 out to the public as a social worker either directly or through
 35 a governmental or private organization, entity, or agency unless
 36 that person:

37 (a) Possesses at least a bachelor's or master's degree in
 38 social work from a social work program accredited by or from an
 39 institution that is an active candidate for accreditation as a
 40 social work program by the Council on Social Work Education; or

41 (b) Completes, at a university or college outside the
 42 United States or Canada, a social work program determined by the
 43 Foreign Equivalency Determination Service of the Council on
 44 Social Work Education to be equivalent to a bachelor's or
 45 master's degree in social work.

46 (3) This section does not apply to:

47 (a) A person who, prior to July 1, 2008, used the title
 48 "social worker" in his or her employment.

49 (b) Employees providing social work services under
 50 administrative supervision in long-term care facilities licensed
 51 by the Agency for Health Care Administration.

52 (4) The department shall adopt rules pursuant to ss.
 53 120.536(1) and 120.54 to implement and enforce this section.

54 Section 4. This act shall take effect July 1, 2008.