

**As Introduced**

**129th General Assembly  
Regular Session  
2011-2012**

**S. B. No. 287**

**Senators LaRose, Cafaro**

**Cosponsor: Senator Seitz**

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**A B I L L**

To amend sections 4757.41, 4758.01, 4758.02, 4758.10, 1  
4758.20, 4758.21, 4758.22, 4758.23, 4758.24, 2  
4758.26, 4758.27, 4758.30, 4758.40, 4758.41, 3  
4758.42, 4758.43, 4758.44, 4758.45, 4758.51, 4  
4758.55, 4758.56, 4758.59, 4758.61, and 4758.70; 5  
to enact sections 4758.221, 4758.241, 4758.39, 6  
4758.46, 4758.47, 4758.52, 4758.54, and 4758.561; 7  
and to repeal sections 3793.07, 4758.04, 4758.53, 8  
and 4758.58 of the Revised Code to revise the law 9  
governing the professions of chemical dependency 10  
counseling and alcohol and other drug prevention. 11

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4757.41, 4758.01, 4758.02, 4758.10, 12  
4758.20, 4758.21, 4758.22, 4758.23, 4758.24, 4758.26, 4758.27, 13  
4758.30, 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, 4758.45, 14  
4758.51, 4758.55, 4758.56, 4758.59, 4758.61, and 4758.70 be 15  
amended and sections 4758.221, 4758.241, 4758.39, 4758.46, 16  
4758.47, 4758.52, 4758.54, and 4758.561 of the Revised Code be 17  
enacted to read as follows: 18

**Sec. 4757.41.** (A) This chapter shall not apply to the 19

following:	20
(1) A person certified by the state board of education under Chapter 3319. of the Revised Code while performing any services within the person's scope of employment by a board of education or by a private school meeting the standards prescribed by the state board of education under division (D) of section 3301.07 of the Revised Code or in a program operated under Chapter 5126. of the Revised Code for training individuals with mental retardation or other developmental disabilities;	21 22 23 24 25 26 27 28
(2) Psychologists or school psychologists licensed under Chapter 4732. of the Revised Code;	29 30
(3) Members of other professions licensed, certified, or registered by this state while performing services within the recognized scope, standards, and ethics of their respective professions;	31 32 33 34
(4) Rabbis, priests, Christian science practitioners, clergy, or members of religious orders and other individuals participating with them in pastoral counseling when the counseling activities are within the scope of the performance of their regular or specialized ministerial duties and are performed under the auspices or sponsorship of an established and legally cognizable church, denomination, or sect or an integrated auxiliary of a church as defined in federal tax regulations, paragraph (g)(5) of 26 C.F.R. 1.6033-2 (1995), and when the individual rendering the service remains accountable to the established authority of that church, denomination, sect, or integrated auxiliary;	35 36 37 38 39 40 41 42 43 44 45
(5) Any person employed in the civil service as defined in section 124.01 of the Revised Code while engaging in social work or professional counseling as a civil service employee;	46 47 48
(6) A student in an accredited educational institution while carrying out activities that are part of the student's prescribed	49 50

course of study if the activities are supervised as required by 51  
the educational institution and if the student does not hold 52  
herself or himself out as a person licensed or registered under 53  
this chapter; 54

~~(7) Until two years after the date the department of alcohol 55  
and drug addiction services ceases to administer its process for 56  
the certification or credentialing of chemical dependency 57  
counselors and alcohol and other drug prevention specialists under 58  
section 3793.07 of the Revised Code, as specified in division (B) 59  
of that section, or in the case of an individual who has the 60  
expiration date of the individual's certificate or credentials 61  
delayed under section 4758.04 of the Revised Code, until the date 62  
of the delayed expiration, individuals with certification or 63  
credentials accepted by the department under that section who are 64  
acting within the scope of their certification or credentials as 65  
members of the profession of chemical dependency counseling or as 66  
alcohol and other drug prevention specialists; 67~~

~~(8)~~ Individuals who hold a license or certificate under 68  
Chapter 4758. of the Revised Code who are acting within the scope 69  
of their license or certificate as members of the profession of 70  
chemical dependency counseling or alcohol and other drug 71  
prevention services; 72

~~(9)~~(8) Any person employed by the American red cross while 73  
engaging in activities relating to services for military families 74  
and veterans and disaster relief, as described in the "American 75  
National Red Cross Act," 33 Stat. 599 (1905), 36 U.S.C.A. 1, as 76  
amended; 77

~~(10)~~(9) Members of labor organizations who hold union 78  
counselor certificates while performing services in their official 79  
capacity as union counselors; 80

~~(11)~~(10) Any person employed in a hospital as defined in 81

section 3727.01 of the Revised Code or in a nursing home as 82  
defined in section 3721.01 of the Revised Code while providing as 83  
a hospital employee or nursing home employee, respectively, social 84  
services other than counseling and the use of psychosocial 85  
interventions and social psychotherapy. 86

(B) Divisions (A)(5), ~~(9)(8)~~, and ~~(11)(10)~~ of this section do 87  
not prevent a person described in those divisions from obtaining a 88  
license or certificate of registration under this chapter. 89

**Sec. 4758.01.** As used in this chapter: 90

(A) "Accredited educational institution" means an educational 91  
institution accredited by an accrediting agency accepted by the 92  
Ohio board of regents. 93

(B)(1) "Alcohol and other drug clinical counseling 94  
principles, methods, or procedures" means an approach to chemical 95  
dependency counseling that emphasizes the chemical dependency 96  
counselor's role in systematically assisting clients through all 97  
of the following: 98

(a) Analyzing background and current information; 99

(b) Exploring possible solutions; 100

(c) Developing and providing a treatment plan; 101

(d) In the case of an independent chemical dependency 102  
counselor-clinical supervisor, independent chemical dependency 103  
counselor, or chemical dependency counselor III only, diagnosing 104  
chemical dependency conditions. 105

(2) "Alcohol and other drug clinical counseling principles, 106  
methods, or procedures" includes counseling, assessing, 107  
consulting, and referral as they relate to chemical dependency 108  
conditions. 109

(C) "Alcohol and other drug prevention services" means a 110

planned process of strategies and activities designed to preclude 111  
the onset of the use of alcohol and other drugs, reduce 112  
problematic use of alcohol and other drugs, or both. 113

(D) "Chemical dependency conditions" means those conditions 114  
relating to the abuse of or dependency on alcohol or other drugs 115  
that are classified in accepted nosologies, including the 116  
diagnostic and statistical manual of mental disorders and the 117  
international classification of diseases, and in editions of those 118  
nosologies published after ~~the effective date of this section~~ 119  
December 23, 2002. 120

(E) "Chemical dependency counseling" means rendering or 121  
offering to render to individuals, groups, or the public a 122  
counseling service involving the application of alcohol and other 123  
drug clinical counseling principles, methods, or procedures to 124  
assist individuals who are abusing or dependent on alcohol or 125  
other drugs. 126

(F) ~~"Scope~~ Unless the context provides otherwise, "scope of 127  
practice" means the services, methods, and techniques in which and 128  
the areas for which a person who holds a license or certificate 129  
under this chapter is trained and qualified. 130

(G) "Substance abuse professional" has the same meaning as in 131  
49 C.F.R. 40.3. 132

(H) "U.S. department of transportation drug and alcohol 133  
testing program" means a transportation workplace drug and alcohol 134  
testing program governed by 49 C.F.R. part 40. 135

**Sec. 4758.02.** (A) ~~Effective two years after the date the~~ 136  
~~department of alcohol and drug addiction services ceases to~~ 137  
~~administer its certification and credentialing process under~~ 138  
~~section 3793.07 of the Revised Code as specified in division (B)~~ 139  
~~of that section and except~~ Except as provided in sections section 140

4758.03 and ~~4758.04~~ of the Revised Code, no person shall do any of 141  
the following: 142

(1) Engage in or represent to the public that the person 143  
engages in chemical dependency counseling for a fee, salary, or 144  
other consideration unless the person holds a valid independent 145  
chemical dependency counselor-clinical supervisor license, 146  
independent chemical dependency counselor license, chemical 147  
dependency counselor III license, chemical dependency counselor II 148  
license, ~~chemical dependency counselor I certificate,~~ or chemical 149  
dependency counselor assistant certificate issued under this 150  
chapter; 151

(2) Use the title "licensed independent chemical dependency 152  
counselor-clinical supervisor," "LICDC-CS," "licensed independent 153  
chemical dependency counselor," "LICDC," "licensed chemical 154  
dependency counselor III," "LCDC III," "licensed chemical 155  
dependency counselor II," "LCDC II," ~~"certified chemical~~ 156  
~~dependency counselor I," "CCDC I,"~~ "chemical dependency counselor 157  
assistant," "CDCA," or any other title or description 158  
incorporating the word "chemical dependency counselor" or any 159  
other initials used to identify persons acting in those capacities 160  
unless currently authorized under this chapter to act in the 161  
capacity indicated by the title or initials; 162

(3) Represent to the public that the person is a registered 163  
applicant unless the person holds a valid registered applicant 164  
certificate issued under this chapter; 165

(4) Use the title "certified prevention specialist II," "CPS 166  
II," "certified prevention specialist I," "CPS I," "certified 167  
prevention specialist assistant," "CPSA," "registered applicant," 168  
"RA," or any other title, description, or initials used to 169  
identify persons acting in those capacities unless currently 170  
authorized under this chapter to act in the capacity indicated by 171  
the title or initials. 172

(B) ~~Effective six years after the effective date of this~~ 173  
~~section, no~~ No person shall engage in or represent to the public 174  
that the person engages in chemical dependency counseling as a 175  
chemical dependency counselor I. 176

**Sec. 4758.10.** (A) There is hereby created the chemical 177  
dependency professionals board. 178

(B) The governor shall appoint all of the following voting 179  
members of the board with the advice and consent of the senate: 180

(1) Four individuals who hold a valid independent chemical 181  
dependency counselor-clinical supervisor license or independent 182  
chemical dependency counselor license issued under this chapter, 183  
including at least two of whom have received at least a master's 184  
degree in a field related to chemical dependency counseling from 185  
an accredited educational institution; 186

(2) Two individuals who hold a valid chemical dependency 187  
counselor III license issued under this chapter; 188

(3) One individual who holds a valid chemical dependency 189  
counselor II license issued under this chapter; 190

(4) Two individuals who hold a valid prevention specialist II 191  
certificate or prevention specialist I certificate issued under 192  
this chapter; 193

(5) One individual who is authorized under Chapter 4731. of 194  
the Revised Code to practice medicine and surgery or osteopathic 195  
medicine and surgery and has experience practicing in a field 196  
related to chemical dependency counseling; 197

(6) Two individuals who represent the public and have not 198  
practiced chemical dependency counseling or alcohol and other drug 199  
prevention services and have not been involved in the delivery of 200  
chemical dependency counseling services or alcohol and other drug 201  
prevention services. At least one of these individuals shall be at 202

least sixty years of age. During their terms, the public members 203  
shall not practice chemical dependency counseling or alcohol and 204  
other drug prevention services or be involved in the delivery of 205  
chemical dependency counseling services or alcohol and other drug 206  
prevention services. 207

(C) Not later than ninety days after ~~the effective date of~~ 208  
~~this section~~ December 23, 2002, the director of alcohol and drug 209  
addiction services shall appoint an individual who represents the 210  
department of alcohol and drug addiction services to serve as an 211  
ex officio member of the chemical dependency professionals board. 212

(D) Not more than one-half of the voting members of the board 213  
may be of the same gender or members of the same political party. 214  
At least two voting members of the board shall be of African, 215  
Native American, Hispanic, or Asian descent. 216

**Sec. 4758.20.** (A) The chemical dependency professionals board 217  
shall adopt rules to establish, specify, or provide for all of the 218  
following: 219

(1) Fees for the purposes authorized by section 4758.21 of 220  
the Revised Code; 221

(2) If the board, pursuant to section 4758.221 of the Revised 222  
Code, elects to administer examinations for individuals seeking to 223  
act as substance abuse professionals in a U.S. department of 224  
transportation drug and alcohol testing program, the board's 225  
administration of the examinations; 226

(3) For the purpose of section 4758.23 of the Revised Code, 227  
codes of ethical practice and professional conduct for individuals 228  
who hold a license or certificate issued under this chapter; 229

~~(3)~~(4) For the purpose of section 4758.24 of the Revised 230  
Code, all of the following: 231

(a) Good moral character requirements for an individual who 232

seeks or holds a license or certificate issued under this chapter;	233
(b) The documents that an individual seeking such a license or certificate must submit to the board;	234 235
(c) Requirements to obtain the license or certificate that are in addition to the requirements established under sections <u>4758.39</u> , 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, <del>and 4758.45</del> , <u>4758.46</u> , and <u>4758.47</u> of the Revised Code. The additional requirements may include preceptorships.	236 237 238 239 240
<u>(d) The period of time that an individual whose registered applicant certificate has expired must wait before applying for a new registered applicant certificate.</u>	241 242 243
<del>(4) Procedures for renewal of a chemical dependency counselor license under section 4758.27 of the Revised Code;</del>	244 245
(5) For the purpose of section 4758.28 of the Revised Code, requirements for approval of continuing education courses of study for individuals who hold a license or certificate issued under this chapter;	246 247 248 249
(6) For the purpose of section 4758.30 of the Revised Code, the intervention for and treatment of an individual holding a license or certificate issued under this chapter whose abilities to practice are impaired due to abuse of or dependency on alcohol or other drugs or other physical or mental condition;	250 251 252 253 254
(7) Requirements governing reinstatement of a suspended or revoked license or certificate under division (B) of section 4758.30 of the Revised Code, including requirements for determining the amount of time an individual must wait to apply for reinstatement;	255 256 257 258 259
(8) For the purpose of section 4758.31 of the Revised Code, methods of ensuring that all records the board holds pertaining to an investigation remain confidential during the investigation;	260 261 262

(9) Criteria for employees of the board to follow when performing their duties under division (B) of section 4758.35 of the Revised Code;	263 264 265
(10) For the purpose of <u>division (A)(1) of section 4758.39</u> and division (A)(1) of section 4758.40 of the Revised Code, course requirements for a degree in <u>a behavioral <del>sciences</del> science or nursing</u> that shall, at a minimum, include at least <del>sixty quarter</del> <u>forty semester</u> hours, <del>or the equivalent number of semester hours,</del> in all of the following courses:	266 267 268 269 270 271
(a) Theories of counseling and psychotherapy;	272
(b) Counseling procedures;	273
(c) Group process and techniques;	274
(d) Relationship therapy;	275
(e) Research methods and statistics;	276
(f) Fundamentals of assessment and diagnosis, including measurement and appraisal;	277 278
(g) Psychopathology;	279
(h) Human development;	280
(i) Cultural competence in counseling;	281
(j) Ethics.	282
(11) For the purpose of <u>division (A)(3) of section 4758.39,</u> division (A)(3) of section 4758.40, division (A)(3) of section 4758.41, and division (A)(3) of section 4758.42 <u>of the Revised Code</u> , training requirements for chemical dependency that shall, at a minimum, include qualifications for the individuals who provide the training and instruction in all of the following courses:	283 284 285 286 287 288
(a) Theories of addiction;	289
(b) Counseling procedures and strategies with addicted populations;	290 291

(c) Group process and techniques working with addicted populations;	292 293
(d) Assessment and diagnosis of addiction;	294
(e) Relationship counseling with addicted populations;	295
(f) Pharmacology;	296
(g) Prevention strategies;	297
(h) Treatment planning;	298
(i) Legal and ethical issues.	299
(12) For the purpose of division (B)(2)(b) of section 4758.40 and division (B)(2) of section 4758.41 of the Revised Code, requirements for the forty clock hours of training on the version of the diagnostic and statistical manual of mental disorders that is current at the time of the training, including the number of the clock hours that must be on substance-related disorders, the number of the clock hours that must be on chemical dependency conditions, and the number of the clock hours that must be on awareness of other mental and emotional disorders;	300 301 302 303 304 305 306 307 308
(13) For the purpose of division (A)(1) of section 4758.41 of the Revised Code, course requirements for a <del>bachelor's</del> degree in a behavioral <del>sciences</del> <u>science or nursing</u> ;	309 310 311
(14) For the purpose of division (A) of section 4758.43 of the Revised Code, training requirements for chemical dependency counseling that shall, at a minimum, include qualifications for the individuals who provide the training and instruction in one or more of the courses listed in division (A) <del>(11)</del> <u>(10)</u> of this section as selected by the individual seeking the chemical dependency counselor assistant certificate;	312 313 314 315 316 317 318
(15) <u>For the purpose of division (A)(2) of section 4758.44 and division (A)(2) of section 4758.45 of the Revised Code, the field of study in which an individual must obtain at least a</u>	319 320 321

bachelor's degree; 322

(16) For the purpose of division (A)(3) of section 4758.44, 323  
division (A)(3) of section 4758.45, and division ~~(A)(2)(D)~~ of 324  
section ~~4758.53~~ 4758.46 of the Revised Code, requirements for 325  
prevention-related education; 326

~~(16)~~(17) For the purpose of division (A)(4) of section 327  
4758.44 of the Revised Code, the number of hours of administrative 328  
or supervisory education that an individual must have; 329

(18) For the purpose of section 4758.51 of the Revised Code, 330  
continuing education requirements for individuals who hold a 331  
license or certificate issued under this chapter; 332

~~(17)~~(19) For the purpose of section 4758.51 of the Revised 333  
Code, the number of hours of continuing education that an 334  
individual must complete to have an expired license or certificate 335  
restored under section 4758.26 of the Revised Code; 336

~~(18)~~(20) For the purpose of divisions (A) and (B) of section 337  
4758.53 4758.52 of the Revised Code, the training requirements ~~an~~ 338  
~~individual holding a registered applicant certificate must~~ 339  
~~complete to take an examination administered pursuant to section~~ 340  
~~4758.22 of the Revised Code to obtain a prevention specialist II~~ 341  
~~certificate or prevention specialist I certificate and the~~ 342  
~~documentation the individual must submit to the board showing that~~ 343  
~~the individual has completed the requirements~~ for chemical 344  
dependency counseling; 345

~~(19)~~ ~~The method of determining the amount of time an~~ 346  
~~individual must wait to apply to the board for a new registered~~ 347  
~~applicant certificate under division (B) of section 4758.53 of the~~ 348  
~~Revised Code;~~ 349

~~(20)~~(21) The duties, which may differ, of an all of the 350  
following: 351

(a) An independent chemical dependency counselor 352  
counselor-clinical supervisor licensed under this chapter who 353  
supervises a chemical dependency counselor III under section 354  
4758.56 of the Revised Code; independent 355

(b) An independent chemical dependency counselor-clinical 356  
supervisor, independent chemical dependency counselor, or chemical 357  
dependency counselor III licensed under this chapter who 358  
supervises a chemical dependency counselor assistant under section 359  
4758.59 of the Revised Code; or 360

(c) A prevention specialist II or prevention specialist I 361  
certified under this chapter or independent chemical dependency 362  
counselor-clinical supervisor, independent chemical dependency 363  
counselor, or chemical dependency counselor III, ~~or chemical~~ 364  
~~dependency counselor II~~ licensed under this chapter who supervises 365  
a prevention specialist assistant or registered applicant under 366  
section 4758.61 of the Revised Code. ~~The duties may differ.~~ 367

~~(21)~~(22) Anything else necessary to administer this chapter. 368

(B) All rules adopted under this section shall be adopted in 369  
accordance with Chapter 119. of the Revised Code and any 370  
applicable federal laws and regulations. Initial rules shall be 371  
adopted not later than nine months after December 23, 2002. 372

(C) When it adopts rules under this section, the board may 373  
consider standards established by any national association or 374  
other organization representing the interests of those involved in 375  
chemical dependency counseling or alcohol and other drug 376  
prevention services. 377

**Sec. 4758.21.** (A) In accordance with rules adopted under 378  
section 4758.20 of the Revised Code and subject to division (B) of 379  
this section, the chemical dependency professionals board shall 380  
establish, and may from time to time adjust, fees to be charged 381

for the following:	382
(1) Admitting an individual to an examination administered pursuant to section 4758.22 of the Revised Code;	383 384
(2) Issuing an initial <u>independent chemical dependency counselor-clinical supervisor license</u> , independent chemical dependency counselor license, chemical dependency counselor III license, chemical dependency counselor II license, chemical dependency counselor assistant certificate, prevention specialist II certificate, prevention specialist I certificate, <u>prevention specialist assistant certificate</u> , or registered applicant certificate;	385 386 387 388 389 390 391 392
(3) Renewing an <u>independent chemical dependency counselor-clinical supervisor license</u> , independent chemical dependency counselor license, chemical dependency counselor III license, chemical dependency counselor II license, <del>chemical dependency counselor I certificate</del> , chemical dependency counselor assistant certificate, prevention specialist II certificate, prevention specialist I certificate, or <del>registered applicant prevention specialist assistant certificate</del> ;	393 394 395 396 397 398 399 400
(4) Approving continuing education courses under section 4758.28 of the Revised Code;	401 402
(5) Doing anything else the board determines necessary to administer this chapter.	403 404
(B) The fees established under division (A) of this section are nonrefundable. They shall be in amounts sufficient to cover the necessary expenses of the board in administering this chapter and rules adopted under it. The fees for a license or certificate and the renewal of a license or certificate may differ for the various types of licenses and certificates, but shall not exceed one hundred seventy-five dollars each, unless the board determines that amounts in excess of one hundred seventy-five dollars are	405 406 407 408 409 410 411 412

needed to cover its necessary expenses in administering this 413  
chapter and rules adopted under it and the amounts in excess of 414  
one hundred seventy-five dollars are approved by the controlling 415  
board. 416

(C) All vouchers of the board shall be approved by the 417  
chairperson or executive director of the board, or both, as 418  
authorized by the board. 419

**Sec. 4758.22.** The chemical dependency professionals board 420  
shall prepare, cause to be prepared, or procure the use of, and 421  
grade, cause to be graded, or procure the grading of, examinations 422  
to determine the competence of individuals seeking an independent 423  
chemical dependency counselor-clinical supervisor license, 424  
independent chemical dependency counselor license, chemical 425  
dependency counselor III license, chemical dependency counselor II 426  
license, prevention specialist II certificate, or prevention 427  
specialist I certificate. The board may develop the examinations 428  
or use examinations prepared by state or national organizations 429  
that represent the interests of those involved in chemical 430  
dependency counseling or alcohol and other drug prevention 431  
services. The board shall conduct examinations at least twice each 432  
year and shall determine the level of competence necessary for a 433  
passing score. 434

An individual may not sit for an examination administered 435  
pursuant to this section unless the individual meets the 436  
requirements to obtain the license or certificate the individual 437  
seeks, other than the requirement to have passed the examination, 438  
and pays the fee established under section 4758.21 of the Revised 439  
Code. An individual who is denied admission to the examination may 440  
appeal the denial in accordance with Chapter 119. of the Revised 441  
Code. 442

Sec. 4758.221. In accordance with rules adopted under section 443  
4758.20 of the Revised Code, the chemical dependency professionals 444  
board may administer examinations for individuals seeking to act 445  
as substance abuse professionals in a U.S. department of 446  
transportation drug and alcohol testing program. If it elects to 447  
administer the examinations, the board shall use examinations that 448  
comprehensively cover all the elements of substance abuse 449  
professional qualification training listed in 49 C.F.R. 450  
40.281(c)(1) and are prepared by a nationally recognized 451  
professional or training organization that represents the 452  
interests of those involved in chemical dependency counseling 453  
services. 454

**Sec. 4758.23.** (A) In rules adopted under section 4758.20 of 455  
the Revised Code, the chemical dependency professionals board 456  
shall establish codes of ethical practice and professional conduct 457  
for the following: 458

(1) Individuals who hold a valid independent chemical 459  
dependency counselor-clinical supervisor license, independent 460  
chemical dependency counselor license, chemical dependency 461  
counselor III license, chemical dependency counselor II license, 462  
~~chemical dependency counselor I certificate,~~ or chemical 463  
dependency counselor assistant certificate issued under this 464  
chapter; 465

(2) Individuals who hold a valid prevention specialist II 466  
certificate, prevention specialist I certificate, prevention 467  
specialist assistant certificate, or registered applicant 468  
certificate issued under this chapter. 469

(B) The codes for individuals identified under division 470  
(A)(1) of this section shall define unprofessional conduct, which 471  
shall include engaging in a dual relationship with a client, 472

former client, consumer, or former consumer; committing an act of 473  
sexual abuse, misconduct, or exploitation of a client, former 474  
client, consumer, or former consumer; and, except as permitted by 475  
law, violating client or consumer confidentiality. 476

(C) The codes for individuals identified under division 477  
(A)(1) of this section may be based on any codes of ethical 478  
practice and professional conduct developed by national 479  
associations or other organizations representing the interests of 480  
those involved in chemical dependency counseling. The codes for 481  
individuals identified under division (A)(2) of this section may 482  
be based on any codes of ethical practice and professional conduct 483  
developed by national associations or other organizations 484  
representing the interests of those involved in alcohol and other 485  
drug prevention services. The board may establish standards in the 486  
codes that are more stringent than those established by the 487  
national associations or other organizations. 488

**Sec. 4758.24.** (A) The chemical dependency professionals board 489  
shall issue a license or certificate under this chapter to an 490  
individual who meets all of the following requirements: 491

(1) Is of good moral character as determined in accordance 492  
with rules adopted under section 4758.20 of the Revised Code; 493

(2) ~~Submits~~ Except as provided in section 4758.241 of the 494  
Revised Code, submits a properly completed application and all 495  
other documentation specified in rules adopted under section 496  
4758.20 of the Revised Code; 497

(3) ~~Pays~~ Except as provided in section 4758.241 of the 498  
Revised Code, pays the fee established under section 4758.21 of 499  
the Revised Code for the license or certificate that the 500  
individual seeks; 501

(4) Meets the requirements to obtain the license or 502

certificate that the individual seeks as specified in section 503  
~~4758.39, 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, or 4758.45,~~ 504  
4758.46, or 4758.47 of the Revised Code; 505

(5) Meets any additional requirements specified in rules 506  
adopted under section 4758.20 of the Revised Code to obtain the 507  
license or certificate that the individual seeks. 508

(B) The board shall not ~~issue an initial~~ do either of the 509  
following: 510

(1) Issue a certificate to practice as a chemical dependency 511  
counselor I; 512

(2) Issue a new registered applicant certificate to an 513  
individual whose previous registered applicant certificate has 514  
been expired for less than the period of time specified in rules 515  
adopted under section 4758.20 of the Revised Code. 516

**Sec. 4758.241.** The chemical dependency professionals board 517  
shall issue an independent chemical dependency counselor-clinical 518  
supervisor license under section 4758.24 of the Revised Code to 519  
each individual who, on the effective date of this section, holds 520  
a valid independent chemical dependency counselor license without 521  
requiring the individual to comply with divisions (A)(2) and (3) 522  
of that section. 523

**Sec. 4758.26.** (A) ~~Except as provided in~~ Subject to section 524  
~~4758.27~~ 4758.30 of the Revised Code, a license or certificate 525  
issued under this chapter, ~~other than a registered applicant~~ 526  
~~certificate,~~ expires ~~two years~~ the following period of time after 527  
it is issued and ~~may be renewed in accordance with the standard~~ 528  
~~renewal procedure established under Chapter 4745. of the Revised~~ 529  
~~Code:~~ 530

(1) In the case of an initial chemical dependency counselor 531  
assistant certificate, thirteen months; 532

(2) In the case of any other license or certificate, two 533  
years. 534

(B) Subject to section 4758.30 of the Revised Code and except 535  
as provided in section 4758.27 of the Revised Code, the chemical 536  
dependency professionals board shall renew a license or 537  
certificate issued under this chapter, ~~other than a registered~~ 538  
~~applicant certificate,~~ in accordance with the standard renewal 539  
procedure established under Chapter 4745. of the Revised Code if 540  
the individual seeking the renewal pays the renewal fee 541  
established under section 4758.21 of the Revised Code and does the 542  
following: 543

(1) In the case of an individual seeking renewal of an 544  
initial chemical dependency counselor assistant certificate, 545  
satisfies the additional training requirement established under 546  
section 4758.52 of the Revised Code; 547

(2) In the case of any other individual, satisfies the 548  
continuing education requirements established under section 549  
4758.51 of the Revised Code. 550

(C) ~~Except~~ Subject to section 4758.30 of the Revised Code and 551  
~~except~~ as provided in section 4758.27 of the Revised Code, a 552  
license or certificate issued under this chapter, ~~other than a~~ 553  
~~registered applicant certificate,~~ that has expired may be restored 554  
if the individual seeking the restoration, not later than two 555  
years after the license or certificate expires, applies for 556  
restoration of the license or certificate. The board shall issue a 557  
restored license or certificate to the individual if the 558  
individual pays the renewal fee established under section 4758.21 559  
of the Revised Code and does the following: 560

(1) In the case of an individual whose initial chemical 561  
dependency counselor assistant certificate expired, satisfies the 562  
additional training requirement established under section 4758.52 563

of the Revised Code; 564

(2) In the case of any other individual, satisfies the 565  
continuing education requirements established under section 566  
4758.51 of the Revised Code for restoring the license or 567  
certificate. ~~The~~ 568

The board shall not require an individual to take an 569  
examination as a condition of having an expired license or 570  
certificate restored under this section. 571

~~Sec. 4758.27. Until the date that is six years after the~~ 572  
~~effective date of this section, the chemical dependency~~ 573  
~~professionals board shall renew a certificate that on the~~ 574  
~~effective date of this section is accepted under section 3793.07~~ 575  
~~of the Revised Code as authority to practice as a chemical~~ 576  
~~dependency counselor I if the individual holding the certificate~~ 577  
~~renews the certificate in accordance with rules adopted under~~ 578  
~~section 4758.20 of the Revised Code and pays the renewal fee~~ 579  
~~established under section 4758.21 of the Revised Code. Subsequent~~ 580  
~~renewals shall be done under section 4758.26 of the Revised Code.~~ 581

~~After the date that is six years after the effective date of~~ 582  
~~this section, the~~ The chemical dependency professionals board 583  
shall not renew ~~under this section, or renew~~ or restore under 584  
section 4758.26 of the Revised Code, ~~a~~ either of the following: 585

(A) A certificate to practice as a ~~certified~~ chemical 586  
dependency counselor I; 587

(B) A registered applicant certificate. 588

**Sec. 4758.30.** (A) The chemical dependency professionals 589  
board, in accordance with Chapter 119. of the Revised Code, may 590  
refuse to issue a license or certificate applied for under this 591  
chapter; refuse to renew or restore a license or certificate 592  
issued under this chapter; suspend, revoke, or otherwise restrict 593

a license or certificate issued under this chapter; or reprimand 594  
an individual holding a license or certificate issued under this 595  
chapter. These actions may be taken by the board regarding the 596  
applicant for a license or certificate or the individual holding a 597  
license or certificate for one or more of the following reasons: 598

(1) Violation of any provision of this chapter or rules 599  
adopted under it; 600

(2) Knowingly making a false statement on an application for 601  
a license or certificate or for renewal, restoration, or 602  
reinstatement of a license or certificate; 603

(3) Acceptance of a commission or rebate for referring an 604  
individual to a person who holds a license or certificate issued 605  
by, or who is registered with, an entity of state government, 606  
including persons practicing chemical dependency counseling, 607  
alcohol and other drug prevention services, or fields related to 608  
chemical dependency counseling or alcohol and other drug 609  
prevention services; 610

(4) Conviction in this or any other state of any crime that 611  
is a felony in this state; 612

(5) Conviction in this or any other state of a misdemeanor 613  
committed in the course of practice as an independent chemical 614  
dependency counselor-clinical supervisor, independent chemical 615  
dependency counselor, chemical dependency counselor III, chemical 616  
dependency counselor II, ~~chemical dependency counselor I~~, chemical 617  
dependency counselor assistant, prevention specialist II, 618  
prevention specialist I, prevention specialist assistant, or 619  
registered applicant; 620

(6) Inability to practice as an independent chemical 621  
dependency counselor-clinical supervisor, independent chemical 622  
dependency counselor, chemical dependency counselor III, chemical 623  
dependency counselor II, ~~chemical dependency counselor I~~, chemical 624

dependency counselor assistant, prevention specialist II, 625  
prevention specialist I, prevention specialist assistant, or 626  
registered applicant due to abuse of or dependency on alcohol or 627  
other drugs or other physical or mental condition; 628

(7) Practicing outside the individual's scope of practice; 629

(8) Practicing without complying with the supervision 630  
requirements specified under section 4758.56, 4758.59, or 4758.61 631  
of the Revised Code; 632

(9) Violation of the code of ethical practice and 633  
professional conduct for chemical dependency counseling or alcohol 634  
and other drug prevention services adopted by the board pursuant 635  
to section 4758.23 of the Revised Code; 636

(10) Revocation of a license or certificate or voluntary 637  
surrender of a license or certificate in another state or 638  
jurisdiction for an offense that would be a violation of this 639  
chapter. 640

(B) An individual whose license or certificate has been 641  
suspended or revoked under this section may apply to the board for 642  
reinstatement after an amount of time the board shall determine in 643  
accordance with rules adopted under section 4758.20 of the Revised 644  
Code. The board may accept or refuse an application for 645  
reinstatement. The board may require an examination for 646  
reinstatement of a license or certificate that has been suspended 647  
or revoked. 648

Sec. 4758.39. An individual seeking an independent chemical 649  
dependency counselor-clinical supervisor license shall meet the 650  
requirements of division (A) or (B) of this section. 651

(A) To meet the requirements of this division, an individual 652  
must meet all of the following requirements: 653

(1) Hold from an accredited educational institution at least 654

a master's degree in either a behavioral science or nursing that 655  
meets the course requirements specified in rules adopted under 656  
section 4758.20 of the Revised Code; 657

(2) Have not less than six thousand hours of compensated work 658  
or supervised internship experience (including at least two 659  
thousand hours of clinical supervisory experience as part of the 660  
compensated work or supervised internship) in any of the 661  
following, not less than one thousand two hundred hours of which 662  
are in chemical dependency counseling; 663

(a) Chemical dependency services, substance abuse services, 664  
or both types of services; 665

(b) The practice of psychology, as defined in section 4732.01 666  
of the Revised Code; 667

(c) The practice of professional counseling, the practice of 668  
social work, or the practice of marriage and family therapy, all 669  
as defined in section 4757.01 of the Revised Code. 670

(3) Have a minimum of one hundred eighty hours of training in 671  
chemical dependency that meets the requirements specified in rules 672  
adopted under section 4758.20 of the Revised Code; 673

(4) Unless the individual holds a valid license, 674  
registration, certificate, or credentials issued under another 675  
chapter of the Revised Code that authorizes the individual to 676  
engage in a profession whose scope of practice includes the 677  
clinical supervision of chemical dependency counseling, chemical 678  
dependency counseling, and diagnosing and treating chemical 679  
dependency conditions, pass one or more examinations administered 680  
pursuant to section 4758.22 of the Revised Code for the purpose of 681  
determining competence to practice as an independent chemical 682  
dependency counselor-clinical supervisor. 683

(B) To meet the requirement of this division, an individual 684  
must hold, on the effective date of this section, a valid 685

independent chemical dependency counselor license. 686

**Sec. 4758.40.** An individual seeking an independent chemical 687  
dependency counselor license shall meet ~~either of the following~~ 688  
~~requirements~~ of division (A) or (B) of this section. 689

(A) ~~Meet~~ To meet the requirements of this division, an 690  
individual must meet all of the following requirements: 691

(1) Hold from an accredited educational institution at least 692  
a master's degree in a behavioral ~~sciences~~ science or nursing that 693  
meets the course requirements specified in rules adopted under 694  
section 4758.20 of the Revised Code; 695

(2) Have not less than ~~four~~ two thousand hours of compensated 696  
work or supervised internship experience in ~~either~~ any of the 697  
following, not less than ~~eight~~ four hundred hours of which are in 698  
chemical dependency counseling: 699

(a) Chemical dependency services, substance abuse services, 700  
or both types of services; 701

(b) The practice of psychology, as defined in section 4732.01 702  
of the Revised Code, ~~or the~~; 703

(c) The practice of professional counseling or, the practice 704  
of social work, ~~both~~ or the practice of marriage and family 705  
therapy, all as defined in section 4757.01 of the Revised Code. 706

(3) Have a minimum of ~~two~~ one hundred ~~seventy~~ eighty hours of 707  
training in chemical dependency that meets the requirements 708  
specified in rules adopted under section 4758.20 of the Revised 709  
Code; 710

(4) ~~Pass~~ Unless the individual holds a valid license, 711  
registration, certificate, or credentials issued under another 712  
chapter of the Revised Code that authorizes the individual to 713  
engage in a profession whose scope of practice includes chemical 714  
dependency counseling and diagnosing and treating chemical 715

dependency conditions, pass one or more examinations administered 716  
pursuant to section 4758.22 of the Revised Code for the purpose of 717  
determining competence to practice as an independent chemical 718  
dependency counselor. 719

(B) ~~Meet~~ To meet the requirements of this division, an 720  
individual must meet both of the following requirements: 721

(1) Hold, on December 23, 2002, a certificate or credentials 722  
that were accepted under former section 3793.07 of the Revised 723  
Code as authority to practice as a certified chemical dependency 724  
counselor III or certified chemical dependency counselor III-E; 725

(2) Meet one of the following requirements: 726

(a) Hold the degree described in division (A)(1) of this 727  
section; 728

(b) Have held a chemical dependency counselor III, II, or I 729  
certificate for at least eight consecutive years and have not less 730  
than forty clock hours of training on the version of the 731  
diagnostic and statistical manual of mental disorders that is 732  
current at the time of the training. The training must meet the 733  
requirements specified in rules adopted under section 4758.20 of 734  
the Revised Code. An individual authorized under Chapter 4731. of 735  
the Revised Code to practice medicine and surgery or osteopathic 736  
medicine and surgery, a psychologist licensed under Chapter 4732. 737  
of the Revised Code, or a professional clinical counselor or 738  
independent social worker licensed under Chapter 4757. of the 739  
Revised Code may provide any portion of the training. An 740  
independent chemical dependency counselor licensed under this 741  
chapter who holds the degree described in division (A)(1) of this 742  
section may provide the portion of the training on chemical 743  
dependency conditions. 744

**Sec. 4758.41.** An individual seeking a chemical dependency 745

counselor III license shall meet ~~any of the following~~ 746  
requirements of division (A), (B), or (C) of this section. 747

(A) ~~Meet~~ To meet the requirements of this division, an 748  
individual must meet all of the following requirements: 749

(1) Hold from an accredited educational institution at least 750  
a bachelor's degree in a behavioral science or nursing that meets 751  
the course requirements specified in rules adopted under section 752  
4758.20 of the Revised Code; 753

(2) Have not less than ~~four~~ two thousand hours of compensated 754  
work experience in ~~either~~ any of the following, not less than 755  
~~eight~~ four hundred work hours of which are in chemical dependency 756  
counseling: 757

(a) Chemical dependency services, substance abuse services, 758  
or both types of services; 759

(b) The practice of psychology, as defined in section 4732.01 760  
of the Revised Code, ~~or the;~~ 761

(c) The practice of professional counseling or, the practice 762  
of social work, both or the practice of marriage and family 763  
therapy, all as defined in section 4757.01 of the Revised Code. 764

(3) Have a minimum of ~~two~~ one hundred ~~seventy~~ eighty hours of 765  
training in chemical dependency that meets the requirements 766  
specified in rules adopted under section 4758.20 of the Revised 767  
Code; 768

(4) ~~Pass~~ Unless the individual holds a valid license, 769  
registration, certificate, or credentials issued under another 770  
chapter of the Revised Code that authorizes the individual to 771  
engage in a profession whose scope of practice includes chemical 772  
dependency counseling and diagnosing and treating chemical 773  
dependency conditions, pass one or more examinations administered 774  
pursuant to section 4758.22 of the Revised Code for the purpose of 775

determining competence to practice as a chemical dependency counselor III. 776  
777

(B) ~~Meet~~ To meet the requirements of this division, an individual must meet both of the following requirements: 778  
779

(1) Hold, on December 23, 2002, a certificate or credentials that were accepted under former section 3793.07 of the Revised Code as authority to practice as a certified chemical dependency counselor III or certified chemical dependency counselor III-E; 780  
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(2) Have not less than forty clock hours of training on the version of the diagnostic and statistical manual of mental disorders that is current at the time of the training. The training must meet the requirements specified in rules adopted under section 4758.20 of the Revised Code. An individual authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery, a psychologist licensed under Chapter 4732. of the Revised Code, or a professional clinical counselor or independent social worker licensed under Chapter 4757. of the Revised Code may provide any portion of the training. An independent chemical dependency counselor licensed under this chapter who holds the degree described in division (A)(1) of section 4758.40 of the Revised Code may provide the portion of the training on chemical dependency conditions. 784  
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(C) ~~Meet~~ To meet the requirements of this division, an individual must meet all of the following requirements: 799  
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(1) Hold, on December 23, 2002, a certificate or credentials that were accepted under former section 3793.07 of the Revised Code as authority to practice as a certified chemical dependency counselor II; 801  
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(2) Meet the requirement of division (B)(2) of this section; 805

(3) Hold a bachelor's degree in a behavioral science. 806

Sec. 4758.42. An individual seeking a chemical dependency counselor II license shall meet ~~either of the following requirements~~ of division (A) or (B) of this section.

(A) ~~Meet~~ To meet the requirements of this division, an individual must meet all of the following requirements:

(1) Hold from an accredited educational institution an associate's degree in a behavioral science or nursing or a bachelor's degree in any field;

~~(2)(a) If the individual holds an associate's degree, have~~ Have not less than ~~five~~ two thousand hours of compensated ~~or~~ volunteer work, supervised internship, field placement, intern, or practicum experience in ~~either~~ any of the following, not less than ~~one thousand~~ four hundred hours of which are in chemical dependency counseling:

~~(i)(a)~~ (a) Chemical dependency services, substance abuse services, or both types of services;

~~(ii)(b)~~ (b) The practice of psychology, as defined in section 4732.01 of the Revised Code, ~~or the~~

(c) ~~The~~ practice of professional counseling ~~or,~~ the practice of social work, ~~both~~ or the practice of marriage and family therapy, all as defined in section 4757.01 of the Revised Code.

~~(b) If the individual holds a bachelor's degree, have not less than six thousand hours of compensated or volunteer work, field placement, intern, or practicum experience in either of the following, not less than one thousand two hundred hours of which are in chemical dependency counseling:~~

~~(i) Chemical dependency services, substance abuse services, or both types of services;~~

~~(ii) The practice of psychology, as defined in section 4732.01 of the Revised Code, or the practice of professional~~

~~counseling or the practice of social work, both as defined in~~ 837  
~~section 4757.01 of the Revised Code.~~ 838

(3) Have a minimum of ~~two~~ one hundred ~~seventy~~ eighty hours of 839  
training in chemical dependency that meets the requirements 840  
specified in rules adopted under section 4758.20 of the Revised 841  
Code; 842

(4) Pass one or more examinations administered pursuant to 843  
section 4758.22 of the Revised Code for the purpose of determining 844  
competence to practice as a chemical dependency counselor II. 845

(B) ~~Hold~~ To meet the requirement of this division, an 846  
individual must hold, on December 23, 2002, a certificate or 847  
credentials that were accepted under former section 3793.07 of the 848  
Revised Code as authority to practice as a certified chemical 849  
dependency counselor II. 850

**Sec. 4758.43.** An individual seeking a chemical dependency 851  
counselor assistant certificate shall meet either of the following 852  
requirements: 853

(A) Have at least forty hours of training in chemical 854  
dependency counseling that meets the requirements specified in 855  
rules adopted under section 4758.20 of the Revised Code; ~~i~~ 856

(B) Hold, on ~~the effective date of this section~~ December 23, 857  
2002, a certificate or credentials that were accepted under former 858  
section 3793.07 of the Revised Code as authority to practice as a 859  
registered candidate. 860

**Sec. 4758.44.** An individual seeking a prevention specialist 861  
II certificate shall meet ~~either of the following~~ requirements; of 862  
division (A) or (B) of this section. 863

(A) ~~Meet~~ To meet the requirements of this division, an 864  
individual must meet all of the following requirements: 865

(1) Have at least six thousand hours of compensated work 866  
experience in which ~~not less than fifty per cent of the~~ 867  
~~individual's time was devoted to planning, coordinating in alcohol~~ 868  
and other drug prevention services, including at least four 869  
thousand hours of administering or delivering alcohol and other 870  
drug prevention supervising the services; 871

(2) ~~Have one of the following:~~ 872

(a) ~~A bachelor's degree in a behavioral science and at least~~ 873  
~~six thousand hours of compensated work experience in alcohol and~~ 874  
~~other drug prevention services;~~ 875

(b) ~~A master's or doctoral degree in a behavioral science and~~ 876  
~~at least four thousand hours of compensated work experience in~~ 877  
~~alcohol and other drug prevention services. Hold from an~~ 878  
accredited educational institution at least a bachelor's degree in 879  
a field of study specified in rules adopted under section 4758.20 880  
of the Revised Code; 881

(3) Have at least ~~two~~ one hundred seventy hours of 882  
prevention-related education that meets the requirements specified 883  
in rules adopted under section 4758.20 of the Revised Code; 884

(4) ~~Obtain a registered applicant certificate under this~~ 885  
~~chapter and comply with the requirements of Have at least the~~ 886  
number of hours of administrative or supervisory education 887  
specified in rules adopted under section ~~4758.53~~ 4758.20 of the 888  
Revised Code; 889

(5) Pass ~~the examination~~ one or more examinations 890  
administered pursuant to section 4758.22 of the Revised Code for 891  
the purpose of determining competence to practice as a prevention 892  
specialist II. 893

(B) ~~Hold~~ To meet the requirement of this division, an 894  
individual must hold, on the effective date of this section 895  
December 23, 2002, a certificate or credentials that were accepted 896

under former section 3793.07 of the Revised Code as authority to 897  
practice as a certified prevention specialist II. 898

**Sec. 4758.45.** An individual seeking a prevention specialist I 899  
certificate shall meet ~~either of the following~~ requirements: of 900  
division (A) or (B) of this section. 901

(A) ~~Meet~~ To meet the requirements of this division, an 902  
individual must meet all of the following requirements: 903

(1) Have at least two thousand hours of compensated or 904  
volunteer work, field placement, intern, or practicum experience 905  
in ~~which not less than twenty per cent of the individual's time~~ 906  
~~was devoted to~~ alcohol and other drug prevention services, 907  
including at least four hundred hours of planning or delivering 908  
~~alcohol and other drug prevention~~ the services; 909

(2) ~~Have one of the following:~~ 910

~~(a) At least six thousand hours of compensated or volunteer~~ 911  
~~work, field placement, intern, or practicum experience in alcohol~~ 912  
~~and other drug prevention services;~~ 913

~~(b) An associate's degree in a behavioral science and at~~ 914  
~~least four thousand hours of compensated or volunteer work, field~~ 915  
~~placement, intern, or practicum experience in alcohol and other~~ 916  
~~drug prevention services;~~ 917

~~(c) A bachelor's, master's, or doctoral degree in a~~ 918  
~~behavioral science and at least two thousand hours of compensated~~ 919  
~~or volunteer work, field placement, intern, or practicum~~ 920  
~~experience in alcohol and other drug prevention services. Hold~~ 921  
from an accredited educational institution at least an associate's 922  
degree in a field of study specified in rules adopted under 923  
section 4758.20 of the Revised Code; 924

(3) Have at least one hundred ~~eighty~~ hours of 925  
prevention-related education that meets the requirements specified 926

in rules adopted under section 4758.20 of the Revised Code; 927

~~(4) Obtain a registered applicant certificate under this 928  
chapter and comply with the requirements of section 4758.53 of the 929  
Revised Code;~~ 930

~~(5) Pass the examination one or more examinations 931  
administered pursuant to section 4758.22 of the Revised Code for 932  
the purpose of determining competence to practice as a prevention 933  
specialist I. 934~~

~~(B) Hold To meet the requirement of this division, an 935  
individual must hold, on the effective date of this section 936  
December 23, 2002, a certificate or credentials that were accepted 937  
under former section 3793.07 of the Revised Code as authority to 938  
practice as a certified prevention specialist I. 939~~

Sec. 4758.46. An individual seeking a prevention specialist 940  
assistant certificate shall meet all of the following 941  
requirements: 942

(A) Be at least eighteen years of age; 943

(B) Have at least a high school diploma or high school 944  
equivalence diploma; 945

(C) Have at least one hundred hours of compensated or 946  
volunteer work, field placement, intern, or practicum experience 947  
in alcohol and other drug prevention services; 948

(D) Have at least forty-five hours of prevention-related 949  
education that meets the requirements specified in rules adopted 950  
under section 4758.20 of the Revised Code. 951

Sec. 4758.47. An individual seeking a registered applicant 952  
certificate shall meet all of the following requirements: 953

(A) Be at least eighteen years of age; 954

(B) Have at least a high school diploma or high school 955  
equivalence diploma; 956

(C) Submit to the chemical dependency professionals board a 957  
professional development plan that is acceptable to the board. 958

**Sec. 4758.51.** (A) Except as provided in division ~~(B)~~(C) of 959  
this section and in accordance with rules adopted under section 960  
4758.20 of the Revised Code, each individual who holds a license 961  
or certificate issued under this chapter, other than an initial 962  
chemical dependency counselor assistant certificate, shall 963  
complete during the period that the license or certificate is in 964  
effect not less than ~~forty~~ the following number of clock hours of 965  
continuing education as a condition of receiving a renewed license 966  
or certificate; 967

(1) In the case of an individual holding a prevention 968  
specialist assistant certificate, twenty; 969

(2) In the case of any other individual, forty. To have an 970  
expired license or certificate restored, 971

(B) Except as provided in division (C) of this section, an 972  
individual whose license or certificate issued under this chapter, 973  
other than an initial chemical dependency counselor assistant 974  
certificate, has expired shall complete the number of hours of 975  
continuing education specified in rules adopted under section 976  
4758.20 of the Revised Code as a condition of receiving a restored 977  
license or certificate. 978

~~(B)~~(C) The chemical dependency professionals board may waive 979  
the continuing education requirements established under this 980  
section for individuals who are unable to fulfill them because of 981  
military service, illness, residence outside the United States, or 982  
any other reason the board considers acceptable. 983

**Sec. 4758.52.** (A) Except as provided in division (C) of this 984

section, each individual who holds an initial chemical dependency counselor assistant certificate shall complete, during the first twelve months that the initial certificate is in effect, at least thirty additional hours of training in chemical dependency counseling that meets the requirements specified in rules adopted under section 4758.20 of the Revised Code as a condition of having the initial certificate renewed. 985  
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(B) Except as provided in division (C) of this section, an individual whose initial chemical dependency counselor assistant certificate has expired shall complete at least thirty additional hours of training in chemical dependency counseling that meets the requirements specified in rules adopted under section 4758.20 of the Revised Code as a condition of receiving a restored chemical dependency counselor assistant certificate. 992  
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(C) The chemical dependency professionals board may waive the additional training requirement established under this section for individuals who are unable to fulfill the requirement because of military service, illness, residence outside the United States, or any other reason the board considers acceptable. 999  
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**Sec. 4758.54.** In addition to practicing chemical dependency counseling, an individual holding a valid independent chemical dependency counselor-clinical supervisor license may do all of the following: 1004  
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(A) Diagnose and treat chemical dependency conditions; 1008

(B) Perform treatment planning, assessment, crisis intervention, individual and group counseling, case management, and education services as they relate to abuse of and dependency on alcohol and other drugs; 1009  
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(C) Provide clinical supervision of chemical dependency counseling; 1013  
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(D) Refer individuals with nonchemical dependency conditions 1015  
to appropriate sources of help. 1016

**Sec. 4758.55.** In addition to practicing chemical dependency 1017  
counseling, an individual holding a valid independent chemical 1018  
dependency counselor license may do all of the following: 1019

(A) Diagnose and treat chemical dependency conditions; 1020

(B) Perform treatment planning, assessment, crisis 1021  
intervention, individual and group counseling, case management, 1022  
and education services as they relate to abuse of and dependency 1023  
on alcohol and other drugs; 1024

(C) Provide clinical supervision of chemical dependency 1025  
counseling under the supervision of any of the following: 1026

(1) An independent chemical dependency counselor-clinical 1027  
supervisor licensed under this chapter; 1028

(2) An individual authorized under Chapter 4731. of the 1029  
Revised Code to practice medicine and surgery or osteopathic 1030  
medicine and surgery; 1031

(3) A psychologist licensed under Chapter 4732. of the 1032  
Revised Code; 1033

(4) A registered nurse licensed under Chapter 4723. of the 1034  
Revised Code or professional clinical counselor, independent 1035  
social worker, or independent marriage and family therapist 1036  
licensed under Chapter 4757. of the Revised Code if such 1037  
supervision is consistent with the scope of practice of the 1038  
registered nurse, professional clinical counselor, independent 1039  
social worker, or independent marriage and family therapist. 1040

(D) Refer individuals with nonchemical dependency conditions 1041  
to appropriate sources of help. 1042

**Sec. 4758.56.** (A) In addition to practicing chemical 1043

dependency counseling, an individual holding a valid chemical	1044
dependency counselor III license may do all of the following:	1045
(1) Diagnose chemical dependency conditions under the	1046
supervision of any of the <del>following</del> :	1047
<del>(a) An independent chemical dependency counselor licensed</del>	1048
<del>under this chapter;</del>	1049
<del>(b) An individual authorized under Chapter 4731. of the</del>	1050
<del>Revised Code to practice medicine and surgery or osteopathic</del>	1051
<del>medicine and surgery;</del>	1052
<del>(c) A psychologist licensed under Chapter 4732. of the</del>	1053
<del>Revised Code;</del>	1054
<del>(d) A registered nurse licensed under Chapter 4723. of the</del>	1055
<del>Revised Code or professional clinical counselor or independent</del>	1056
<del>social worker licensed under Chapter 4757. of the Revised Code if</del>	1057
<del>such supervision is consistent with the scope of practice of the</del>	1058
<del>registered nurse, professional clinical counselor, or independent</del>	1059
<del>social worker. <u>professionals listed in section 4758.561 of the</u></del>	1060
<del><u>Revised Code;</u></del>	1061
(2) Treat chemical dependency conditions;	1062
(3) Perform treatment planning, assessment, crisis	1063
intervention, individual and group counseling, case management,	1064
and education services as they relate to abuse of and dependency	1065
on alcohol and other drugs;	1066
(4) <u>Provide clinical supervision of chemical dependency</u>	1067
<u>counseling under the supervision of any of the professionals</u>	1068
<u>listed in section 4758.561 of the Revised Code;</u>	1069
(5) Refer individuals with nonchemical dependency conditions	1070
to appropriate sources of help.	1071
(B) A chemical dependency counselor III may not practice as	1072
an individual practitioner.	1073

<u>Sec. 4758.561. Any of the following professionals may</u>	1074
<u>supervise a chemical dependency counselor III for purposes of</u>	1075
<u>divisions (A)(1) and (4) of section 4758.56 of the Revised Code:</u>	1076
<u>(A) An independent chemical dependency counselor-clinical</u>	1077
<u>supervisor licensed under this chapter;</u>	1078
<u>(B) An individual authorized under Chapter 4731. of the</u>	1079
<u>Revised Code to practice medicine and surgery or osteopathic</u>	1080
<u>medicine and surgery;</u>	1081
<u>(C) A psychologist licensed under Chapter 4732. of the</u>	1082
<u>Revised Code;</u>	1083
<u>(D) A registered nurse licensed under Chapter 4723. of the</u>	1084
<u>Revised Code or professional clinical counselor, independent</u>	1085
<u>social worker, or independent marriage and family therapist</u>	1086
<u>licensed under Chapter 4757. of the Revised Code if such</u>	1087
<u>supervision is consistent with the scope of practice of the</u>	1088
<u>registered nurse, professional clinical counselor, independent</u>	1089
<u>social worker, or independent marriage and family therapist.</u>	1090
<b>Sec. 4758.59. (A) Subject to division (B) of this section, an</b>	1091
individual holding a valid chemical dependency counselor assistant	1092
certificate may do both of the following in addition to practicing	1093
chemical dependency counseling:	1094
(1) Perform treatment planning, assessment, crisis	1095
intervention, individual and group counseling, case management,	1096
and education services as they relate to abuse of or dependency on	1097
alcohol and other drugs;	1098
(2) Refer individuals with nonchemical dependency conditions	1099
to appropriate sources of help.	1100
(B) An individual holding a valid chemical dependency	1101
counselor assistant certificate may practice chemical dependency	1102
counseling and perform the tasks specified in division (A) of this	1103

section only while under the supervision of any of the following: 1104

(1) An independent chemical dependency counselor-clinical supervisor, independent chemical dependency counselor, or chemical dependency counselor III licensed under this chapter; 1105  
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(2) An individual authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery; 1108  
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(3) A psychologist licensed under Chapter 4732. of the Revised Code; 1111  
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(4) A registered nurse licensed under Chapter 4723. of the Revised Code or professional clinical counselor ~~or,~~ independent social worker, or independent marriage and family therapist licensed under Chapter 4757. of the Revised Code if such supervision is consistent with the scope of practice of the registered nurse, professional clinical counselor, ~~or~~ independent social worker, or independent marriage and family therapist. 1113  
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(C) A chemical dependency counselor assistant may not practice as an individual practitioner. 1120  
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**Sec. 4758.61.** An individual who holds a valid prevention specialist assistant certificate or registered applicant certificate issued under this chapter may engage in the practice of alcohol and other drug prevention services under the supervision of any of the following: 1122  
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(A) A prevention specialist II or prevention specialist I certified under this chapter; 1127  
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(B) An independent chemical dependency counselor-clinical supervisor, an independent chemical dependency counselor, or a chemical dependency counselor III, ~~or a chemical dependency counselor II~~ licensed under this chapter; 1129  
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(C) An individual authorized under Chapter 4731. of the 1133

Revised Code to practice medicine and surgery or osteopathic medicine and surgery;	1134 1135
(D) A psychologist licensed under Chapter 4732. of the Revised Code;	1136 1137
(E) A registered nurse licensed under Chapter 4723. of the Revised Code;	1138 1139
(F) A professional clinical counselor, a professional counselor, an independent social worker, <del>or a social worker,</del> <u>an</u> <u>independent marriage and family therapist, or a marriage and</u> <u>family therapist</u> licensed under Chapter 4757. of the Revised Code;	1140 1141 1142 1143
(G) A school counselor licensed by the department of education pursuant to section 3319.22 of the Revised Code;	1144 1145
(H) A health education specialist certified by the national commission for health education credentialing.	1146 1147
<b>Sec. 4758.70.</b> Except to the extent of providing services authorized by this chapter, this chapter does not authorize any individual to engage in <u>either of the following:</u>	1148 1149 1150
<u>(A) The practice of psychology as defined in section 4732.01</u> of the Revised Code.	1151 1152
<del>Except to the extent of providing services authorized by this chapter, this chapter does not authorize any individual to engage in the;</del>	1153 1154 1155
<u>(B) The practice of professional counseling <del>or,</del> practice of</u> social work, <u>or practice of marriage and family therapy,</u> as those terms are defined in section 4757.01 of the Revised Code.	1156 1157 1158
<b>Section 2.</b> That existing sections 4757.41, 4758.01, 4758.02, 4758.10, 4758.20, 4758.21, 4758.22, 4758.23, 4758.24, 4758.26, 4758.27, 4758.30, 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, 4758.45, 4758.51, 4758.55, 4758.56, 4758.59, 4758.61, and 4758.70	1159 1160 1161 1162

and sections 3793.07, 4758.04, 4758.53, and 4758.58 of the Revised Code are hereby repealed. 1163  
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