

1 **CLINICAL MENTAL HEALTH COUNSELOR LICENSING**

2 **SUNSET EXTENSION**

3 2022 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Todd D. Weiler**

6 House Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill extends the sunset and reporting requirements for certain provisions relating to
11 the licensure of a clinical mental health counselor.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ extends the sunset date and reporting requirements for an alternate route to licensure
15 for individuals seeking licensure as a clinical mental health counselor by one year
16 until July 1, 2024.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 AMENDS:

23 **58-60-405**, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 4

24 **63I-1-258**, as last amended by Laws of Utah 2021, Chapter 32

26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **58-60-405** is amended to read:



28 **58-60-405. Qualifications for licensure.**

29 (1) An applicant for licensure as a clinical mental health counselor shall:

30 (a) submit an application on a form provided by the division;

31 (b) pay a fee determined by the department under Section 63J-1-504;

32 (c) produce certified transcripts evidencing completion of:

33 (i) a master's or doctorate degree conferred to the applicant in:

34 (A) clinical mental health counseling, clinical rehabilitation counseling, counselor

35 education and supervision from a program accredited by the Council for Accreditation of

36 Counseling and Related Educational Programs; or

37 (B) clinical mental health counseling or an equivalent field from a program affiliated

38 with an institution that has accreditation that is recognized by the Council for Higher Education

39 Accreditation; and

40 (ii) at least 60 semester credit hours or 90 quarter credit hours of coursework related to

41 an educational program described in Subsection (1)(d)(i);

42 (d) have completed a minimum of 4,000 hours of clinical mental health counselor

43 training as defined by division rule under Section 58-1-203:

44 (i) in not less than two years;

45 (ii) under the supervision of a clinical mental health counselor, psychiatrist,

46 psychologist, clinical social worker, registered psychiatric mental health nurse specialist, or

47 marriage and family therapist supervisor approved by the division in collaboration with the

48 board;

49 (iii) obtained after completion of the education requirement in Subsection (1)(c); and

50 (iv) including a minimum of two hours of training in suicide prevention via a course

51 that the division designates as approved;

52 (e) document successful completion of not less than 1,000 hours of supervised training

53 in mental health therapy obtained after completion of the education requirement in Subsection

54 (1)(c), which training may be included as part of the 4,000 hours of training in Subsection

55 (1)(d), and of which documented evidence demonstrates not less than 100 of the hours were

56 obtained under the direct supervision of a mental health therapist, as defined by rule; and

57 (f) pass the examination requirement established by division rule under Section

58 58-1-203.

59 (2) (a) An applicant for licensure as an associate clinical mental health counselor shall
60 comply with the provisions of Subsections (1)(a), (b), and (c).

61 (b) Except as provided under Subsection (2)(c), an individual's licensure as an
62 associate clinical mental health counselor is limited to the period of time necessary to complete
63 clinical training as described in Subsections (1)(d) and (e) and extends not more than one year
64 from the date the minimum requirement for training is completed.

65 (c) The time period under Subsection (2)(b) may be extended to a maximum of two
66 years past the date the minimum supervised clinical training requirement has been completed,
67 if the applicant presents satisfactory evidence to the division and the appropriate board that the
68 individual is:

69 (i) making reasonable progress toward passing of the qualifying examination for that
70 profession; or

71 (ii) otherwise on a course reasonably expected to lead to licensure.

72 (3) (a) Notwithstanding Subsection (1)(c), an applicant satisfies the education
73 requirement described in Subsection (1)(c) if the applicant submits documentation verifying:

74 (i) satisfactory completion of a doctoral or master's degree from an educational
75 program in rehabilitation counseling accredited by the Council for Accreditation of Counseling
76 and Related Educational Programs;

77 (ii) satisfactory completion of at least 60 semester credit hours or 90 quarter credit
78 hours of coursework related to an educational program described in Subsection (1)(c)(i); and

79 (iii) that the applicant received a passing score that is valid and in good standing on:

80 (A) the National Counselor Examination; and

81 (B) the National Clinical Mental Health Counseling Examination.

82 (b) During the ~~[2021 interim]~~ 2022 and 2023 interims, the division shall report to the
83 Occupational and Professional Licensure Review Committee created in Section [36-23-102](#) on:

84 (i) the number of applicants who applied for licensure under this Subsection (3);

85 (ii) the number of applicants who were approved for licensure under this Subsection
86 (3);

87 (iii) any changes to division rule after May 12, 2020, regarding the qualifications for
88 licensure under this section; and

89 (iv) recommendations for legislation or other action that the division considers

90 necessary to carry out the provisions of this Subsection (3).

91 Section 2. Section **63I-1-258** is amended to read:

92 **63I-1-258. Repeal dates, Title 58.**

93 (1) Section **58-3a-201**, which creates the Architects Licensing Board, is repealed July
94 1, 2026.

95 (2) Section **58-11a-302.5** is repealed July 1, 2022.

96 (3) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
97 repealed July 1, 2026.

98 (4) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2025.

99 (5) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1, 2028.

100 (6) Subsection **58-37-6(7)(f)(iii)** is repealed July 1, 2022, and the Office of Legislative
101 Research and General Counsel is authorized to renumber the remaining subsections
102 accordingly.

103 (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2023.

104 (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing Act, is
105 repealed July 1, 2029.

106 (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2025.

107 (10) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed
108 July 1, 2023.

109 (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2024.

110 (12) Subsection **58-55-201(2)**, which creates the Alarm System and Security Licensing
111 Advisory Board, is repealed July 1, 2027.

112 (13) Subsection **58-60-405(3)**, regarding certain educational qualifications for licensure
113 and reporting, is repealed July 1, [~~2022~~] 2024.

114 (14) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed July 1,
115 2026.

116 (15) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.

117 (16) The following sections are repealed on July 1, 2022:

118 (a) Section **58-5a-502**;

119 (b) Section **58-31b-502.5**;

120 (c) Section **58-67-502.5**;

- 121 (d) Section 58-68-502.5; and
- 122 (e) Section 58-69-502.5.