

1 ENGROSSED SENATE AMENDMENT  
TO

2 ENGROSSED HOUSE  
BILL NO. 3526

By: Jordan of the House

and

Dahm of the Senate

[ State Board of Licensed Social Workers - re-  
creating the Board ]

11 AMENDMENT NO. 1. Page 1, strike the stricken title, enacting clause  
and entire bill and insert

"An Act relating to sunset; amending 59 O.S. 2011,  
Section 1253, as last amended by Section 2, Chapter  
95, O.S.L. 2014 (59 O.S. Supp. 2017, Section 1253),  
which relates to the State Board of Licensed Social  
Workers; re-creating the Board; and modifying  
termination date; amending 59 O.S. 2011, Section  
1250.1, as amended by Section 1, Chapter 95, O.S.L.  
2014 (59 O.S. Supp. 2017, Section 1250.1), which  
relates to the Social Worker's Licensing Act;  
modifying certain definition.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1253, as  
22 last amended by Section 2, Chapter 95, O.S.L. 2014 (59 O.S. Supp.  
23 2017, Section 1253), is amended to read as follows:

24

1 Section 1253. A. There is hereby re-created, to continue until  
2 July 1, ~~2018~~ 2019, in accordance with the provisions of the Oklahoma  
3 Sunset Law, the State Board of Licensed Social Workers, consisting  
4 of seven (7) members.

5 B. Three of the members of the Board shall be licensed social  
6 workers or licensed clinical social workers licensed pursuant to the  
7 provisions of the Social Worker's Licensing Act. Two other members  
8 shall be licensed as either social work associates or master's  
9 social workers. One member shall be the president of the Oklahoma  
10 Chapter of the National Association of Social Workers. The  
11 remaining member of the Board shall be selected from and shall  
12 represent the general public.

13 C. Responsibility for enforcement of the provisions of the  
14 Social Worker's Licensing Act is hereby vested in the State Board of  
15 Social Work. The Board shall have all of the duties, powers and  
16 authority specifically granted by, or necessary for, the enforcement  
17 of the Social Worker's Licensing Act as well as other duties, powers  
18 and authority it may be granted by applicable law.

19 D. 1. Each member of the Board appointed as a social worker  
20 shall:

- 21 a. be a resident of this state,
- 22 b. be licensed in good standing to engage in the practice  
23 of social work in this state,

24

- 1           c.    at the time of appointment, have been actively engaged  
2                    in the practice of social work for at least one (1)  
3                    year out of the last five (5) years, and  
4           d.    have at least three (3) years of experience in the  
5                    practice of social work.

6           2.    Each member of the Board appointed to represent the general  
7 public shall be a resident of this state who has attained the age of  
8 majority and shall not be, nor shall ever have been, a social work  
9 licensee, or the spouse of a social work licensee, or a person who  
10 has ever had any material financial interest in the provision of  
11 social work services or has engaged in any activity directly related  
12 to the practice of social work.

13           SECTION 2.        AMENDATORY        59 O.S. 2011, Section 1250.1, as  
14 amended by Section 1, Chapter 95, O.S.L. 2014 (59 O.S. Supp. 2017,  
15 Section 1250.1), is amended to read as follows:

16           Section 1250.1. As used in the Social Worker's Licensing Act:

17           1.    "Approved provider of continuing education" means an  
18 individual, group, professional association, school, institution,  
19 organization, or agency approved by the Board to conduct educational  
20 programs;

21           2.    "Approved social work program" means a school of social work  
22 or a social work educational program that has been approved by the  
23 Board;

1           3. "Assessment" means the gathering of data about emotional,  
2 behavioral, mental, environmental, biopsychosocial, and  
3 interactional processes gathered in an effort to identify the  
4 client's past and current level of functioning. Assessment may also  
5 include the use of standardized psychometric testing instruments  
6 upon successful completion of appropriate, specialized courses or  
7 training;

8           4. "Board" means the State Board of Licensed Social Workers,  
9 which shall also be known as the State Board of Social Work;

10          5. "Board approved clinical supervisor" means a licensed  
11 clinical social worker who has met the qualifications determined by  
12 the Board for supervision in a clinical setting;

13          6. "Board approved supervisor" means a licensed clinical social  
14 worker (LCSW) who has met the qualifications determined by the Board  
15 for licensure as a supervisor;

16          7. "Case management" means a method to plan, provide, evaluate,  
17 and monitor services from a variety of resources on behalf of and in  
18 collaboration with a client;

19          8. "Client" means the individual, couple, family, group,  
20 organization, or community that seeks or receives social work  
21 services;

22          9. "Clinical social work practice" means the practice of social  
23 work by a social worker including assessment and diagnosis of  
24 behavioral disorders, treatment planning, planning intervention,

1 case management, information and referrals, including referrals to  
2 an appropriate allopathic or osteopathic physician when the  
3 diagnosis or treatment is in question or psychiatric or medical  
4 treatment is indicated. Treatment methods include the provision of  
5 individual, marital, couple, family and group counseling and  
6 psychotherapy based on the education and training of the social  
7 worker. Treatment shall not include biological or medical  
8 treatments. The practice of clinical social work may include  
9 private or independent practice;

10 10. "Clinical supervision" means an interactional professional  
11 relationship between a supervisor and a social worker that provides  
12 evaluation and direction over the supervisee's practice of clinical  
13 social work and promotes continued development of the social  
14 worker's knowledge, skills, and abilities to engage in the practice  
15 of clinical social work in an ethical and competent manner;

16 11. "Consultation" means a problem solving process in which  
17 expertise is offered to an individual, couple, family, group,  
18 organization or community;

19 12. "Continuing education" means education and training which  
20 are oriented to maintain, improve or enhance the practice of social  
21 work. "Continuing education" shall not mean education or training  
22 to make referrals for services represented by codes S0199, S2260,  
23 S2265, S2266 or S2267 of the Healthcare Common Procedure Coding  
24

1 System and the Board shall not authorize any such continuing  
2 education program;

3 13. "Continuing education contact hour" means a sixty-minute  
4 clock hour of instruction, not including breaks or meals;

5 14. "Conviction" means conviction of a crime by a court of  
6 competent jurisdiction including a finding or verdict of guilt,  
7 whether or not the adjudication of guilt is withheld or not entered  
8 on admission of guilt, a plea of nolo contendere, or a guilty plea;

9 15. "Counseling" means a method used by social workers to  
10 assist individuals, couples, families and groups in learning how to  
11 solve problems and make decisions about personal, health, social,  
12 educational, vocational, financial, and other interpersonal  
13 concerns;

14 16. "Diagnosis" means the use of assessment tools such as the  
15 Diagnostic and Statistical Manual or the International  
16 Classification of Diseases;

17 17. "Employment supervision" means the professional  
18 relationship between a worksite supervisor and social worker in an  
19 employment setting which provides evaluation and direction as it  
20 pertains to job-related duties. This type of supervision shall not  
21 be accepted towards licensure supervision requirements;

22 18. "Examination" means a standardized test or examination of  
23 social work knowledge, skills and abilities which have been approved  
24 by the Board;

1 19. "Implementation and evaluation" means continuing to  
2 evaluate and monitor the effectiveness of the treatment plan;

3 20. "Independent social work practice" means the practice of  
4 nonclinical social work by a licensed social worker (LSW), licensed  
5 clinical social worker (LCSW) or licensed social worker with  
6 administration specialty (LSW-ADM) outside of an organized setting,  
7 such as a social, medical, or governmental agency, after completion  
8 of all applicable supervision requirements, in which the social  
9 worker assumes responsibility and accountability for services  
10 provided;

11 21. "Intervention" means application of techniques utilized to  
12 implement the treatment plan appropriate to an assessment;

13 22. "Licensed clinical social worker" (LCSW) means a person  
14 duly licensed to practice clinical social work under the Social  
15 Worker's Licensing Act;

16 23. "Licensed masters social worker" (LMSW) means a person duly  
17 licensed to practice social work under the Social Worker's Licensing  
18 Act and who holds a master's degree in social work;

19 24. "Licensed social work associate" (LSWA) means a person duly  
20 licensed to practice social work under the Social Worker's Licensing  
21 Act;

22 25. "Licensed social worker with administration specialty"  
23 (LSW-ADM) means a person duly licensed to practice administrative  
24 social work under the Social Worker's Licensing Act;

1        26. "Licensed social worker" (LSW) means a person duly licensed  
2 to practice social work under the Social Worker's Licensing Act;

3        27. "Licensee" means a person duly licensed under the Social  
4 Worker's Licensing Act;

5        28. "Licensure supervisor" means a licensed social worker who  
6 has met the qualifications determined by the Board for a licensure  
7 supervisor;

8        29. "Nonclinical social work" means the practice of social work  
9 by a social worker to include but not be limited to case management,  
10 consultation, education, advocacy and community organization, but  
11 excluding counseling in independent practice, psychotherapy,  
12 treatment and diagnosis;

13        30. "Nonclinical supervision" means the supervision of social  
14 work practice by a social worker to include but not be limited to  
15 case management, consultation, education, advocacy and community  
16 organization;

17        31. "Practice of social work" means the professional activity  
18 of helping individuals, groups or communities enhance or restore  
19 their capacity for physical, social and economic functioning and the  
20 professional application of social work values, principles and  
21 techniques in areas such as clinical social work, social service  
22 administration, social planning, social work consultation and social  
23 work research to one or more of the following ends: Helping people  
24 obtain tangible services; counseling with individuals, families and



1 groups; helping communities or groups provide or improve social and  
2 health services; and participating in relevant social action. The  
3 practice of social work requires knowledge of human development and  
4 behavior; of social economic and cultural institutions and forces;  
5 and of the interaction of all of these factors. Social work  
6 practice includes the teaching of relevant subject matter and of  
7 conducting research into problems of human behavior and conflict.  
8 Except as otherwise provided in the Social Worker's Licensing Act,  
9 reference to the "practice of social work" shall be the practice of  
10 a person licensed under the Social Worker's Licensing Act;

11 32. "Private practice of clinical social work" means the  
12 practice of social work performed by a licensed clinical social  
13 worker (LCSW) who is wholly or in part self-employed and who assumes  
14 responsibility for the nature and quality of the services provided  
15 to the client in exchange for direct payment or third-party  
16 reimbursement, rather than a salaried employee of an organization or  
17 institution;

18 33. "Psychotherapy" means the use of treatment methods  
19 utilizing a specialized, formal interaction between a clinical  
20 social worker and an individual, couple, family, or group in which a  
21 therapeutic relationship is established, maintained and sustained to  
22 understand unconscious processes, intrapersonal, interpersonal, and  
23 psychosocial dynamics, and the diagnosis and treatment of mental,  
24 emotional, and behavioral disorders, conditions and addictions;



1 ENGROSSED HOUSE  
2 BILL NO. 3526

By: Jordan of the House  
and  
Dahm of the Senate

3  
4  
5  
6  
7 [ State Board of Licensed Social Workers - re-  
8 creating the Board ]  
9  
10  
11

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 3. AMENDATORY 59 O.S. 2011, Section 1253, as  
14 last amended by Section 2, Chapter 95, O.S.L. 2014 (59 O.S. Supp.  
15 2017, Section 1253), is amended to read as follows:

16 Section 1253. A. There is hereby re-created, to continue until  
17 July 1, ~~2018~~ 2024, in accordance with the provisions of the Oklahoma  
18 Sunset Law, the State Board of Licensed Social Workers, consisting  
19 of seven (7) members.

20 B. Three of the members of the Board shall be licensed social  
21 workers or licensed clinical social workers licensed pursuant to the  
22 provisions of the Social Worker's Licensing Act. Two other members  
23 shall be licensed as either social work associates or master's  
24 social workers. One member shall be the president of the Oklahoma

1 Chapter of the National Association of Social Workers. The  
2 remaining member of the Board shall be selected from and shall  
3 represent the general public.

4 C. Responsibility for enforcement of the provisions of the  
5 Social Worker's Licensing Act is hereby vested in the State Board of  
6 Social Work. The Board shall have all of the duties, powers and  
7 authority specifically granted by, or necessary for, the enforcement  
8 of the Social Worker's Licensing Act as well as other duties, powers  
9 and authority it may be granted by applicable law.

10 D. 1. Each member of the Board appointed as a social worker  
11 shall:

- 12 a. be a resident of this state,
- 13 b. be licensed in good standing to engage in the practice  
14 of social work in this state,
- 15 c. at the time of appointment, have been actively engaged  
16 in the practice of social work for at least one (1)  
17 year out of the last five (5) years, and
- 18 d. have at least three (3) years of experience in the  
19 practice of social work.

20 2. Each member of the Board appointed to represent the general  
21 public shall be a resident of this state who has attained the age of  
22 majority and shall not be, nor shall ever have been, a social work  
23 licensee, or the spouse of a social work licensee, or a person who  
24 has ever had any material financial interest in the provision of

1 social work services or has engaged in any activity directly related  
2 to the practice of social work.

3 Passed the House of Representatives the 12th day of March, 2018.

4

5

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

6

7

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2018.

8

9

10

\_\_\_\_\_  
Presiding Officer of the Senate

11

12

13

14

15

16

17

18

19

20

21

22

23

24