

**As Reported by the Senate Health, Human Services and Aging  
Committee**

**129th General Assembly  
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2011-2012**

**Sub. S. B. No. 287**

**Senators LaRose, Cafaro**

**Cosponsors: Senators Seitz, Brown, Tavares**

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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 21  
Chapter 3319. of the Revised Code while performing any services 22  
within the person's scope of employment by a board of education or 23  
by a private school meeting the standards prescribed by the state 24  
board of education under division (D) of section 3301.07 of the 25  
Revised Code or in a program operated under Chapter 5126. of the 26  
Revised Code for training individuals with mental retardation or 27  
other developmental disabilities; 28

(2) Psychologists or school psychologists licensed under 29  
Chapter 4732. of the Revised Code; 30

(3) Members of other professions licensed, certified, or 31  
registered by this state while performing services within the 32  
recognized scope, standards, and ethics of their respective 33  
professions; 34

(4) Rabbis, priests, Christian science practitioners, clergy, 35  
or members of religious orders and other individuals participating 36  
with them in pastoral counseling when the counseling activities 37  
are within the scope of the performance of their regular or 38  
specialized ministerial duties and are performed under the 39  
auspices or sponsorship of an established and legally cognizable 40  
church, denomination, or sect or an integrated auxiliary of a 41  
church as defined in federal tax regulations, paragraph (g)(5) of 42  
26 C.F.R. 1.6033-2 (1995), and when the individual rendering the 43  
service remains accountable to the established authority of that 44  
church, denomination, sect, or integrated auxiliary; 45

(5) Any person employed in the civil service as defined in 46  
section 124.01 of the Revised Code while engaging in social work 47  
or professional counseling as a civil service employee; 48

(6) A student in an accredited educational institution while carrying out activities that are part of the student's prescribed course of study if the activities are supervised as required by the educational institution and if the student does not hold herself or himself out as a person licensed or registered under this chapter;

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

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

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

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

~~(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) <del>Effective six years after the effective date of this</del>	173
<del>section, no</del> <u>No</u> 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
<b>Sec. 4758.10.</b> (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 <u>independent chemical</u>	181
<u>dependency counselor-clinical supervisor license or independent</u>	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 seeks or holds a license or certificate issued under this chapter;	232 233
(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	260 261

an investigation remain confidential during the investigation;	262
(9) Criteria for employees of the board to follow when	263
performing their duties under division (B) of section 4758.35 of	264
the Revised Code;	265
(10) For the purpose of <u>division (A)(1) of section 4758.39</u>	266
<u>and</u> division (A)(1) of section 4758.40 of the Revised Code, course	267
requirements for a degree in <u>a behavioral <del>sciences</del> science or</u>	268
<u>nursing</u> that shall, at a minimum, include at least <del>sixty quarter</del>	269
<del>forty semester</del> hours, <del>or the equivalent number of semester hours,</del>	270
in all of the following courses:	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	277
measurement and appraisal;	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>	283
division (A)(3) of section 4758.40, division (A)(3) of section	284
4758.41, and division (A)(3) of section 4758.42 <u>of the Revised</u>	285
<u>Code</u> , training requirements for chemical dependency that shall, at	286
a minimum, include qualifications for the individuals who provide	287
the training and instruction in all of the following courses:	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 of</u>	319

the Revised Code, the field of study in which an individual must 320  
obtain at least a bachelor's degree; 321

(16) For the purpose of division (A)(3) of section 4758.44, 322  
division (A)(3) of section 4758.45, and division ~~(A)(2)(D)~~ of 323  
section ~~4758.53~~ 4758.46 of the Revised Code, requirements for 324  
prevention-related education; 325

~~(16)~~(17) For the purpose of division (A)(4) of section 326  
4758.44 of the Revised Code, the number of hours of administrative 327  
or supervisory education that an individual must have; 328

(18) For the purpose of division (A)(2) of section 4758.45 of 329  
the Revised Code, the field of study in which an individual must 330  
obtain at least an associate's degree; 331

(19) For the purpose of section 4758.51 of the Revised Code, 332  
continuing education requirements for individuals who hold a 333  
license or certificate issued under this chapter; 334

~~(17)~~(20) For the purpose of section 4758.51 of the Revised 335  
Code, the number of hours of continuing education that an 336  
individual must complete to have an expired license or certificate 337  
restored under section 4758.26 of the Revised Code; 338

~~(18)~~(21) For the purpose of divisions (A) and (B) of section 339  
~~4758.53~~ 4758.52 of the Revised Code, the training requirements an 340  
~~individual holding a registered applicant certificate must~~ 341  
~~complete to take an examination administered pursuant to section~~ 342  
~~4758.22 of the Revised Code to obtain a prevention specialist II~~ 343  
~~certificate or prevention specialist I certificate and the~~ 344  
~~documentation the individual must submit to the board showing that~~ 345  
~~the individual has completed the requirements for chemical~~ 346  
~~dependency counseling;~~ 347

~~(19) The method of determining the amount of time an~~ 348  
~~individual must wait to apply to the board for a new registered~~ 349  
~~applicant certificate under division (B) of section 4758.53 of the~~ 350

Revised Code;	351
<del>(20)</del> (22) The duties, which may differ, of <del>an</del> <u>all of the</u>	352
<u>following:</u>	353
<u>(a) An independent chemical dependency counselor</u>	354
<u>counselor-clinical supervisor</u> licensed under this chapter who	355
supervises a chemical dependency counselor III under section	356
4758.56 <u>of the Revised Code; independent</u>	357
<u>(b) An independent chemical dependency counselor-clinical</u>	358
<u>supervisor, independent</u> chemical dependency counselor, or chemical	359
dependency counselor III licensed under this chapter who	360
supervises a chemical dependency counselor assistant under section	361
4758.59 <u>of the Revised Code; or</u>	362
<u>(c) A prevention specialist II or prevention specialist I</u>	363
certified under this chapter or <u>independent chemical dependency</u>	364
<u>counselor-clinical supervisor,</u> independent chemical dependency	365
counselor, <u>or</u> chemical dependency counselor III, <del>or chemical</del>	366
<del>dependency counselor II</del> licensed under this chapter who supervises	367
a <u>prevention specialist assistant or</u> registered applicant under	368
section 4758.61 of the Revised Code. <del>The duties may differ.</del>	369
<del>(21)</del> (23) Anything else necessary to administer this chapter.	370
(B) All rules adopted under this section shall be adopted in	371
accordance with Chapter 119. of the Revised Code and any	372
applicable federal laws and regulations. <del>Initial rules shall be</del>	373
<del>adopted not later than nine months after December 23, 2002.</del>	374
(C) When it adopts rules under this section, the board may	375
consider standards established by any national association or	376
other organization representing the interests of those involved in	377
chemical dependency counseling or alcohol and other drug	378
prevention services.	379
<b>Sec. 4758.21.</b> (A) In accordance with rules adopted under	380

section 4758.20 of the Revised Code and subject to division (B) of 381  
this section, the chemical dependency professionals board shall 382  
establish, and may from time to time adjust, fees to be charged 383  
for the following: 384

(1) Admitting an individual to an examination administered 385  
pursuant to section 4758.22 of the Revised Code; 386

(2) Issuing an initial independent chemical dependency 387  
counselor-clinical supervisor license, independent chemical 388  
dependency counselor license, chemical dependency counselor III 389  
license, chemical dependency counselor II license, chemical 390  
dependency counselor assistant certificate, prevention specialist 391  
II certificate, prevention specialist I certificate, prevention 392  
specialist assistant certificate, or registered applicant 393  
certificate; 394

(3) Renewing an independent chemical dependency 395  
counselor-clinical supervisor license, independent chemical 396  
dependency counselor license, chemical dependency counselor III 397  
license, chemical dependency counselor II license, ~~chemical~~ 398  
~~dependency counselor I certificate~~, chemical dependency counselor 399  
assistant certificate, prevention specialist II certificate, 400  
prevention specialist I certificate, or ~~registered applicant~~ 401  
prevention specialist assistant certificate; 402

(4) Approving continuing education courses under section 403  
4758.28 of the Revised Code; 404

(5) Doing anything else the board determines necessary to 405  
administer this chapter. 406

(B) The fees established under division (A) of this section 407  
are nonrefundable. They shall be in amounts sufficient to cover 408  
the necessary expenses of the board in administering this chapter 409  
and rules adopted under it. The fees for a license or certificate 410  
and the renewal of a license or certificate may differ for the 411

various types of licenses and certificates, but shall not exceed 412  
one hundred seventy-five dollars each, unless the board determines 413  
that amounts in excess of one hundred seventy-five dollars are 414  
needed to cover its necessary expenses in administering this 415  
chapter and rules adopted under it and the amounts in excess of 416  
one hundred seventy-five dollars are approved by the controlling 417  
board. 418

(C) All vouchers of the board shall be approved by the 419  
chairperson or executive director of the board, or both, as 420  
authorized by the board. 421

**Sec. 4758.22.** The chemical dependency professionals board 422  
shall prepare, cause to be prepared, or procure the use of, and 423  
grade, cause to be graded, or procure the grading of, examinations 424  
to determine the competence of individuals seeking an independent 425  
chemical dependency counselor-clinical supervisor license, 426  
independent chemical dependency counselor license, chemical 427  
dependency counselor III license, chemical dependency counselor II 428  
license, prevention specialist II certificate, or prevention 429  
specialist I certificate. The board may develop the examinations 430  
or use examinations prepared by state or national organizations 431  
that represent the interests of those involved in chemical 432  
dependency counseling or alcohol and other drug prevention 433  
services. The board shall conduct examinations at least twice each 434  
year and shall determine the level of competence necessary for a 435  
passing score. 436

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

appeal the denial in accordance with Chapter 119. of the Revised Code. 443  
444

Sec. 4758.221. In accordance with rules adopted under section 445  
4758.20 of the Revised Code, the chemical dependency professionals 446  
board may administer examinations for individuals seeking to act 447  
as substance abuse professionals in a U.S. department of 448  
transportation drug and alcohol testing program. If it elects to 449  
administer the examinations, the board shall use examinations that 450  
comprehensively cover all the elements of substance abuse 451  
professional qualification training listed in 49 C.F.R. 452  
40.281(c)(1) and are prepared by a nationally recognized 453  
professional or training organization that represents the 454  
interests of those involved in chemical dependency counseling 455  
services. 456

**Sec. 4758.23.** (A) In rules adopted under section 4758.20 of 457  
the Revised Code, the chemical dependency professionals board 458  
shall establish codes of ethical practice and professional conduct 459  
for the following: 460

(1) Individuals who hold a valid independent chemical 461  
dependency counselor-clinical supervisor license, independent 462  
chemical dependency counselor license, chemical dependency 463  
counselor III license, chemical dependency counselor II license, 464  
~~chemical dependency counselor I certificate,~~ or chemical 465  
dependency counselor assistant certificate issued under this 466  
chapter; 467

(2) Individuals who hold a valid prevention specialist II 468  
certificate, prevention specialist I certificate, prevention 469  
specialist assistant certificate, or registered applicant 470  
certificate issued under this chapter. 471

(B) The codes for individuals identified under division 472



(A)(1) of this section shall define unprofessional conduct, which shall include engaging in a dual relationship with a client, former client, consumer, or former consumer; committing an act of sexual abuse, misconduct, or exploitation of a client, former client, consumer, or former consumer; and, except as permitted by law, violating client or consumer confidentiality.

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

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

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

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

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

(4) Meets the requirements to obtain the license or certificate that the individual seeks as specified in section 4758.39, 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, ~~or 4758.45~~, 4758.46, or 4758.47 of the Revised Code;

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

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

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

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

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

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

(1) In the case of an initial chemical dependency counselor

assistant certificate, thirteen months; 534

(2) In the case of any other license or certificate, two 535  
years. 536

(B) Subject to section 4758.30 of the Revised Code and except 537  
as provided in section 4758.27 of the Revised Code, the chemical 538  
dependency professionals board shall renew a license or 539  
certificate issued under this chapter, ~~other than a registered~~ 540  
~~applicant certificate,~~ in accordance with the standard renewal 541  
procedure established under Chapter 4745. of the Revised Code if 542  
the individual seeking the renewal pays the renewal fee 543  
established under section 4758.21 of the Revised Code and does the 544  
following: 545

(1) In the case of an individual seeking renewal of an 546  
initial chemical dependency counselor assistant certificate, 547  
satisfies the additional training requirement established under 548  
section 4758.52 of the Revised Code; 549

(2) In the case of any other individual, satisfies the 550  
continuing education requirements established under section 551  
4758.51 of the Revised Code. 552

(C) ~~Except~~ Subject to section 4758.30 of the Revised Code and 553  
except as provided in section 4758.27 of the Revised Code, a 554  
license or certificate issued under this chapter, ~~other than a~~ 555  
~~registered applicant certificate,~~ that has expired may be restored 556  
if the individual seeking the restoration, not later than two 557  
years after the license or certificate expires, applies for 558  
restoration of the license or certificate. The board shall issue a 559  
restored license or certificate to the individual if the 560  
individual pays the renewal fee established under section 4758.21 561  
of the Revised Code and does the following: 562

(1) In the case of an individual whose initial chemical 563  
dependency counselor assistant certificate expired, satisfies the 564

additional training requirement established under section 4758.52 565  
of the Revised Code; 566

(2) In the case of any other individual, satisfies the 567  
continuing education requirements established under section 568  
4758.51 of the Revised Code for restoring the license or 569  
certificate. ~~The~~ 570

The board shall not require an individual to take an 571  
examination as a condition of having an expired license or 572  
certificate restored under this section. 573

~~Sec. 4758.27. Until the date that is six years after the~~ 574  
~~effective date of this section, the chemical dependency~~ 575  
~~professionals board shall renew a certificate that on the~~ 576  
~~effective date of this section is accepted under section 3793.07~~ 577  
~~of the Revised Code as authority to practice as a chemical~~ 578  
~~dependency counselor I if the individual holding the certificate~~ 579  
~~renews the certificate in accordance with rules adopted under~~ 580  
~~section 4758.20 of the Revised Code and pays the renewal fee~~ 581  
~~established under section 4758.21 of the Revised Code. Subsequent~~ 582  
~~renewals shall be done under section 4758.26 of the Revised Code.~~ 583

~~After the date that is six years after the effective date of~~ 584  
~~this section, the The chemical dependency professionals board~~ 585  
shall not renew ~~under this section, or renew~~ or restore under 586  
section 4758.26 of the Revised Code, ~~a~~ either of the following: 587

(A) A certificate to practice as a ~~certified~~ chemical 588  
dependency counselor I; 589

(B) A registered applicant certificate. 590

**Sec. 4758.30.** (A) The chemical dependency professionals 591  
board, in accordance with Chapter 119. of the Revised Code, may 592  
refuse to issue a license or certificate applied for under this 593  
chapter; refuse to renew or restore a license or certificate 594

issued under this chapter; suspend, revoke, or otherwise restrict	595
a license or certificate issued under this chapter; or reprimand	596
an individual holding a license or certificate issued under this	597
chapter. These actions may be taken by the board regarding the	598
applicant for a license or certificate or the individual holding a	599
license or certificate for one or more of the following reasons:	600
(1) Violation of any provision of this chapter or rules	601
adopted under it;	602
(2) Knowingly making a false statement on an application for	603
a license or certificate or for renewal, restoration, or	604
reinstatement of a license or certificate;	605
(3) Acceptance of a commission or rebate for referring an	606
individual to a person who holds a license or certificate issued	607
by, or who is registered with, an entity of state government,	608
including persons practicing chemical dependency counseling,	609
alcohol and other drug prevention services, or fields related to	610
chemical dependency counseling or alcohol and other drug	611
prevention services;	612
(4) Conviction in this or any other state of any crime that	613
is a felony in this state;	614
(5) Conviction in this or any other state of a misdemeanor	615
committed in the course of practice as an <u>independent chemical</u>	616
<u>dependency counselor-clinical supervisor</u> , independent chemical	617
dependency counselor, chemical dependency counselor III, chemical	618
dependency counselor II, <del>chemical dependency counselor I</del> , chemical	619
dependency counselor assistant, prevention specialist II,	620
prevention specialist I, <u>prevention specialist assistant</u> , or	621
registered applicant;	622
(6) Inability to practice as an <u>independent chemical</u>	623
<u>dependency counselor-clinical supervisor</u> , independent chemical	624
dependency counselor, chemical dependency counselor III, chemical	625

dependency counselor II, ~~chemical dependency counselor I~~, chemical 626  
dependency counselor assistant, prevention specialist II, 627  
prevention specialist I, prevention specialist assistant, or 628  
registered applicant due to abuse of or dependency on alcohol or 629  
other drugs or other physical or mental condition; 630

(7) Practicing outside the individual's scope of practice; 631

(8) Practicing without complying with the supervision 632  
requirements specified under section 4758.56, 4758.59, or 4758.61 633  
of the Revised Code; 634

(9) Violation of the code of ethical practice and 635  
professional conduct for chemical dependency counseling or alcohol 636  
and other drug prevention services adopted by the board pursuant 637  
to section 4758.23 of the Revised Code; 638

(10) Revocation of a license or certificate or voluntary 639  
surrender of a license or certificate in another state or 640  
jurisdiction for an offense that would be a violation of this 641  
chapter. 642

(B) An individual whose license or certificate has been 643  
suspended or revoked under this section may apply to the board for 644  
reinstatement after an amount of time the board shall determine in 645  
accordance with rules adopted under section 4758.20 of the Revised 646  
Code. The board may accept or refuse an application for 647  
reinstatement. The board may require an examination for 648  
reinstatement of a license or certificate that has been suspended 649  
or revoked. 650

**Sec. 4758.39. An individual seeking an independent chemical 651  
dependency counselor-clinical supervisor license shall meet the 652  
requirements of division (A) or (B) of this section. 653**

(A) To meet the requirements of this division, an individual 654  
must meet all of the following requirements: 655

(1) Hold from an accredited educational institution at least a master's degree in either a behavioral science or nursing that meets the course requirements specified in rules adopted under section 4758.20 of the Revised Code; 656  
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(2) Have not less than six thousand hours of compensated work or supervised internship experience (including at least two thousand hours of clinical supervisory experience as part of the compensated work or supervised internship) in any of the following, not less than one thousand two hundred hours of which are in chemical dependency counseling: 660  
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(a) Chemical dependency services, substance abuse services, or both types of services; 666  
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(b) The practice of psychology, as defined in section 4732.01 of the Revised Code; 668  
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(c) The practice of professional counseling, the practice of social work, or the practice of marriage and family therapy, all as defined in section 4757.01 of the Revised Code. 670  
671  
672

(3) Have a minimum of one hundred eighty hours of training in chemical dependency that meets the requirements specified in rules adopted under section 4758.20 of the Revised Code; 673  
674  
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(4) Unless the individual holds a valid license, registration, certificate, or credentials issued under another chapter of the Revised Code that authorizes the individual to engage in a profession whose scope of practice includes the clinical supervision of chemical dependency counseling, chemical dependency counseling, and diagnosing and treating chemical dependency conditions, pass one or more examinations administered pursuant to section 4758.22 of the Revised Code for the purpose of determining competence to practice as an independent chemical dependency counselor-clinical supervisor. 676  
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(B) To meet the requirement of this division, an individual 686

must hold, on the effective date of this section, a valid 687  
independent chemical dependency counselor license. 688

**Sec. 4758.40.** An individual seeking an independent chemical 689  
dependency counselor license shall meet ~~either of the following~~ 690  
~~requirements~~ of division (A) or (B) of this section. 691

(A) ~~Meet~~ To meet the requirements of this division, an 692  
individual must meet all of the following requirements: 693

(1) Hold from an accredited educational institution at least 694  
a master's degree in a behavioral ~~sciences~~ science or nursing that 695  
meets the course requirements specified in rules adopted under 696  
section 4758.20 of the Revised Code; 697

(2) Have not less than ~~four~~ two thousand hours of compensated 698  
work or supervised internship experience in ~~either~~ any of the 699  
following, not less than ~~eight~~ four hundred hours of which are in 700  
chemical dependency counseling: 701

(a) Chemical dependency services, substance abuse services, 702  
or both types of services; 703

(b) The practice of psychology, as defined in section 4732.01 704  
of the Revised Code, ~~or the~~; 705

(c) The practice of professional counseling or, the practice 706  
of social work, both or the practice of marriage and family 707  
therapy, all as defined in section 4757.01 of the Revised Code. 708

(3) Have a minimum of ~~two~~ one hundred ~~seventy~~ eighty hours of 709  
training in chemical dependency that meets the requirements 710  
specified in rules adopted under section 4758.20 of the Revised 711  
Code; 712

(4) ~~Pass~~ Unless the individual holds a valid license, 713  
registration, certificate, or credentials issued under another 714  
chapter of the Revised Code that authorizes the individual to 715  
engage in a profession whose scope of practice includes chemical 716



dependency counseling and diagnosing and treating chemical 717  
dependency conditions, pass one or more examinations administered 718  
pursuant to section 4758.22 of the Revised Code for the purpose of 719  
determining competence to practice as an independent chemical 720  
dependency counselor. 721

(B) ~~Meet~~ To meet the requirements of this division, an 722  
individual must meet both of the following requirements: 723

(1) Hold, on December 23, 2002, a certificate or credentials 724  
that were accepted under former section 3793.07 of the Revised 725  
Code as authority to practice as a certified chemical dependency 726  
counselor III or certified chemical dependency counselor III-E; 727

(2) Meet one of the following requirements: 728

(a) Hold the degree described in division (A)(1) of this 729  
section; 730

(b) Have held a chemical dependency counselor III, II, or I 731  
certificate for at least eight consecutive years and have not less 732  
than forty clock hours of training on the version of the 733  
diagnostic and statistical manual of mental disorders that is 734  
current at the time of the training. The training must meet the 735  
requirements specified in rules adopted under section 4758.20 of 736  
the Revised Code. An individual authorized under Chapter 4731. of 737  
the Revised Code to practice medicine and surgery or osteopathic 738  
medicine and surgery, a psychologist licensed under Chapter 4732. 739  
of the Revised Code, or a professional clinical counselor or 740  
independent social worker licensed under Chapter 4757. of the 741  
Revised Code may provide any portion of the training. An 742  
independent chemical dependency counselor licensed under this 743  
chapter who holds the degree described in division (A)(1) of this 744  
section may provide the portion of the training on chemical 745  
dependency conditions. 746

Sec. 4758.41. An individual seeking a chemical dependency counselor III license shall meet ~~any of the following~~ requirements ~~of division (A), (B), or (C) 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 at least a bachelor's degree in a behavioral science or nursing that meets the course requirements specified in rules adopted under section 4758.20 of the Revised Code;

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

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

(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.

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

(4) ~~Pass~~ Unless the individual holds a valid license, registration, certificate, or credentials issued under another chapter of the Revised Code that authorizes the individual to engage in a profession whose scope of practice includes chemical dependency counseling and diagnosing and treating chemical dependency conditions, pass one or more examinations administered

pursuant to section 4758.22 of the Revised Code for the purpose of 777  
determining competence to practice as a chemical dependency 778  
counselor III. 779

(B) ~~Meet~~ To meet the requirements of this division, an 780  
individual must meet both of the following requirements: 781

(1) Hold, on December 23, 2002, a certificate or credentials 782  
that were accepted under former section 3793.07 of the Revised 783  
Code as authority to practice as a certified chemical dependency 784  
counselor III or certified chemical dependency counselor III-E; 785

(2) Have not less than forty clock hours of training on the 786  
version of the diagnostic and statistical manual of mental 787  
disorders that is current at the time of the training. The 788  
training must meet the requirements specified in rules adopted 789  
under section 4758.20 of the Revised Code. An individual 790  
authorized under Chapter 4731. of the Revised Code to practice 791  
medicine and surgery or osteopathic medicine and surgery, a 792  
psychologist licensed under Chapter 4732. of the Revised Code, or 793  
a professional clinical counselor or independent social worker 794  
licensed under Chapter 4757. of the Revised Code may provide any 795  
portion of the training. An independent chemical dependency 796  
counselor licensed under this chapter who holds the degree 797  
described in division (A)(1) of section 4758.40 of the Revised 798  
Code may provide the portion of the training on chemical 799  
dependency conditions. 800

(C) ~~Meet~~ To meet the requirements of this division, an 801  
individual must meet all of the following requirements: 802

(1) Hold, on December 23, 2002, a certificate or credentials 803  
that were accepted under former section 3793.07 of the Revised 804  
Code as authority to practice as a certified chemical dependency 805  
counselor II; 806

(2) Meet the requirement of division (B)(2) of this section; 807

(3) Hold a bachelor's degree in a behavioral science. 808

**Sec. 4758.42.** An individual seeking a chemical dependency 809  
counselor II license shall meet ~~either of the following~~ 810  
~~requirements~~ of division (A) or (B) of this section. 811

(A) ~~Meet~~ To meet the requirements of this division, an 812  
individual must meet all of the following requirements: 813

(1) Hold from an accredited educational institution an 814  
associate's degree in a behavioral science or nursing or a 815  
bachelor's degree in any field; 816

~~(2)(a) If the individual holds an associate's degree, have~~ 817  
Have not less than ~~five~~ two thousand hours of compensated ~~or~~ 818  
~~volunteer~~ work, supervised internship, field placement, ~~intern~~, or 819  
practicum experience in ~~either~~ any of the following, not less than 820  
~~one thousand~~ four hundred hours of which are in chemical 821  
dependency counseling: 822

~~(i)(a)~~ (a) Chemical dependency services, substance abuse 823  
services, or both types of services; 824

~~(ii)(b)~~ (b) The practice of psychology, as defined in section 825  
4732.01 of the Revised Code, ~~or the~~ 826

(c) ~~The~~ practice of professional counseling ~~or~~, the practice 827  
of social work, ~~both~~ or the practice of marriage and family 828  
therapy, all as defined in section 4757.01 of the Revised Code. 829

~~(b) If the individual holds a bachelor's degree, have not~~ 830  
~~less than six thousand hours of compensated or volunteer work,~~ 831  
~~field placement, intern, or practicum experience in either of the~~ 832  
~~following, not less than one thousand two hundred hours of which~~ 833  
~~are in chemical dependency counseling:~~ 834

~~(i) Chemical dependency services, substance abuse services,~~ 835  
~~or both types of services;~~ 836

~~(ii) The practice of psychology, as defined in section 837  
4732.01 of the Revised Code, or the practice of professional 838  
counseling or the practice of social work, both as defined in 839  
section 4757.01 of the Revised Code. 840~~

(3) Have a minimum of ~~two~~ one hundred ~~seventy~~ eighty hours of 841  
training in chemical dependency that meets the requirements 842  
specified in rules adopted under section 4758.20 of the Revised 843  
Code; 844

(4) Pass one or more examinations administered pursuant to 845  
section 4758.22 of the Revised Code for the purpose of determining 846  
competence to practice as a chemical dependency counselor II. 847

(B) ~~Hold~~ To meet the requirement of this division, an 848  
individual must hold, on December 23, 2002, a certificate or 849  
credentials that were accepted under former section 3793.07 of the 850  
Revised Code as authority to practice as a certified chemical 851  
dependency counselor II. 852

**Sec. 4758.43.** An individual seeking a chemical dependency 853  
counselor assistant certificate shall meet either of the following 854  
requirements: 855

(A) Have at least forty hours of training in chemical 856  
dependency counseling that meets the requirements specified in 857  
rules adopted under section 4758.20 of the Revised Code; ~~i~~ 858

(B) ~~Hold, on the effective date of this section~~ December 23, 859  
2002, a certificate or credentials that were accepted under former 860  
section 3793.07 of the Revised Code as authority to practice as a 861  
registered candidate. 862

**Sec. 4758.44.** An individual seeking a prevention specialist 863  
II certificate shall meet ~~either of the following~~ requirements; of 864  
division (A) or (B) of this section. 865

- (A) ~~Meet~~ To meet the requirements of this division, an 866  
individual must meet all of the following requirements: 867
- (1) Have at least six thousand hours of compensated work 868  
experience ~~in which not less than fifty per cent of the~~ 869  
~~individual's time was devoted to planning, coordinating~~ in alcohol 870  
and other drug prevention services, including at least four 871  
thousand hours of administering or delivering alcohol and other 872  
drug prevention supervising the services; 873
- (2) ~~Have one of the following:~~ 874
- (a) ~~A bachelor's degree in a behavioral science and at least~~ 875  
~~six thousand hours of compensated work experience in alcohol and~~ 876  
~~other drug prevention services;~~ 877
- (b) ~~A master's or doctoral degree in a behavioral science and~~ 878  
~~at least four thousand hours of compensated work experience in~~ 879  
~~alcohol and other drug prevention services. Hold from an~~ 880  
accredited educational institution at least a bachelor's degree in 881  
a field of study specified in rules adopted under section 4758.20 882  
of the Revised Code; 883
- (3) Have at least ~~two~~ one hundred seventy hours of 884  
prevention-related education that meets the requirements specified 885  
in rules adopted under section 4758.20 of the Revised Code; 886
- (4) ~~Obtain a registered applicant certificate under this~~ 887  
~~chapter and comply with the requirements of~~ Have at least the 888  
number of hours of administrative or supervisory education 889  
specified in rules adopted under section ~~4758.53~~ 4758.20 of the 890  
Revised Code; 891
- (5) ~~Pass the examination~~ one or more examinations 892  
administered pursuant to section 4758.22 of the Revised Code for 893  
the purpose of determining competence to practice as a prevention 894  
specialist II. 895

(B) ~~Hold~~ To meet the requirement of this division, an 896  
individual must hold, on the effective date of this section 897  
December 23, 2002, a certificate or credentials that were accepted 898  
under former section 3793.07 of the Revised Code as authority to 899  
practice as a certified prevention specialist II. 900

**Sec. 4758.45.** An individual seeking a prevention specialist I 901  
certificate shall meet ~~either of the following~~ requirements: of 902  
division (A) or (B) of this section. 903

(A) ~~Meet~~ To meet the requirements of this division, an 904  
individual must meet all of the following requirements: 905

(1) Have at least two thousand hours of compensated or 906  
volunteer work, field placement, intern, or practicum experience 907  
in ~~which not less than twenty per cent of the individual's time~~ 908  
~~was devoted to~~ alcohol and other drug prevention services, 909  
including at least four hundred hours of planning or delivering 910  
~~alcohol and other drug prevention~~ the services; 911

(2) ~~Have one of the following:~~ 912

~~(a) At least six thousand hours of compensated or volunteer~~ 913  
~~work, field placement, intern, or practicum experience in alcohol~~ 914  
~~and other drug prevention services;~~ 915

~~(b) An associate's degree in a behavioral science and at~~ 916  
~~least four thousand hours of compensated or volunteer work, field~~ 917  
~~placement, intern, or practicum experience in alcohol and other~~ 918  
~~drug prevention services;~~ 919

~~(c) A bachelor's, master's, or doctoral degree in a~~ 920  
~~behavioral science and at least two thousand hours of compensated~~ 921  
~~or volunteer work, field placement, intern, or practicum~~ 922  
~~experience in alcohol and other drug prevention services.~~ Hold 923  
from an accredited educational institution at least an associate's 924  
degree in a field of study specified in rules adopted under 925

section 4758.20 of the Revised Code; 926

(3) Have at least one hundred ~~eighty~~ hours of 927  
prevention-related education that meets the requirements specified 928  
in rules adopted under section 4758.20 of the Revised Code; 929

~~(4) Obtain a registered applicant certificate under this 930  
chapter and comply with the requirements of section 4758.53 of the 931  
Revised Code;~~ 932

~~(5) Pass the examination one or more examinations 933  
administered pursuant to section 4758.22 of the Revised Code for 934  
the purpose of determining competence to practice as a prevention 935  
specialist I. 936~~

~~(B) Hold To meet the requirement of this division, an 937  
individual must hold, on the effective date of this section 938  
December 23, 2002, a certificate or credentials that were accepted 939  
under former section 3793.07 of the Revised Code as authority to 940  
practice as a certified prevention specialist I. 941~~

Sec. 4758.46. An individual seeking a prevention specialist 942  
assistant certificate shall meet all of the following 943  
requirements: 944

(A) Be at least eighteen years of age; 945

(B) Have at least a high school diploma or high school 946  
equivalence diploma; 947

(C) Have at least one hundred hours of compensated or 948  
volunteer work, field placement, intern, or practicum experience 949  
in alcohol and other drug prevention services; 950

(D) Have at least forty-five hours of prevention-related 951  
education that meets the requirements specified in rules adopted 952  
under section 4758.20 of the Revised Code. 953

Sec. 4758.47. An individual seeking a registered applicant 954



certificate shall meet all of the following requirements: 955

(A) Be at least eighteen years of age; 956

(B) Have at least a high school diploma or high school  
equivalence diploma; 957  
958

(C) Submit to the chemical dependency professionals board a  
professional development plan that is acceptable to the board. 959  
960

**Sec. 4758.51.** (A) Except as provided in division ~~(B)~~(C) of 961  
this section and in accordance with rules adopted under section 962  
4758.20 of the Revised Code, each individual who holds a license 963  
or certificate issued under this chapter, other than an initial 964  
chemical dependency counselor assistant certificate, shall 965  
complete during the period that the license or certificate is in 966  
effect not less than ~~forty~~ the following number of clock hours of 967  
continuing education as a condition of receiving a renewed license 968  
or certificate; 969

(1) In the case of an individual holding a prevention 970  
specialist assistant certificate, twenty; 971

(2) In the case of any other individual, forty. ~~To have an~~ 972  
~~expired license or certificate restored,~~ 973

(B) Except as provided in division (C) of this section, an 974  
individual whose license or certificate issued under this chapter, 975  
other than an initial chemical dependency counselor assistant 976  
certificate, has expired shall complete the number of hours of 977  
continuing education specified in rules adopted under section 978  
4758.20 of the Revised Code as a condition of receiving a restored 979  
license or certificate. 980

~~(B)~~(C) The chemical dependency professionals board may waive 981  
the continuing education requirements established under this 982  
section for individuals who are unable to fulfill them because of 983

military service, illness, residence outside the United States, or 984  
any other reason the board considers acceptable. 985

Sec. 4758.52. (A) Except as provided in division (C) of this 986  
section, each individual who holds an initial chemical dependency 987  
counselor assistant certificate shall complete, during the first 988  
twelve months that the initial certificate is in effect, at least 989  
thirty additional hours of training in chemical dependency 990  
counseling that meets the requirements specified in rules adopted 991  
under section 4758.20 of the Revised Code as a condition of having 992  
the initial certificate renewed. 993

(B) Except as provided in division (C) of this section, an 994  
individual whose initial chemical dependency counselor assistant 995  
certificate has expired shall complete at least thirty additional 996  
hours of training in chemical dependency counseling that meets the 997  
requirements specified in rules adopted under section 4758.20 of 998  
the Revised Code as a condition of receiving a restored chemical 999  
dependency counselor assistant certificate. 1000

(C) The chemical dependency professionals board may waive the 1001  
additional training requirement established under this section for 1002  
individuals who are unable to fulfill the requirement because of 1003  
military service, illness, residence outside the United States, or 1004  
any other reason the board considers acceptable. 1005

Sec. 4758.54. In addition to practicing chemical dependency 1006  
counseling, an individual holding a valid independent chemical 1007  
dependency counselor-clinical supervisor license may do all of the 1008  
following: 1009

(A) Diagnose and treat chemical dependency conditions; 1010

(B) Perform treatment planning, assessment, crisis 1011  
intervention, individual and group counseling, case management, 1012  
and education services as they relate to abuse of and dependency 1013

<u>on alcohol and other drugs;</u>	1014
<u>(C) Provide clinical supervision of chemical dependency counseling;</u>	1015
	1016
<u>(D) Refer individuals with nonchemical dependency conditions to appropriate sources of help.</u>	1017
	1018
<b>Sec. 4758.55.</b> In addition to practicing chemical dependency counseling, an individual holding a valid independent chemical dependency counselor license may do all of the following:	1019
	1020
	1021
(A) Diagnose and treat chemical dependency conditions;	1022
(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;	1023
	1024
	1025
	1026
(C) <u>Provide clinical supervision of chemical dependency counseling under the supervision of any of the following:</u>	1027
	1028
(1) <u>An independent chemical dependency counselor-clinical supervisor licensed under this chapter;</u>	1029
	1030
(2) <u>An individual authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery;</u>	1031
	1032
	1033
(3) <u>A psychologist licensed under Chapter 4732. of the Revised Code;</u>	1034
	1035
(4) <u>A registered nurse licensed under Chapter 4723. of the Revised Code or professional clinical counselor, 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, independent social worker, or independent marriage and family therapist.</u>	1036
	1037
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	1041
	1042

(D) Refer individuals with nonchemical dependency conditions 1043  
to appropriate sources of help. 1044

**Sec. 4758.56.** (A) In addition to practicing chemical 1045  
dependency counseling, an individual holding a valid chemical 1046  
dependency counselor III license may do all of the following: 1047

(1) Diagnose chemical dependency conditions under the 1048  
supervision of any of the ~~following~~: 1049

~~(a) An independent chemical dependency counselor licensed 1050  
under this chapter;~~ 1051

~~(b) An individual authorized under Chapter 4731. of the 1052  
Revised Code to practice medicine and surgery or osteopathic 1053  
medicine and surgery;~~ 1054

~~(c) A psychologist licensed under Chapter 4732. of the 1055  
Revised Code;~~ 1056

~~(d) A registered nurse licensed under Chapter 4723. of the 1057  
Revised Code or professional clinical counselor or independent 1058  
social worker licensed under Chapter 4757. of the Revised Code if 1059  
such supervision is consistent with the scope of practice of the 1060  
registered nurse, professional clinical counselor, or independent 1061  
social worker. professionals listed in section 4758.561 of the 1062  
Revised Code; 1063~~

(2) Treat chemical dependency conditions; 1064

(3) Perform treatment planning, assessment, crisis 1065  
intervention, individual and group counseling, case management, 1066  
and education services as they relate to abuse of and dependency 1067  
on alcohol and other drugs; 1068

(4) Provide clinical supervision of chemical dependency 1069  
counseling under the supervision of any of the professionals 1070  
listed in section 4758.561 of the Revised Code; 1071

(5) Refer individuals with nonchemical dependency conditions 1072  
to appropriate sources of help. 1073

(B) A chemical dependency counselor III may not practice as 1074  
an individual practitioner. 1075

**Sec. 4758.561.** Any of the following professionals may 1076  
supervise a chemical dependency counselor III for purposes of 1077  
divisions (A)(1) and (4) of section 4758.56 of the Revised Code: 1078

(A) An independent chemical dependency counselor-clinical 1079  
supervisor licensed under this chapter; 1080

(B) An individual authorized under Chapter 4731. of the 1081  
Revised Code to practice medicine and surgery or osteopathic 1082  
medicine and surgery; 1083

(C) A psychologist licensed under Chapter 4732. of the 1084  
Revised Code; 1085

(D) A registered nurse licensed under Chapter 4723. of the 1086  
Revised Code or professional clinical counselor, independent 1087  
social worker, or independent marriage and family therapist 1088  
licensed under Chapter 4757. of the Revised Code if such 1089  
supervision is consistent with the scope of practice of the 1090  
registered nurse, professional clinical counselor, independent 1091  
social worker, or independent marriage and family therapist. 1092

**Sec. 4758.59.** (A) Subject to division (B) of this section, an 1093  
individual holding a valid chemical dependency counselor assistant 1094  
certificate may do both of the following in addition to practicing 1095  
chemical dependency counseling: 1096

(1) Perform treatment planning, assessment, crisis 1097  
intervention, individual and group counseling, case management, 1098  
and education services as they relate to abuse of or dependency on 1099  
alcohol and other drugs; 1100

(2) Refer individuals with nonchemical dependency conditions 1101

to appropriate sources of help. 1102

(B) An individual holding a valid chemical dependency 1103  
counselor assistant certificate may practice chemical dependency 1104  
counseling and perform the tasks specified in division (A) of this 1105  
section only while under the supervision of any of the following: 1106

(1) An independent chemical dependency counselor-clinical 1107  
supervisor, independent chemical dependency counselor, or chemical 1108  
dependency counselor III licensed under this chapter; 1109

(2) An individual authorized under Chapter 4731. of the 1110  
Revised Code to practice medicine and surgery or osteopathic 1111  
medicine and surgery; 1112

(3) A psychologist licensed under Chapter 4732. of the 1113  
Revised Code; 1114

(4) A registered nurse licensed under Chapter 4723. of the 1115  
Revised Code or professional clinical counselor ~~or,~~ independent 1116  
social worker, or independent marriage and family therapist 1117  
licensed under Chapter 4757. of the Revised Code if such 1118  
supervision is consistent with the scope of practice of the 1119  
registered nurse, professional clinical counselor, ~~or~~ independent 1120  
social worker, or independent marriage and family therapist. 1121

(C) A chemical dependency counselor assistant may not 1122  
practice as an individual practitioner. 1123

**Sec. 4758.61.** An individual who holds a valid prevention 1124  
specialist assistant certificate or registered applicant 1125  
certificate issued under this chapter may engage in the practice 1126  
of alcohol and other drug prevention services under the 1127  
supervision of any of the following: 1128

(A) A prevention specialist II or prevention specialist I 1129  
certified under this chapter; 1130

(B) An independent chemical dependency counselor-clinical 1131

supervisor, an independent chemical dependency counselor, or a 1132  
chemical dependency counselor III, ~~or a chemical dependency~~ 1133  
~~counselor II~~ licensed under this chapter; 1134

(C) An individual authorized under Chapter 4731. of the 1135  
Revised Code to practice medicine and surgery or osteopathic 1136  
medicine and surgery; 1137

(D) A psychologist licensed under Chapter 4732. of the 1138  
Revised Code; 1139

(E) A registered nurse licensed under Chapter 4723. of the 1140  
Revised Code; 1141

(F) A professional clinical counselor, a professional 1142  
counselor, an independent social worker, ~~or a social worker, an~~ 1143  
independent marriage and family therapist, or a marriage and 1144  
family therapist licensed under Chapter 4757. of the Revised Code; 1145

(G) A school counselor licensed by the department of 1146  
education pursuant to section 3319.22 of the Revised Code; 1147

(H) A health education specialist certified by the national 1148  
commission for health education credentialing. 1149

**Sec. 4758.70.** Except to the extent of providing services 1150  
authorized by this chapter, this chapter does not authorize any 1151  
individual to engage in either of the following: 1152

(A) The practice of psychology as defined in section 4732.01 1153  
of the Revised Code. 1154

~~Except to the extent of providing services authorized by this~~ 1155  
~~chapter, this chapter does not authorize any individual to engage~~ 1156  
~~in the;~~ 1157

(B) The practice of professional counseling or, practice of 1158  
social work, or practice of marriage and family therapy, as those 1159  
terms are defined in section 4757.01 of the Revised Code. 1160

**Section 2.** That existing sections 4757.41, 4758.01, 4758.02, 1161  
4758.10, 4758.20, 4758.21, 4758.22, 4758.23, 4758.24, 4758.26, 1162  
4758.27, 4758.30, 4758.40, 4758.41, 4758.42, 4758.43, 4758.44, 1163  
4758.45, 4758.51, 4758.55, 4758.56, 4758.59, 4758.61, and 4758.70 1164  
and sections 3793.07, 4758.04, 4758.53, and 4758.58 of the Revised 1165  
Code are hereby repealed. 1166