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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3963

02/19/2024 Authored by Hanson, J.; Keeler; Edelson; Hassan; Curran and others
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health-related licensing; modifying and moving provisional licensure
1.3 sections; amending Minnesota Statutes 2022, sections 148D.061, subdivision 1;
1.4 148D.062, subdivisions 3, 4; 148D.063, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 148D.061, subdivision 1, is amended to read:

1.7 Subdivision 1. Requirements for a provisional license. An applicant may be issued a
1.8 provisional license if the applicant:

1.9 (1) was born in a foreign country;

1.10 (2) communicates in English as a second language;

1.11 (3) has taken the applicable examination administered by the Association of Social Work
1.12 Boards or similar examination body designated by the board;

1.13 (4) (1) has met the requirements of section 148E.055, subdivision 2, paragraph (a),
1.14 clauses (1), (3), (4), (5), and (6); or subdivision 3, paragraph (a), clauses (1), (3), (4), (5),
1.15 and (6); or subdivision 4, paragraph (a), clauses (1), (2), (4), (5), (6), and (7); or subdivision
1.16 5, paragraph (a), clauses (1), (2), (3), (5), (6), (7), and (8); and

1.17 (5) (2) complies with the requirements of subdivisions 2 to 7.

1.18 Sec. 2. Minnesota Statutes 2022, section 148D.062, subdivision 3, is amended to read:

1.19 Subd. 3. Types of supervision. (a) ~~Twenty-five hours~~ Half of the supervision hours
1.20 required by subdivision 1 must consist of one-on-one in-person supervision. The supervision

2.1 must be provided either in person or via eye-to-eye electronic media while maintaining  
 2.2 visual contact.

2.3 (b) ~~Twelve and one-half hours~~ Half of the supervision hours must consist of one or more  
 2.4 of the following types of supervision:

2.5 (1) in-person one-on-one supervision; ~~or~~

2.6 (2) ~~in-person~~ one-on-one supervision via eye-to-eye electronic media while maintaining  
 2.7 visual contact; or

2.8 (3) group supervision.

2.9 (c) ~~To qualify as in-person~~ Group supervision, ~~the group~~ must not exceed ~~seven members~~  
 2.10 ~~including the supervisor~~ six supervisees.

2.11 (d) Supervision must not be provided by email.

2.12 Sec. 3. Minnesota Statutes 2022, section 148D.062, subdivision 4, is amended to read:

2.13 Subd. 4. **Supervisor requirements.** (a) The supervision required by subdivision 1 must  
 2.14 be provided by a supervisor who meets the requirements in section 148E.120 ~~and has either:~~

2.15 (1) ~~5,000 hours experience engaged in authorized social work practice; or~~

2.16 (2) ~~completed 30 hours of training in supervision, which may be satisfied by completing~~  
 2.17 ~~academic coursework in supervision or continuing education courses in supervision as~~  
 2.18 ~~defined in section 148E.010, subdivision 18.~~

2.19 (b) Supervision must be provided:

2.20 (1) if the supervisee is not engaged in clinical practice and the supervisee has a provisional  
 2.21 license to practice as a licensed social worker, by:

2.22 (i) a licensed social worker who has completed the supervised practice requirements;

2.23 (ii) a licensed graduate social worker;

2.24 (iii) a licensed independent social worker; or

2.25 (iv) a licensed independent clinical social worker;

2.26 (2) if the supervisee is not engaged in clinical practice and the supervisee has a provisional  
 2.27 license to practice as a licensed graduate social worker, licensed independent social worker,  
 2.28 or licensed independent clinical social worker, by:

2.29 (i) a licensed graduate social worker who has completed the supervised practice  
 2.30 requirements;

3.1 (ii) a licensed independent social worker; or

3.2 (iii) a licensed independent clinical social worker;

3.3 (3) if the supervisee is engaged in clinical practice and the supervisee has a provisional  
3.4 license to practice as a licensed graduate social worker, licensed independent social worker,  
3.5 or licensed independent clinical social worker, by a licensed independent clinical social  
3.6 worker; or

3.7 (4) by a supervisor who meets the requirements in section 148E.120, subdivision 2.

3.8 Sec. 4. Minnesota Statutes 2022, section 148D.063, subdivision 1, is amended to read:

3.9 Subdivision 1. **Supervision plan.** (a) An applicant granted a provisional license must  
3.10 submit, on a form provided by the board, a supervision plan for meeting the supervision  
3.11 requirements in section 148D.062.

3.12 (b) The supervision plan must be submitted no later than 30 days after the licensee begins  
3.13 a social work practice position.

3.14 (c) The board may revoke a licensee's provisional license for failure to submit the  
3.15 supervision plan within 30 days after beginning a social work practice position.

3.16 (d) The supervision plan must include the following:

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

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

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

3.22 (4) the supervisee's position description;

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

3.25 (i) clinical practice, if applicable;

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

3.27 (iii) practice methods;

3.28 (iv) authorized scope of practice;

3.29 (v) ensuring continuing competence; and

4.1 (vi) ethical standards of practice; and

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

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

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

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

4.8 (e) The board must receive a revised supervision plan within 30 days of any of the  
4.9 following changes:

4.10 (1) the supervisee has a new supervisor;

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

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

4.13 (4) the number of practice or supervision hours changes substantially; or

4.14 (5) the type of supervision changes as supervision is described in section 148D.062.

4.15 (f) The board may revoke a licensee's provisional license for failure to submit a revised  
4.16 supervision plan as required in paragraph (e).

4.17 (g) The board must approve the supervisor and the supervision plan.

4.18 **Sec. 5. REVISOR INSTRUCTION.**

4.19 The revisor of statutes shall renumber each section of Minnesota Statutes listed in column  
4.20 A with the number listed in column B. The revisor shall also make necessary cross-reference  
4.21 changes in Minnesota Statutes and Minnesota Rules consistent with the renumbering.

4.22 Column A

Column B

4.23 148D.061

148E.0551

4.24 148D.062

148E.116

4.25 148D.063

148E.126