

2022 -- H 7396

=====
LC004331
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

—————
A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- LICENSE PROCEDURE FOR
SOCIAL WORKERS

Introduced By: Representatives Shallcross Smith, Fogarty, Ajello, Hull, Cassar, and
Caldwell

Date Introduced: February 09, 2022

Referred To: House Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 5-39.1-8 of the General Laws in Chapter 5-39.1 entitled "License
2 Procedure for Social Workers" is hereby amended to read as follows:

3 **5-39.1-8. Licenses.**

4 (a) The department shall issue the appropriate license to applicants who meet the
5 qualifications of this section.

6 (b) Prerequisites: "Licensed clinical social worker." A license as a "licensed clinical social
7 worker" shall be issued to an applicant who meets the following qualifications:

8 (1) Has a doctorate in clinical social work from a duly accredited college or university or
9 master's degree from a school of social work accredited by the council on social work education;

10 ~~and~~

11 ~~(2) Has satisfactorily completed an examination for this license; or~~

12 ~~(3)~~(2) Has a comparable license, certification, or registration from the state, or another state
13 or territory of the United States that imposes qualifications substantially similar to those of this
14 chapter, as determined by the board.

15 (c) Prerequisites: "Licensed independent clinical social worker." A license for a "licensed
16 independent clinical social worker" shall be issued to an applicant who meets the following
17 qualifications:

18 (1) Is licensed under this chapter as a "licensed clinical social worker"; and

1 (2) Has twenty-four (24) months of experience acceptable to the board, under appropriate
2 supervision; and

3 (3) Has fulfilled the continuing education requirements for this license; and

4 (4) Has satisfactorily completed an examination for this license; or

5 (5) Has a comparable license, certification, or registration from the state, or another state
6 or territory of the United States that imposes qualifications substantially similar to those of this
7 chapter.

8 (d) In addition to these qualifications, an applicant for any of these titles must prove to the
9 board's satisfaction:

10 (1) An age of at least twenty-one (21) years;

11 (2) That he or she merits the public trust;

12 (3) A United States citizenship or proof of other legal resident status;

13 (4) An absence of conviction of a felony, which is subject to waiver by the board upon
14 presentation of satisfactory evidence that this conviction does not impair the ability of the person
15 to conduct with safety to the public the practice authorized by this license. The applicant shall bear
16 the burden of proving that his or her conviction does not impair his or her ability to conduct with
17 safety to the public the practice authorized by this license;

18 (5) An absence of NASW sanction for violation of code of ethics, or other state-board
19 sanction which is subject to waiver by the board upon presentation of satisfactory evidence that this
20 sanction does not impair the ability of the person to conduct with safety to the public the practice
21 authorized by this license. The applicant bears the burden of proving that his or her sanction does
22 not impair his or her ability to conduct with safety to the public the practice authorized by this
23 license;

24 (6) That the applicant has not been declared mentally incompetent by any court, and if any
25 decree has ever been rendered, that there has been a subsequent court determination that the
26 applicant is competent; and

27 (7) Freedom from use of any controlled substance or any alcoholic beverages to the extent
28 that the use impairs the ability of the person to conduct with safety to the public the practice
29 authorized by this license. The applicant bears the burden of proving that he or she is free from use
30 of any controlled substance or any alcoholic beverages that impair his or her ability to conduct with
31 safety to the public the practice authorized by this license.

32 (e) No applicant for a license as a "licensed clinical social worker" shall be required to take
33 or pass a standardized written examination in order to qualify for the license.

34 (f) Any standardized written examination given to a "licensed independent clinical social

1 [worker" pursuant to subsection \(c\)\(4\) of this section shall be offered in languages other than](#)
2 [English, as determined by the board of social work examiners.](#)

3 SECTION 2. This act shall take effect upon passage.

=====
LC004331
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- LICENSE PROCEDURE FOR
SOCIAL WORKERS

- 1 This act would mandate that an applicant for a license as a licensed clinical social worker
- 2 not be required to take or pass a standardized written examination in order to qualify for the license.
- 3 This act would take effect upon passage.

=====
LC004331

=====