

CHAPTER 148B

SOCIAL WORK AND MENTAL HEALTH

148B.06 Tax clearance certificate.
 148B.17 Fees.
 148B.23 Licenses; transition period.
 148B.27 Prohibition against unlicensed practice
 or use of titles; penalty.

148B.32 Prohibitions and penalty.
 148B.40 Definitions.
 148B.42 Filing required.

148B.06 TAX CLEARANCE CERTIFICATE.

[For text of subds 1 and 2, see M.S.1988]

Subd. 3. Information required. The boards shall require all regulated individuals or applicants to provide their social security number and Minnesota business identification number on all license or filing applications. Upon request of the commissioner of revenue, the board must provide to the commissioner of revenue a list of all regulated individuals and applicants, including the name and address, social security number, and business identification number. The commissioner of revenue may request a list of the individuals and applicants no more than once each calendar year.

History: 1989 c 184 art 2 s 5

148B.17 FEES.

Each board shall by rule establish fees, including late fees, for licenses or filings and renewals so that the total fees collected by the board will as closely as possible equal anticipated expenditures during the fiscal biennium, as provided in section 16A.128, plus the prorated costs of the office of social work and mental health boards. Fees must be credited to accounts in the special revenue fund.

History: 1989 c 335 art 4 s 61

148B.23 LICENSES; TRANSITION PERIOD.

Subdivision 1. Exemption from examination. For two years from July 1, 1987, the board shall issue a license without examination to an applicant:

(1) for a licensed social worker, if the board determines that the applicant has received a baccalaureate degree from an accredited program of social work, or that the applicant has at least a baccalaureate degree from an accredited college or university and two years in full-time employment or 4,000 hours of experience in the supervised practice of social work within the five years before July 1, 1989, or within a longer time period as specified by the board;

(2) for a licensed graduate social worker, if the board determines that the applicant has received a master's degree from an accredited program of social work or doctoral degree in social work; or a master's or doctoral degree from a graduate program in a human service discipline, as approved by the board;

(3) for a licensed independent social worker, if the board determines that the applicant has received a master's degree from an accredited program of social work or doctoral degree in social work; or a master's or doctoral degree from a graduate program in a human service discipline, as approved by the board; and, after receiving the degree, has practiced social work for at least two years in full-time employment or 4,000 hours under the supervision of a social worker meeting these requirements, or of another qualified professional; and

(4) for a licensed independent clinical social worker, if the board determines that the applicant has received a master's degree from an accredited program of social work or doctoral degree in social work; or a master's or doctoral degree from a graduate program in a human service discipline as approved by the board; and, after receiving the degree, has practiced clinical social work for at least two years in full-time employ-

ment or 4,000 hours under the supervision of a clinical social worker meeting these requirements, or of another qualified mental health professional.

[For text of subds 2 and 3, see M.S.1988]

History: 1989 c 282 art 2 s 40

148B.27 PROHIBITION AGAINST UNLICENSED PRACTICE OR USE OF TITLES; PENALTY.

[For text of subd 1, see M.S.1988]

Subd. 2. **Use of titles.** After the board adopts rules, no individual shall be presented to the public by any title incorporating the words "social work" or "social worker" unless that individual holds a valid license issued under sections 148B.18 to 148B.28. City, county, and state agency social workers who are not licensed under sections 148B.18 to 148B.28 may use the title city agency social worker or county agency social worker or state agency social worker. Hospital social workers who are not licensed under sections 148B.18 to 148B.28 may use the title hospital social worker while acting within the scope of their employment.

[For text of subd 3, see M.S.1988]

History: 1989 c 282 art 2 s 41

148B.32 PROHIBITIONS AND PENALTY.

[For text of subd 1, see M.S.1988]

Subd. 2. **Appearance as licensee prohibited.** After adoption of rules by the board implementing sections 148B.29 to 148B.39, no individual shall be held out to be a marriage and family therapist unless that individual holds a valid license issued under sections 148B.29 to 148B.39, is a psychologist licensed by the board of psychology with a competency in marriage and family therapy, or is a person providing marriage and family therapy who is employed by a hospital licensed under chapter 144 and who is acting within the scope of the person's employment.

[For text of subd 3, see M.S.1988]

History: 1989 c 282 art 2 s 42

148B.40 DEFINITIONS.

[For text of subds 1 and 2, see M.S.1988]

Subd. 3. **Mental health service provider.** "Mental health service provider" or "provider" means any person who provides, for a remuneration, mental health services as defined in subdivision 4. It does not include persons licensed by the board of medical examiners under chapter 147; the board of nursing under sections 148.171 to 148.285; or the board of psychology under sections 148.88 to 148.98; the board of social work under sections 148B.18 to 148B.28; the board of marriage and family therapy under sections 148B.29 to 148B.39; or another licensing board if the person is practicing within the scope of the license. In addition, the term does not include employees of the state of Minnesota or any of its political subdivisions while acting within the scope of their public employment; hospital and nursing home social workers exempt from licensure by the board of social work under section 148B.28, subdivision 6, including hospital and nursing home social workers acting as marriage and family counselors within the scope of their employment by the hospital or nursing home; persons employed by a program licensed by the commissioner of human services who are acting as mental health service providers within the scope of their employment; and persons certified as chemical dependency professionals by the Institute for Chemical Dependency Professionals of Minnesota, Inc. The Institute for Chemical Dependency Profes-

sionals shall provide the board of unlicensed mental health service providers with the name and address of any person whose certification has been discontinued, along with the reason for the discontinuance. Any chemical dependency treatment professional who does not maintain a current and valid certification with the Institute of Chemical Treatment Professionals of Minnesota, Inc., must register with the board of unlicensed mental health service providers in order to provide chemical dependency treatment services.

[For text of subds 4 and 5, see M.S.1988]

History: 1989 c 282 art 2 s 43; 1989 c 300 art 3 s 6

148B.42 FILING REQUIRED.

[For text of subds 1 to 5, see M.S.1988]

Subd. 6. **Filing fee.** The fee for filing as an unlicensed mental health service provider is \$50 until permanent rules establishing fees for filing under this section are in effect.

History: 1989 c 300 art 3 s 7