

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 668

By: David

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5
6 AS INTRODUCED

7 An Act relating to co-occurring disorders; amending
8 Section 2, Chapter 313, O.S.L. 2004, as last amended
9 by Section 1, Chapter 400, O.S.L. 2008 (59 O.S. Supp.
10 2010, Section 1871), which relates to the Licensed
11 Alcohol and Drug Counselors Act; modifying
12 definition; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY Section 2, Chapter 313, O.S.L.
14 2004, as last amended by Section 1, Chapter 400, O.S.L. 2008 (59
15 O.S. Supp. 2010, Section 1871), is amended to read as follows:

16 Section 1871. For purposes of the Licensed Alcohol and Drug
17 Counselors Act:

18 1. "Alcohol and drug counseling", as a licensed alcohol and
19 drug counselor, means the application of counseling principles for:

20 a. substance use disorders, or

21 b. substance abuse disorders and co-occurring disorders
22 in order to:

23 (1) develop an understanding of substance abuse and
24 co-occurring disorders,

1 (2) permit licensed alcohol and drug counselors to
2 prevent, diagnose or treat substance abuse and to
3 prevent, diagnose or treat co-occurring
4 disorders,

5 (3) permit licensed alcohol and drug counselors to
6 conduct assessments or diagnoses for the purpose
7 of establishing treatment goals and objectives
8 for substance abuse and to establish treatment
9 goals and objectives for co-occurring disorders,
10 and

11 (4) plan, implement or evaluate treatment plans using
12 counseling treatment interventions;

13 2. "Alcohol and drug counseling", as a certified alcohol and
14 drug counselor, means the application of counseling principles for:

15 a. substance use disorders, or

16 b. substance abuse disorders in order to:

17 (1) develop an understanding of alcoholism and drug
18 dependency problems,

19 (2) prevent, diagnose or treat alcohol and drug
20 dependency problems,

21 (3) conduct assessments or diagnosis for the purpose
22 of establishing treatment goals and objectives
23 for substance abuse,
24

1 (4) plan, implement or evaluate treatment plans using
2 counseling treatment interventions for substance
3 abuse, and

4 (5) permit certified alcohol and drug counselors
5 certified in co-occurring disorders to recognize
6 co-occurring disorders and integrate that
7 recognition into substance abuse treatment,
8 provided the certified alcohol and drug counselor
9 is working in a nationally accredited or Oklahoma
10 Department of Mental Health and Substance Abuse
11 Services certified agency and is working under
12 the supervision of a supervisor approved by the
13 Oklahoma Board of Licensed Alcohol And Drug
14 Counselors pursuant to paragraph 11 of this
15 section and who is a licensed alcohol and drug
16 counselor that is licensed in mental health and
17 substance abuse, a licensed alcohol and drug
18 counselor that holds a co-occurring certification
19 from the Board or a licensed mental health
20 professional. Certified alcohol and drug
21 counselors shall meet or exceed the Certified Co-
22 Occurring Disorders Professional Standards as
23 laid out in the standards promulgated by the
24 International Certification & Reciprocity

1 Consortium, any successor organization to the
2 International Certification and Reciprocity
3 Consortium or another national or international
4 organization that has similar standards equal to
5 or higher than the International Certification
6 and Reciprocity Consortium.

7 Certified alcohol and drug counselors may not provide private or
8 independent practice for co-occurring disorders;

9 3. "Board" means the Oklahoma Board of Licensed Alcohol and
10 Drug Counselors, created by Section 1873 of this title;

11 4. "Certified alcohol and drug counselor" means any person who
12 is not exempt pursuant to the provisions of Section 1872 of this
13 title and is not licensed under the Licensed Alcohol and Drug
14 Counselors Act, but who provides alcohol and drug counseling
15 services within the scope of practice while employed by an entity
16 certified by the Department of Mental Health and Substance Abuse
17 Services, or who is exempt from such certification, or who is under
18 the supervision of a person recognized by the Oklahoma Board of
19 Licensed Alcohol and Drug Counselors as a supervisor. A certified
20 alcohol and drug counselor may provide counseling services for co-
21 occurring disorders if he or she has been certified by the Board to
22 provide counseling as provided in this section for co-occurring
23 disorders;

1 5. "Certified alcohol and drug counselor candidate" or
2 "licensed alcohol and drug counselor candidate" means a person who
3 has made application for certification or licensure and who has been
4 authorized by the board to practice alcohol and drug counseling
5 under supervision while completing the required work experience;

6 6. "Consulting" means interpreting or reporting scientific fact
7 or theory in counseling to provide assistance in solving current or
8 potential problems of individuals, groups or organizations;

9 7. "Co-occurring disorder" means a disorder in which
10 individuals have at least one mental health disorder as defined in
11 the most current version of the Diagnostic and Statistical Manual
12 and a substance abuse disorder as defined in paragraph ~~12~~ 13 of this
13 section. While these disorders may interact differently in any one
14 person, at least one disorder of each type can be diagnosed
15 independently of the other. A co-occurring disorder may also
16 include a mental health disorder that is deemed probable to become a
17 substance abuse disorder without intervention;

18 8. "International Certification & Reciprocity Consortium
19 Standards" means the standards enumerated by the International
20 Certification and Reciprocity Consortium, any successor organization
21 to the Consortium or another national or international organization
22 that has similar standards equal to or higher than the International
23 Certification and Reciprocity Consortium, that includes requirements
24 regarding education, exams, degrees, coursework, supervision,

1 continuing education, and ethics for individuals seeking a certified
2 co-occurring disorders professional certification from the
3 Consortium. The requirement to meet these standards shall never
4 fall below the requirements set forth by the Consortium on June 1,
5 2008.

6 9. "Licensed alcohol and drug counselor" means any person who
7 provides alcohol and drug counseling services within the scope of
8 practice, including co-occurring disorders, for compensation to any
9 person and is licensed pursuant to the provisions of the Licensed
10 Alcohol and Drug Counselors Act. The term "licensed alcohol and
11 drug counselor" shall not include those professions exempted by
12 Section 1872 of this title;

13 10. "Recovery" means a voluntary lifestyle, maintained as the
14 result of one's diagnosis, treatment or self-disclosure of a
15 substance abuse disorder, characterized by complete abstinence from
16 alcohol, and all other mind altering drugs or chemicals except
17 tobacco and drugs used as prescribed by an authorized licensed
18 medical professional and the absence of pathological compulsive
19 behavior;

20 11. "Relapse" means the resumption of use of alcohol or other
21 mind-altering drugs or chemicals, except tobacco and drugs used as
22 prescribed by an authorized licensed medical professional, or
23 resumption of pathological compulsive behavior, despite having
24

1 previously been diagnosed, treated or self-disclosed as having a
2 substance abuse disorder and been in recovery;

3 12. "Supervisor" means:

4 a. a licensed alcohol and drug counselor who meets the
5 requirements established by the board to supervise
6 certified alcohol and drug counselors, certified
7 alcohol and drug counselor candidates or licensed
8 alcohol and drug counselor candidates and has been
9 approved by the Oklahoma Board of Licensed Alcohol and
10 Drug Counselors as a supervisor, or

11 b. a licensed mental health professional approved by the
12 Board to supervise certified alcohol and drug
13 counselors who have received co-occurring
14 certification, certified alcohol and drug counselors
15 who are candidates for co-occurring certification or
16 licensed alcohol drug and counselors who are
17 candidates for co-occurring certification;

18 13. "Substance abuse disorder" means the repeated pathological
19 use of substances including alcohol and other mind-altering drugs or
20 chemicals, except tobacco, or repeated pathological compulsive
21 behaviors which cause physical, psychological, emotional, economic,
22 legal, social or other harm to the individual afflicted or to others
23 affected by the individual's affliction. As used in the Licensed
24 Alcohol and Drug Counselors Act, substance abuse disorder shall

1 include not only those instances where withdrawal from or tolerance
2 to the substance is present but also those instances involving use
3 and abuse of substances;

4 14. "Supervised practicum experience" means volunteer or paid
5 work experience in the core functions of substance abuse counseling
6 as delineated by the Oklahoma Board of Licensed Alcohol and Drug
7 Counselors;

8 15. "Supervised work experience" means voluntary or paid work
9 experience in providing alcohol and drug counseling services to
10 individuals under the supervision of a licensed alcohol and drug
11 counselor; and

12 16. "Scope of practice" means acting within the boundaries of
13 competence based on education, training, supervised experience,
14 state and national professional credentials, and appropriate
15 professional experience.

16 SECTION 2. This act shall become effective November 1, 2011.

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