



536128

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/02/2019	.	
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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.