



536128

LEGISLATIVE ACTION

Senate

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House

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The Committee on Health Policy (Baxley) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Present subsections (2) through (7) of section 491.003, Florida Statutes, are redesignated as subsections (3) through (8), respectively, present subsections (8) through (17) are redesignated as subsections (10) through (19), respectively, and new subsections (2) and (9) are added to that section, to read:



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11 491.003 Definitions.—As used in this chapter:

12 (2) "Certified master social worker" means a person  
13 certified by the department under this chapter to practice  
14 generalist social work.

15 (9) The term "practice of generalist social work" means the  
16 application of social work theory, knowledge, and methods and  
17 ethics to and the professional use of self to restore or enhance  
18 social, psychosocial, or biopsychosocial functioning of  
19 individuals, couples, families, groups, organizations, or  
20 communities. The term includes the application of specialized  
21 knowledge and advanced practice skills to nondiagnostic  
22 assessment, treatment planning, implementation and evaluation,  
23 case management, information and referral, supervision,  
24 consultation, education, research, advocacy, community  
25 organization and the development, implementation, and  
26 administration of policies, programs, and activities.

27 Section 2. Present subsections (4) through (7) of section  
28 491.004, Florida Statutes, are redesignated as subsections (3)  
29 through (6), respectively, and present subsection (3) is  
30 amended, to read:

31 491.004 Board of Clinical Social Work, Marriage and Family  
32 Therapy, and Mental Health Counseling.—

33 ~~(3) No later than January 1, 1988, the Governor shall~~  
34 ~~appoint nine members of the board as follows:~~

35 ~~(a) Three members for terms of 2 years each.~~

36 ~~(b) Three members for terms of 3 years each.~~

37 ~~(c) Three members for terms of 4 years each.~~

38 Section 3. Section 491.0145, Florida Statutes, is amended  
39 to read:



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40           491.0145 Certified master social worker.—The department  
41 shall ~~may~~ certify an applicant for a designation as a certified  
42 master social worker who, upon applying to the department and  
43 remitting the appropriate fee, demonstrates to the department  
44 that he or she has met all of the following conditions:

45           (1) The applicant has submitted ~~The applicant completes~~ an  
46 application and has paid ~~to be provided by the department and~~  
47 ~~pays~~ a nonrefundable fee not to exceed \$250 to be established by  
48 rule of the department. ~~The completed application must be~~  
49 ~~received by the department at least 60 days before the date of~~  
50 ~~the examination in order for the applicant to qualify to take~~  
51 ~~the scheduled exam.~~

52           (2) The applicant submits proof satisfactory to the  
53 department that the applicant has received a doctoral degree in  
54 social work, or a master's degree in social work with a major  
55 emphasis or specialty in ~~clinical practice or administration,~~  
56 ~~including, but not limited to, agency administration and~~  
57 supervision, program planning and evaluation, staff development,  
58 research, community organization, community services, social  
59 planning, or ~~and~~ human service advocacy. Doctoral degrees must  
60 have been received from a graduate school of social work which  
61 at the time the applicant was enrolled and graduated was  
62 accredited by an accrediting agency approved by the United  
63 States Department of Education. Master's degrees must have been  
64 received from a graduate school of social work which at the time  
65 the applicant was enrolled and graduated was accredited by the  
66 Council on Social Work Education or the Canadian Association of  
67 Schools for ~~of~~ Social Work Education or by one that meets  
68 comparable standards.



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69           (3) The applicant has had at least 2 ~~3~~ years' experience,  
70 as defined by rule, including, but not limited to, clinical  
71 services or administrative activities as defined in subsection  
72 (2), 2 years of which must be at the post-master's level under  
73 the supervision of a person who meets the education and  
74 experience requirements for certification as a certified master  
75 social worker, as defined by rule, or licensure as a clinical  
76 social worker under this chapter. A doctoral internship may be  
77 applied toward the supervision requirement.

78           (4) Any person who holds a master's degree in social work  
79 from institutions outside the United States may apply to the  
80 department for certification if the academic training in social  
81 work has been evaluated as equivalent to a degree from a school  
82 accredited by the Council on Social Work Education. Any such  
83 person shall submit a copy of the academic training from the  
84 Foreign Equivalency Determination Service of the Council on  
85 Social Work Education.

86           (5) The applicant has passed an examination required by the  
87 department for this purpose. ~~The nonrefundable fee for such~~  
88 ~~examination may not exceed \$250 as set by department rule.~~

89           (6) ~~Nothing in~~ This chapter does not ~~shall be construed to~~  
90 authorize a certified master social worker to provide clinical  
91 social work services.

92           (7) The department may adopt rules to implement this  
93 section.

94           Section 4. Section 491.0149, Florida Statutes, is amended  
95 to read:

96           491.0149 Display of license; use of professional title on  
97 promotional materials.-



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98 (1) (a) A person licensed under this chapter as a clinical  
99 social worker, marriage and family therapist, or mental health  
100 counselor, or certified as a master social worker shall  
101 conspicuously display the valid license or certificate issued by  
102 the department or a true copy thereof at each location at which  
103 the licensee practices his or her profession.

104 (b)1. A licensed clinical social worker shall include the  
105 words "licensed clinical social worker" or the letters "LCSW" on  
106 all promotional materials, including cards, brochures,  
107 stationery, advertisements, social media, and signs, naming the  
108 licensee.

109 2. A licensed marriage and family therapist shall include  
110 the words "licensed marriage and family therapist" or the  
111 letters "LMFT" on all promotional materials, including cards,  
112 brochures, stationery, advertisements, social media, and signs,  
113 naming the licensee.

114 3. A licensed mental health counselor shall include the  
115 words "licensed mental health counselor" or the letters "LMHC"  
116 on all promotional materials, including cards, brochures,  
117 stationery, advertisements, social media, and signs, naming the  
118 licensee.

119 (c) A generalist social worker shall include the words  
120 "certified master social worker" or the letters "CMSW" on all  
121 promotional materials, including cards, brochures, stationery,  
122 advertisements, social media, and signs, naming the licensee.

123 (2) (a) A person registered under this chapter as a clinical  
124 social worker intern, marriage and family therapist intern, or  
125 mental health counselor intern shall conspicuously display the  
126 valid registration issued by the department or a true copy



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127 thereof at each location at which the registered intern is  
128 completing the experience requirements.

129 (b) A registered clinical social worker intern shall  
130 include the words "registered clinical social worker intern," a  
131 registered marriage and family therapist intern shall include  
132 the words "registered marriage and family therapist intern," and  
133 a registered mental health counselor intern shall include the  
134 words "registered mental health counselor intern" on all  
135 promotional materials, including cards, brochures, stationery,  
136 advertisements, social media, and signs, naming the registered  
137 intern.

138 (3) (a) A person provisionally licensed under this chapter  
139 as a provisional clinical social worker licensee, provisional  
140 marriage and family therapist licensee, or provisional mental  
141 health counselor licensee shall conspicuously display the valid  
142 provisional license issued by the department or a true copy  
143 thereof at each location at which the provisional licensee is  
144 providing services.

145 (b) A provisional clinical social worker licensee shall  
146 include the words "provisional clinical social worker licensee,"  
147 a provisional marriage and family therapist licensee shall  
148 include the words "provisional marriage and family therapist  
149 licensee," and a provisional mental health counselor licensee  
150 shall include the words "provisional mental health counselor  
151 licensee" on all promotional materials, including cards,  
152 brochures, stationery, advertisements, social media, and signs,  
153 naming the provisional licensee.

154 Section 5. This act shall take effect July 1, 2019.

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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled  
An act relating to clinical social workers, marriage  
and family therapists, and mental health counselors;  
amending s. 491.003, F.S.; defining the terms  
"certified master social worker" and "practice of  
generalist social work"; amending s. 491.004, F.S.;  
deleting an obsolete provision; amending s. 491.0145,  
F.S.; requiring the Department of Health to certify an  
applicant for designation as a certified master social  
worker under certain circumstances; providing that  
applicants for designation as a certified master  
social worker submit their application to the  
department; deleting a provision relating to the  
nonrefundable fee for examination set by department  
rule; authorizing the department to adopt rules;  
amending s. 491.0149, F.S.; requiring the use of  
applicable professional titles by licensees,  
certificate holders, provisional licensees, and  
registrants on social media and other specified  
materials; providing an effective date.