

This Document can be made available
in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 1366

March 5, 2009

Authored by Abeler, Thao and Hosch

The bill was read for the first time and referred to the Committee on Health Care and Human Services Policy and Oversight

March 23, 2009

By motion, recalled and re-referred to the Committee on Finance

A bill for an act

relating to occupations and professions; changing licensing provisions for social work; reducing certain fees; amending Minnesota Statutes 2008, sections 148D.010, subdivisions 9, 15, by adding subdivisions; 148D.025, subdivisions 2, 3; 148D.061, subdivisions 6, 8; 148D.062, subdivision 2; 148D.063, subdivision 2; 148D.125, subdivisions 1, 3; 148D.180, subdivisions 1, 2, 3, 5; 148E.010, subdivisions 11, 17, by adding subdivisions; 148E.025, subdivisions 2, 3; 148E.055, subdivision 5; 148E.100, subdivisions 3, 4, 5, 6, 7, by adding a subdivision; 148E.105, subdivisions 1, 3, 5, 7, by adding a subdivision; 148E.106, subdivisions 1, 2, 3, 4, 5, 8, 9, by adding a subdivision; 148E.110, subdivisions 1, 2, by adding subdivisions; 148E.115, subdivision 1, by adding a subdivision; 148E.120; 148E.125, subdivisions 1, 3; 148E.130, subdivisions 2, 5, by adding a subdivision; 148E.165, subdivision 1; 148E.180, subdivisions 1, 2, 3, 5; repealing Minnesota Statutes 2008, sections 148D.062, subdivision 5; 148D.125, subdivision 2; 148D.180, subdivision 8; 148E.106, subdivision 6; 148E.125, subdivision 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

ARTICLE 1

AMENDMENTS TO CURRENT LICENSING STATUTE

Section 1. Minnesota Statutes 2008, section 148D.010, is amended by adding a subdivision to read:

Subd. 6a. **Clinical supervision.** "Clinical supervision" means supervision, as defined in subdivision 16, of a social worker engaged in clinical practice, as defined in subdivision 6.

Sec. 2. Minnesota Statutes 2008, section 148D.010, is amended by adding a subdivision to read:

Subd. 6b. **Graduate degree.** "Graduate degree" means a master's degree in social work from a program accredited by the Council on Social Work Education, the Canadian

2.1 Association of Schools of Social Work, or a similar accreditation body designated by the
2.2 board, or a doctorate in social work from an accredited university.

2.3 Sec. 3. Minnesota Statutes 2008, section 148D.010, subdivision 9, is amended to read:

2.4 Subd. 9. **Practice of social work.** (a) "Practice of social work" means working
2.5 to maintain, restore, or improve behavioral, cognitive, emotional, mental, or social
2.6 functioning of clients, in a manner that applies accepted professional social work
2.7 knowledge, skills, and values, including the person-in-environment perspective, by
2.8 providing in person or through telephone, video conferencing, or electronic means one or
2.9 more of the social work services described in paragraph (b), clauses (1) to (3). Social work
2.10 services may address conditions that impair or limit behavioral, cognitive, emotional,
2.11 mental, or social functioning. Such conditions include, but are not limited to, the
2.12 following: abuse and neglect of children or vulnerable adults, addictions, developmental
2.13 disorders, disabilities, discrimination, illness, injuries, poverty, and trauma. Practice
2.14 of social work also means providing social work services in a position for which the
2.15 educational basis is the individual's degree in social work described in subdivision 13.

2.16 (b) Social work services include:

2.17 (1) providing assessment and intervention through direct contact with clients,
2.18 developing a plan based on information from an assessment, and providing services which
2.19 include, but are not limited to, assessment, case management, client-centered advocacy,
2.20 client education, consultation, counseling, crisis intervention, and referral;

2.21 (2) providing for the direct or indirect benefit of clients through administrative,
2.22 educational, policy, or research services including, but not limited to:

2.23 (i) advocating for policies, programs, or services to improve the well-being of clients;

2.24 (ii) conducting research related to social work services;

2.25 (iii) developing and administering programs which provide social work services;

2.26 (iv) engaging in community organization to address social problems through
2.27 planned collective action;

2.28 (v) supervising individuals who provide social work services to clients;

2.29 (vi) supervising social workers in order to comply with the supervised practice
2.30 requirements specified in sections 148D.100 to 148D.125; and

2.31 (vii) teaching professional social work knowledge, skills, and values to students; and

2.32 (3) engaging in clinical practice.

2.33 Sec. 4. Minnesota Statutes 2008, section 148D.010, subdivision 15, is amended to read:

3.1 Subd. 15. **Supervisee.** "Supervisee" means an individual provided evaluation and
 3.2 supervision or direction by ~~a social worker~~ an individual who meets the requirements of
 3.3 section 148D.120.

3.4 Sec. 5. Minnesota Statutes 2008, section 148D.010, is amended by adding a
 3.5 subdivision to read:

3.6 Subd. 17. **Supervisor.** "Supervisor" means an individual who provides evaluation
 3.7 and direction through supervision as specified in subdivision 16, in order to comply with
 3.8 sections 148D.100 to 148D.125.

3.9 Sec. 6. Minnesota Statutes 2008, section 148D.025, subdivision 2, is amended to read:

3.10 Subd. 2. **Qualifications of board members.** (a) All social worker members must
 3.11 have engaged in the practice of social work in Minnesota for at least one year during
 3.12 the ten years preceding their appointments.

3.13 (b) Five social worker members must be licensed social workers according to
 3.14 section 148D.055, subdivision 2. The other five members must ~~be~~ include a licensed
 3.15 graduate social worker, a licensed independent social worker, ~~or a~~ and at least two licensed
 3.16 independent clinical social ~~worker~~ workers.

3.17 (c) Eight social worker members must be engaged at the time of their appointment in
 3.18 the practice of social work in Minnesota in the following settings:

3.19 (1) one member must be engaged in the practice of social work in a county agency;

3.20 (2) one member must be engaged in the practice of social work in a state agency;

3.21 (3) one member must be engaged in the practice of social work in an elementary,
 3.22 middle, or secondary school;

3.23 (4) one member must be employed in a hospital or nursing home licensed under
 3.24 chapter 144 or 144A;

3.25 (5) ~~two members~~ one member must be engaged in the practice of social work in a
 3.26 private agency;

3.27 (6) ~~one member~~ two members must be engaged in the practice of social work in a
 3.28 clinical social work setting; and

3.29 (7) one member must be an educator engaged in regular teaching duties at a
 3.30 program of social work accredited by the Council on Social Work Education or a similar
 3.31 accreditation body designated by the board.

3.32 (d) At the time of their appointments, at least six members must reside outside of the
 3.33 ~~seven-county~~ 11-county metropolitan area.

4.1 (e) At the time of their appointments, at least five members must be persons with
4.2 expertise in communities of color.

4.3 Sec. 7. Minnesota Statutes 2008, section 148D.025, subdivision 3, is amended to read:

4.4 Subd. 3. **Officers.** The board must ~~annually~~ biennially elect from its membership a
4.5 chair, vice-chair, and secretary-treasurer.

4.6 Sec. 8. Minnesota Statutes 2008, section 148D.061, subdivision 6, is amended to read:

4.7 Subd. 6. **Evaluation by supervisor.** (a) After being issued a provisional license
4.8 under subdivision 1, the ~~licensee~~ licensee's supervisor must submit an evaluation ~~by the~~
4.9 ~~licensee's supervisor~~ every six months during the first 2,000 hours of social work practice.
4.10 The evaluation must meet the requirements in section 148D.063. The supervisor must
4.11 meet the eligibility requirements specified in section 148D.062.

4.12 (b) After completion of 2,000 hours of supervised social work practice, the licensee's
4.13 supervisor must submit a final evaluation and attest to the applicant's ability to engage in
4.14 the practice of social work ~~safely and~~ competently and ethically.

4.15 Sec. 9. Minnesota Statutes 2008, section 148D.061, subdivision 8, is amended to read:

4.16 Subd. 8. **Disciplinary or other action.** The board may take action according to
4.17 sections 148D.260 to 148D.270 if:

4.18 (1) the licensee's supervisor does not submit an evaluation as required by section
4.19 ~~148D.062~~ 148D.063;

4.20 (2) an evaluation submitted according to section ~~148D.062~~ 148D.063 indicates that
4.21 the licensee cannot practice social work competently and ~~safely~~ ethically; or

4.22 (3) the licensee does not comply with the requirements of subdivisions 1 to 7.

4.23 Sec. 10. Minnesota Statutes 2008, section 148D.062, subdivision 2, is amended to read:

4.24 Subd. 2. **Practice requirements.** The supervision required by subdivision 1 must
4.25 be obtained during the first 2,000 hours of social work practice after the effective date of
4.26 the provisional license. At least three hours of supervision must be obtained during every
4.27 160 hours of practice under a provisional license until a permanent license is issued.

4.28 Sec. 11. Minnesota Statutes 2008, section 148D.063, subdivision 2, is amended to read:

4.29 Subd. 2. **Evaluation.** (a) When a ~~supervisee~~ licensee's supervisor submits an
4.30 evaluation to the board according to section 148D.061, subdivision 6, the supervisee and
4.31 supervisor must provide the following information on a form provided by the board:

- 5.1 (1) the name of the supervisee, the name of the agency in which the supervisee is
 5.2 being supervised, and the supervisee's position title;
- 5.3 (2) the name and qualifications of the supervisor;
- 5.4 (3) the number of hours and dates of each type of supervision completed;
- 5.5 (4) the supervisee's position description;
- 5.6 (5) a declaration that the supervisee has not engaged in conduct in violation of the
 5.7 standards of practice in sections 148D.195 to 148D.240;
- 5.8 (6) a declaration that the supervisee has practiced competently and ethically
 5.9 according to professional social work knowledge, skills, and values; and
- 5.10 (7) on a form provided by the board, an evaluation of the licensee's practice in
 5.11 the following areas:
- 5.12 (i) development of professional social work knowledge, skills, and values;
- 5.13 (ii) practice methods;
- 5.14 (iii) authorized scope of practice;
- 5.15 (iv) ensuring continuing competence;
- 5.16 (v) ethical standards of practice; and
- 5.17 (vi) clinical practice, if applicable.
- 5.18 (b) ~~The information provided on the evaluation form must demonstrate~~ supervisor
 5.19 must attest to the satisfaction of the board that the supervisee has met or has made progress
 5.20 on meeting the applicable supervised practice requirements.

5.21 Sec. 12. Minnesota Statutes 2008, section 148D.125, subdivision 1, is amended to read:

5.22 Subdivision 1. **Supervision plan.** (a) A social worker must submit, on a form
 5.23 provided by the board, a supervision plan for meeting the supervision requirements
 5.24 specified in sections 148D.100 to 148D.120.

5.25 (b) The supervision plan must be submitted no later than ~~90~~ 60 days after the
 5.26 licensee begins a social work practice position after becoming licensed.

5.27 (c) For failure to submit the supervision plan within ~~90~~ 60 days after beginning a
 5.28 social work practice position, a licensee must pay the supervision plan late fee specified in
 5.29 section 148D.180 when the licensee applies for license renewal.

5.30 (d) A license renewal application submitted pursuant to section 148D.070,
 5.31 subdivision 3, must not be approved unless the board has received a supervision plan.

5.32 (e) The supervision plan must include the following:

- 5.33 (1) the name of the supervisee, the name of the agency in which the supervisee is
 5.34 being supervised, and the supervisee's position title;
- 5.35 (2) the name and qualifications of the person providing the supervision;

- 6.1 (3) the number of hours of one-on-one in-person supervision and the number and
6.2 type of additional hours of supervision to be completed by the supervisee;
- 6.3 (4) the supervisee's position description;
- 6.4 (5) a brief description of the supervision the supervisee will receive in the following
6.5 content areas:
- 6.6 (i) clinical practice, if applicable;
- 6.7 (ii) development of professional social work knowledge, skills, and values;
- 6.8 (iii) practice methods;
- 6.9 (iv) authorized scope of practice;
- 6.10 (v) ensuring continuing competence; and
- 6.11 (vi) ethical standards of practice; and
- 6.12 (6) if applicable, a detailed description of the supervisee's clinical social work
6.13 practice, addressing:
- 6.14 (i) the client population, the range of presenting issues, and the diagnoses;
- 6.15 (ii) the clinical modalities that were utilized; and
- 6.16 (iii) the process utilized for determining clinical diagnoses, including the diagnostic
6.17 instruments used and the role of the supervisee in the diagnostic process. ~~An applicant for
6.18 licensure as a licensed professional clinical counselor must present evidence of completion
6.19 of a degree equivalent to that required in section 148B.5301, subdivision 1, clause (3).~~
- 6.20 (f) The board must receive a revised supervision plan within ~~90~~ 60 days of any
6.21 of the following changes:
- 6.22 (1) the supervisee has a new supervisor;
- 6.23 (2) the supervisee begins a new social work position;
- 6.24 (3) the scope or content of the supervisee's social work practice changes substantially;
- 6.25 (4) the number of practice or supervision hours changes substantially; or
- 6.26 (5) the type of supervision changes as supervision is described in section 148D.100,
6.27 subdivision 3, or 148D.105, subdivision 3, or as required in section 148D.115, subdivision
6.28 4.
- 6.29 (g) For failure to submit a revised supervision plan as required in paragraph (f), a
6.30 supervisee must pay the supervision plan late fee specified in section 148D.180, when
6.31 the supervisee applies for license renewal.
- 6.32 (h) The board must approve the supervisor and the supervision plan.

6.33 Sec. 13. Minnesota Statutes 2008, section 148D.125, subdivision 3, is amended to read:

7.1 Subd. 3. **Verification of supervised practice.** (a) ~~In addition to receiving the~~
7.2 ~~attestation required pursuant to subdivision 2,~~ The board must receive verification of
7.3 supervised practice ~~if~~ when:

7.4 (1) ~~the board audits the supervision of a supervisee~~ licensee submits the license
7.5 renewal application form pursuant to section 148D.070, subdivision 3; or

7.6 (2) an applicant applies for a license as a licensed independent social worker or as a
7.7 licensed independent clinical social worker.

7.8 (b) When verification of supervised practice is required pursuant to paragraph (a),
7.9 the board must receive from the supervisor the following information on a form provided
7.10 by the board:

7.11 (1) the name of the supervisee, the name of the agency in which the supervisee is
7.12 being supervised, and the supervisee's position title;

7.13 (2) the name and qualifications of the supervisor;

7.14 (3) the number of hours and dates of each type of supervision completed;

7.15 (4) the supervisee's position description;

7.16 (5) a declaration that the supervisee has not engaged in conduct in violation of the
7.17 standards of practice specified in sections 148D.195 to 148D.240;

7.18 (6) a declaration that the supervisee has practiced ethically and competently in
7.19 accordance with professional social work knowledge, skills, and values;

7.20 (7) a list of the content areas in which the supervisee has received supervision,
7.21 including the following:

7.22 (i) clinical practice, if applicable;

7.23 (ii) development of professional social work knowledge, skills, and values;

7.24 (iii) practice methods;

7.25 (iv) authorized scope of practice;

7.26 (v) ensuring continuing competence; and

7.27 (vi) ethical standards of practice; and

7.28 (8) if applicable, a detailed description of the supervisee's clinical social work
7.29 practice, addressing:

7.30 (i) the client population, the range of presenting issues, and the diagnoses;

7.31 (ii) the clinical modalities that were utilized; and

7.32 (iii) the process utilized for determining clinical diagnoses, including the diagnostic
7.33 instruments used and the role of the supervisee in the diagnostic process.

7.34 (c) The information provided on the verification form must demonstrate to the board's
7.35 satisfaction that the supervisee has met the applicable supervised practice requirements.

8.1 Sec. 14. **REPEALER.**

8.2 Minnesota Statutes 2008, sections 148D.062, subdivision 5; 148D.125, subdivision
8.3 2; and 148D.180, subdivision 8, are repealed.

8.4 Sec. 15. **EFFECTIVE DATE.**

8.5 This article is effective the day following final enactment.

8.6 **ARTICLE 2**

8.7 **LICENSING STATUTE EFFECTIVE 2011**

8.8 Section 1. Minnesota Statutes 2008, section 148E.010, is amended by adding a
8.9 subdivision to read:

8.10 Subd. 5a. **Client system.** "Client system" means the client and those in the client's
8.11 environment who are potentially influential in contributing to a resolution of the client's
8.12 issues.

8.13 Sec. 2. Minnesota Statutes 2008, section 148E.010, is amended by adding a subdivision
8.14 to read:

8.15 Subd. 7a. **Direct clinical client contact.** "Direct clinical client contact" means
8.16 in-person or electronic media interaction with a client, including client systems and
8.17 service providers, related to the client's mental and emotional functioning, differential
8.18 diagnosis, and treatment, in subdivision 6.

8.19 Sec. 3. Minnesota Statutes 2008, section 148E.010, subdivision 11, is amended to read:

8.20 Subd. 11. **Practice of social work.** (a) "Practice of social work" means working
8.21 to maintain, restore, or improve behavioral, cognitive, emotional, mental, or social
8.22 functioning of clients, in a manner that applies accepted professional social work
8.23 knowledge, skills, and values, including the person-in-environment perspective, by
8.24 providing in person or through telephone, video conferencing, or electronic means one or
8.25 more of the social work services described in paragraph (b), clauses (1) to (3). Social work
8.26 services may address conditions that impair or limit behavioral, cognitive, emotional,
8.27 mental, or social functioning. Such conditions include, but are not limited to, the
8.28 following: abuse and neglect of children or vulnerable adults, addictions, developmental
8.29 disorders, disabilities, discrimination, illness, injuries, poverty, and trauma. Practice
8.30 of social work also means providing social work services in a position for which the
8.31 educational basis is the individual's degree in social work described in subdivision 13.

8.32 (b) Social work services include:

9.1 (1) providing assessment and intervention through direct contact with clients,
 9.2 developing a plan based on information from an assessment, and providing services which
 9.3 include, but are not limited to, assessment, case management, client-centered advocacy,
 9.4 client education, consultation, counseling, crisis intervention, and referral;

9.5 (2) providing for the direct or indirect benefit of clients through administrative,
 9.6 educational, policy, or research services including, but not limited to:

9.7 (i) advocating for policies, programs, or services to improve the well-being of clients;

9.8 (ii) conducting research related to social work services;

9.9 (iii) developing and administering programs which provide social work services;

9.10 (iv) engaging in community organization to address social problems through
 9.11 planned collective action;

9.12 (v) supervising individuals who provide social work services to clients;

9.13 (vi) supervising social workers in order to comply with the supervised practice
 9.14 requirements specified in sections 148E.100 to 148E.125; and

9.15 (vii) teaching professional social work knowledge, skills, and values to students; and

9.16 (3) engaging in clinical practice.

9.17 Sec. 4. Minnesota Statutes 2008, section 148E.010, subdivision 17, is amended to read:

9.18 Subd. 17. **Supervisee.** "Supervisee" means an individual provided evaluation and
 9.19 supervision or direction by ~~a social worker~~ an individual who meets the requirements
 9.20 under section 148E.120.

9.21 Sec. 5. Minnesota Statutes 2008, section 148E.010, is amended by adding a subdivision
 9.22 to read:

9.23 Subd. 19. **Supervisor.** "Supervisor" means an individual who provides evaluation
 9.24 and direction through supervision as described in subdivision 18 in order to comply with
 9.25 sections 148E.100 to 148E.125.

9.26 Sec. 6. Minnesota Statutes 2008, section 148E.025, subdivision 2, is amended to read:

9.27 Subd. 2. **Qualifications of board members.** (a) All social worker members must
 9.28 have engaged in the practice of social work in Minnesota for at least one year during
 9.29 the ten years preceding their appointments.

9.30 (b) Five social worker members must be licensed social workers under section
 9.31 148E.055, subdivision 2. The other five members must ~~be~~ include a licensed graduate
 9.32 social worker, a licensed independent social worker, ~~or a~~ and at least two licensed
 9.33 independent clinical social ~~worker~~ workers.

10.1 (c) Eight social worker members must be engaged at the time of their appointment in
10.2 the practice of social work in Minnesota in the following settings:

10.3 (1) one member must be engaged in the practice of social work in a county agency;

10.4 (2) one member must be engaged in the practice of social work in a state agency;

10.5 (3) one member must be engaged in the practice of social work in an elementary,
10.6 middle, or secondary school;

10.7 (4) one member must be employed in a hospital or nursing home licensed under
10.8 chapter 144 or 144A;

10.9 (5) ~~two members~~ one member must be engaged in the practice of social work in a
10.10 private agency;

10.11 (6) ~~one member~~ two members must be engaged in the practice of social work in a
10.12 clinical social work setting; and

10.13 (7) one member must be an educator engaged in regular teaching duties at a
10.14 program of social work accredited by the Council on Social Work Education or a similar
10.15 accreditation body designated by the board.

10.16 (d) At the time of their appointments, at least six members must reside outside
10.17 of the ~~seven~~ 11-county metropolitan area.

10.18 (e) At the time of their appointments, at least five members must be persons with
10.19 expertise in communities of color.

10.20 Sec. 7. Minnesota Statutes 2008, section 148E.025, subdivision 3, is amended to read:

10.21 Subd. 3. **Officers.** The board must ~~annually~~ biennially elect from its membership a
10.22 chair, vice-chair, and secretary-treasurer.

10.23 Sec. 8. Minnesota Statutes 2008, section 148E.055, subdivision 5, is amended to read:

10.24 Subd. 5. **Licensure by examination; licensed independent clinical social worker.**

10.25 (a) To be licensed as a licensed independent clinical social worker, an applicant for
10.26 licensure by examination must provide evidence satisfactory to the board that the applicant:

10.27 (1) has received a graduate degree in social work from a program accredited by
10.28 the Council on Social Work Education, the Canadian Association of Schools of Social
10.29 Work, or a similar accreditation body designated by the board, or a doctorate in social
10.30 work from an accredited university;

10.31 (2) has completed 360 clock hours (one semester credit hour = 15 clock hours) in
10.32 the following clinical knowledge areas:

10.33 (i) 108 clock hours (30 percent) in differential diagnosis and biopsychosocial
10.34 assessment, including normative development and psychopathology across the life span;

11.1 (ii) 36 clock hours (ten percent) in assessment-based clinical treatment planning with
11.2 measurable goals;

11.3 (iii) 108 clock hours (30 percent) in clinical intervention methods informed by
11.4 research and current standards of practice;

11.5 (iv) 18 clock hours (five percent) in evaluation methodologies;

11.6 (v) 72 clock hours (20 percent) in social work values and ethics, including cultural
11.7 context, diversity, and social policy; and

11.8 (vi) 18 clock hours (five percent) in culturally specific clinical assessment and
11.9 intervention;

11.10 (3) has practiced clinical social work as defined in section 148E.010, including both
11.11 diagnosis and treatment, and has met the supervised practice requirements specified in
11.12 sections 148E.100 to 148E.125;

11.13 (4) has passed the clinical or equivalent examination administered by the Association
11.14 of Social Work Boards or a similar examination body designated by the board. Unless an
11.15 applicant applies for licensure by endorsement according to subdivision 7, an examination
11.16 is not valid if it was taken and passed eight or more years prior to submitting a completed,
11.17 signed application form provided by the board;

11.18 (5) has submitted a completed, signed application form provided by the board,
11.19 including the applicable application fee specified in section 148E.180. For applications
11.20 submitted electronically, a "signed application" means providing an attestation as specified
11.21 by the board;

11.22 (6) has submitted the criminal background check fee and a form provided by the
11.23 board authorizing a criminal background check according to subdivision 8;

11.24 (7) has paid the license fee specified in section 148E.180; and

11.25 (8) has not engaged in conduct that was or would be in violation of the standards
11.26 of practice specified in sections 148E.195 to 148E.240. If the applicant has engaged in
11.27 conduct that was or would be in violation of the standards of practice, the board may take
11.28 action according to sections 148E.255 to 148E.270.

11.29 (b) The requirement in paragraph (a), clause (2), may be satisfied through: (1)
11.30 a graduate degree program accredited by the Council on Social Work Education, the
11.31 Canadian Association of Schools of Social Work, or a similar accreditation body
11.32 designated by the board; or a doctorate in social work from an accredited university; (2)
11.33 ~~postgraduate~~ graduate coursework from an accredited institution of higher learning; or
11.34 (3) up to 90 continuing education hours, not to exceed 20 hours of independent study
11.35 as specified in section 148E.130, subdivision 5. The continuing education must have a
11.36 course description available for public review and must include a posttest. Compliance

12.1 with this requirement must be documented on a form provided by the board. The board
12.2 may conduct audits of the information submitted in order to determine compliance with
12.3 the requirements of this section.

12.4 (c) An application which is not completed and signed, or which is not accompanied
12.5 by the correct fee, must be returned to the applicant, along with any fee submitted, and is
12.6 void.

12.7 (d) By submitting an application for licensure, an applicant authorizes the board to
12.8 investigate any information provided or requested in the application. The board may
12.9 request that the applicant provide additional information, verification, or documentation.

12.10 (e) Within one year of the time the board receives an application for licensure, the
12.11 applicant must meet all the requirements specified in paragraph (a) and must provide all of
12.12 the information requested by the board according to paragraph (d). If within one year the
12.13 applicant does not meet all the requirements, or does not provide all of the information
12.14 requested, the applicant is considered ineligible and the application for licensure must
12.15 be closed.

12.16 (f) Except as provided in paragraph (g), an applicant may not take more than three
12.17 times the clinical or equivalent examination administered by the Association of Social
12.18 Work Boards or a similar examination body designated by the board. An applicant must
12.19 receive a passing score on the clinical or equivalent examination administered by the
12.20 Association of Social Work Boards or a similar examination body designated by the board
12.21 no later than 18 months after the first time the applicant failed the examination.

12.22 (g) Notwithstanding paragraph (f), the board may allow an applicant to take, for a
12.23 fourth or subsequent time, the clinical or equivalent examination administered by the
12.24 Association of Social Work Boards or a similar examination body designated by the
12.25 board if the applicant:

12.26 (1) meets all requirements specified in paragraphs (a) to (e) other than passing the
12.27 clinical or equivalent examination administered by the Association of Social Work Boards
12.28 or a similar examination body designated by the board;

12.29 (2) provides to the board a description of the efforts the applicant has made to
12.30 improve the applicant's score and demonstrates to the board's satisfaction that the efforts
12.31 are likely to improve the score; and

12.32 (3) provides to the board letters of recommendation from two licensed social
12.33 workers attesting to the applicant's ability to practice social work competently and
12.34 ethically according to professional social work knowledge, skills, and values.

12.35 (h) An individual must not practice social work until the individual passes the
12.36 examination and receives a social work license under this section or section 148E.060. If

13.1 the board has reason to believe that an applicant may be practicing social work without a
 13.2 license, and the applicant has failed the clinical or equivalent examination administered
 13.3 by the Association of Social Work Boards or a similar examination body designated by
 13.4 the board, the board may notify the applicant's employer that the applicant is not licensed
 13.5 as a social worker.

13.6 Sec. 9. Minnesota Statutes 2008, section 148E.100, is amended by adding a subdivision
 13.7 to read:

13.8 Subd. 2a. **Supervised practice obtained prior to August 1, 2011.** (a)
 13.9 Notwithstanding the requirements in subdivisions 1 and 2, the board shall approve hours
 13.10 of supervised practice completed prior to August 1, 2011, which comply with sections
 13.11 148D.100 to 148D.125. These hours must apply to supervised practice requirements in
 13.12 effect as specified in this section.

13.13 (b) Any additional hours of supervised practice obtained effective August 1, 2011,
 13.14 must comply with the increased requirements specified in this section.

13.15 Sec. 10. Minnesota Statutes 2008, section 148E.100, subdivision 3, is amended to read:

13.16 Subd. 3. **Types of supervision.** Of the 100 hours of supervision required under
 13.17 subdivision 1:

13.18 (1) 50 hours must be provided through one-on-one supervision, including: (i)
 13.19 a minimum of 25 hours of in-person supervision, and (ii) no more than 25 hours of
 13.20 supervision via eye-to-eye electronic media, while maintaining visual contact; and

13.21 (2) 50 hours must be provided through: (i) one-on-one supervision, or (ii) group
 13.22 supervision. The supervision may be in person, by telephone, or via eye-to-eye electronic
 13.23 media, while maintaining visual contact. The supervision must not be provided by e-mail.
 13.24 Group supervision is limited to six ~~members not counting the supervisor or supervisors~~
 13.25 supervisees.

13.26 Sec. 11. Minnesota Statutes 2008, section 148E.100, subdivision 4, is amended to read:

13.27 Subd. 4. **Supervisor requirements.** The supervision required by subdivision 1 must
 13.28 be provided by a supervisor who meets the requirements specified in section 148E.120.

13.29 The supervision must be provided by a:

13.30 (1) ~~is a~~ licensed social worker who has completed the supervised practice
 13.31 requirements;

13.32 (2) ~~is a~~ licensed graduate social worker, licensed independent social worker, or
 13.33 licensed independent clinical social worker; or

14.1 (3) supervisor who meets the requirements specified in section 148E.120,
 14.2 subdivision 2.

14.3 Sec. 12. Minnesota Statutes 2008, section 148E.100, subdivision 5, is amended to read:

14.4 Subd. 5. **Supervisee requirements.** The supervisee must:

14.5 (1) to the satisfaction of the supervisor, practice competently and ethically according
 14.6 to professional social work knowledge, skills, and values;

14.7 (2) receive supervision in the following content areas:

14.8 (i) development of professional values and responsibilities;

14.9 (ii) practice skills;

14.10 (iii) authorized scope of practice;

14.11 (iv) ensuring continuing competence; and

14.12 (v) ethical standards of practice;

14.13 (3) submit a supervision plan according to section 148E.125, subdivision 1; and

14.14 (4) ~~if the board audits the supervisee's supervised practice,~~ submit verification of
 14.15 supervised practice according to section 148E.125, subdivision 3, when a licensed social
 14.16 worker applies for the renewal of a license.

14.17 Sec. 13. Minnesota Statutes 2008, section 148E.100, subdivision 6, is amended to read:

14.18 Subd. 6. **After completion of supervision requirements.** A licensed social worker
 14.19 who fulfills the supervision requirements specified in ~~subdivisions 1 to 5~~ this section is not
 14.20 required to be supervised after completion of the supervision requirements.

14.21 Sec. 14. Minnesota Statutes 2008, section 148E.100, subdivision 7, is amended to read:

14.22 Subd. 7. ~~Attestation~~ **Verification of supervised practice.** The social worker and
 14.23 the social worker's supervisor must ~~attest~~ submit verification that the supervisee has met
 14.24 or has made progress on meeting the applicable supervision requirements according to
 14.25 section 148E.125, subdivision ~~2~~ 3.

14.26 Sec. 15. Minnesota Statutes 2008, section 148E.105, subdivision 1, is amended to read:

14.27 Subdivision 1. **Supervision required after licensure.** After receiving a license
 14.28 from the board as a licensed graduate social worker, a licensed graduate social worker
 14.29 not engaged in clinical practice must obtain at least 100 hours of supervision according to
 14.30 the requirements of this section.

15.1 Sec. 16. Minnesota Statutes 2008, section 148E.105, is amended by adding a
15.2 subdivision to read:

15.3 Subd. 2a. **Supervised practice obtained prior to August 1, 2011.** (a)
15.4 Notwithstanding the requirements in subdivisions 1 and 2, the board shall approve hours
15.5 of supervised practice completed prior to August 1, 2011, which comply with sections
15.6 148D.100 to 148D.125. These hours shall apply to supervised practice requirements in
15.7 effect as specified in this section.

15.8 (b) Any additional hours of supervised practice obtained effective August 1, 2011,
15.9 must comply with the increased requirements specified in this section.

15.10 Sec. 17. Minnesota Statutes 2008, section 148E.105, subdivision 3, is amended to read:

15.11 Subd. 3. **Types of supervision.** Of the 100 hours of supervision required under
15.12 subdivision 1:

15.13 (1) 50 hours must be provided through one-on-one supervision, including: (i)
15.14 a minimum of 25 hours of in-person supervision, and (ii) no more than 25 hours of
15.15 supervision via eye-to-eye electronic media, while maintaining visual contact; and

15.16 (2) 50 hours must be provided through: (i) one-on-one supervision, or (ii) group
15.17 supervision. The supervision may be in person, by telephone, or via eye-to-eye electronic
15.18 media, while maintaining visual contact. The supervision must not be provided by e-mail.
15.19 Group supervision is limited to six supervisees.

15.20 Sec. 18. Minnesota Statutes 2008, section 148E.105, subdivision 5, is amended to read:

15.21 Subd. 5. **Supervisee requirements.** The supervisee must:

15.22 (1) to the satisfaction of the supervisor, practice competently and ethically according
15.23 to professional social work knowledge, skills, and values;

15.24 (2) receive supervision in the following content areas:

15.25 (i) development of professional values and responsibilities;

15.26 (ii) practice skills;

15.27 (iii) authorized scope of practice;

15.28 (iv) ensuring continuing competence; and

15.29 (v) ethical standards of practice;

15.30 (3) submit a supervision plan according to section 148E.125, subdivision 1; and

15.31 (4) verify supervised practice according to section 148E.125, subdivision 3, ~~if~~ when:

15.32 (i) ~~the board audits the supervisee's supervised practice~~ a licensed graduate social
15.33 worker applies for the renewal of a license; or

16.1 (ii) a licensed graduate social worker applies for a licensed independent social
16.2 worker license.

16.3 Sec. 19. Minnesota Statutes 2008, section 148E.105, subdivision 7, is amended to read:

16.4 Subd. 7. ~~Attestation~~ Verification of supervised practice. A social worker and the
16.5 social worker's supervisor must ~~attest~~ submit verification that the supervisee has met
16.6 or has made progress on meeting the applicable supervision requirements according to
16.7 section 148E.125, subdivision ~~2~~ 3.

16.8 Sec. 20. Minnesota Statutes 2008, section 148E.106, subdivision 1, is amended to read:

16.9 Subdivision 1. **Supervision required after licensure.** After receiving a license
16.10 from the board as a licensed graduate social worker, a licensed graduate social worker
16.11 engaged in clinical practice must obtain at least 200 hours of supervision according to
16.12 the requirements of this section:

16.13 (1) a minimum of four hours and a maximum of eight hours of supervision must be
16.14 obtained during every 160 hours of practice until the licensed graduate social worker is
16.15 issued a licensed independent clinical social worker license;

16.16 (2) a minimum of 200 hours of supervision must be completed, in addition to all
16.17 other requirements according to sections 148E.115 to 148E.125, to be eligible to apply for
16.18 the licensed independent clinical social worker license; and

16.19 (3) the supervisee and supervisor are required to adjust the rate of supervision
16.20 obtained, based on the ratio of four hours of supervision during every 160 hours of
16.21 practice, to ensure compliance with the requirements in subdivision 2.

16.22 Sec. 21. Minnesota Statutes 2008, section 148E.106, subdivision 2, is amended to read:

16.23 Subd. 2. **Practice requirements.** The supervision required by subdivision 1 must
16.24 be obtained ~~during the first 4,000 hours of postgraduate social work practice authorized by~~
16.25 ~~law. At least:~~

16.26 (1) in no less than 4,000 hours and no more than 8,000 hours of postgraduate,
16.27 clinical social work practice authorized by law, including at least 1,800 hours of direct
16.28 clinical client contact; and

16.29 (2) a minimum of four hours and a maximum of eight hours of supervision must be
16.30 obtained during every 160 hours of practice.

16.31 Sec. 22. Minnesota Statutes 2008, section 148E.106, is amended by adding a
16.32 subdivision to read:

17.1 Subd. 2a. Supervised practice obtained prior to August 1, 2011. (a)
 17.2 Notwithstanding the requirements in subdivisions 1 and 2, the board shall approve hours
 17.3 of supervised practice completed prior to August 1, 2011, which comply with sections
 17.4 148D.100 to 148D.125. These hours shall apply to supervised practice requirements in
 17.5 effect as specified in this section.

17.6 (b) Any additional hours of supervised practice obtained effective August 1, 2011,
 17.7 must comply with the increased requirements specified in this section.

17.8 (c) Notwithstanding the requirements in subdivision 2, clause (1), direct clinical
 17.9 client contact hours are (i) not required prior to August 1, 2011, and (ii) not required of
 17.10 a licensed graduate social worker engaged in clinical practice with a licensed graduate
 17.11 social worker license issue date prior to August 1, 2011.

17.12 Sec. 23. Minnesota Statutes 2008, section 148E.106, subdivision 3, is amended to read:

17.13 Subd. 3. **Types of supervision.** Of the 200 hours of supervision required under
 17.14 subdivision 1:

17.15 (1) 100 hours must be provided through one-on-one supervision, including: (i)
 17.16 a minimum of 50 hours of in-person supervision, and (ii) no more than 50 hours of
 17.17 supervision via eye-to-eye electronic media, while maintaining visual contact; and

17.18 (2) 100 hours must be provided through: (i) one-on-one supervision, or (ii) group
 17.19 supervision. The supervision may be in person, by telephone, or via eye-to-eye electronic
 17.20 media, while maintaining visual contact. The supervision must not be provided by e-mail.
 17.21 Group supervision is limited to six supervisees.

17.22 Sec. 24. Minnesota Statutes 2008, section 148E.106, subdivision 4, is amended to read:

17.23 Subd. 4. **Supervisor requirements.** The supervision required by subdivision 1 must
 17.24 be provided by a supervisor who meets the requirements specified in section 148E.120.

17.25 The supervision must be provided by a:

17.26 (1) ~~by a~~ licensed independent clinical social worker; or

17.27 (2) ~~by a~~ supervisor who meets the requirements specified in section 148E.120,
 17.28 subdivision 2.

17.29 Sec. 25. Minnesota Statutes 2008, section 148E.106, subdivision 5, is amended to read:

17.30 Subd. 5. **Supervisee requirements.** The supervisee must:

17.31 (1) to the satisfaction of the supervisor, practice competently and ethically according
 17.32 to professional social work knowledge, skills, and values;

17.33 (2) receive supervision in the following content areas:

- 18.1 (i) development of professional values and responsibilities;
- 18.2 (ii) practice skills;
- 18.3 (iii) authorized scope of practice;
- 18.4 (iv) ensuring continuing competence; and
- 18.5 (v) ethical standards of practice;
- 18.6 (3) submit a supervision plan according to section 148E.125, subdivision 1; and
- 18.7 (4) verify supervised practice according to section 148E.125, subdivision 3, ~~if~~ when:
- 18.8 (i) ~~the board audits the supervisee's supervised practice~~ a licensed graduate social
- 18.9 worker applies for the renewal of a license; or
- 18.10 (ii) a licensed graduate social worker applies for a licensed independent clinical
- 18.11 social worker license.

18.12 Sec. 26. Minnesota Statutes 2008, section 148E.106, subdivision 8, is amended to read:

18.13 Subd. 8. **Eligibility to apply for licensure as a licensed independent clinical**

18.14 **social worker.** Upon completion of not less than 4,000 hours and not more than 8,000

18.15 hours of clinical social work practice, including at least 1,800 hours of direct clinical

18.16 client contact and 200 hours of supervision according to the requirements of this section,

18.17 a licensed graduate social worker is eligible to apply for a licensed independent clinical

18.18 social worker license under section 148E.115, subdivision 1.

18.19 Sec. 27. Minnesota Statutes 2008, section 148E.106, subdivision 9, is amended to read:

18.20 Subd. 9. ~~Attestation~~ **Verification of supervised practice.** A social worker and the

18.21 social worker's supervisor must ~~attest~~ submit verification that the supervisee has met

18.22 or has made progress on meeting the applicable supervision requirements according to

18.23 section 148E.125, subdivision ~~2~~ 3.

18.24 Sec. 28. Minnesota Statutes 2008, section 148E.110, subdivision 1, is amended to read:

18.25 Subdivision 1. **Supervision required before licensure.** Before becoming licensed

18.26 as a licensed independent social worker, a person must have obtained at least 100 hours

18.27 of supervision during 4,000 hours of postgraduate social work practice required by law

18.28 according to the requirements of section 148E.105, ~~subdivisions 3, 4, and 5~~. At least four

18.29 hours of supervision must be obtained during every 160 hours of practice.

18.30 Sec. 29. Minnesota Statutes 2008, section 148E.110, is amended by adding a

18.31 subdivision to read:

19.1 Subd. 1a. **Supervised practice obtained prior to August 1, 2011.** (a)
19.2 Notwithstanding subdivision 1, the board shall approve supervised practice hours
19.3 completed prior to August 1, 2011, which comply with sections 148D.100 to 148D.125.
19.4 These hours must apply to supervised practice requirements in effect as specified in this
19.5 section.

19.6 (b) Any additional hours of supervised practice obtained on or after August 1, 2011,
19.7 must comply with the increased requirements in this section.

19.8 Sec. 30. Minnesota Statutes 2008, section 148E.110, subdivision 2, is amended to read:

19.9 **Subd. 2. Licensed independent social workers; clinical social work after**
19.10 **licensure.** After licensure, a licensed independent social worker must not engage in
19.11 clinical social work practice except under supervision by a licensed independent clinical
19.12 social worker who meets the requirements in section 148E.120, subdivision 1, or an
19.13 alternate supervisor designated according to section 148E.120, subdivision 2.

19.14 Sec. 31. Minnesota Statutes 2008, section 148E.110, is amended by adding a
19.15 subdivision to read:

19.16 **Subd. 5. Supervision; licensed independent social worker engaged in clinical**
19.17 **social work practice.** (a) After receiving a license from the board as a licensed
19.18 independent social worker, a licensed independent social worker engaged in clinical social
19.19 work practice must obtain at least 200 hours of supervision according to the requirements
19.20 of this section.

19.21 (b) A minimum of four hours and a maximum of eight hours of supervision must be
19.22 obtained during every 160 hours of practice until the licensed independent social worker is
19.23 issued a licensed independent clinical social worker license.

19.24 (c) A minimum of 200 hours of supervision must be completed, in addition to all
19.25 other requirements according to sections 148E.115 to 148E.125, to be eligible to apply
19.26 for the licensed independent clinical social worker license.

19.27 (d) The supervisee and supervisor are required to adjust the rate of supervision
19.28 obtained based on the ratio of four hours of supervision during every 160 hours of practice
19.29 to ensure compliance with the requirements in subdivision 1a.

19.30 Sec. 32. Minnesota Statutes 2008, section 148E.110, is amended by adding a
19.31 subdivision to read:

20.1 **Subd. 6. Practice requirements after licensure as licensed independent social**
20.2 **worker; clinical social work practice.** (a) The supervision required by subdivision 5
20.3 must be obtained:

20.4 (1) in no less than 4,000 hours and no more than 8,000 hours of postgraduate clinical
20.5 social work practice authorized by law, including at least 1,800 hours of direct clinical
20.6 client contact; and

20.7 (2) a minimum of four hours and a maximum of eight hours of supervision must be
20.8 obtained during every 160 hours of practice.

20.9 (b) Notwithstanding paragraph (a), clause (1), direct clinical client contact hours are
20.10 (i) not required prior to August 1, 2011, and (ii) not required of a licensed independent
20.11 social worker engaged in clinical practice with a licensed independent social worker
20.12 license issue date prior to August 1, 2011.

20.13 Sec. 33. Minnesota Statutes 2008, section 148E.110, is amended by adding a
20.14 subdivision to read:

20.15 **Subd. 7. Supervision; clinical social work practice after licensure as licensed**
20.16 **independent social worker.** Of the 200 hours of supervision required under subdivision 5:

20.17 (1) 100 hours must be provided through one-on-one supervision, including:

20.18 (i) a minimum of 50 hours of in-person supervision; and

20.19 (ii) no more than 50 hours of supervision via eye-to-eye electronic media, while
20.20 maintaining visual contact; and

20.21 (2) 100 hours must be provided through:

20.22 (i) one-on-one supervision; or

20.23 (ii) group supervision.

20.24 The supervision may be in person, by telephone, or via eye-to-eye electronic media, while
20.25 maintaining visual contact. The supervision must not be provided by e-mail. Group
20.26 supervision is limited to six supervisees.

20.27 Sec. 34. Minnesota Statutes 2008, section 148E.110, is amended by adding a
20.28 subdivision to read:

20.29 **Subd. 8. Supervision; clinical social work practice after licensure.** The
20.30 supervision required by subdivision 5 must be provided by a supervisor who meets the
20.31 requirements specified in section 148E.120. The supervision must be provided by a:

20.32 (1) licensed independent clinical social worker; or

20.33 (2) supervisor who meets the requirements specified in section 148E.120,
20.34 subdivision 2.

21.1 Sec. 35. Minnesota Statutes 2008, section 148E.110, is amended by adding a
21.2 subdivision to read:

21.3 Subd. 9. **Supervisee requirements; clinical social work practice after licensure.**

21.4 The supervisee must:

21.5 (1) to the satisfaction of the supervisor, practice competently and ethically according
21.6 to professional social work knowledge, skills, and values;

21.7 (2) receive supervision in the following content areas:

21.8 (i) development of professional values and responsibilities;

21.9 (ii) practice skills;

21.10 (iii) authorized scope of practice;

21.11 (iv) ensuring continuing competence; and

21.12 (v) ethical standards of practice;

21.13 (3) submit a supervision plan according to section 148E.125, subdivision 1; and

21.14 (4) verify supervised practice according to section 148E.125, subdivision 3, when:

21.15 (i) a licensed independent social worker applies for the renewal of a license; or

21.16 (ii) a licensed independent social worker applies for a licensed independent clinical

21.17 social worker license.

21.18 Sec. 36. Minnesota Statutes 2008, section 148E.110, is amended by adding a
21.19 subdivision to read:

21.20 Subd. 10. **Limit on practice of clinical social work.** (a) Except as provided in
21.21 paragraph (b), a licensed independent social worker must not engage in clinical social
21.22 work practice under supervision for more than 8,000 hours. In order to practice clinical
21.23 social work for more than 8,000 hours, a licensed independent social worker must obtain a
21.24 licensed independent clinical social worker license.

21.25 (b) Notwithstanding the requirements of paragraph (a), the board may grant a
21.26 licensed independent social worker permission to engage in clinical social work practice
21.27 for more than 8,000 hours if the licensed independent social worker petitions the board
21.28 and demonstrates to the board's satisfaction that for reasons of personal hardship the
21.29 licensed independent social worker should be granted an extension to continue practicing
21.30 clinical social work under supervision for up to an additional 2,000 hours.

21.31 Sec. 37. Minnesota Statutes 2008, section 148E.110, is amended by adding a
21.32 subdivision to read:

21.33 Subd. 11. **Eligibility for licensure; licensed independent clinical social worker.**

21.34 Upon completion of not less than 4,000 hours and not more than 8,000 hours of clinical

22.1 social work practice, including at least 1,800 hours of direct clinical client contact and 200
 22.2 hours of supervision according to the requirements of this section, a licensed independent
 22.3 social worker is eligible to apply for a licensed independent clinical social worker license
 22.4 under section 148E.115, subdivision 1.

22.5 Sec. 38. Minnesota Statutes 2008, section 148E.110, is amended by adding a
 22.6 subdivision to read:

22.7 Subd. 12. **Verification of supervised practice.** A social worker and the social
 22.8 worker's supervisor must submit verification that the supervisee has met or has made
 22.9 progress on meeting the applicable supervision requirements according to section
 22.10 148E.125, subdivision 3.

22.11 Sec. 39. Minnesota Statutes 2008, section 148E.115, subdivision 1, is amended to read:

22.12 Subdivision 1. **Supervision required before licensure; licensed independent**
 22.13 **clinical social worker.** Before becoming licensed as a licensed independent clinical social
 22.14 worker, a person must have obtained at least 200 hours of supervision ~~during~~ at the rate
 22.15 of a minimum of four and a maximum of eight hours of supervision for every 160 hours
 22.16 of practice, in not less than 4,000 hours and not more than 8,000 hours of postgraduate
 22.17 clinical practice required by law, including at least 1,800 hours of direct clinical client
 22.18 contact, according to the requirements of section 148E.106.

22.19 Sec. 40. Minnesota Statutes 2008, section 148E.115, is amended by adding a
 22.20 subdivision to read:

22.21 Subd. 1a. **Supervised practice obtained prior to August 1, 2011.** (a)
 22.22 Notwithstanding subdivisions 1 and 2, applicants and licensees who have completed hours
 22.23 of supervised practice prior to August 1, 2011, which comply with sections 148D.100 to
 22.24 148D.125, may have that supervised practice applied to the licensing requirement.

22.25 (b) Any additional hours of supervised practice obtained on or after August 1, 2011,
 22.26 must comply with the increased requirements in this section.

22.27 (c) Notwithstanding subdivision 1, in order to qualify for the licensed independent
 22.28 clinical social work license, direct clinical client contact hours are:

22.29 (1) not required prior to August 1, 2011; and

22.30 (2) not required of either a licensed graduate social worker or a licensed independent
 22.31 social worker engaged in clinical practice with a license issued prior to August 1, 2011.

23.1 Sec. 41. Minnesota Statutes 2008, section 148E.120, is amended to read:

23.2 **148E.120 REQUIREMENTS OF SUPERVISORS.**

23.3 Subdivision 1. **Supervisors licensed as social workers.** (a) Except as provided
23.4 in paragraph ~~(b)~~ (d), to be eligible to provide supervision under this section, a social
23.5 worker must:

23.6 (1) ~~have at least 2,000 hours of experience in authorized social work practice. If~~
23.7 ~~the person is providing clinical supervision, the 2,000 hours must include 1,000 hours of~~
23.8 ~~experience in clinical practice;~~

23.9 ~~(2)~~ have completed 30 hours of training in supervision through coursework from
23.10 an accredited college or university, or through continuing education in compliance with
23.11 sections 148E.130 to 148E.170;

23.12 ~~(3)~~ (2) be competent in the activities being supervised; and

23.13 ~~(4)~~ (3) attest, on a form provided by the board, that the social worker has met the
23.14 applicable requirements specified in this section and sections 148E.100 to 148E.115. The
23.15 board may audit the information provided to determine compliance with the requirements
23.16 of this section.

23.17 (b) A licensed independent clinical social worker providing clinical licensing
23.18 supervision to a licensed graduate social worker or a licensed independent social worker
23.19 must have at least 2,000 hours of experience in authorized social work practice, including
23.20 1,000 hours of experience in clinical practice after obtaining a licensed independent
23.21 clinical social worker license.

23.22 (c) A licensed social worker, licensed graduate social worker, licensed independent
23.23 social worker, or licensed independent clinical social worker providing nonclinical
23.24 licensing supervision must have completed the supervised practice requirements specified
23.25 in section 148E.100, 148E.105, 148E.106, 148E.110, or 148E.115, as applicable.

23.26 ~~(b)~~ (d) If the board determines that supervision is not obtainable from an individual
23.27 meeting the requirements specified in paragraph (a), the board may approve an alternate
23.28 supervisor according to subdivision 2.

23.29 Subd. 2. **Alternate supervisors.** (a) The board may approve an alternate supervisor
23.30 if:

23.31 (1) the board determines that supervision is not obtainable according to paragraph
23.32 (b);

23.33 (2) the licensee requests in the supervision plan submitted according to section
23.34 148E.125, subdivision 1, that an alternate supervisor conduct the supervision;

23.35 (3) the licensee describes the proposed supervision and the name and qualifications
23.36 of the proposed alternate supervisor; and

24.1 (4) the requirements of paragraph (d) are met.

24.2 (b) The board may determine that supervision is not obtainable if:

24.3 (1) the licensee provides documentation as an attachment to the supervision plan
24.4 submitted according to section 148E.125, subdivision 1, that the licensee has conducted a
24.5 thorough search for a supervisor meeting the applicable licensure requirements specified
24.6 in sections 148E.100 to 148E.115;

24.7 (2) the licensee demonstrates to the board's satisfaction that the search was
24.8 unsuccessful; and

24.9 (3) the licensee describes the extent of the search and the names and locations of
24.10 the persons and organizations contacted.

24.11 (c) The requirements specified in paragraph (b) do not apply to obtaining licensing
24.12 supervision for ~~clinical~~ social work practice if the board determines that there are five or
24.13 fewer ~~licensed independent clinical social workers~~ supervisors meeting the applicable
24.14 licensure requirements in sections 148E.100 to 148E.115 in the county where the licensee
24.15 practices social work.

24.16 (d) An alternate supervisor must:

24.17 (1) be an unlicensed social worker who is employed in, and provides the supervision
24.18 in, a setting exempt from licensure by section 148E.065, and who has qualifications
24.19 equivalent to the applicable requirements specified in sections 148E.100 to 148E.115;

24.20 (2) be a social worker engaged in authorized practice in Iowa, Manitoba, North
24.21 Dakota, Ontario, South Dakota, or Wisconsin, and has the qualifications equivalent to the
24.22 applicable requirements specified in sections 148E.100 to 148E.115; or

24.23 (3) be a licensed marriage and family therapist or a mental health professional
24.24 as established by section 245.462, subdivision 18, or 245.4871, subdivision 27, or an
24.25 equivalent mental health professional, as determined by the board, who is licensed or
24.26 credentialed by a state, territorial, provincial, or foreign licensing agency.

24.27 (e) In order to qualify to provide clinical supervision of a licensed graduate social
24.28 worker or licensed independent social worker engaged in clinical practice, the alternate
24.29 supervisor must be a mental health professional as established by section 245.462,
24.30 subdivision 18, or 245.4871, subdivision 27, or an equivalent mental health professional,
24.31 as determined by the board, who is licensed or credentialed by a state, territorial,
24.32 provincial, or foreign licensing agency.

24.33 Sec. 42. Minnesota Statutes 2008, section 148E.125, subdivision 1, is amended to read:

25.1 Subdivision 1. **Supervision plan.** (a) A social worker must submit, on a form
25.2 provided by the board, a supervision plan for meeting the supervision requirements
25.3 specified in sections 148E.100 to 148E.120.

25.4 (b) The supervision plan must be submitted no later than ~~90~~ 60 days after the
25.5 licensee begins a social work practice position after becoming licensed.

25.6 (c) For failure to submit the supervision plan within ~~90~~ 60 days after beginning a
25.7 social work practice position, a licensee must pay the supervision plan late fee specified in
25.8 section 148E.180 when the licensee applies for license renewal.

25.9 (d) A license renewal application submitted according to paragraph (a) must not be
25.10 approved unless the board has received a supervision plan.

25.11 (e) The supervision plan must include the following:

25.12 (1) the name of the supervisee, the name of the agency in which the supervisee is
25.13 being supervised, and the supervisee's position title;

25.14 (2) the name and qualifications of the person providing the supervision;

25.15 (3) the number of hours of one-on-one in-person supervision and the number and
25.16 type of additional hours of supervision to be completed by the supervisee;

25.17 (4) the supervisee's position description;

25.18 (5) a brief description of the supervision the supervisee will receive in the following
25.19 content areas:

25.20 (i) clinical practice, if applicable;

25.21 (ii) development of professional social work knowledge, skills, and values;

25.22 (iii) practice methods;

25.23 (iv) authorized scope of practice;

25.24 (v) ensuring continuing competence; and

25.25 (vi) ethical standards of practice; and

25.26 (6) if applicable, a detailed description of the supervisee's clinical social work
25.27 practice, addressing:

25.28 (i) the client population, the range of presenting issues, and the diagnoses;

25.29 (ii) the clinical modalities that were utilized; and

25.30 (iii) the process utilized for determining clinical diagnoses, including the diagnostic
25.31 instruments used and the role of the supervisee in the diagnostic process.

25.32 (f) The board must receive a revised supervision plan within ~~90~~ 60 days of any
25.33 of the following changes:

25.34 (1) the supervisee has a new supervisor;

25.35 (2) the supervisee begins a new social work position;

25.36 (3) the scope or content of the supervisee's social work practice changes substantially;

- 26.1 (4) the number of practice or supervision hours changes substantially; or
- 26.2 (5) the type of supervision changes as supervision is described in section 148E.100,
- 26.3 subdivision 3, or 148E.105, subdivision 3, or as required in section 148E.115.
- 26.4 (g) For failure to submit a revised supervision plan as required in paragraph (f), a
- 26.5 supervisee must pay the supervision plan late fee specified in section 148E.180, when
- 26.6 the supervisee applies for license renewal.
- 26.7 (h) The board must approve the supervisor and the supervision plan.

26.8 Sec. 43. Minnesota Statutes 2008, section 148E.125, subdivision 3, is amended to read:

26.9 Subd. 3. **Verification of supervised practice.** (a) ~~In addition to receiving the~~

26.10 ~~attestation required under subdivision 2,~~ The board must receive verification of supervised

26.11 practice ~~if~~ when:

26.12 (1) ~~the board audits the supervision of a supervisee~~ licensee submits the license

26.13 renewal application form; or

26.14 (2) an applicant applies for a license as a licensed independent social worker or as a

26.15 licensed independent clinical social worker.

26.16 (b) When verification of supervised practice is required according to paragraph (a),

26.17 the board must receive from the supervisor the following information on a form provided

26.18 by the board:

26.19 (1) the name of the supervisee, the name of the agency in which the supervisee is

26.20 being supervised, and the supervisee's position title;

26.21 (2) the name and qualifications of the supervisor;

26.22 (3) the number of hours and dates of each type of supervision completed;

26.23 (4) the supervisee's position description;

26.24 (5) a declaration that the supervisee has not engaged in conduct in violation of the

26.25 standards of practice specified in sections 148E.195 to 148E.240;

26.26 (6) a declaration that the supervisee has practiced ethically and competently

26.27 according to professional social work knowledge, skills, and values;

26.28 (7) a list of the content areas in which the supervisee has received supervision,

26.29 including the following:

26.30 (i) clinical practice, if applicable;

26.31 (ii) development of professional social work knowledge, skills, and values;

26.32 (iii) practice methods;

26.33 (iv) authorized scope of practice;

26.34 (v) ensuring continuing competence; and

26.35 (vi) ethical standards of practice; and

27.1 (8) if applicable, a detailed description of the supervisee's clinical social work
27.2 practice, addressing:

27.3 (i) the client population, the range of presenting issues, and the diagnoses;

27.4 (ii) the clinical modalities that were utilized; and

27.5 (iii) the process utilized for determining clinical diagnoses, including the diagnostic
27.6 instruments used and the role of the supervisee in the diagnostic process.

27.7 (c) The information provided on the verification form must demonstrate to the board's
27.8 satisfaction that the supervisee has met the applicable supervised practice requirements.

27.9 Sec. 44. Minnesota Statutes 2008, section 148E.130, is amended by adding a
27.10 subdivision to read:

27.11 Subd. 1a. **Increased clock hours required effective August 1, 2011.** (a)
27.12 Notwithstanding the requirements in subdivision 8, the clock hours specified in
27.13 subdivisions 1 and 4 to 6 apply to all new licenses issued effective August 1, 2011, under
27.14 section 148E.055.

27.15 (b) Any licensee issued a license prior to August 1, 2011, under section 148D.055
27.16 must comply with the increased clock hours in subdivisions 1 and 4 to 6, and must
27.17 document the clock hours at the first two-year renewal term after August 1, 2011.

27.18 Sec. 45. Minnesota Statutes 2008, section 148E.130, subdivision 2, is amended to read:

27.19 Subd. 2. **Ethics requirement.** At least two of the clock hours required under
27.20 subdivision 1 must be in social work ethics, including at least one of the following:

27.21 (1) the history and evolution of values and ethics in social work;

27.22 (2) ethics theories;

27.23 (3) professional standards of social work practice, as specified in the ethical codes of
27.24 the National Association of Social Workers, the Association of Canadian Social Workers,
27.25 the Clinical Social Work Federation, and the Council on Social Work Education;

27.26 (4) the legal requirements and other considerations for each jurisdiction that
27.27 registers, certifies, or licenses social workers; or

27.28 (5) the ethical decision-making process.

27.29 Sec. 46. Minnesota Statutes 2008, section 148E.130, subdivision 5, is amended to read:

27.30 Subd. 5. **Independent study.** Independent study must not consist of more than ~~ten~~
27.31 15 clock hours of continuing education per renewal term. Independent study must be for
27.32 publication, public presentation, or professional development. Independent study includes,
27.33 but is not limited to, electronic study. For purposes of subdivision ~~6~~4, independent study

28.1 includes consultation ~~with an experienced supervisor regarding the practice of supervision~~
28.2 or training regarding supervision with a licensed professional who has demonstrated
28.3 supervisory skills.

28.4 Sec. 47. Minnesota Statutes 2008, section 148E.165, subdivision 1, is amended to read:

28.5 Subdivision 1. **Records retention; licensees.** For one year following the expiration
28.6 date of a license, the licensee must maintain documentation of clock hours earned during
28.7 the previous renewal term. The documentation must include the following:

28.8 (1) for educational workshops or seminars offered by an organization or at a
28.9 conference, a copy of the certificate of attendance issued by the presenter or sponsor
28.10 giving the following information:

28.11 (i) the name of the sponsor or presenter of the program;

28.12 (ii) the title of the workshop or seminar;

28.13 (iii) the dates the licensee participated in the program; and

28.14 (iv) the number of clock hours completed;

28.15 (2) for academic coursework offered by an institution of higher learning, a copy of a
28.16 transcript giving the following information:

28.17 (i) the name of the institution offering the course;

28.18 (ii) the title of the course;

28.19 (iii) the dates the licensee participated in the course; and

28.20 (iv) the number of credits completed;

28.21 (3) for staff training offered by public or private employers, a copy of the certificate
28.22 of attendance issued by the employer giving the following information:

28.23 (i) the name of the employer;

28.24 (ii) the title of the staff training;

28.25 (iii) the dates the licensee participated in the program; and

28.26 (iv) the number of clock hours completed; and

28.27 (4) for independent study, including electronic study, or consultation or training
28.28 regarding supervision, a written summary of the ~~study activity~~ conducted, including the
28.29 following information:

28.30 (i) the topics ~~studied~~ covered;

28.31 (ii) a description of the applicability of the ~~study activity~~ to the licensee's authorized
28.32 scope of practice;

28.33 (iii) the titles and authors of books and articles consulted or the name of the
28.34 organization offering the ~~study activity~~, or the name and title of the licensed professional
28.35 consulted regarding supervision;

- 29.1 (iv) the dates the licensee conducted the study activity; and
 29.2 (v) the number of clock hours the licensee conducted the study activity.

29.3 Sec. 48. **REPEALER.**

29.4 Minnesota Statutes 2008, sections 148E.106, subdivision 6; and 148E.125,
 29.5 subdivision 2, are repealed August 1, 2011.

29.6 Sec. 49. **EFFECTIVE DATE.**

29.7 Sections 1 to 47 are effective August 1, 2011.

29.8 **ARTICLE 3**

29.9 **FEES**

29.10 Section 1. Minnesota Statutes 2008, section 148D.180, subdivision 1, is amended to
 29.11 read:

29.12 Subdivision 1. **Application fees.** Application fees for licensure are as follows:

- 29.13 (1) for a licensed social worker, \$45;
 29.14 (2) for a licensed graduate social worker, \$45;
 29.15 (3) for a licensed independent social worker, ~~\$90~~ \$45;
 29.16 (4) for a licensed independent clinical social worker, ~~\$90~~ \$45;
 29.17 (5) for a temporary license, \$50; and
 29.18 (6) for a licensure by endorsement, ~~\$150~~ \$85.

29.19 The fee for criminal background checks is the fee charged by the Bureau of Criminal
 29.20 Apprehension. The criminal background check fee must be included with the application
 29.21 fee as required pursuant to section 148D.055.

29.22 Sec. 2. Minnesota Statutes 2008, section 148D.180, subdivision 2, is amended to read:

29.23 Subd. 2. **License fees.** License fees are as follows:

- 29.24 (1) for a licensed social worker, ~~\$115.20~~ \$81;
 29.25 (2) for a licensed graduate social worker, ~~\$201.60~~ \$144;
 29.26 (3) for a licensed independent social worker, ~~\$302.40~~ \$216;
 29.27 (4) for a licensed independent clinical social worker, ~~\$331.20~~ \$238.50;
 29.28 (5) for an emeritus license, \$43.20; and
 29.29 (6) for a temporary leave fee, the same as the renewal fee specified in subdivision 3.

29.30 If the licensee's initial license term is less or more than 24 months, the required
 29.31 license fees must be prorated proportionately.

30.1 Sec. 3. Minnesota Statutes 2008, section 148D.180, subdivision 3, is amended to read:

30.2 Subd. 3. **Renewal fees.** Renewal fees for licensure are as follows:

30.3 (1) for a licensed social worker, ~~\$115.20~~ \$81;

30.4 (2) for a licensed graduate social worker, ~~\$201.60~~ \$144;

30.5 (3) for a licensed independent social worker, ~~\$302.40~~ \$216; and

30.6 (4) for a licensed independent clinical social worker, ~~\$331.20~~ \$238.50.

30.7 Sec. 4. Minnesota Statutes 2008, section 148D.180, subdivision 5, is amended to read:

30.8 Subd. 5. **Late fees.** Late fees are as follows:

30.9 (1) renewal late fee, ~~one-half~~ one-fourth of the renewal fee specified in subdivision
30.10 3; and

30.11 (2) supervision plan late fee, \$40.

30.12 Sec. 5. Minnesota Statutes 2008, section 148E.180, subdivision 1, is amended to read:

30.13 Subdivision 1. **Application fees.** Application fees for licensure are as follows:

30.14 (1) for a licensed social worker, \$45;

30.15 (2) for a licensed graduate social worker, \$45;

30.16 (3) for a licensed independent social worker, ~~\$90~~ \$45;

30.17 (4) for a licensed independent clinical social worker, ~~\$90~~ \$45;

30.18 (5) for a temporary license, \$50; and

30.19 (6) for a licensure by endorsement, ~~\$150~~ \$85.

30.20 The fee for criminal background checks is the fee charged by the Bureau of Criminal
30.21 Apprehension. The criminal background check fee must be included with the application
30.22 fee as required according to section 148E.055.

30.23 Sec. 6. Minnesota Statutes 2008, section 148E.180, subdivision 2, is amended to read:

30.24 Subd. 2. **License fees.** License fees are as follows:

30.25 (1) for a licensed social worker, ~~\$115.20~~ \$81;

30.26 (2) for a licensed graduate social worker, ~~\$201.60~~ \$144;

30.27 (3) for a licensed independent social worker, ~~\$302.40~~ \$216;

30.28 (4) for a licensed independent clinical social worker, ~~\$331.20~~ \$238.50;

30.29 (5) for an emeritus license, \$43.20; and

30.30 (6) for a temporary leave fee, the same as the renewal fee specified in subdivision 3.

30.31 If the licensee's initial license term is less or more than 24 months, the required
30.32 license fees must be prorated proportionately.

31.1 Sec. 7. Minnesota Statutes 2008, section 148E.180, subdivision 3, is amended to read:

31.2 Subd. 3. **Renewal fees.** Renewal fees for licensure are as follows:

31.3 (1) for a licensed social worker, ~~\$115.20~~ \$81;

31.4 (2) for a licensed graduate social worker, ~~\$201.60~~ \$144;

31.5 (3) for a licensed independent social worker, ~~\$302.40~~ \$216; and

31.6 (4) for a licensed independent clinical social worker, ~~\$331.20~~ \$238.50.

31.7 Sec. 8. Minnesota Statutes 2008, section 148E.180, subdivision 5, is amended to read:

31.8 Subd. 5. **Late fees.** Late fees are as follows:

31.9 (1) renewal late fee, ~~one-half~~ one-fourth of the renewal fee specified in subdivision

31.10 3; and

31.11 (2) supervision plan late fee, \$40.

APPENDIX
Article locations in 09-0769

ARTICLE 1	AMENDMENTS TO CURRENT LICENSING STATUTE	Page.Ln 1.18
ARTICLE 2	LICENSING STATUTE EFFECTIVE 2011	Page.Ln 8.6
ARTICLE 3	FEES	Page.Ln 29.8

148D.062 PROVISIONAL LICENSE; SUPERVISED PRACTICE.

Subd. 5. **Expiration.** This section expires August 1, 2011.

148D.125 DOCUMENTATION OF SUPERVISION.

Subd. 2. **Attestation.** (a) When a supervisee submits renewal application materials to the board, the supervisee and supervisor must submit an attestation providing the following information on a form provided by the board:

- (1) the name of the supervisee, the name of the agency in which the supervisee is being supervised, and the supervisee's position title;
- (2) the name and qualifications of the supervisor;
- (3) the number of hours and dates of each type of supervision completed;
- (4) the supervisee's position description;
- (5) a declaration that the supervisee has not engaged in conduct in violation of the standards of practice specified in sections 148D.195 to 148D.240;
- (6) a declaration that the supervisee has practiced competently and ethically in accordance with professional social work knowledge, skills, and values; and
- (7) a list of the content areas in which the supervisee has received supervision, including the following:
 - (i) clinical practice, if applicable;
 - (ii) development of professional social work knowledge, skills, and values;
 - (iii) practice methods;
 - (iv) authorized scope of practice;
 - (v) ensuring continuing competence; and
 - (vi) ethical standards of practice.

(b) The information provided on the attestation form must demonstrate to the board's satisfaction that the supervisee has met or has made progress on meeting the applicable supervised practice requirements.

148D.180 FEE AMOUNTS.

Subd. 8. **Temporary fee reduction.** For fiscal years 2006, 2007, 2008, and 2009, the following fee changes are effective:

- (1) in subdivision 1, the application fee for a licensed independent social worker is reduced to \$45;
- (2) in subdivision 1, the application fee for a licensed independent clinical social worker is reduced to \$45;
- (3) in subdivision 1, the application fee for a licensure by endorsement is reduced to \$85;
- (4) in subdivision 2, the license fee for a licensed social worker is reduced to \$90;
- (5) in subdivision 2, the license fee for a licensed graduate social worker is reduced to \$160;
- (6) in subdivision 2, the license fee for a licensed independent social worker is reduced to \$240;
- (7) in subdivision 2, the license fee for a licensed independent clinical social worker is reduced to \$265;
- (8) in subdivision 3, the renewal fee for a licensed social worker is reduced to \$90;
- (9) in subdivision 3, the renewal fee for a licensed graduate social worker is reduced to \$160;
- (10) in subdivision 3, the renewal fee for a licensed independent social worker is reduced to \$240;
- (11) in subdivision 3, the renewal fee for a licensed independent clinical social worker is reduced to \$265; and
- (12) in subdivision 5, the renewal late fee is reduced to one-third of the renewal fee specified in subdivision 3.

This subdivision expires on June 30, 2009.

148E.106 LICENSED GRADUATE SOCIAL WORKERS WHO PRACTICE CLINICAL SOCIAL WORK; SUPERVISED PRACTICE.

APPENDIX

Repealed Minnesota Statutes: 09-0769

Subd. 6. **Supervision required.** A licensed graduate social worker must not engage in clinical social work practice except under supervision by a licensed independent clinical social worker or an alternate supervisor designated according to section 148E.120, subdivision 2.

148E.125 DOCUMENTATION OF SUPERVISION.

Subd. 2. **Attestation.** (a) When a supervisee submits renewal application materials to the board, the supervisee and supervisor must submit an attestation providing the following information on a form provided by the board:

(1) the name of the supervisee, the name of the agency in which the supervisee is being supervised, and the supervisee's position title;

(2) the name and qualifications of the supervisor;

(3) the number of hours and dates of each type of supervision completed;

(4) the supervisee's position description;

(5) a declaration that the supervisee has not engaged in conduct in violation of the standards of practice specified in sections 148E.195 to 148E.240;

(6) a declaration that the supervisee has practiced competently and ethically according to professional social work knowledge, skills, and values; and

(7) a list of the content areas in which the supervisee has received supervision, including the following:

(i) clinical practice, if applicable;

(ii) development of professional social work knowledge, skills, and values;

(iii) practice methods;

(iv) authorized scope of practice;

(v) ensuring continuing competence; and

(vi) ethical standards of practice.

(b) The information provided on the attestation form must demonstrate to the board's satisfaction that the supervisee has met or has made progress on meeting the applicable supervised practice requirements.