

**ASSEMBLY BILL**

**No. 451**

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**Introduced by Assembly Member Eggman**

February 19, 2013

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An act to amend Sections 4980.72, 4980.74, 4980.78, 4980.80, 4980.90, 4999.57, 4999.58, 4999.59, 4999.60, 4999.61, and 4999.62 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 451, as introduced, Eggman. Healing arts: therapists and counselors: licensing.

Existing law provides for the licensure or registration and regulation of marriage and family therapists and interns by the Board of Behavioral Sciences. Under existing law, the board may issue a license to an applicant who holds a valid license from another state if, among other requirements, his or her education and supervised experience requirements are substantially similar, as specified. Under existing law, the board is required to accept education gained outside of California toward licensure requirements if it is substantially similar and the applicant completes certain coursework and training, and may accept education as substantially equivalent if it meets certain requirements, including the completion of at least 48 semester or 72 quarter units of instruction, as specified. If an applicant's education does not contain the content or units required, the board is authorized to accept his or her education as substantially equivalent under certain circumstances. These provisions apply to applicants who apply for licensure between January 1, 2010, and December 31, 2013, and are operative until January 1, 2014.

This bill would extend the application of those provisions to December 31, 2014, and extend the operative date of those provisions to January 1, 2015.

Under existing law, for an applicant who holds a valid license from another state and who applies for licensure on or after January 1, 2014, the board may issue a license to that person if, among other requirements, his or her supervised experience and education is substantially equivalent and he or she passes the California law and ethics examination. For an applicant who does not hold a license, the board is required to accept experience and education gained outside of California toward the licensure or registration requirements if it is substantially equivalent. Under existing law, education is substantially equivalent if it meets certain requirements, including the completion of at least 60 semester or 90 quarter units of instruction and an 18-hour course in California law and professional ethics.

This bill would delay the application of those provisions to January 1, 2015.

Existing law provides for the licensure and regulation of professional clinical counselors by the Board of Behavioral Sciences. Under existing law, the board may issue a license to an applicant who holds a valid license from another state and who applies for examination eligibility if, among other requirements, his or her education and supervised experience requirements are substantially equivalent, as specified, and may accept education as substantially equivalent if it meets certain requirements, including the completion of at least 48 semester or 72 quarter units of instruction, as specified. If an applicant's education does not contain the content or units required, the board is authorized to accept his or her education as substantially equivalent under certain circumstances. Under existing law, the board is required to accept, for applicants who apply for examination eligibility and registration and who may or may not hold a license from another state, experience and education gained outside of California toward the licensure requirements if, among other requirements, it is substantially equivalent, as specified. The board may accept education as substantially equivalent if it meets certain requirements, including the completion of at least 48 semester or 72 quarter units of instruction. These provisions apply to applicants who apply between January 1, 2011, and December 31, 2013, and are operative until January 1, 2014.

This bill would extend the application of those provisions to December 31, 2014, and extend the operative date of those provisions to January 1, 2015.

Under existing law, for an applicant who holds a license from another state and who applies for examination eligibility on or after January 1, 2014, the board may issue a license to that person if, among other requirements, his or her supervised experience and education is substantially equivalent. For an applicant who does not hold a license from another state, the board is required to accept experience and education gained outside of California toward the licensure or registration requirements if, among other things, it is substantially equivalent. Under existing law, education is substantially equivalent if it meets certain requirements, including the completion of at least 60 semester or 90 quarter units of instruction and an 18-hour course in California law and professional ethics.

This bill would delay the application of those provisions to January 1, 2015.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 4980.72 of the Business and Professions  
2 Code is amended to read:

3 4980.72. (a) This section applies to persons who are licensed  
4 outside of California and apply for licensure on or after January  
5 1, ~~2014~~ 2015.

6 (b) The board may issue a license to a person who, at the time  
7 of submitting an application for a license pursuant to this chapter,  
8 holds a valid license in good standing issued by a board of marriage  
9 counselor examiners, board of marriage and family therapists, or  
10 corresponding authority, of any state or country, if all of the  
11 following conditions are satisfied:

12 (1) The applicant's education is substantially equivalent, as  
13 defined in Section 4980.78. The applicant's degree title need not  
14 be identical to that required by Section 4980.36 or 4980.37.

15 (2) The applicant complies with Section 4980.76, if applicable.

16 (3) The applicant's supervised experience is substantially  
17 equivalent to that required for a license under this chapter. The  
18 board shall consider hours of experience obtained outside of

1 California during the six-year period immediately preceding the  
2 date the applicant initially obtained the license described above.

3 (4) The applicant passes the California law and ethics  
4 examination.

5 (5) The applicant passes a clinical examination designated by  
6 the board. An applicant who obtained his or her license or  
7 registration under another jurisdiction may apply for licensure with  
8 the board without taking the clinical examination if both of the  
9 following conditions are met:

10 (A) The applicant obtained a passing score on the licensing  
11 examination set forth in regulation as accepted by the board.

12 (B) The applicant’s license or registration in that jurisdiction is  
13 in good standing at the time of his or her application and has not  
14 been revoked, suspended, surrendered, denied, or otherwise  
15 restricted or encumbered as a result of any disciplinary proceeding  
16 brought by the licensing authority of that jurisdiction.

17 SEC. 2. Section 4980.74 of the Business and Professions Code  
18 is amended to read:

19 4980.74. (a) This section applies to persons who apply for  
20 licensure or registration on or after January 1, ~~2014~~ 2015, and who  
21 do not hold a license as described in Section 4980.72.

22 (b) The board shall accept education gained while residing  
23 outside of California for purposes of satisfying licensure or  
24 registration requirements if the education is substantially  
25 equivalent, as defined in Section 4980.78, and the applicant  
26 complies with Section 4980.76, if applicable. The applicant’s  
27 degree title need not be identical to that required by Section  
28 4980.36 or 4980.37.

29 (c) The board shall accept experience gained outside of  
30 California for purposes of satisfying licensure or registration  
31 requirements if the experience is substantially equivalent to that  
32 required by this chapter.

33 SEC. 3. Section 4980.78 of the Business and Professions Code  
34 is amended to read:

35 4980.78. (a) This section applies to persons who apply for  
36 licensure or registration on or after January 1, ~~2014~~ 2015.

37 (b) For purposes of Sections 4980.72 and 4980.74, education  
38 is substantially equivalent if all of the following requirements are  
39 met:

1 (1) The degree is obtained from a school, college, or university  
2 accredited by an accrediting agency recognized by the United  
3 States Department of Education and consists of, at a minimum, 48  
4 semester or 72 quarter units, including, but not limited to, both of  
5 the following:

6 (A) Six semester or nine quarter units of practicum, including,  
7 but not limited to, a minimum of 150 hours of face-to-face  
8 counseling.

9 (B) Twelve semester or 18 quarter units in the areas of marriage,  
10 family, and child counseling and marital and family systems  
11 approaches to treatment, as specified in subparagraph (A) of  
12 paragraph (1) of subdivision (d) of Section 4980.36.

13 (2) The applicant completes any units and course content  
14 requirements under subdivision (d) of Section 4980.36 not already  
15 completed in his or her education.

16 (3) The applicant completes credit level coursework from a  
17 degree-granting institution that provides all of the following:

18 (A) Instruction regarding the principles of mental health  
19 recovery-oriented care and methods of service delivery in recovery  
20 model practice environments.

21 (B) An understanding of various California cultures and the  
22 social and psychological implications of socioeconomic position.

23 (C) Structured meeting with various consumers and family  
24 members of consumers of mental health services to enhance  
25 understanding of their experience of mental illness, treatment, and  
26 recovery.

27 (D) Instruction in addiction and co-occurring substance abuse  
28 and mental health disorders, as specified in subparagraph (I) of  
29 paragraph (2) of subdivision (d) of Section 4980.36.

30 (4) The applicant completes an 18-hour course in California  
31 law and professional ethics. The content of the course shall include,  
32 but not be limited to, advertising, scope of practice, scope of  
33 competence, treatment of minors, confidentiality, dangerous  
34 patients, psychotherapist-patient privilege, recordkeeping, patient  
35 access to records, state and federal laws relating to confidentiality  
36 of patient health information, dual relationships, child abuse, elder  
37 and dependent adult abuse, online therapy, insurance  
38 reimbursement, civil liability, disciplinary actions and  
39 unprofessional conduct, ethics complaints and ethical standards,  
40 termination of therapy, standards of care, relevant family law,

1 therapist disclosures to patients, differences in legal and ethical  
2 standards in different types of work settings, and licensing law  
3 and licensing process.

4 (5) The applicant's degree title need not be identical to that  
5 required by subdivision (b) of Section 4980.36.

6 SEC. 4. Section 4980.80 of the Business and Professions Code  
7 is amended to read:

8 4980.80. (a) This section applies to persons who apply for  
9 licensure between January 1, 2010, and December 31, ~~2013~~ 2014,  
10 inclusive.

11 (b) The board may issue a license to a person who, at the time  
12 of application, holds a valid license issued by a board of marriage  
13 counselor examiners, marriage therapist examiners, or  
14 corresponding authority of any state, if all of the following  
15 requirements are satisfied:

16 (1) The person has held that license for at least two years  
17 immediately preceding the date of application.

18 (2) The education and supervised experience requirements are  
19 substantially the equivalent of this chapter.

20 (3) The person complies with Section 4980.76, if applicable.

21 (4) The person successfully completes the board administered  
22 licensing examinations as specified by subdivision (d) of Section  
23 4980.40 and pays the fees specified.

24 (5) The person completes all of the following coursework or  
25 training:

26 (A) (i) An applicant who completed a two semester or three  
27 quarter unit course in law and professional ethics for marriage and  
28 family therapists that does not meet the requirements of Section  
29 4980.41 as part of his or her qualifying degree shall complete an  
30 18-hour course in California law and professional ethics that  
31 includes, but is not limited to, the following subjects: advertising,  
32 scope of practice, scope of competence, treatment of minors,  
33 confidentiality, dangerous patients, psychotherapist-patient  
34 privilege, recordkeeping, patient access to records, state and federal  
35 laws relating to the confidentiality of patient health information,  
36 dual relationships, child abuse, elder and dependent adult abuse,  
37 online therapy, insurance reimbursement, civil liability, disciplinary  
38 actions and unprofessional conduct, ethics complaints and ethical  
39 standards, termination of therapy, standards of care, relevant family  
40 law, and therapist disclosures to patients.

1 (ii) An applicant who has not completed a two semester or three  
2 quarter unit course in law and professional ethics for marriage and  
3 family therapists that included areas of study as specified in Section  
4 4980.41 as part of his or her qualifying degree, shall complete a  
5 two semester or three quarter unit course in California law and  
6 professional ethics that includes, at minimum, the areas of study  
7 specified in Section 4980.41.

8 (B) A minimum of seven contact hours of training or coursework  
9 in child abuse assessment and reporting as specified in Section 28  
10 and any regulations promulgated thereunder.

11 (C) A minimum of 10 contact hours of training or coursework  
12 in human sexuality as specified in Section 25 and any regulations  
13 promulgated thereunder.

14 (D) A minimum of 15 contact hours of training or coursework  
15 in alcoholism and other chemical substance dependency as  
16 specified by regulation.

17 (E) (i) Instruction in spousal or partner abuse assessment,  
18 detection, and intervention. This instruction may be taken either  
19 in fulfillment of other requirements for licensure or in a separate  
20 course.

21 (ii) A minimum of 15 contact hours of coursework or training  
22 in spousal or partner abuse assessment, detection, and intervention  
23 strategies.

24 (F) A minimum of a two semester or three quarter unit survey  
25 course in psychological testing. This course may be taken either  
26 in fulfillment of other requirements for licensure or in a separate  
27 course.

28 (G) A minimum of a two semester or three quarter unit survey  
29 course in psychopharmacology. This course may be taken either  
30 in fulfillment of other requirements for licensure or in a separate  
31 course.

32 (H) With respect to human sexuality, alcoholism and other  
33 chemical substance dependency, spousal or partner abuse  
34 assessment, detection, and intervention, psychological testing, and  
35 psychopharmacology, the board may accept training or coursework  
36 acquired out of state.

37 (c) This section shall remain in effect only until January 1, ~~2014~~  
38 *2015*, and as of that date is repealed, unless a later enacted statute,  
39 that is enacted before January 1, ~~2014~~ *2015*, deletes or extends  
40 that date.

1 SEC. 5. Section 4980.90 of the Business and Professions Code  
2 is amended to read:

3 4980.90. (a) This section applies to persons who apply for  
4 licensure between January 1, 2010, and December 31, ~~2013~~ 2014,  
5 inclusive.

6 (b) Experience gained outside of California shall be accepted  
7 toward the licensure requirements if it is substantially equivalent  
8 to that required by this chapter, if the applicant complies with  
9 Section 4980.76, if applicable, and if the applicant has gained a  
10 minimum of 250 hours of supervised experience in direct  
11 counseling within California while registered as an intern with the  
12 board. The board shall consider hours of experience obtained in  
13 another state during the six-year period immediately preceding the  
14 applicant's initial licensure by that state as a marriage and family  
15 therapist.

16 (c) Education gained while residing outside of California shall  
17 be accepted toward the licensure requirements if it is substantially  
18 equivalent to the education requirements of this chapter, and if the  
19 applicant has completed all of the following:

20 (1) A two semester or three quarter unit course in California  
21 law and professional ethics for marriage, family, and child  
22 counselors that shall include areas of study as specified in Section  
23 4980.41.

24 (2) A minimum of seven contact hours of training or coursework  
25 in child abuse assessment and reporting as specified in Section 28  
26 and any regulations promulgated thereunder.

27 (3) A minimum of 10 contact hours of training or coursework  
28 in sexuality as specified in Section 25 and any regulations  
29 promulgated thereunder.

30 (4) A minimum of 15 contact hours of training or coursework  
31 in alcoholism and other chemical substance dependency as  
32 specified by regulation.

33 (5) (A) Instruction in spousal or partner abuse assessment,  
34 detection, and intervention. This instruction may be taken either  
35 in fulfillment of other educational requirements for licensure or  
36 in a separate course.

37 (B) A minimum of 15 contact hours of coursework or training  
38 in spousal or partner abuse assessment, detection, and intervention  
39 strategies.

1 (6) A minimum of a two semester or three quarter unit survey  
2 course in psychological testing. This course may be taken either  
3 in fulfillment of other requirements for licensure or in a separate  
4 course.

5 (7) A minimum of a two semester or three quarter unit survey  
6 course in psychopharmacology. This course may be taken either  
7 in fulfillment of other requirements for licensure or in a separate  
8 course.

9 (8) With respect to human sexuality, alcoholism and other  
10 chemical substance dependency, spousal or partner abuse  
11 assessment, detection, and intervention, psychological testing, and  
12 psychopharmacology, the board may accept training or coursework  
13 acquired out of state.

14 (d) For purposes of this section, the board may, in its discretion,  
15 accept education as substantially equivalent if the applicant meets  
16 both of the following requirements:

17 (1) The applicant has been granted a degree in a single integrated  
18 program primarily designed to train marriage and family therapists.

19 (2) The applicant's education meets the requirements of Section  
20 4980.37. The degree title need not be identical to that required by  
21 subdivision (b) of Section 4980.37. If the applicant's degree does  
22 not contain the content or the overall units required by Section  
23 4980.37, the board may, in its discretion, accept the applicant's  
24 education as substantially equivalent if the following criteria are  
25 satisfied:

26 (A) The applicant's degree contains the required number of  
27 practicum units and coursework required in the areas of marriage,  
28 family, and child counseling and marital and family systems  
29 approaches to treatment as specified in Section 4980.37.

30 (B) The applicant remediates his or her specific deficiency by  
31 completing the course content and the units required by Section  
32 4980.37.

33 (C) The applicant's degree otherwise complies with this section.

34 (e) This section shall remain in effect only until January 1, ~~2014~~  
35 2015, and as of that date is repealed, unless a later enacted statute,  
36 that is enacted before January 1, ~~2014~~ 2015, deletes or extends  
37 that date.

38 SEC. 6. Section 4999.57 of the Business and Professions Code  
39 is amended to read:

1 4999.57. (a) This section applies to a person who applies for  
2 examination eligibility or registration between January 1, 2011,  
3 and December 31, ~~2013~~ 2014, inclusive, who does not hold a  
4 license described in subdivision (a) of Section 4999.58.

5 (b) Experience gained outside of California shall be accepted  
6 toward the licensure requirements if it is substantially equivalent  
7 to that required by this chapter, if the applicant complies with  
8 Section 4999.40, if applicable, and if the applicant has gained a  
9 minimum of 250 hours of supervised experience in direct  
10 counseling within California while registered as an intern with the  
11 board.

12 (c) Education gained while residing outside of California shall  
13 be accepted toward the licensure requirements if it is substantially  
14 equivalent to the education requirements of this chapter, and if the  
15 applicant has completed the training or coursework required under  
16 subdivision (e) of Section 4999.32, which includes, in addition to  
17 the course described in subparagraph (I) of paragraph (1) of  
18 subdivision (c) of Section 4999.32, an 18-hour course in California  
19 law and professional ethics for professional clinical counselors.

20 (d) For purposes of this section, the board may, in its discretion,  
21 accept education as substantially equivalent if the applicant's  
22 education meets the requirements of Section 4999.32. If the  
23 applicant's degree does not contain the content or the overall units  
24 required by Section 4999.32, the board may, in its discretion, accept  
25 the applicant's education as substantially equivalent if the following  
26 criteria are satisfied:

27 (1) The applicant's degree contains the required number of  
28 practicum units under paragraph (3) of subdivision (c) of Section  
29 4999.32.

30 (2) The applicant remediates his or her specific deficiency by  
31 completing the course content and units required by Section  
32 4999.32.

33 (3) The applicant's degree otherwise complies with this section.

34 (e) This section shall become inoperative on January 1, ~~2014~~  
35 2015, and as of that date is repealed, unless a later enacted statute,  
36 which is enacted before January 1, ~~2014~~ 2015, deletes or extends  
37 that date.

38 SEC. 7. Section 4999.58 of the Business and Professions Code  
39 is amended to read:

1 4999.58. (a) This section applies to a person who applies for  
2 examination eligibility between January 1, 2011, and December  
3 31, ~~2013~~ 2014, inclusive, and who meets both of the following  
4 requirements:

5 (1) At the time of application, holds a valid license as a  
6 professional clinical counselor, or other counseling license that  
7 allows the applicant to independently provide clinical mental health  
8 services, in another jurisdiction of the United States.

9 (2) Has held the license described in paragraph (1) for at least  
10 two years immediately preceding the date of application.

11 (b) The board may issue a license to a person described in  
12 subdivision (a) if all of the following requirements are satisfied:

13 (1) The education and supervised experience requirements of  
14 the other jurisdiction are substantially the equivalent of this chapter,  
15 as described in subdivision (e) and in Section 4999.46.

16 (2) The person complies with subdivision (b) of Section 4999.40,  
17 if applicable.

18 (3) The person successfully completes the examinations required  
19 by the board pursuant to paragraph (3) of subdivision (a) of Section  
20 4999.50. An applicant who obtained his or her license or  
21 registration under another jurisdiction by taking a national  
22 examination that is required by the board may apply for licensure  
23 with the board without retaking that examination if both of the  
24 following conditions are met:

25 (A) The applicant obtained a passing score on the national  
26 licensing examination that is required by the board.

27 (B) The applicant's license or registration in that jurisdiction is  
28 in good standing at the time of his or her application and has not  
29 been revoked, suspended, surrendered, denied, or otherwise  
30 restricted or encumbered as a result of any disciplinary proceeding  
31 brought by the licensing authority of that jurisdiction.

32 (4) The person pays the required fees.

33 (c) Experience gained outside of California shall be accepted  
34 toward the licensure requirements if it is substantially equivalent  
35 to that required by this chapter. The board shall consider hours of  
36 experience obtained in another state during the six-year period  
37 immediately preceding the applicant's initial licensure by that state  
38 as a licensed professional clinical counselor.

39 (d) Education gained while residing outside of California shall  
40 be accepted toward the licensure requirements if it is substantially

1 equivalent to the education requirements of this chapter, and if the  
2 applicant has completed the training or coursework required under  
3 subdivision (e) of Section 4999.32, which includes, in addition to  
4 the course described in subparagraph (I) of paragraph (1) of  
5 subdivision (c) of Section 4999.32, an 18-hour course in California  
6 law and professional ethics for professional clinical counselors.

7 (e) For purposes of this section, the board may, in its discretion,  
8 accept education as substantially equivalent if the applicant's  
9 education meets the requirements of Section 4999.32. If the  
10 applicant's degree does not contain the content or the overall units  
11 required by Section 4999.32, the board may, in its discretion, accept  
12 the applicant's education as substantially equivalent if the following  
13 criteria are satisfied:

14 (1) The applicant's degree contains the required number of  
15 practicum units under paragraph (3) of subdivision (c) of Section  
16 4999.32.

17 (2) The applicant remediates his or her specific deficiency by  
18 completing the course content and units required by Section  
19 4999.32.

20 (3) The applicant's degree otherwise complies with this section.

21 (f) This section shall become inoperative on January 1, ~~2014~~  
22 2015, and as of that date is repealed, unless a later enacted statute,  
23 which is enacted before January 1, ~~2014~~ 2015, deletes or extends  
24 that date.

25 SEC. 8. Section 4999.59 of the Business and Professions Code  
26 is amended to read:

27 4999.59. (a) This section applies to a person who applies for  
28 examination eligibility or registration between January 1, 2011,  
29 and December 31, ~~2013~~ 2014, inclusive, who meets both of the  
30 following requirements:

31 (1) At the time of application, holds a valid license described  
32 in paragraph (1) of subdivision (a) of Section 4999.58.

33 (2) Has held the license described in paragraph (1) for less than  
34 two years immediately preceding the date of application.

35 (b) Experience gained outside of California shall be accepted  
36 toward the licensure requirements if it is substantially equivalent  
37 to that required by this chapter, if the applicant complies with  
38 Section 4999.40, if applicable, and if the applicant has gained a  
39 minimum of 250 hours of supervised experience in direct  
40 counseling within California while registered as an intern with the

1 board. The board shall consider hours of experience obtained in  
2 another state during the six-year period immediately preceding the  
3 applicant's initial licensure in that state as a professional clinical  
4 counselor.

5 (c) Education gained while residing outside of California shall  
6 be accepted toward the licensure requirements if it is substantially  
7 equivalent to the education requirements of this chapter, and if the  
8 applicant has completed the training or coursework required under  
9 subdivision (e) of Section 4999.32, which includes, in addition to  
10 the course described in subparagraph (I) of paragraph (1) of  
11 subdivision (c) of Section 4999.32, an 18-hour course in California  
12 law and professional ethics for professional clinical counselors.

13 (d) For purposes of this section, the board may, in its discretion,  
14 accept education as substantially equivalent if the applicant's  
15 education meets the requirements of Section 4999.32. If the  
16 applicant's degree does not contain the content or the overall units  
17 required by Section 4999.32, the board may, in its discretion, accept  
18 the applicant's education as substantially equivalent if the following  
19 criteria are satisfied:

20 (1) The applicant's degree contains the required number of  
21 practicum units under paragraph (3) of subdivision (c) of Section  
22 4999.32.

23 (2) The applicant remediates his or her specific deficiency by  
24 completing the course content and units required by Section  
25 4999.32.

26 (3) The applicant's degree otherwise complies with this section.

27 (e) An applicant who obtained his or her license or registration  
28 under another jurisdiction by taking a national examination that  
29 is required by the board may apply for licensure with the board  
30 without retaking that examination if both of the following  
31 conditions are met:

32 (1) The applicant obtained a passing score on the national  
33 licensing examination that is required by the board.

34 (2) The applicant's license or registration in that jurisdiction is  
35 in good standing at the time of his or her application and has not  
36 been revoked, suspended, surrendered, denied, or otherwise  
37 restricted or encumbered as a result of any disciplinary proceeding  
38 brought by the licensing authority of that jurisdiction.

39 (f) This section shall become inoperative on January 1, ~~2014~~  
40 2015, and as of that date is repealed, unless a later enacted statute,

1 which is enacted before January 1, ~~2014~~ 2015, deletes or extends  
2 that date.

3 SEC. 9. Section 4999.60 of the Business and Professions Code  
4 is amended to read:

5 4999.60. (a) This section applies to persons who are licensed  
6 outside of California and apply for examination eligibility on or  
7 after January 1, ~~2014~~ 2015.

8 (b) The board may issue a license to a person who, at the time  
9 of submitting an application for a license pursuant to this chapter,  
10 holds a valid license as a professional clinical counselor, or other  
11 counseling license that allows the applicant to independently  
12 provide clinical mental health services, in another jurisdiction of  
13 the United States if all of the following conditions are satisfied:

14 (1) The applicant's education is substantially equivalent, as  
15 defined in Section 4999.62.

16 (2) The applicant complies with subdivision (b) of Section  
17 4999.40, if applicable.

18 (3) The applicant's supervised experience is substantially  
19 equivalent to that required for a license under this chapter. The  
20 board shall consider hours of experience obtained outside of  
21 California during the six-year period immediately preceding the  
22 date the applicant initially obtained the license described above.

23 (4) The applicant passes the examinations required to obtain a  
24 license under this chapter. An applicant who obtained his or her  
25 license or registration under another jurisdiction may apply for  
26 licensure with the board without taking the clinical examination  
27 if both of the following conditions are met:

28 (A) The applicant obtained a passing score on the licensing  
29 examination set forth in regulation as accepted by the board.

30 (B) The applicant's license or registration in that jurisdiction is  
31 in good standing at the time of his or her application and has not  
32 been revoked, suspended, surrendered, denied, or otherwise  
33 restricted or encumbered as a result of any disciplinary proceeding  
34 brought by the licensing authority of that jurisdiction.

35 SEC. 10. Section 4999.61 of the Business and Professions  
36 Code is amended to read:

37 4999.61. (a) This section applies to persons who apply for  
38 examination eligibility or registration on or after January 1, ~~2014~~  
39 2015, and who do not hold a license as described in Section  
40 4999.60.

1 (b) The board shall accept education gained while residing  
2 outside of California for purposes of satisfying licensure or  
3 registration requirements if the education is substantially  
4 equivalent, as defined in Section 4999.62, and the applicant  
5 complies with subdivision (b) of Section 4999.40, if applicable.

6 (c) The board shall accept experience gained outside of  
7 California for purposes of satisfying licensure or registration  
8 requirements if the experience is substantially equivalent to that  
9 required by this chapter.

10 SEC. 11. Section 4999.62 of the Business and Professions  
11 Code is amended to read:

12 4999.62. (a) This section applies to persons who apply for  
13 examination eligibility or registration on or after January 1, ~~2014~~  
14 ~~2015~~.

15 (b) For purposes of Sections 4999.60 and 4999.61, education  
16 is substantially equivalent if all of the following requirements are  
17 met:

18 (1) The degree is obtained from an accredited or approved  
19 institution, as defined in Section 4999.12, and consists of, at a  
20 minimum, 48 semester or 72 quarter units, including, but not  
21 limited to, both of the following:

22 (A) Six semester or nine quarter units of practicum, including,  
23 but not limited to, a minimum of 280 hours of face-to-face  
24 counseling.

25 (B) The required areas of study listed in subparagraphs (A) to  
26 (M), inclusive, of paragraph (1) of subdivision (c) of Section  
27 4999.33.

28 (2) The applicant completes any units and course content  
29 requirements under Section 4999.33 not already completed in his  
30 or her education.

31 (3) The applicant completes credit level coursework from a  
32 degree-granting institution that provides all of the following:

33 (A) Instruction regarding the principles of mental health  
34 recovery-oriented care and methods of service delivery in recovery  
35 model practice environments.

36 (B) An understanding of various California cultures and the  
37 social and psychological implications of socioeconomic position.

38 (C) Structured meeting with various consumers and family  
39 members of consumers of mental health services to enhance

1 understanding of their experience of mental illness, treatment, and  
2 recovery.

3 (D) Instruction in behavioral addiction and co-occurring  
4 substance abuse and mental health disorders, as specified in  
5 subparagraph (K) of paragraph (1) of subdivision (c) of Section  
6 4999.33.

7 (4) The applicant completes, in addition to the course described  
8 in subparagraph (I) of paragraph (1) of subdivision (c) of Section  
9 4999.33, an 18-hour course in California law and professional  
10 ethics that includes, but is not limited to, instruction in advertising,  
11 scope of practice, scope of competence, treatment of minors,  
12 confidentiality, dangerous clients, psychotherapist-client privilege,  
13 recordkeeping, client access to records, state and federal laws  
14 relating to confidentiality of patient health information, dual  
15 relationships, child abuse, elder and dependent adult abuse, online  
16 therapy, insurance reimbursement, civil liability, disciplinary  
17 actions and unprofessional conduct, ethics complaints and ethical  
18 standards, termination of therapy, standards of care, relevant family  
19 law, and therapist disclosures to clients.