



PERMANENT ADMINISTRATIVE ORDER

BLPCT 4-2021

CHAPTER 833
MENTAL HEALTH REGULATORY AGENCY
OREGON BOARD OF LICENSED PROFESSIONAL COUNSELORS AND THERAPISTS

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FILING CAPTION: Requirements for Reciprocity Applications and Competency Exam.

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RULES:

833-020-0011, 833-020-0081, 833-030-0021, 833-030-0041, 833-040-0021, 833-040-0041

AMEND: 833-020-0011

REPEAL: Temporary 833-020-0011 from BLPCT 3-2021

RULE TITLE: Applications

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This is a conforming amendment to the amendment to OAR 833-020-0081, which allows reciprocity method licensure applicants who have been licensed in another jurisdiction for at least two years to complete continuing education in lieu of being required to obtain a competency exam verification.

RULE TEXT:

- (1) Application for licensure as a professional counselor and marriage and family therapist must be submitted to the Board and be on forms provided by the Board.
- (2) Application for licensure must include gender, date of birth, social security number, practice and residence addresses, email address, similar licenses held in other states, and history of professional discipline, litigation, and criminal involvement and be accompanied by:
 - (a) The non-refundable application fee;
 - (b) Official transcript sent directly to the Board from the college or university and supporting documentation as necessary showing education requirements have been met;
 - (c) Documentation to prove experience requirements have been met or request for registration as an intern with a proposed plan to obtain required experience;
 - (d) Verification that approved examination has been passed, or state examination is being requested (if applicable);
 - (e) Proposed professional disclosure statement for review and approval;
 - (f) Criminal history information as specified in OAR 833-120-0021; and
 - (g) Other clarifying information requested by the Board.
- (3) Applicants will be allowed one year from Board receipt of an application to file a completed application which documents that the applicant meets the educational requirements and experience qualifications (if applicable) for

licensure.

(4) Failure to withdraw the application or complete the process within the allowed time will result in closure of the file.

An incomplete application includes but is not limited to an application in which:

(a) Required information or original signatures are not provided;

(b) Required forms are not submitted; or

(c) No fee or an insufficient fee is received.

(5) The Board retains the right to extend the one year period to complete application for good cause.

(6) Applicants who submit complete documentation but are not approved for registration, examination, or licensure will be notified in writing that the application is being denied and state the reason(s) for denial.

(7) To be reconsidered for licensure, applicants who failed to become licensed, who were refused licensure, who withdrew from consideration, or interns who have allowed their registration to expire will be required to file a new application, fee, and resubmit all documentation necessary to meet the standards for licensure in effect at the time of reapplication. Applicants reapplying must fulfill any deficiencies that are the result of changes to requirements that may have been implemented between former and current application.

(8) An applicant must notify the Board immediately, but not less than within 30 days, if any information submitted on the application changes, including but not limited to: name, address, email address, telephone number, complaints, disciplinary actions, litigation, criminal involvement, and employment investigations which results in disciplinary action. Failure to do so may be grounds for denial of the application or revocation of the license, once issued.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835

AMEND: 833-020-0081

REPEAL: Temporary 833-020-0081 from BLPCT 3-2021

RULE TITLE: Examination

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This amendment allows reciprocity method licensure applicants who have been licensed in another jurisdiction for at least two years to complete continuing education in lieu of being required to obtain a competency exam verification. Also makes clarifying changes.

RULE TEXT:

- (1) All applicants must pass a competency exam and an Oregon law and rules exam approved by the Board.
- (2) Applicants who have passed the competency exam within 10 years prior to applying for licensure are not required to retake the exam.
- (3) Applicants applying by the reciprocity method who have passed the competency exam 10 years or more prior to applying for licensure in Oregon must:
 - (a) Retake the exam; or
 - (b) Document completion of continuing education activities which at minimum meet the requirements described in OAR chapter 833, division 80 within the 24 month period prior to application or initial licensure.
- (4) In lieu of exam verification, applicants applying by the reciprocity method who have maintained a comparable license in another jurisdiction for at least two years may complete continuing education in accordance with section (3)(b) of this rule to satisfy the competency exam requirement.
- (5) For registered associates who have met the experience requirements for licensure, the following will result in denial of the application for licensure and termination of associate registration:
 - (a) Failure to register and attempt to pass the competency examination at least once per year;
 - (b) Failure to pass the competency exam within two years of meeting the experience requirements; or
 - (c) Failure to achieve a passing score on the competency examination after taking the exam three times.
- (6) For direct and reciprocity method applicants, the following will result in denial of the application for licensure:
 - (a) Failure to document passage of an acceptable competency examination or failure to register and attempt to pass the competency examination at least once per year;
 - (b) Failure to document passage or to pass the competency exam within two years of application; or
 - (c) Failure to achieve a passing score on the competency examination after taking the exam three times.
- (7) The Board will not review a reapplication until at least one year has elapsed from the date of the previous denial. For former registered associates, the Board will only approve a subsequent reapplication under the direct or reciprocity method.
- (8) The Board may extend the deadline to take an exam for good cause upon written request of the applicant, which must be received or postmarked prior to the exam deadline.
- (9) Special Accommodations. Requests for special accommodations for a disability or for English as a second language must be made at the time the written request to sit for the examination is made, or when the disability becomes known to the applicant. The request must include:
 - (a) Disability. Written verification of the disability from a qualified care provider (i.e. a person certified or licensed by the state to provide such services) detailing:
 - (A) Nature, extent and duration of disability; and
 - (B) Recommendation(s) for accommodation.
 - (b) English as a Second Language. Written request for reasonable accommodation detailing:
 - (A) Level of proficiency in English including, but not limited to, number of years speaking and/or writing English;
 - (B) History of special accommodations granted in similar testing circumstances;
 - (C) Other information to support request for special accommodation; and
 - (D) Recommendation(s) for accommodation.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835

AMEND: 833-030-0021

REPEAL: Temporary 833-030-0021 from BLPCT 3-2021

RULE TITLE: Experience Requirements for Licensure as a Professional Counselor

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This is a housekeeping amendment that deletes reference to a repealed rule.

RULE TEXT:

(1) To qualify for licensure as a professional counselor under ORS 675.715(1)(c) and 675.720, an applicant must have completed at least three years, defined as 36 months, of supervised clinical counseling experience.

(2) To qualify for licensure through the associate registration method, supervised clinical experience must meet the requirements of OAR chapter 833, divisions 50 and 130.

(3) To qualify for licensure through direct or reciprocity method, supervised clinical experience must have consisted of no less than 2,400 supervised direct client contact hours of counseling. The supervised clinical counseling experience must have included any combination of the following:

(a) Post-graduate degree supervised experience completed in Oregon prior to June 30, 2002;

(b) Post-graduate degree supervised experience completed in another jurisdiction pursuant to the jurisdiction's laws and rules;

(c) Experience completed while a registered associate (or formerly "registered intern") with the Board; or

(d) Up to one year of full-time supervised clinical experience and 400 hours of supervised direct client contact completed during the clinical portion of the qualifying graduate degree program.

(4) For reciprocity method applicants only, five or more years of post-license clinical experience may substitute for 1,000 hours of required supervised direct client contact.

(5) For direct and reciprocity methods, the experience must be a formal arrangement under the supervision of a person who holds a graduate-level state-issued license or registration, as a professional counselor or equivalent as determined by the Board such as a clinical psychologist, clinical social worker, or marriage and family therapist.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835

AMEND: 833-030-0041

RULE TITLE: Examination Requirement for Licensure as a Professional Counselor

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This is a housekeeping amendment that adds clarity and removes redundant language.

RULE TEXT:

(1) All applicants for licensure as a professional counselor must pass a competency examination and an Oregon law and rules examination pursuant to OAR 833-020-0081 before the Board may issue a license.

(2) In accordance with ORS 675.715(1)(d), the Board prescribes only the following as approved competency examinations:

(a) National Counselor Examination;

(b) National Clinical Mental Health Counselor Examination; or

(c) Certified Rehabilitation Counselor Examination.

(3) To qualify to sit for the competency examination, a LPC applicant must submit a fully completed application pursuant to OAR 833-020-0011 that has been approved by the Board.

(4) Candidates will pay exam and exam administration fees to the prescribed examination providers.

(5) Passing competency exam scores will be established by the approved examining agency or association.

(6) The Board will notify examinees in writing of the results of their examination.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835

AMEND: 833-040-0021

REPEAL: Temporary 833-040-0021 from BLPCT 3-2021

RULE TITLE: Experience Requirements for Licensure as a Marriage and Family Therapist

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This is a housekeeping amendment that deletes reference to a repealed rule.

RULE TEXT:

- (1) To qualify for licensure as a marriage and family therapist under ORS 675.715(1)(c) and 675.720, an applicant must have completed at least three years, defined as 36 months, of supervised clinical experience.
- (2) To qualify for licensure through the associate registration method, supervised clinical experience must meet the requirements of OAR chapter 833, divisions 50 and 130.
- (3) To qualify for licensure through direct or reciprocity method, supervised clinical experience must have:
 - (a) For those that apply to become a licensed marriage and family therapist before January 2, 2014, consisted of no less than 2,000 supervised direct client contact hours of therapy with at least 1,000 of those hours working with couples and families.
 - (b) For those who apply to become a licensed marriage and family therapist on or after January 2, 2014, consisted of no less than 2,400 supervised direct client contact hours of therapy with at least 1,000 of those hours working with couples and families.
 - (c) Included any combination of the following:
 - (A) Post-graduate degree supervised experience completed in Oregon prior to June 30, 2002;
 - (B) Post-graduate degree supervised experience completed in another jurisdiction pursuant to the jurisdiction's laws and rules;
 - (C) Experience completed while a registered associate (or formerly "registered intern") with the Board; or
 - (D) Up to one year of full-time supervised clinical experience and 400 hours of supervised direct client contact completed during the clinical portion of the qualifying graduate degree program.
- (4) For reciprocity method applicants only, five or more years of post-license clinical experience may substitute for 1,000 hours of required supervised direct client contact.
- (5) For direct and reciprocity methods, the experience must be a formal arrangement under the supervision of a person who is trained specifically in the systemic approach to couples and family therapy and holds a graduate-level state-issued license or registration, as a marriage and family therapist or equivalent as determined by the Board such as a clinical psychologist, clinical social worker, or professional counselor.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835

AMEND: 833-040-0041

RULE TITLE: Examination Requirement for Licensure as a Marriage and Family Therapist

NOTICE FILED DATE: 08/11/2021

RULE SUMMARY: This is a housekeeping amendment that adds clarity and removes redundant language.

RULE TEXT:

- (1) All applicants for licensure as a marriage and family therapist must pass a competency examination and an Oregon law and rules examination pursuant to OAR 833-020-0081 before the Board may issue a license.
- (2) In accordance with ORS 675.715(1)(d), the Board prescribes only the following as approved competency examinations:
 - (a) The marital and family therapy examination of the Association of Marital and Family Therapy Regulatory Boards (AMFTRB); and
 - (b) The State of California Board of Behavioral Sciences' Marriage and Family Therapist Written Clinical Examination.
- (3) To qualify to sit for the competency examination, a LMFT applicant must submit a fully completed application pursuant to OAR 833-020-0011 that has been approved by the Board.
- (4) Candidates will pay exam and exam administration fees to the prescribed examination providers.
- (5) Passing competency exam scores will be established by the approved examining agency or association.
- (6) The Board will notify examinees in writing of the results of their examination.

STATUTORY/OTHER AUTHORITY: ORS 675.785 - 675.835, 676.160 - 676.180

STATUTES/OTHER IMPLEMENTED: ORS 675.785 - 675.835