



U.S. social work regulations and licensure exemptions

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Introduction

This report examines exemptions from social work licensure requirements as found in U.S. social work regulations. The following jurisdictions were included in the regulations review: all 50 states, the District of Columbia, the U.S. territories of the Virgin Islands and Guam, and the Commonwealth of the Northern Mariana Islands.

The Association of Social Work Boards (ASWB) maintains a database of social work regulatory requirements in the United States and Canada. The information is published online at www.aswb.org. To access requirements for regulated licenses, click on the link “Detailed Reports: Compare license information.” Jurisdictional requirements and policies can be found using the link “Detailed Reports: Compare Jurisdiction Information.”

To learn more about a specific jurisdiction’s requirements and for the most up-to-date regulatory information, use the [link provided on the ASWB website](#).

Contact [Cara Sanner](#) with questions or comments about ASWB’s online regulatory reports or the information in this report.

Overview

Even as states introduced social work licensing requirements to promote public protection and ensure minimum competency for social work practitioners, exemptions were also adopted to allow selected groups of individuals to practice without a license. Over the years as social work regulations have evolved, legislation continues to be amended to keep pace with the growth of the profession; however, licensure exemptions remain in most states. This report identifies exemptions found in U.S. social work regulations and the groups of individuals who are permitted to engage in social work practice without a license.

To facilitate a summary of licensure exemptions, categories were created according to how groups are identified in regulations. Broadly, exemptions were classified into the following categories:

- Professional exemptions for social workers
- Professional exemptions for non-social workers
- Grandparenting provisions

Groups included under professional exemptions include individuals who receive remuneration for social work services and individuals who do not directly receive payment for the provision of social work services. Every exemption reviewed in regulations was assigned to one of these two groups. Grandparenting exempts individuals from licensure requirements because of provisions established at the time that regulations were enacted.

Please note: In some instances, regulations permit individuals to be exempted only if they do not hold themselves out to be social workers. If regulations contain a scope of practice, exemptions do not apply to individuals performing social work services defined therein. Additionally, exemptions may highlight a specific group of individuals, but it is not clear if that group is identifying as social workers or even engaging in social work practice. The reviewer did not note these types of instances, nor is it the intention of ASWB to interpret a jurisdiction’s regulations regarding exemptions. Information is merely reported as it is found in regulations as of the date of this report.

Excerpts from all U.S. social work regulations containing license exemptions appear on pages 10 through 54. A summary of exemptions is provided in the following pages using the framework discussed.

Summary

Professional exemptions for social workers

A total of 65 unique exemptions were identified in the professional social worker exemptions category (i.e., where exemptions covered individuals engaged in social work practice for financial compensation). Two or more states adopted 16 of the professional social worker exemptions; the remaining 49 exemptions were adopted by one state only. The table at right lists the number of professional social worker exemptions in descending order, with the corresponding number of states. In total, 164 instances of professional exemptions were identified in 40 states.

The tables on the following pages provide further details about professional licensing exemptions. Table 2 lists the 16 exemptions found in two or more states. A number is assigned that can be referenced with Table 3, which lists each of the states that have adopted these exemptions. Table 4 lists the remaining 49 exemptions adopted in one state only.

Professional exemptions could not be found in the following 14 states: Alaska, Delaware, Idaho, Iowa, Kansas, Maine, Missouri, Montana, New Mexico, Oregon, Pennsylvania, South Dakota, Virgin Islands, and Wisconsin.

Number of exemptions adopted	Number of states
11	1
9	1
8	1
7	3
6	6
5	2
4	7
3	9
2	4
1	6

Table 2. Professional social worker exemptions identified in two or more states

Exemption Category	Assigned Number (see Table 3)	Number of states
State government employees	1	22
Federal government employees	2	18
Local government employees	3	16
Social work interns working under supervision	4	10
Faculty at a school, university, or college (teaching and research)	5	8
Non-state residents with consultant status	6	8
Individuals responding to an emergency	7	6
Nonprofit agency employees	8	5
Hospital employees	9	4
School social workers, counselors	10	4
Assisted living facility employees	11	3
Allied staff (supervised by a licensed social worker)	12	2
Board of education employees and affiliates	13	2
Individuals performing judicial mediation	14	2
Individuals with a license application pending and licensed in another state	15	2
Social work designees of hospitals, basic care facilities, or skilled nursing facilities working under the direction of a licensed social worker	16	2

Table 3. Professional exemptions adopted by state (assigned numbers per Table 2)

<i>Assigned number:</i>	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Alabama	1	1	1													
Arizona						1										
Arkansas	1								1							
California	1	1	1		1	1		1								
Colorado					1	1								1		
Connecticut											1					
District of Columbia		1				1	1									
Florida	1	1	1					1								
Georgia		1		1			1		1	1						
Guam				1	1		1									
Hawaii	1	1	1	1	1											
Illinois	1	1	1	1												
Indiana	1	1	1	1		1				1						
Kentucky	1		1					1					1			
Louisiana	1	1	1			1	1					1				1
Maryland		1					1								1	
Massachusetts	1		1	1												
Minnesota	1		1													
Mississippi		1														
Nebraska	1	1		1	1											
Nevada	1	1	1													
New Hampshire	1	1	1													
New Jersey	1		1							1						
New York	1	1	1	1	1											
North Carolina	1		1													
North Dakota								1				1				1
Northern Mariana Islands				1												
Ohio									1		1		1			
Oklahoma	1															
Rhode Island	1															
South Carolina	1					1			1							
Tennessee											1					
Texas					1											
Utah		1			1	1	1									
Vermont				1										1		
Virginia	1	1	1					1								
Washington	1	1														
West Virginia															1	
Wyoming										1						

Table 4. Professional exemptions adopted by a single state	
Jurisdiction	Exemption
Arizona	Employees of the department of economic security
	Employees of agencies licensed by the department of health services (behavioral health technician or behavioral health paraprofessional)
	Individuals contracting with the state supreme court or employed by an agency contracting with the supreme court
Arkansas	Employees of the state with the title family service worker or social service worker
California	Individuals using hypnotic techniques by referral of a doctor, dentist, or psychologist and under supervision of an employer
Colorado	County departments of social services employees
	Employees of community mental health clinics
	Employment or rehabilitation counselors (private and public sectors, excluding psychotherapy)
	Employees of the state department of human services
Connecticut	Individuals engaged in non-clinical social work practice
	Employees of a nursing home or rest home licensed under section 19a-490
	Employees of the state department of public health with an MSW
Florida	Salaried employees of a developmental disability facility or program
	Salaried employees of mental health, alcohol, or drug abuse facilities operating under referenced FL statutes
Georgia	Employees of long-term care facilities
	Social workers with a BSW from a CSWE-accredited program working under supervision
	Employees of any community service board or similarly created government entity that provides services to persons with disabilities
	Employees of the division of family and children services in the department of human services
	Macro social workers with an MSW from a CSWE-accredited program
	Persons registered as rehabilitation suppliers
Kentucky	Persons employed by an organization that is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code (this exemption does not apply to the practice of clinical social work)
Massachusetts	Individuals with a license application pending
Michigan	Individuals performing bachelors social work as long as they do not claim to be licensed
Minnesota	Federally recognized tribes
Nebraska	Employees of state programs providing rehabilitation and support services for individuals with mental illness
	Individuals providing emergency crisis intervention or referral services

Table 4. Professional exemptions adopted by a single state (continued)

Jurisdiction	Exemption
Nevada	County welfare directors
New Hampshire	Employees of, or consultant to, institutions, facilities, or nonprofit institutions or agencies that provide clinical mental health services (if under clinical supervision)
New Jersey	Individuals engaged in the practice of substance use disorder treatment
	Employees of nonprofit organizations with a master's degree in a mental health discipline other than social work performing psychotherapeutic counseling under a licensed clinical social work supervisor
	Employees or volunteers of nonprofit organizations who perform any social work service other than psychotherapeutic counseling and do not represent themselves as social workers
New York	Individuals performing masters or clinical social work for educational corporations providing services in the state
	Employees performing clinical social work services on the effective date of the regulations as long as they do not change jobs
	Individuals with a BSW practicing masters social work under supervision
	Individuals providing instruction, advice, support, encouragement, or information to individuals, families, and relational groups
Ohio	Employees of the Red Cross
	Union counselors
	Employees of public children services agencies performing casework
Texas	Employees of educational institutions meeting specified requirements as defined by Section 61.003, Education Code
Utah	Spouses of members of the U.S. armed forces
	Substance use disorder educators
	Employees of accredited educational institutions with a doctoral or master's degree in specified fields who teach or perform research
Vermont	Foster care workers
	Hospice workers
	Respite caregivers
	Individuals employee or contracted by the agency of human services
West Virginia	Directors or heads of social service agencies
Wyoming	Individuals providing case management services
	Individuals providing facilitation, leadership, or instruction in educational programs addressing behaviors or life skills

Professional exemptions for non-social workers

A total of eight unique exemptions were identified in the professional exemptions category for non-social workers (i.e., where exemptions were for individuals who are not engaging in social work practice for direct financial compensation).

Table 5 identifies the exemptions adopted in each state. The following exemptions are not included in the table:

1. An employer working with employees – Virginia and Washington
2. Individuals assisting their own families – Mississippi
3. Individuals in self-help groups – Arizona, Michigan, Nebraska, New York, and Vermont
4. Professional coaches – Colorado

Professional exemptions for non-social workers were not found in eight states: Alaska, Delaware, District of Columbia, Kansas, Montana, Pennsylvania, South Dakota, and Tennessee

	Clergy	Qualified other professionals	Students	Volunteers
Total # of states	28	37	36	12
Alabama	1	1	1	
Arizona	1	1		
Arkansas	1		1	
California	1	1		1
Colorado	1	1		
Connecticut		1	1	
Florida	1	1	1	
Georgia	1	1	1	
Guam	1	1	1	
Hawaii	1	1	1	
Idaho			1	
Illinois	1	1	1	1
Indiana	1	1	1	1
Iowa	1	1	1	
Kentucky				1
Louisiana		1	1	
Maine		1		1
Maryland			1	
Massachusetts			1	

Table 5. Professional exemptions for non-social workers adopted by state (continued)				
	Clergy	Qualified other professionals	Students	Volunteers
Michigan	1	1	1	1
Minnesota		1	1	
Mississippi		1	1	
Missouri		1		
Nebraska	1	1	1	
Nevada	1	1	1	
New Hampshire	1	1	1	1
New Jersey	1	1	1	
New Mexico		1		
New York	1	1	1	
North Carolina			1	
North Dakota		1	1	
Northern Mariana Islands	1	1	1	
Ohio	1	1	1	
Oklahoma		1		
Oregon	1	1	1	
Rhode Island		1	1	
South Carolina	1	1	1	1
Texas	1	1	1	1
Utah	1	1	1	1
Vermont	1	1	1	
Virgin Islands		1	1	
Virginia	1		1	1
Washington	1	1	1	
West Virginia				
Wisconsin		1		
Wyoming	1		1	1

Grandparenting provisions

Ten states were found to include grandparenting provisions as part of licensure exemptions. The following list is not exhaustive of all grandparenting provisions:

Alaska

Individuals employed as social workers as of 6/30/2001, if they remain in their job.

Connecticut

Any person employed by the state prior to October 1, 1996, with a title in the social work series of the classified service.

Delaware

A person who provides proof as of February 1, 2011, that they have practiced clinical social work for at least 20 years and have passed the ASWB clinical exam.

Guam

Non-social work degree holders employed as social workers if applied before December 2012.

Iowa

Applicants applying for a license prior to July 1, 1998, who meet specified requirements.

Kansas

Any individual employed by a hospital on July 1, 1994.

Minnesota

City, county, and state social workers hired before June 30, 2016.

New York

When the Certified Social Worker license was converted to Licensed Master Social Worker, individuals meeting certain provisions were converted to Licensed Clinical Social Workers, and the exam requirement was waived for the additional "P" and "R" license designations.

North Carolina

Applicants engaged in the practice of social work before January 1, 1984, are exempt from academic qualification requirements.

Ohio

Civil service employees engaged in social work practice for at least two years as of July 10, 2014.

Social work regulations pertaining to licensure exemptions

Jurisdiction	Regulations
Alabama	<p>Code of Alabama</p> <p>Section 34-30-21 Exemptions from licensing requirements.</p> <p>(a) Nothing in this chapter shall be construed to prevent qualified physicians, surgeons, psychologists, psychotherapists, attorneys, marriage counselors, family counselors, school counselors, or members of the clergy or any other individual from doing work within the standards and ethics of their respective professions and calling; provided, that they shall not hold themselves out to the public by any title or description of service as being engaged in the practice of social work.</p> <p>(b) Any group already licensed under state law shall be exempt from the provisions of this chapter.</p> <p>(c) Students enrolled in recognized programs of study leading to social work degrees shall not be prevented from practicing social work; provided, that their practice shall be performed under the supervision of a licensed certified social worker, or one who meets the qualifications for licensing as a certified social worker as defined in this chapter.</p> <p>Section 34-30-32</p> <p>Merit System or Civil Service employees.</p> <p>Nothing contained in this chapter shall prohibit a Merit System or Civil Service employee who is employed in a social work position whose qualifications are established or determined by a regulatory board, pursuant to state or federal law, from engaging in the practice of social work.</p>
Alaska	<p>Alaska Social Work Statutes</p> <p>Section 08.95.911. Exemption.</p> <p>(a) Notwithstanding AS 08.95.100(b)(1), a person who, on June 30, 2001, was employed or providing services under the title "social worker" may, without obtaining a license under this chapter, continue to use the title "social worker" while the person is employed by the same employer or, if self-employed, while providing the same scope of services, as on June 30, 2001. (Effective 7/1/2001)</p> <p>(b) The exemption under (a) of this section does not authorize use of the title "social worker" outside the context of the person's' employment or self-employment, as applicable.</p> <p>(c) For purposes of this section, a person who is employed by</p> <p>(1) the federal government is not considered to have changed employers if the person begins employment with a different agency of the federal government;</p> <p>(2) the state is not considered to have changed employers if the person begins employment with a different agency of the state;</p> <p>(3) a municipality is not considered to have changed employers if the person begins employment with a different agency of the municipality.</p>

Arizona

[Arizona Revised Statutes Article 3 Licensure](#)

32-3271. Exceptions to licensure; jurisdiction

A. This chapter does not apply to:

1. A person who is currently licensed, certified or regulated pursuant to another chapter of this title and who provides services within the person's scope of practice if the person does not claim to be licensed pursuant to this chapter.
2. A person who is not a resident of this state if the person:
 - (a) Performs behavioral health services in this state for not more than ninety days in any one calendar year as prescribed by board rule.
 - (b) Is authorized to perform these services pursuant to the laws of the state or country in which the person resides or pursuant to the laws of a federally recognized tribe.
 - (c) Informs the client of the limited nature of these services and that the person is not licensed in this state.
3. A rabbi, priest, minister or member of the clergy of any religious denomination or sect if the activities and services that person performs are within the scope of the performance of the regular or specialized ministerial duties of an established and legally recognizable church, denomination or sect and the person performing the services remains accountable to the established authority of the church, denomination or sect.
4. A member run self-help or self-growth group if no member of the group receives direct or indirect financial compensation.
5. A behavioral health technician or behavioral health paraprofessional who is employed by an agency licensed by the department of health services.
6. A person contracting with the supreme court or a person employed by or contracting with an agency under contract with the supreme court who is otherwise ineligible to be licensed or who is in the process of applying to be licensed under this chapter as long as that person is in compliance with the supreme court contract conditions regarding professional counseling services and practices only under supervision.
7. A person who is employed by the department of economic security and who practices social work, marriage and family therapy, substance abuse counseling, counseling and case management within the scope of the person's job duties and under direct supervision by the department of economic security.
8. A student, intern or trainee who is pursuing a course of study in social work, counseling, marriage and family therapy, substance abuse counseling or case management in a regionally accredited institution of higher education or training institution if the person's activities are performed under qualified supervision and are part of the person's supervised course of study.
9. A person who is practicing social work, counseling and case management and who is employed by an agency licensed by the department of economic security.
10. A paraprofessional employed by the department of economic security or by an agency licensed by the department of economic security.
11. A Christian science practitioner if all of the following are true:
 - (a) The person is not providing psychotherapy.
 - (b) The activities and services the person performs are within the scope of the performance of the regular or specialized duties of a Christian science practitioner.

	<p>(c) The person remains accountable to the established authority of the practitioner's church.</p> <p>12. A person who is not providing psychotherapy.</p>
<p>Arkansas</p>	<p>Arkansas Social Work Licensing Act 17-103-104. Exemptions.</p> <p>(a) Nothing in this chapter shall be construed to prevent members of the clergy, Christian Science practitioners, and licensed professionals such as physicians, nurses, psychologist, counselors, and attorneys from doing work within the standards and ethics of their respective professions, providing they do not hold themselves out to the public by any title or description of services as being social workers as defined under this chapter.</p> <p>(b) Nothing in this chapter shall be construed to limit or prohibit the employment by licensed hospitals in this state of persons who perform services commonly within the definition of social work or practices performed by social workers, so long as the services are performed within the course of and scope of their employment as an employee of the hospital. Nor shall this chapter require any regular employee of a licensed hospital in this state to be licensed as a licensed social worker, a licensed master social worker, or a licensed certified social worker as a condition of employment by or performance of services as a social worker while employed in a licensed hospital in this state.</p> <p>(c) Nothing in this chapter shall be construed as limiting the activities and services of a graduate or undergraduate student for the practice of social work from an accredited educational institution.</p> <p>(d) (1) Nothing in this chapter shall be construed to require any person to be licensed as a "licensed social worker" who engages in the practice of a specialty as an employee of any agency or department of the state in the job classifications of family service worker and social service worker, but only when engaged in that practice as an employee of such an agency or department.</p> <p>(2) It is the intent of the General Assembly to restrict licensure to those individuals who are represented to be social workers. It is not the intent of the General Assembly to license persons such as state employees in the job classifications of social service workers and family service workers.</p>
<p>California</p>	<p>California Clinical Social Worker Practice Act Section 4996.13. Other professional groups; Work of psychosocial nature; Impermissible representations</p> <p>Nothing in this article shall prevent qualified members of other professional groups from doing work of a psychosocial nature consistent with the standards and ethics of their respective professions. However, they shall not hold themselves out to the public by any title or description of services incorporating the words psychosocial, or clinical social worker, or that they shall not state or imply that they are licensed to practice clinical social work.</p> <p>These qualified members of other professional groups include, but are not limited to, the following:</p> <p>(a) A physician and surgeon certified pursuant to Chapter 5 (commencing with Section 2000).</p> <p>(b) A psychologist licensed pursuant to Chapter 6.6 (commencing with Section 2900).</p> <p>(c) Members of the State Bar of California.</p>

(d) Marriage and family therapists licensed pursuant to Chapter 13 (commencing with Section 4980).

(e) Licensed professional clinical counselors pursuant to Chapter 16 (commencing with Section 4999.10).

(f) A priest, rabbi, or minister of the gospel of any religious denomination.

Section 4996.14. Employees of certain organizations; Activities of psychosocial nature

(a) This chapter shall not apply to an employee who is working in any of the following settings if his or her work is performed solely under the supervision of the employer:

(1) A governmental entity.

(2) A school, college, or university.

(3) An institution that is both nonprofit and charitable.

(b) This chapter shall not apply to a volunteer who is working in any of the settings described in subdivision (a) if his or her work is performed solely under the supervision of the entity, school, college, university, or institution.

(c) This chapter shall not apply to a person using hypnotic techniques by referral from any of the following

persons if his or her practice is performed solely under the supervision of the employer:

(1) A person licensed to practice medicine.

(2) A person licensed to practice dentistry.

(3) A person licensed to practice psychology.

(d) This chapter shall not apply to a person using hypnotic techniques that offer vocational self-improvement, and the person is not performing therapy for emotional or mental disorders.

Section 4996.15. Performance of psychosocial work by persons in academic

institutions, government agencies or non-profit organizations; Social work intern

Nothing in this article shall restrict or prevent activities of a psychosocial nature on the part of persons employed by accredited academic institutions, public schools, government agencies, or nonprofit institutions engaged in the training of graduate students or social work interns pursuing the course of study leading to a master's degree in social work in an accredited college or university, or working in a recognized training program, provided that these activities and services constitute a part of a supervised course of study and that those persons are designated by such titles as social work interns, social work trainees, or other titles clearly indicating the training status appropriate to their level of training. The term "social work intern," however, shall be reserved for persons enrolled in a master's or doctoral training program in social work in an accredited school or department of social work.

Section 4996.16. Persons from out of state; Clinical social work services in this state

Nothing in this chapter shall apply to any clinical social worker from outside this state, when in actual consultation with a licensed practitioner of this state, or when an invited guest of a professional association, or of an educational institution for the sole purpose of engaging in professional education through lectures, clinics, or demonstrations, if he or she is at the time of the consultation, lecture, or demonstration licensed to practice clinical social work in the state or country in which he or she resides. These clinical social

	workers shall not open an office or appoint a place to meet clients or receive calls from clients within the limits of this state.
Colorado	<p>Colorado Revised Statutes</p> <p>12-43-407 Exemptions</p> <p>Nothing in this part 4 shall be construed to prevent the teaching of social work, or the conduct of social work research, if the teaching or research does not involve the delivery or supervision of direct social work services to individuals who are themselves, rather than a third party, the intended beneficiaries of the services without regard to the source or extent of payment for services rendered. Nothing in this part 4 prevents the provision of expert testimony by social workers who are exempted by this part 4. A person who has completed an earned doctoral degree in social work from an approved school may use the title "social worker" in conjunction with activities permitted in this section.</p> <p>12-43-215. Scope of article - exemptions</p> <p>(1) Any person engaged in the practice of religious ministry shall not be required to comply with the provisions of this article; except that such person shall not hold himself or herself out to the public by any title incorporating the terms "psychologist", "social worker", "licensed social worker", "LSW", "licensed clinical social worker", "clinical social worker", "LCSW", "licensed marriage and family therapist", "LMFT", "licensed professional counselor", "LPC", "addiction counselor", "licensed addiction counselor", "LAC", "certified addiction counselor", or "CAC" unless that person has been licensed or certified pursuant to this article.</p> <p>(2) The provisions of this article shall not apply to the practice of employment or rehabilitation counseling as performed in the private and public sectors; except that the provisions of this article shall apply to employment or rehabilitation counselors practicing psychotherapy in the field of mental health.</p> <p>(3) The provisions of this article shall not apply to employees of the department of human services, employees of county departments of social services, or personnel under the direct supervision and control of the department of human services or any county department of social services for work undertaken as part of their employment.</p> <p>(4) The provisions of this article shall not apply to persons who are licensed pursuant to section 22-60.5-210, C.R.S., and who are not licensed under this article for work undertaken as part of their employment by, or contractual agreement with, the public schools.</p> <p>(5) Nothing in this section limits the applicability of section 18-3-405.5, C.R.S., which applies to any person while he or she is practicing psychotherapy as defined in this article.</p> <p>(6) The provisions of this article shall not apply to mediators resolving judicial disputes pursuant to part 3 of article 22 of title 13, C.R.S.</p> <p>(7) (Deleted by amendment, L. 2011, (SB 11-187), ch. 285, p. 1302, Section 31, effective July 1, 2011.)</p> <p>(8) The provisions of section 12-43-702.5 shall not apply to employees of community mental health centers or clinics as those centers or clinics are defined by section 27-66-101, C.R.S., but such persons practicing outside the scope of employment as employees of a facility defined by section 27-66-101, C.R.S., shall be subject to the provisions of section 12-43-702.5.</p>

	<p>(9) The provisions of this article shall not apply to a person who resides in another state and who is currently licensed or certified as a psychologist, marriage and family therapist, clinical social worker, professional counselor, or addiction counselor in that state to the extent that the licensed or certified person performs activities or services in this state, if the activities and services are:</p> <ul style="list-style-type: none"> (a) Performed within the scope of the person's license or certification; (b) Do not exceed twenty days per year in this state; (c) Are not otherwise in violation of this article; and (d) Disclosed to the public that the person is not licensed or certified in this state. <p>(10) The provisions of this article do not apply to a professional coach, including a life coach, executive coach, personal coach, or business coach, who has had coach-specific training and who serves clients exclusively as a coach, as long as the professional coach does not engage in the practice of psychology, social work, marriage and family therapy, licensed professional counseling, psychotherapy, or addiction counseling, as those practices are defined in this article.</p>
<p>Connecticut</p>	<p>Connecticut General Statutes Chapter 383b Clinical Social Workers</p> <p>Section 20-195q. Use of Title. Certain activities not prohibited.</p> <p>(c) Nothing in this section shall prohibit:</p> <ul style="list-style-type: none"> (1) A student enrolled in a doctoral or master's degree program accredited by the Council on Social Work Education from performing such work as is incidental to his course of study, provided such person is designated by a title which clearly indicates his status as a student; (2) a person licensed or certified in this state in a field other than clinical social work from practicing within the scope of such license or certification; (3) a person enrolled in an educational program or fulfilling other state requirements leading to licensure or certification in a field other than social work from engaging in work in such other field; (4) a person who is employed or retained as a social work designee, social worker, or social work consultant by a nursing home or rest home licensed under section 19a-490 and who meets the qualifications prescribed by the department in its regulations from performing the duties required of them in accordance with state and federal laws governing those duties; (5) for the period from October 1, 2010, to October 1, 2013, inclusive, a master social worker from engaging in independent practice; (6) a social worker from practicing community organization, policy and planning, research or administration that does not include engaging in clinical social work or supervising a social worker engaged in clinical treatment with clients; and (7) individuals with a baccalaureate degree in social work from a Council on Social Work Education accredited program from performing nonclinical social work functions. <p>Section 20-195r. Use of title by certain persons employed by the state in the classified service prior to October 1, 1996.</p> <p>Nothing in sections 20-195 to 20-195q, inclusive, shall prevent any person employed by the state prior to October 1, 1996, with a title in the social work series of the classified service from using a title in such series to describe or perform his duties in the course of his employment with the state.</p>

	<p>Section 20-195v. Implementation of licensure requirements relating to master social workers by the Department of Public Health.</p> <p>The Department of Public Health shall only be required to implement the provisions of this chapter as relate to the licensure of master social workers, if appropriations are available for such implementation.</p>
<p>Delaware</p>	<p><u>Delaware Code Title 24 Professions and Occupations</u></p> <p>Section 3903 License required.</p> <p>(a) No person shall engage in the independent practice of clinical social work or hold himself or herself out to the public in this State as being qualified to practice the same; or use in connection with that person's name, or otherwise assume or use, any title or description conveying or tending to convey the impression that the person is qualified to practice clinical social work, unless such person has been duly licensed under this chapter. A person who provides the Board with proof, to the Board's satisfaction, no later than February 1, 2011, that such person has practiced clinical social work for at least 20 years and is currently practicing clinical social work, shall be exempted from this provision, except that such person shall be required to show successful completion of the Association of Social Work Boards (ASWB) clinical examination.</p>
<p>District of Columbia</p>	<p><u>D. C. Official Code Subchapter V Licensing of Health Professionals</u></p> <p>Section 3-1205.02. Exemptions</p> <p>The provisions of this chapter prohibiting the practice of a health occupation without a license shall not apply:</p> <p>(1) To an individual who administers treatment or provides advice in any case of emergency;</p> <p>(2) To an individual employed in the District by the federal government, while he or she is acting in the official discharge of the duties of employment;</p> <p>(3) To an individual, licensed to practice a health occupation in a state, who is called from the state in professional consultation by or on behalf of a specific patient to visit, examine, treat, or advise the specific patient in the District, or to give a demonstration or clinic in the District, provided that the individual engages in the consultation, demonstration, or clinic in affiliation with a comparable health professional licensed pursuant to this chapter;</p> <p>(4) To a health professional who is authorized to practice a health occupation in any state adjoining the District who treats patients in the District if:</p> <p>(A) The health professional does not have an office or other regularly appointed place in the District to meet patients;</p> <p>(B) The health professional registers with the appropriate board and pays the registration fee prescribed by the board prior to practicing in the District; and</p> <p>(C) The state in which the individual is licensed allows individuals licensed by the District in that particular health profession to practice in that state under the conditions set forth in this subsection.</p> <p>(D) Notwithstanding the provisions of subparagraphs (A), (B), and (C) of this paragraph, a health professional practicing in the District pursuant to this paragraph shall not see patients or clients in the office or other place of practice of a District licensee, or otherwise circumvent the provisions of this chapter.</p>

Florida

[Florida Statutes Title XXXII Regulation of Professions](#)

491.014 Exemptions.

(1) No provision of this chapter shall be construed to limit the practice of physicians licensed pursuant to chapter 458 or chapter 459, or psychologists licensed pursuant to chapter 490, so long as they do not unlawfully hold themselves out to the public as possessing a license, provisional license, registration, or certificate issued pursuant to this chapter or use a professional title protected by this chapter.

(2) No provision of this chapter shall be construed to limit the practice of nursing, school psychology, or psychology, or to prevent qualified members of other professions from doing work of a nature consistent with their training and licensure, so long as they do not hold themselves out to the public as possessing a license, provisional license, registration, or certificate issued pursuant to this chapter or use a title protected by this chapter.

(3) No provision of this chapter shall be construed to limit the performance of activities of a rabbi, priest, minister, or member of the clergy of any religious denomination or sect, or use of the terms “Christian counselor” or “Christian clinical counselor” when the activities are within the scope of the performance of his or her regular or specialized ministerial duties and no compensation is received by him or her, or when such activities are performed, with or without compensation, by a person for or under the auspices or sponsorship, individually or in conjunction with others, of an established and legally cognizable church, denomination, or sect, and when the person rendering service remains accountable to the established authority thereof.

(4) No person shall be required to be licensed, provisionally licensed, registered, or certified under this chapter who:

(a) Is a salaried employee of a government agency; a developmental disability facility or program; a mental health, alcohol, or drug abuse facility operating under chapter 393, chapter 394, or chapter 397; the statewide child care resource and referral network operating under s. 1002.92; a child-placing or child-caring agency licensed pursuant to chapter 409; a domestic violence center certified pursuant to chapter 39; an accredited academic institution; or a research institution, if such employee is performing duties for which he or she was trained and hired solely within the confines of such agency, facility, or institution, so long as the employee is not held out to the public as a clinical social worker, mental health counselor, or marriage and family therapist.

(b) Is a salaried employee of a private, nonprofit organization providing counseling services to children, youth, and families, if such services are provided for no charge, if such employee is performing duties for which he or she was trained and hired, so long as the employee is not held out to the public as a clinical social worker, mental health counselor, or marriage and family therapist.

(c) Is a student providing services regulated under this chapter who is pursuing a course of study which leads to a degree in a profession regulated by this chapter, is providing services in a training setting, provided such services and associated activities constitute part of a supervised course of study, and is designated by the title “student intern.”

(d) Is not a resident of this state but offers services in this state, provided:

1. Such services are performed for no more than 15 days in any calendar year; and

	<p>2. Such nonresident is licensed or certified to practice the services provided by a state or territory of the United States or by a foreign country or province.</p> <p>(5) No provision of this chapter shall be construed to limit the practice of any individual who solely engages in behavior analysis so long as he or she does not hold himself or herself out to the public as possessing a license issued pursuant to this chapter or use a title protected by this chapter.</p> <p>(6) Nothing in subsections (2)-(4) shall exempt any person from the provisions of s. 491.012(1)(a)-(c), (l), and (m).</p> <p>(7) Except as stipulated by the board, the exemptions contained in this section do not apply to any person licensed under this chapter whose license has been suspended or revoked by the board or another jurisdiction.</p> <p>(8) Nothing in this section shall be construed to exempt a person from meeting the minimum standards of performance in professional activities when measured against generally prevailing peer performance, including the undertaking of activities for which the person is not qualified by training or experience.</p>
<p>Georgia</p>	<p>Georgia Statutes</p> <p>Section 43-10A-7. Licensing requirement; exceptions</p> <p>(a) Except as otherwise provided in this chapter, a person who is not licensed under this chapter shall not practice professional counseling, social work, or marriage and family therapy, nor advertise the performance of such practice, nor use the title "professional counselor," "associate professional counselor," "social worker," "marriage and family therapist," or "associate marriage and family therapist," nor use any words, letters, titles, or figures indicating or implying that the person is a professional counselor, associate professional counselor, social worker, marriage and family therapist, or associate marriage and family therapist or is licensed under this chapter.</p> <p>(b) The prohibition of subsection (a) of this Code section shall not apply to the following persons; provided, however, that no such person shall hold himself or herself out as being licensed to practice professional counseling, social work, or marriage and family therapy or any combination thereof or use the words "licensed" or "licensure" or any other words, letters, titles, images, or figures stating or implying that he or she is licensed to practice any such specialty, and no organization shall present itself as authorized to license individuals to practice any such specialty:</p> <p>(1) Persons licensed to practice medicine or psychology under Chapter 34 or 39, respectively, of this title;</p> <p>(2) Persons engaged in the practice of a specialty as an employee of any agency or department of the federal government or any licensed hospital or long-term care facility, but only when engaged in that practice as an employee of such agency, department, hospital, or facility;</p> <p>(3) (A) Persons who, prior to July 1, 2000, engaged in the practice of a specialty as an employee of any community service board or similar entity created by general law to provide services to persons with disabilities, as defined in Chapter 2 of Title 37, or any agency or department of the state or any of its political subdivisions, but only when engaged in that practice as an employee of such an agency or department. (B) Persons who engage in the practice of social work as employees of any community service board or similar entity created by general law to provide services to persons with disabilities, as defined in Chapter 2 of Title 37, or any agency or department of the state or any of its political subdivisions, but only when engaged in that practice as</p>

employees of such community service board or similar entity, agency, or department, and persons or entities which contract to provide social work services with any community service board or similar entity or any agency or department of the state or any of its political subdivisions, but such contracting persons and entities shall only be exempt under this subparagraph when engaged in providing social work services pursuant to those contracts and shall only be exempt until January 1, 1996. (C) Persons who engage in the practice of professional counseling as employees of privately owned correctional facilities, the Department of Corrections, Department of Community Health, Department of Behavioral Health and Developmental Disabilities, Department of Human Services, any county board of health, or any community service board or similar entity created by general law to provide services to persons with disabilities, as defined in Chapter 2 of Title 37, but only when engaged in that practice as employees of such privately owned correctional facility, department, board, or entity and persons or entities which contract to provide professional counseling services with such department or county board of health, but such contracting persons and entities shall only be exempt under this subparagraph when engaged in providing professional counseling services pursuant to those contracts and shall only be exempt until January 1, 1996;

(4) Students of a recognized educational institution who are preparing to become practitioners of a specialty, but only if the services they render as such practitioners are under supervision and direction and their student status is clearly designated by the title "trainee" or "intern";

(5) Persons who have obtained a master's degree from a program accredited by the Council on Social Work Education and who are practicing social work under direction and supervision while preparing to take the master's social work licensing examination, but only for a period of up to one year following the granting of such degree;

(6) Persons who have obtained one of the graduate degrees required for licensure as a professional counselor or marriage and family therapist and who are practicing such specialty under supervision and direction in order to obtain the experience required for licensure;

(7) Elementary, middle, or secondary school counselors and school social workers certificated as such by the Department of Education, Professional Standards Commission, or its successor agency but only when practicing within the scope of such certification and only when designated by the title "school counselor," "school social worker," or a title designated by the school system in which they are employed for persons practicing within such certification;

(8) Persons registered as rehabilitation suppliers by the Georgia Board of Workers' Compensation, including those registered as of July 1, 1992, but only when practicing rehabilitation counseling as a rehabilitation supplier for workers' compensation claimants and only so long as they do not use any titles other than titles describing the certifications or licenses they are required to hold under Code Section 34-9-200.1;

(9) Active members of the clergy but only when the practice of their specialty is in the course of their service as clergy;

(10) Members of religious ministries responsible to their established ecclesiastical authority who possess a master's degree or its equivalent in theological studies;

(11) Persons engaged in the practice of a specialty in accordance with Biblical doctrine in public or nonprofit agencies or entities or in private practice;

(12) Persons engaged in the practice of a specialty as an employee of the Division of Family and Children Services of the Department of Human Services but only when engaged in such practice as an employee of that division;

(13) Persons who have obtained a master's degree from a program accredited by the Council on Social Work Education and who are engaged in the practice of community organization, policy, planning, research, or administration may use the title "social worker" and may only engage in such practice;

(14) Persons who have obtained a bachelor's degree in social work from a program accredited by the Council on Social Work Education may use the title "social worker" and may practice social work, but they may not practice autonomously and may only practice under direction and supervision, and, notwithstanding the definitions in paragraphs (5) and (15) of Code Section 43- 10A-3, such supervision shall be provided by a social worker who, as a minimum, has been awarded a bachelor's or a master's degree in social work from a program accredited by the Council on Social Work Education and who has completed at least two years of post-degree practice in the field of social work;

(15) Addiction counselors who have met the certification requirements of the Georgia Addiction Counselors' Association or any other similar private association of addiction counselors which association includes among its certification requirements the following: (A) Attainment of a high school diploma or a general educational development (GED) equivalency diploma; (B) Completion of at least 4,000 hours of full-time paid experience under direction provided by a person acceptable to the association in the practice of chemical dependency and abuse counseling; (C) Completion of at least 180 hours of education in the field of addiction and addiction counseling or treatment; and (D) Completion of at least 220 hours of supervision provided by a supervisor who meets the qualifications established by the association and which teaches chemical dependency and abuse counseling. Services which may be provided under this paragraph shall be limited to those practices sanctioned by the certifying association and shall in any event be limited to the provision of chemical dependency treatment in the following settings: screening; intake; orientation; assessment for addiction diseases; treatment planning; individual, family, and group addiction counseling; case management; crisis intervention; client education; referral, reporting, and record keeping; and consultation with other professionals in regard to client treatment and services. Persons exempt under this paragraph shall not use any title indicating or implying that they are licensed under this chapter;

(15.1) Persons who are training to be addiction counselors but only when such persons are: (A) Employed by an agency or facility that is licensed to provide addiction counseling; (B) Supervised and directed by a supervisor who meets the qualifications established by the Georgia Addiction Counselor's Association or any other similar private association of addiction counselors which includes among its certification requirements the criteria specified in paragraph (15) of this subsection; (C) Graduated from high school or have a general educational development (GED) equivalency diploma; and (D) Actively seeking certification in accordance with the requirements of paragraph (15) of this subsection. No person shall qualify for the exception provided under this paragraph for a period in excess of three years. Services which may be provided under this paragraph shall be limited to those practices sanctioned by the certifying association and shall in any event be limited to the provision of chemical dependency treatment in the following settings: screening;

intake; orientation; assessment for addiction diseases; treatment planning; individual, family, and group addiction counseling; case management; crises intervention; client education; referral, reporting, and record keeping; and consultation with other professionals in regard to client treatment and services. Persons exempt under this paragraph shall not use any title indicating or implying that they are licensed under this chapter;

(16) Any person engaged in the practice of professional counseling as an employee or student peer counselor of the University System of Georgia or its educational units, the Technical College System of Georgia or its educational units, or of a public or private college or university within this state, but only when engaged in that practice as such an employee or student peer counselor and excepting the use of psychotherapeutic techniques to evaluate and treat emotional and mental illness, disorder, or dysfunction; (17) Persons who engage in the practice of professional counseling, excluding the use of psychotherapy, as employees of organizations which maintain, now or in the future, accreditation from the Commission on Accreditation of Rehabilitation Facilities or the national Accreditation Council for Agencies Serving the Blind and Visually Handicapped, but only when those persons are providing those services as employees of those organizations pursuant to contracts between such organizations and the state or a department, agency, county, municipality, or political subdivision of the state;

(18) Persons engaged in the practice of a specialty as an employee of the Department of Labor, but only when engaged in such practice as an employee of such department; and (19) Persons currently licensed to practice a specialty in another jurisdiction and who are practicing such specialty within a defined disaster area in order to alleviate the impact on persons affected by a disaster as defined in paragraph (1) of Code Section 38-3-91 or a state of emergency as defined in paragraph (7) of Code Section 38-3-3, but only when such specialty services are provided without cost to the recipients, and only for a maximum of 30 consecutive days following a disaster or a state of emergency. (c) Unless exempt under paragraph (1), (2), (4), (5), (6), (11), (13), (14), (15), (16), or (17) of subsection (b) of this Code section, a person who is not licensed under this chapter shall not practice a specialty for any corporation, partnership, association, or other business entity which uses in its corporate, partnership, association, or business name any words, letters, titles, or figures indicating or implying that such entity or any of its employees, officers, or agents are practicing a specialty. (d) Notwithstanding any other provision of law to the contrary, a person who is exempt from licensure pursuant to paragraph (9) of subsection (b) of this Code section may be authorized by the board to serve as a supervisor as defined in paragraph (16) of Code Section 43-10A-3 without being licensed if such person meets all the requirements to be licensed and to serve as a supervisor in the specialty for which such person would serve as a supervisor and has filed the necessary documentation with and been approved by the standards committee of that specialty as required by the rules of the board. (e) Nothing in this chapter shall be construed to prohibit the licensed practice of nursing or the performance of duties which constitute a standard procedure of the practice of medicine by any person acting under the direct supervision of a licensed medical doctor, provided that such supervised persons are qualified by virtue of their education, training, or experience to perform such duties and that such persons shall not use any titles indicating or implying that they are licensed under this chapter.

Section 122317. Exemptions.

Exemptions may be granted to non-social work degree holders who are employed with the job title "social worker" or any derivative thereof. Those granted a Certificate of Exemption by the Board would be allowed to remain in their social work positions without a social work license. Persons may apply for a Certificate of Exemption within eighteen (18) months of the date of the enactment of this Act. After the eighteen (18) months period has expired, no person shall be granted a Certificate of Exemption. The Certificate of Exemption shall be effective indefinitely the course of the person's professional career.

(a) A Certificate of Exemption is granted to any person employed with the job title "social worker" or any derivative thereof who possesses a Bachelor's, Master's, or PhD level degree that is not in the field of social work as of the date of the enactment of this Act, but if he wishes to continue employment with the job title "social worker", he may obtain a Certificate of Exemption from the Board by providing the following:

- (1) a written request for exemption from licensure;
- (2) a written declaration that they are individuals in good standing based on satisfactory employment performance evaluations and with no ethical complaints in the course of their employment with the job title "social worker";
- (3) sign a declaration statement that they will abide by the National Association of Social Workers Code of Ethics; and
- (4) submit three (3) letters of verification; one (1) from their current employer acknowledging that he/she is an individual in good standing, and is highly recommended for employment with the job title, "social worker".

(b) Licensure shall not be required of:

- (1) any licensed person doing work within the scope of practice or duties of the person's profession that overlaps with the practice of social work; provided the person does not purport to be a social worker;
- (2) any person employed by a federal, state, or government agency in a social worker position, but only at those times when that person is carrying out the duties and responsibilities as a social worker (i.e. social workers responding to natural disasters) for up to six (6) months, or extension as certified by the Board, and holds a social work license in another U.S. state or jurisdiction;
- (3) any student enrolled in an accredited educational institution in a recognized program of study leading toward attainment of a degree in social work; provided, that the student's activities and services are part of a prescribed course of study supervised by the educational institution and the student is identified by an appropriate title such as "social work student", "social work intern", or any other title which clearly indicates the student's training status;
- (4) any person who is a member of a mental health professional not requiring licensure; provided, that the person functions only within the person's professional capacities; and provided further that the person does not purport to be a social worker;
- (5) any person teaching, lecturing, consulting, or engaging in research in social work insofar as the activities are performed as part of or are dependent upon employment in a college or university; provided, that the person shall not engage in the practice of social work outside the responsibilities of the person's employment;

- (6) any person who is a duly recognized member of the clergy; provided, that the person functions only within the person's capacities as a member of the clergy; and provided further that the person does not purport to be a social worker;
- (7) any person who is obtaining supervised clinical experience for licensure as a psychologist, marriage and family therapist, or as another licensed professional; provided, that the person's title indicates a trainee status; and provided further that the person does not purport to be a social worker;
- (8) any person in the process of obtaining three thousand (3,000) hours of post Master's clinical social work experience under the supervision of a licensed clinical social worker or an individual identified in Section 122302 to qualify for a license as a licensed clinical social worker; and provided that the person calls oneself a clinical social worker intern and is supervised while performing clinical diagnosis and psychotherapy.

Section 122318. Exceptions. An exception is granted to any person meeting the following conditions:

- (a) a person who is employed or has retired with the job title "social worker" or any derivative thereof and possesses a Bachelor's, Master's, or Ph.D. degree in the field of social work from an accredited or unaccredited social work degree program as of the date of passage of this law. Those granted exceptions must obtain a social work license within eighteen (18) months upon enactment of this Act;
- (b) a person who self-identifies as a social worker and possesses a Bachelor's, Master's, or Ph.D. degree in the field of social work from an accredited or unaccredited social work degree program upon enactment of this Act Those granted exceptions must obtain a social work license within eighteen (18) months upon enactment of this Act; and
- (c) a person who possess a non-social work degree, but possesses a degree in a related social science, to include degrees such as psychology, sociology, counseling, human relations and human services, political science, criminal justice, and any other degrees as approved by the Board; and who self-identifies as a social worker may apply for an exception to obtain social work licensure meeting the following requirements:
 - (1) provide a written request for exception from licensure requirements to the Board;
 - (2) provide a written declaration that they are individuals in good standing based on satisfactory employment performance evaluations and with no ethical complaints in the course of their employment with the job title "social worker";
 - (3) sign a declaration statement that they will abide by the National Association of Social Workers Code of Ethics;
 - (4) submit three (3) letters of verification; one (1) from their current employer acknowledging that he/she is an individual in good standing, and is highly recommended for employment with the job title, "social worker"; and
 - (5) obtain fifty (50) continuing education units (CEU) or certified training contact hours approved by the Social Work Board in the field of social work to include the following: the application of social work theory, knowledge, methods, ethics, and the professional use of self to restore or enhance social, psychosocial, or bio-psychosocial functioning of individuals, couples, families, groups, organizations, and communities; and training in the social work Generalist Practice Model that includes assessment, planning, intervention, evaluation, case management, information and referral, counseling, supervision, consultation, education, advocacy, community

	<p>organization, and the development, implementation, and administration of policies, programs, and activities. The fifty (50) CEUs or certified training contact hours shall have no time or date limitations.</p> <p>(d) All persons qualified for exceptions do not need to take the appropriate licensure examination, but must conform to all other requirements consistent with the appropriate level of licensure as prescribed in the law. Exceptions may only be granted by the Board up until eighteen (18) months upon enactment of this Act.</p>
<p>Hawaii</p>	<p>Hawaii Revised Statutes Chapter 467E Social Workers</p> <p>Section 467E-6 Exemptions. Licensure shall not be required of:</p> <p>(1) Any licensed person doing work within the scope of practice or duties of the person's profession that overlaps with the practice of social work; provided the person does not purport to be a social worker;</p> <p>(2) Any person employed by a federal, state, or county government agency in a social worker position, but only at those times when that person is carrying out the duties and responsibilities as a social worker in governmental employment;</p> <p>(3) Any student enrolled in an accredited educational institution in a recognized program of study leading toward attainment of a degree in social work; provided that the student's activities and services are part of a prescribed course of study supervised by the educational institution, and the student is identified by an appropriate title such as "social work student", "social work intern", or any other title which clearly indicates the student's training status;</p> <p>(4) Any person who is a member of a mental health profession not requiring licensure; provided that the person functions only within the person's professional capacities; and provided further that the person does not purport to be a social worker;</p> <p>(5) Any person teaching, lecturing, consulting, or engaging in research in social work insofar as the activities are performed as part of or are dependent upon employment in a college or university; provided that the person shall not engage in the practice of social work outside the responsibilities of the person's employment;</p> <p>(6) Any person who is a duly recognized member of the clergy; provided that the person functions only within the person's capacities as a member of the clergy; and provided further that the person does not purport to be a social worker;</p> <p>(7) Any person who is obtaining supervised clinical experience for licensure as a psychologist, marriage and family therapist, or as another licensed professional; provided that the person's title indicates a trainee status; and provided further that the person does not purport to be a social worker; and</p> <p>(8) Any person in the process of obtaining three thousand hours of post masters clinical social work experience under the supervision of a licensed clinical social worker or individual identified in section 467E-7(3)(C)(ii) in order to qualify for a license as a licensed clinical social worker; and provided that the person calls oneself a clinical social work intern and is supervised while performing clinical diagnosis and psychotherapy.</p>
<p>Idaho</p>	<p>Idaho Statutes Title 54 Chapter 32 Social Work Licensing Act</p> <p>54-3215. Exemptions.</p> <p>Students enrolled in a recognized program leading to a degree in social work may practice only under the direct supervision of a social worker of the licensure status necessary to provide the appropriate level of supervision as provided by board rule. This chapter shall not apply to any employee of any facility licensed under section 39-</p>

	<p>1301(b), Idaho Code, or section 39-1301(c), Idaho Code, who is designated in writing to be responsible for that facility's social services program and who receives regular consultation from a qualified social worker.</p>
<p>Illinois</p>	<p><u>Illinois Compiled Statutes Clinical Social Work and Social Work Practice Act</u> Sec. 4. Exemptions.</p> <p>1. This Act does not prohibit any of the following:</p> <p>(a) Any persons legally regulated in this State under any other Act from engaging in the practice for which they are authorized, provided that they do not represent themselves by any title as being engaged in the independent practice of clinical social work or the practice of social work as defined in this Act, nor does it prohibit the practice of nonregulated professions whose practitioners are engaged in the delivery of human services, provided such practitioners do not represent themselves as or use the title of clinical social worker or social worker.</p> <p>(b) The practice of clinical social work or social work by a person who is employed by the United States government or by the State of Illinois, unit of local government or any bureau, division or agency thereof while in the discharge of the employee's official duties. Clinical social workers employed by the State of Illinois who are hired after the effective date of this amendatory Act of 1994 shall hold a valid license, issued by this State, to practice as a licensed clinical social worker, except for those clinical social workers employed by the State who obtain their positions through promotion.</p> <p>(c) The practice of a student pursuing a course of professional education under the terms of this Act, if these activities and services constitute a part of such student's supervised course of study.</p> <p>(d) A person from practicing social work if the person is obtaining experience for licensure as a clinical social worker or social worker, provided the person is designated by a title that clearly indicates training status.</p> <p>2. Nothing in this Act shall be construed to apply to any person engaged in the bona fide practice of religious ministry provided the person does not hold himself out to be engaged in the independent practice of clinical social work or the practice of social work.</p> <p>3. This Act does not prohibit a person serving as a volunteer so long as no representation prohibited by this Section is made.</p> <p>4. Nothing contained in this Act shall be construed to require any hospital, clinic, home health agency, hospice, or other entity which provides health care to employ or to contract with a licensed clinical social worker to provide clinical social work practice or the independent practice of clinical social work as described in this Act.</p>
<p>Indiana</p>	<p><u>Social Workers, Marriage and Family Therapists, Mental Health Counselors, and Addiction Counselors, A compilation of Indiana Code and Administrative Code</u> 25-23.6-4-2 Exemptions</p> <p>Sec. 2. (a) This article may not be construed to limit the social work or clinical social work services performed by a person who does not use a title specified in this article and who is one (1) of the following:</p> <p>(1) A licensed or certified health care professional acting within the scope of the person's license or certificate.</p> <p>(2) A student, an intern, or a trainee pursuing a course of study in medicine, psychology, or a course of study to gain licensure under this article in an</p>

	<p>accredited eligible postsecondary educational institution or training institution accredited by the Council on Social Work Education, or a graduate accumulating experience required for licensure if:</p> <p>(A) the services are performed under qualified supervision and constitute a part of the person's supervised course of study or other level of supervision; and</p> <p>(B) the student or graduate uses a title that contains the term "intern", "student", or "trainee".</p> <p>(3) Not a resident of Indiana if the person performed social work in Indiana for not more than five (5) days in any one (1) month or more than fifteen (15) days in any one (1) calendar year and the person is authorized to perform such services under the laws of the state or country in which the person resides.</p> <p>(4) A rabbi, priest, Christian Science practitioner, minister, or other member of the clergy.</p> <p>(5) An employee or a volunteer for an organization performing charitable, religious, or educational functions, providing pastoral counseling, or other assistance.</p> <p>(6) A person who provides school counseling.</p> <p>(7) A governmental employee who remains in the same job classification or job family of that job classification.</p> <p>(b) Nothing in this section prohibits a person referred to in subsection (a) from qualifying for licensure under this article.</p>
Iowa	<p>Iowa Statutes Chapter 154C Social Work 154C.7 General exemptions.</p> <p>This chapter and chapter 147 do not prevent qualified members of other professions including, but not limited to, nurses, psychologists, marital and family therapists, mental health counselors, physicians, physician assistants, attorneys at law, or members of the clergy, from providing or advertising that they provide services of a social work nature consistent with the accepted standards of their respective professions, provided that these persons do not use a title or description indicating or implying that they are licensed to practice social work under this chapter or that they are practicing social work as defined in this chapter. This chapter does not apply to students of social work whose activities are conducted within a course of professional education in social work.</p>
Kansas	<i>No exemptions found</i>
Kentucky	<p>Kentucky Revised Statutes Chapter 335 Social Work 335.010 Purposes -- Exemptions -- Amnesty period.</p> <p>(1) It is the purpose and policy of the Commonwealth of Kentucky to protect the public from being misled by incompetent and unauthorized persons, and from unprofessional conduct on the part of qualified social workers by providing regulatory authority over persons who hold themselves out to the public as social workers.</p> <p>(2) The purpose of KRS 335.010 to 335.160 and KRS 335.990 is to promote high standards of professional performance for those engaged in the profession of social work by regulating the title, and by setting standards of qualification, training, and experience for those who seek to engage in the practice of social work.</p> <p>(3) Nothing contained in KRS 335.010 to 335.160 and KRS 335.990 shall be applicable to employees of the State Department of Education or local boards of education who meet the certification requirements in the area of social work as established, or</p>

	<p>which may be established, by the Kentucky Board of Education. Nor shall anything in KRS 335.010 to 335.160 and KRS 335.990 be construed to apply to, limit, or restrict the regulation of the title, setting of standards, qualifications, training, or experience of those who seek to engage in the practice of social work and who have been, or will be, certified by the Kentucky Board of Education for the position for which they have been employed.</p> <p>(4) Nothing contained in KRS 335.010 to 335.160 and KRS 335.990 shall require persons employed by the Commonwealth of Kentucky, the director or administrative head of a social service agency or division of a city, county or urban-county government, or applicants for such employment to be licensed. (5) (a) Nothing contained in KRS 335.010 to 335.160 and KRS 335.990 shall require persons employed by an organization that is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code, and provides evidence of its tax-exempt status, to be licensed. (b) The provisions of KRS 335.010 to 335.160 and KRS 335.990 shall not be construed to apply to, limit, or restrict the regulation of the title, setting of standards, qualifications, training, and experience of those engaged as employees of a tax-exempt organization in the practice of social work. (c) The exemption provided in this subsection shall not apply to the practice of clinical social work, which shall be undertaken only by a certified social worker licensed pursuant to KRS 335.080 or a licensed clinical social worker licensed pursuant to KRS 335.100. (6) Nothing contained in KRS 335.010 to 335.160 and 335.990 shall prohibit volunteer health practitioners from providing services under KRS 39A.350 to 39A.366. (7) Beginning on July 12, 2012, and continuing through December 31, 2016, there shall exist an amnesty period during which no disciplinary action, administrative fees, or fines shall be imposed by the board for unlicensed practice against an individual who is currently serving or who formerly served as an employee of a tax-exempt organization specified in subsection (5) of this section.</p>
<p>Louisiana</p>	<p>Louisiana Revised Statutes Title 37 Chapter 35 Social Workers</p> <p>Section 2722 Exclusions</p> <p>A. No provision of this Chapter shall be construed to prohibit:</p> <p>(1) The activities and services of a student pursuing a course of study in a social work educational program accredited by the Council on Social Work Education if these activities and services constitute a part of the supervised course of study.</p> <p>(2) Subsidiary workers in the agencies and offices of individuals licensed, certified, or registered to practice social work in this state from assisting in the rendering of services to clients under the personal and responsible supervision and direction of such persons.</p> <p>(3) Qualified members of other professional groups from doing work of a psychosocial nature within their legal scope of practice consistent with the standards and ethics of their respective professions, provided that they shall not hold themselves out to the public by any title or description of services incorporating the term social worker, or that they shall not state or imply that they are licensed, certified, or registered to practice social work.</p> <p>(4) Non-social work degreed governmental employees from performing their assigned job responsibilities.</p> <p>B. An individual licensed to practice social work in another jurisdiction may, upon prior written application to the board, practice social work in this jurisdiction within the scope of practice designated by such license no more than thirty days per year</p>

	<p>without applying for a license. Practice privileges under this Subsection shall apply only if the requirements for a license in such other jurisdictions are substantially similar to the requirements for licensure in this jurisdiction. The thirty-day period shall commence on the date of receipt by the board of the written application. The practitioner who provides services under this Subsection shall be deemed to have submitted to the jurisdiction of the applicable board and be bound by the laws of this state.</p> <p>C. An individual licensed to practice social work in another jurisdiction who is providing services within the scope of practice designated by such license and in response to a disaster declared by the appropriate authority or governor of the state may, upon prior written notice of the board, provide such services in this jurisdiction for a period of time not to exceed sixty consecutive days per year without applying for a license. The practitioner who provides services under this Subsection shall be deemed to have submitted to the jurisdiction of the board and be bound by the laws of this state.</p>
<p>Maine</p>	<p>Maine Revised Statutes Title 32 Chapter 83 Social Workers Section 7002. Unlicensed practice Notwithstanding Title 17-A, section 4-A, any person who makes a representation to the public or uses the title of social worker, unless licensed by the board, as a licensed clinical social worker, licensed master social worker, certified social worker or a licensed social worker is subject to the provisions of Title 10, section 8003-C. Any person performing the functions of a social worker as a part of a profession or occupation or in a voluntary capacity is not subject to this section.</p>
<p>Maryland</p>	<p>Maryland Health Occupations Code Section 19-301. License required; exceptions; practice without license (a) In general. -- Except as otherwise provided in this title, an individual shall be: (1) Licensed by the Board before the individual may practice social work in this State while representing oneself as a social worker; or (2) Licensed as a certified social worker-clinical before the individual may practice clinical social work in this State. (b) Exceptions. -- This section does not apply to: (1) An individual employed by any agency of the federal government while performing the duties of that employment; (2) An individual licensed as a social worker in another state while responding to an emergency in this State; (3) An individual who: (i) Is licensed to practice social work in any other state; (ii) Has an application for a license pending before the Board; and (iii) Meets requirements established by the Board in regulations; or (4) A student while pursuing a supervised course of study in a social work program that is accredited or is a candidate for accreditation by the Council on Social Work Education. (c) Practice without license. -- An individual may not practice social work without a license under subsection (b)(3) of this section for more than 6 months.</p>
<p>Massachusetts</p>	<p>258 CMR 9.00: Licensure Requirements and Procedures 9.02: Exceptions to General Licensure Requirement (1) Exception for State, County and Municipal Employees - Nothing in 258 CMR 9.01 above shall be construed to prevent an individual who does not possess a license issued by the Board from engaging in the practice of social work, performing or offering to perform social work services, or representing himself or herself to the</p>

public as a social worker, as long as he or she does so exclusively in his or her capacity as an employee of the Commonwealth of Massachusetts or a unit of county or municipal government located within the Commonwealth of Massachusetts, and as long as licensure is not required by some other applicable provision of law.

(2) Exception for Social Work Students - Nothing in 258 CMR 9.01 above shall be construed to prevent an individual who does not possess a license issued by the Board, but who is duly enrolled as a student in an undergraduate or graduate school of social work accredited by the Council on Social Work Education, from engaging in the practice of social work or performing or offering to perform social work services, as long as he or she complies with all of the following conditions:

(a) The student performs all such social work services under the direct personal supervision of:

- an individual who holds a license to practice social work in the Commonwealth of Massachusetts as a Licensed Independent Clinical Social Worker or Licensed Certified Social Worker;
- an individual who meets the requirements for licensure in the Commonwealth of Massachusetts as a Licensed Independent Clinical Social Worker or Licensed Certified Social Worker, but is exempt from the licensure requirement pursuant to 258 CMR 9.02(1); or
- a member of the faculty of the undergraduate or graduate school of social work in which the student is enrolled;

(b) The student is designated or identified as a "social work student", "social work intern", "social work trainee", or by a similar title which clearly indicates his or her training status, at all times while performing such social work services; and

(c) The student does not hold himself or herself out to the public by any title or description which states or implies that he or she is licensed to practice social work in the Commonwealth of Massachusetts.

(3) Exception for Practice While License Application is Pending - Nothing in 258 CMR 9.01 above shall be construed to prevent an individual who has filed a license application with the Board for licensure as a social worker, but whose license application has not yet been finally approved or denied by the Board, from engaging in the practice of social work or performing or offering to perform social work services, as long as he or she meets all of the following conditions:

(a) That individual is authorized to take the examination prescribed by 258 CMR 9.00 for the level of licensure for which he or she has applied, and has not previously failed that examination more than once;

(b) That individual performs all such social work services under the direct personal supervision of:

- an individual who holds a license to practice social work in the Commonwealth of Massachusetts as a Licensed Independent Clinical Social Worker or Licensed Certified Social Worker; or
- an individual who meets the requirements for licensure in the Commonwealth of Massachusetts as a Licensed Independent Clinical Social Worker or Licensed Certified Social Worker, but is exempt from the licensure requirement pursuant to 258 CMR 9.02(1);

(c) That individual is designated or identified as a "social work intern", "social work trainee", or by a similar title which clearly indicates his or her training status, at all times while performing such social work services; and

	<p>(d) That individual does not hold himself or herself out to the public by any title or description which states or implies that he or she is licensed to practice social work in the Commonwealth of Massachusetts.</p>
Michigan	<p>Michigan Public Health Code Act 368 of 1978 333.18506a Applicability of part. (1) This part does not apply to any of the following: (a) An individual who is engaged in a course of study leading to a degree in social work and participating in an internship or field placement supervised by a licensed master's social worker. (b) An individual who is not licensed or otherwise authorized under this part to engage in the practice of social work at the bachelor's or master's level or registered as a social service technician who donates his or her services, other than psychotherapy services, to a charitable nonprofit organization so long as the individual does not hold himself or herself out to the public as a social worker licensed, registered, or otherwise authorized under this part. (c) An ordained cleric or other religious practitioner if elements of section 18501(f) or (g) are incidental to his or her religious duties performed under the auspices or recognition of a church, denomination, religious association, or sect that has tax-exempt status pursuant to section 501(c)(3) of the internal revenue code of 1986, if he or she does not hold himself or herself out as a social worker licensed, registered, or otherwise authorized under this part. (d) A certified, licensed, or otherwise statutorily recognized member of any other profession who practices his or her profession as authorized by law so long as the individual does not hold himself or herself out to the public as a social worker licensed, registered, or otherwise authorized under this part. (e) An individual who is a participant in a self-help, peer counseling, or support services program provided by either a charitable or labor organization exempt from taxation under section 501(c)(3) or 501(c)(5) of the internal revenue code of 1986, so long as the individual does not hold himself or herself out to the public as a social worker licensed, registered, or otherwise authorized under this part. The exemption for a participant in a program described under this subdivision does not otherwise provide an exemption from licensure or registration under this part for an employee of the charitable or labor organization not otherwise authorized to engage in activities or use a title regulated under this part. (f) An individual whose duties may include some or all of the activities described in section 18501(1)(f) as long as he or she is trained and does not hold himself or herself out as an individual licensed or registered under this part or does not use a title regulated by this part, or both. (2) This part does not prohibit an individual who holds a bachelor's, master's, or doctorate degree in social work from an accredited college or university from using a title including "social work" if the individual does not engage in the practice of social work at the bachelor's or master's level.</p>
Minnesota	<p>Minnesota Statutes Chapter 148E Board of Social Work Practice 148E.065 Exemptions Subdivision 1. Other professionals. Nothing in this chapter may be construed to prevent members of other professions or occupations from performing functions for which they are qualified or licensed. This exception includes but is not limited to: licensed physicians, registered nurses, licensed practical nurses, licensed</p>

	<p>psychologists, psychological practitioners, probation officers, members of the clergy and Christian Science practitioners, attorneys, marriage and family therapists, alcohol and drug counselors, professional counselors, school counselors, and registered occupational therapists or certified occupational therapist assistants. These persons must not, however, hold themselves out to the public by any title or description stating or implying that they are engaged in the practice of social work, or that they are licensed to engage in the practice of social work. Persons engaged in the practice of social work are not exempt from the board's jurisdiction solely by the use of one of the titles in this subdivision.</p> <p>Subd. 2. Students. An internship, externship, or any other social work experience that is required for the completion of an accredited program of social work does not constitute the practice of social work under this chapter. Students exempted under this section may use the title "social work intern."</p> <p>Subd. 3. [Repealed, 2012 c 197 art 1 s 19]</p> <p>Subd. 4. [Expired, 2012 c 197 art 1 s 11]</p> <p>Subd. 4a. City, county, and state social workers. Beginning July 1, 2016, the licensure of city, county, and state agency social workers is voluntary, except an individual who is newly employed by a city or state agency after July 1, 2016, must be licensed if the individual who provides social work services, as those services are defined in section 148E.010, subdivision 11, paragraph (b), is presented to the public by any title incorporating the words "social work" or "social worker."</p> <p>Subd. 5. [Expired, 2012 c 197 art 1 s 13]</p> <p>Subd. 5a. Tribes and private nonprofit agencies; voluntary licensure. (a) The licensure of social workers who are employed by federally recognized tribes is voluntary. (b) The licensure of private, nonprofit, nontribal agency social workers whose primary service focus addresses ethnic minority populations, and who are themselves members of ethnic minority populations within those agencies, is voluntary until July 1, 2016, when newly employed individuals who practice social work must be licensed as required under section 148E.055, subdivision 1.</p>
<p>Mississippi</p>	<p>Mississippi Code Title 73 Chapter 53 Licensing and Regulation of Social Workers</p> <p>Section 73-53-5. Construction of provisions</p> <p>(1) No provision in this chapter shall be construed to prevent individuals licensed or certified by this state, whose activities overlap with the practice of social work, from carrying out the functions covered by their respective licenses or certificates, or to prevent ministers or individuals engaged in professional counseling who have recognized professional degrees in counseling, guidance or a related counseling field, whose activities overlap with the practice of social work, from carrying out the functions for which they have been trained, provided that such ministers or individuals shall not hold themselves out to the public by any title set out in this chapter.</p> <p>(2) No provision in this chapter shall be construed to apply to or in any way interfere with any office, officer, agency or employee of the United States of America, while such office, officer, agency or employee is engaging in the performance of official duties within the course and scope of such employment or duties.</p> <p>(3) No provision of this chapter shall be construed to apply to or in any way interfere with an individual who performs services described by this chapter solely for the benefit of a member of that individual's family without compensation.</p>

	<p>(4) No provision of this chapter shall be construed to apply to or in any way interfere with the activities and services of a student while pursuing a course of professional education qualifying as education under this chapter if these activities or services constitute a part of such student’s supervised course of study and such activities are supervised by a licensee under this chapter.</p>
Missouri	<p>Missouri Revised Statutes Title XXII Occupations and Professions 337.603. License required — exemptions from licensure. — No person shall use the title of "licensed clinical social worker" or "clinical social worker", or engage in the practice of clinical social work in this state, unless the person is licensed as required by the provisions of sections 337.600 to 337.689. Only individuals who are licensed clinical social workers shall practice clinical social work. Sections 337.600 to 337.689 shall not apply to:</p> <p>(1) Any person registered, certificated, or licensed by this state, another state, or any recognized national certification agent acceptable to the committee to practice any other occupation or profession while rendering services similar in nature to clinical social work in the performance of the occupation or profession which the person is registered, certificated, or licensed; and</p> <p>(2) The practice of any social worker who is employed by any agency or department of the state of Missouri while discharging the person's duties in that capacity.</p>
Montana	<p><i>No exemptions found</i></p>
Nebraska	<p>Nebraska Statutes relating to Mental Health Practice Act: Marriage and Family Therapy, Professional Counseling, Social Work 38-2121. License; required; exceptions. The requirement to be licensed as a mental health practitioner pursuant to the Uniform Credentialing Act in order to engage in mental health practice shall not be construed to prevent:</p> <p>(1) Qualified members of other professions who are licensed, certified, or registered by this state from practice of any mental health activity consistent with the scope of practice of their respective professions;</p> <p>(2) Alcohol and drug counselors who are licensed by the Division of Public Health of the Department of Health and Human Services and problem gambling counselors who are certified by the Department of Health and Human Services prior to July 1, 2013, or by the Nebraska Commission on Problem Gambling beginning on July 1, 2013, from practicing their profession. Such exclusion shall include students training and working under the supervision of an individual qualified under section 38-315; 5</p> <p>(3) Any person employed by an agency, bureau, or division of the federal government from discharging his or her official duties, except that if such person engages in mental health practice in this state outside the scope of such official duty or represents himself or herself as a licensed mental health practitioner, he or she shall be licensed;</p> <p>(4) Teaching or the conduct of research related to mental health services or consultation with organizations or institutions if such teaching, research, or consultation does not involve the delivery or supervision of mental health services to individuals or groups of individuals who are themselves, rather than a third party, the intended beneficiaries of such services;</p> <p>(5) The delivery of mental health services by:</p>

	<p>(a) Students, interns, or residents whose activities constitute a part of the course of study for medicine, psychology, nursing, school psychology, social work, clinical social work, counseling, marriage and family therapy, or other health care or mental health service professions; or</p> <p>(b) Individuals seeking to fulfill postgraduate requirements for licensure when those individuals are supervised by a licensed professional consistent with the applicable regulations of the appropriate professional board;</p> <p>(6) Duly recognized members of the clergy from providing mental health services in the course of their ministerial duties and consistent with the codes of ethics of their profession if they do not represent themselves to be mental health practitioners;</p> <p>(7) The incidental exchange of advice or support by persons who do not represent themselves as engaging in mental health practice, including participation in self-help groups when the leaders of such groups receive no compensation for their participation and do not represent themselves as mental health practitioners or their services as mental health practice;</p> <p>(8) Any person providing emergency crisis intervention or referral services or limited services supporting a service plan developed by and delivered under the supervision of a licensed mental health practitioner, licensed physician, or a psychologist licensed to engage in the practice of psychology if such persons are not represented as being licensed mental health practitioners or their services are not represented as mental health practice; or</p> <p>(9) Staff employed in a program designated by an agency of state government to provide rehabilitation and support services to individuals with mental illness from completing a rehabilitation assessment or preparing, implementing, and evaluating an individual rehabilitation plan.</p>
<p>Nevada</p>	<p>Nevada Revised Statutes Chapter 641B Social Workers</p> <p>641B.040 Applicability of chapter. The provisions of this chapter do not apply to:</p> <ol style="list-style-type: none"> 1. A physician who is licensed to practice in this State; 2. A nurse who is licensed to practice in this State; 3. A person who is licensed as a psychologist pursuant to chapter 641 of NRS; 4. A person who is licensed as a marriage and family therapist or marriage and family therapist intern pursuant to chapter 641A of NRS; 5. A person who is licensed as a clinical professional counselor or clinical professional counselor intern pursuant to chapter 641A of NRS; 6. A person who is licensed as an occupational therapist or occupational therapy assistant pursuant to NRS 640A.010 to 640A.230, inclusive; 7. A person who is licensed as a clinical alcohol and drug abuse counselor, licensed or certified as an alcohol and drug abuse counselor, or certified as a clinical alcohol and drug abuse counselor intern, an alcohol and drug abuse counselor intern, a problem gambling counselor or a problem gambling counselor intern, pursuant to chapter 641C of NRS; 8. Any member of the clergy; 9. A county welfare director; 10. Any person who may engage in social work or clinical social work in his or her regular governmental employment but does not hold himself or herself out to the public as a social worker; or 11. A student of social work and any other person preparing for the profession of social work under the supervision of a qualified social worker in a training institution

	<p>or facility recognized by the Board, unless the student or other person has been issued a provisional license pursuant to paragraph (b) of subsection 1 of NRS 641B.275. Such a student must be designated by the title “student of social work” or “trainee in social work,” or any other title which clearly indicates the student’s training status.</p>
<p>New Hampshire</p>	<p>New Hampshire Statutes Title XXX Occupations and Professions 330-A:34 Persons Exempted. – I. Nothing in this chapter shall be construed to limit: (a) The psychotherapy activities, services, or use of official title of a person in the employ of a federal, state, county, or municipal agency, other political subdivision, or duly chartered educational institution, insofar as such activities and services are a part of the duties of such person in that salaried position. (b) The psychotherapy activities and services of a student, intern, or resident in a mental health discipline regulated by the board, who is pursuing a course of study approved by a regionally accredited degree-granting institution or at another training site approved as providing qualifying training and experience constituting a part of the supervised course of study. (c) The counseling activities and services of rabbis, priests, ministers, Christian Science practitioners, clergy, or members of religious orders when their 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 recognized church or denomination. (d) The psychotherapy activities and services of any other person providing mental health services as an employee of or consultant to an institution, facility, or nonprofit institution or agency which provides clinical mental health services and which provides clinical supervision of its staff and which assumes professional, ethical, and legal responsibility for such mental health services. (e) The psychotherapy activities and services of physicians licensed under RSA 329, and advanced registered nurse practitioners, licensed under RSA 326-B:18. II. This chapter shall not be construed to prevent or restrict the mental health practice activities of individuals who volunteer their services to non-profit charitable organizations and receive no remuneration for their services.</p>
<p>New Jersey</p>	<p>New Jersey Board of Social Workers’ Law 45:15BB-5. Nonapplicability of act The provisions of this act shall not apply to the following persons: a. A person authorized by the laws of this State to practice medicine and surgery, psychology, marriage counseling, chiropractic, acupuncture, physical therapy, occupational therapy, speech pathology and audiology, nursing or any other profession licensed by the State, when acting within the scope of the person's profession or occupation and doing work of a nature consistent with the person's training, if the person does not hold himself out to the public as possessing a license or certificate issued pursuant to this act; b. A student enrolled in an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education, if the student is practicing as part of a supervised course of study and is clearly designated by the title "social work intern"; c. A person certified as a school social worker by the State Department of Education, but only when performing services on behalf of a local school district to students for whom the school district is responsible to provide services;</p>

	<p>d. A rabbi, priest, minister, Christian Science practitioner or clergyman of any religious denomination or sect, when engaging in activities, which are within the scope of the performance of the person's regular or specialized ministerial duties and for which no separate charge is made, or when these activities are performed, with or without charge, for or under the auspices or sponsorship, individually or in conjunction with others, of an established and legally cognizable church, denomination, or sect, and when the person rendering services remains accountable to the established authority thereof;</p> <p>e. A person engaged in the practice of alcohol or drug abuse intervention, prevention, or treatment if the person does not advertise or use any title, name, or description, the use of which is restricted by section 4 of this act;</p> <p>f. An employee of the State or a political subdivision thereof which is subject to the provisions of Title 11A, Civil Service, of the New Jersey Statutes, but only in the course of this employment;</p> <p>g. An employee of a nonprofit organization with a master's degree in a mental health discipline other than social work, who performs psychotherapeutic counseling under the supervision of a licensed clinical social worker or other State-licensed mental health professional; and</p> <p>h. An employee or volunteer of a nonprofit organization who performs any social work service other than psychotherapeutic counseling, but only in the course of this employment or volunteer activity, and if the person does not advertise or use any title or name the use of which is restricted by section 4 of P.L.1991, c.134 (C.45:15BB-4)</p>
<p>New Mexico</p>	<p>New Mexico Statutes Article 31 Social Work Practice 61-31-5. Exemptions. (Repealed effective July 1, 2022.) Nothing in the Social Work Practice Act [61-31-1 NMSA 1978] shall be construed to prevent qualified members of other recognized professions that are licensed, certified or regulated under New Mexico law or regulation from rendering services within the scope of their license, certification or regulation, provided they do not represent themselves as licensed social workers.</p>
<p>New York</p>	<p>New York Education Law Article 154 Social Work Section 7706. Exempt persons. Nothing contained in this article shall be construed to:</p> <ol style="list-style-type: none"> 1. Apply to the practice, conduct, activities, services or use of any title by any person licensed or otherwise authorized to practice medicine within the state pursuant to article one hundred thirty-one of this title or by any person registered to perform services as a physician assistant within the state pursuant to article one hundred thirty-one-B of this title or by any person licensed or otherwise authorized to practice psychology within this state pursuant to article one hundred fifty-three of this title or by any person licensed or otherwise authorized to practice nursing as a registered professional nurse or nurse practitioner within this state pursuant to article one hundred thirty-nine of this title or by any person licensed or otherwise authorized to practice occupational therapy within this state pursuant to article one hundred fifty-six of this title or by any person licensed or otherwise authorized to practice mental health counseling, marriage and family therapy, creative arts therapy, or psychoanalysis within the state pursuant to article one hundred sixty-three of this title or by any person licensed or otherwise authorized to practice applied behavior analysis within the state pursuant to article one hundred sixty-seven of this title;

provided, however, that no physician, physician assistant, registered professional nurse, nurse practitioner, psychologist, occupational therapist, licensed mental health counselor, licensed marriage and family therapist, licensed creative arts therapist, licensed psychoanalyst, licensed behavior analyst or certified behavior analyst assistant may use the titles "licensed clinical social worker" or "licensed master social worker", unless licensed under this article.

2. Prevent or prohibit an individual possessing a baccalaureate of social work degree or its equivalent from the performance of activities and services within the scope of practice of licensed master social work as defined in paragraphs (a) and (b) of subdivision one of section seventy-seven hundred one of this article under supervision by a licensed master social worker, a licensed clinical social worker or in accordance with the commissioner's regulations.

3. Prevent or prohibit a licensed master social worker from the performance of activities and services within the scope of practice of licensed clinical social work as defined in subdivision two of section seventy-seven hundred one of this article in a facility setting and under supervision in accordance with the commissioner's regulations.

4. Prevent or prohibit the performance of activities and services within the scope of practice of licensed master social work as defined in subdivision one of section seventy-seven hundred one of this article by individuals, churches, schools, teachers, organizations, or not-for-profit businesses which are providing instruction, advice, support, encouragement or information to individuals, families and relational groups.

5. Prevent or prohibit the performance of activities and services within the scope of practice of licensed master social work or licensed clinical social work as defined in section seventy-seven hundred one of this article by the following:

- a. any individual who is credentialed under any law, including attorneys, rape crisis counselors, credentialed alcoholism and substance abuse counselors whose scope of practice includes the practices defined in section seventy-seven hundred one of this article from performing or claiming to perform work authorized by applicable provisions of this chapter and the mental hygiene law;
- b. provision of pastoral counseling services by any member of the clergy or Christian science practitioner, from providing pastoral counselling services within the context of his or her ministerial charge or obligation;
- c. students who are enrolled in a baccalaureate of social work or professional graduate level social work program of study, and which are required to perform as part of the field work component of that program, services provided under the supervision of a field work supervisor approved by the program;
- d. on the part of a student or trainee who is enrolled in an institution or program registered by the department or accredited by an accrediting organization acceptable to the department to provide training in a discipline or profession, other than social work or clinical social work, that is licensed pursuant to this title, where such activities and services are authorized within the definition of the scope of practice of the profession, or discipline in which he or she is being trained as set forth in the education law or the commissioner's regulations, provided that such services are performed under the regular and ongoing supervision of a licensee in the profession or discipline in which he or she is being trained who assumes professional responsibility for the services performed under his or her supervision and that such activities and the provision of such services are a formal part of the professional training program in which he or she is enrolled;

e. any federal, state, county or municipal employee performing clinical social work services upon the effective date of this section for the period during which they maintain such employment with such governmental unit within the context of such employment and shall be limited to the services provided upon such effective date; and

f. any employee performing clinical social work services on the effective date of this section for the period during which they maintain such employment with such entity within the context of such employment, and shall be limited to the services provided prior to such effective date.

6. Prohibit the practice of licensed master social work or licensed clinical social work, to the extent permissible within the scope of practice of such professions, by any not-for-profit corporation or education corporation providing services within the state of New York and operating under a waiver pursuant to section sixty-five hundred three-a of this title, provided that such entities offering licensed master social work or licensed clinical social work services shall only provide such services through an individual appropriately licensed or otherwise authorized to provide such services or a professional entity authorized by law to provide such services.

7. Prevent a person without a license from performing assessments such as basic information collection, gathering of demographic data, and informal observations, screening and referral used for general eligibility for a program or service and determining the functional status of an individual for the purpose of determining need for services unrelated to a behavioral health diagnosis or treatment plan. Such licensure shall not be required to create, develop or implement a service plan unrelated to a behavioral health diagnosis or treatment plan. Such service plans shall include, but are not limited to, job training and employability, housing, general public assistance, in home services and supports or home-delivered meals, investigations conducted or assessments made by adult or child protective services, adoption home studies and assessments, family service plans, transition plans and permanency planning activities, de-escalation techniques, peer services or skill development. A license under this article shall not be required for persons to participate as a member of a multi-disciplinary team to implement a behavioral health services or treatment plan; provided however, that such team shall include one or more professionals licensed under this article or articles one hundred thirty-one, one hundred fifty-three or one hundred sixty-three of this chapter; and provided, further, that the activities performed by members of the team shall be consistent with the scope of practice for each team member licensed or authorized under title VIII of this chapter, and those who are not so authorized may not engage in the following restricted practices: the diagnosis of mental, emotional, behavioral, addictive and developmental disorders and disabilities; patient assessment and evaluating; the provision of psychotherapeutic treatment; the provision of treatment other than psychotherapeutic treatment; and/or the development and implementation of assessment-based treatment plans as defined in section seventy-seven hundred one of this article. Provided, further, that nothing in this subdivision shall be construed as requiring a license for any particular activity or function based solely on the fact that the activity or function is not listed in this subdivision.

Section 7707. Special provisions.

Any person who is licensed as a certified social worker on the effective date of this article shall be licensed as a licensed master social worker without meeting any additional requirements.

	<p>Any person who possesses a master's of social work degree on the effective date of this section, who has five years of post-graduate social work employment and meets the requirements for a license pursuant to this article, except for examination, and who files with the department within one year of the effective date of this section shall be licensed as a licensed master social worker.</p> <p>Any person who is licensed as a certified social worker on the effective date of this section and who has been authorized pursuant to section three thousand two hundred twenty-one or section four thousand three hundred three of the insurance law shall be licensed as a licensed clinical social worker without meeting any additional requirements.</p> <p>Any person who is licensed as a certified social worker on the effective date of this section, but who has not received authorization pursuant to section three thousand two hundred twenty-one or four thousand three hundred three of the insurance law, who files with the department within one year of the effective date of this section an application pursuant to subdivision two of section seventy-seven hundred four of this article, who demonstrates to the satisfaction of the department that they meet the experience requirements for authorization pursuant to section three thousand two hundred twenty-one or four thousand three hundred three of the insurance law, shall be licensed as a licensed clinical social worker without meeting any further requirements.</p> <p>Licensed master social workers and licensed clinical social workers may use accepted classifications of signs, symptoms, dysfunctions and disorders, including, but not limited to, classifications used in the practice setting for the purpose of providing mental health services.</p>
<p>North Carolina</p>	<p>North Carolina Statutes Chapter 90B</p> <p>Section 90B-10. Exemption from certain requirements.</p> <p>(a) Applicants who were engaged in the practice of social work before January 1, 1984, shall be exempt from the academic qualifications required by this act for Certified Social Workers and Certified Social Work Managers and shall be certified upon passing the Board examination and meeting the experience requirements, if any, for certification of persons in that classification.</p> <p>(b) The following may engage in clinical social work practice without meeting the requirements of G.S. 90B-7(d):</p> <p>(1) Repealed by Session Laws 2007-379, s. r, effective August 19, 2007.</p> <p>(2) A student completing a clinical requirement for graduation while pursuing a course of study in social work in an institution accredited by or in candidacy status with the Council on Social Work Education.</p> <p>(3) Repealed by Session Laws 2007-379, s. 4, effective August 19, 2007.</p> <p>(c) Notwithstanding the requirements of G.S. 90B-16, any individual who is employed by an agency of a local or State governmental entity, and who is in a position holding the title of 'Social Worker' or any variation of the name, and whose position title is derived from the Office of State Personnel Social Work Series may use the title 'Social Worker' or any variation of the title. This includes persons in such positions in counties whose classification and compensation systems have been certified as substantially equivalent by the State Personnel Commission and persons serving in such positions in Human Services agencies created by counties pursuant to G.S. 153A-77.</p>

<p>North Dakota</p>	<p>North Dakota Century Code Chapter 43-41 Social Workers</p> <p>43-41-02. Social work practice - Exceptions.</p> <ol style="list-style-type: none"> 1. Nothing in this chapter may be construed to prevent any person from doing work within the standards and ethics of that person's profession and calling, provided that the person does not present to the public, by title or description of services, that the person is engaging in social work practice. 2. Nothing in this chapter may be construed to prevent students who are enrolled in programs of study leading to social work degrees from interning with a licensed social worker, a licensed certified social worker, or a licensed independent clinical social worker. 3. Nothing in this chapter prevents the employment of, or volunteering by, individuals in nonprofit agencies or community organizations provided these persons do not hold themselves out to the public as being social workers. 4. Nothing in this chapter prevents the employment of social work designees by hospitals, basic care facilities, or skilled nursing facilities, provided these individuals work under the direction of a social worker or social work consultant licensed under this chapter and that the board be notified of the name of the designee's employer and the name of the licensee who is providing direction or consultation to the designees. 5. This chapter does not require public or appointed officials or administrators, acting in that capacity, or any other social or human service administrators who do not hold themselves out to the public as social workers, by title or description of services, to be licensed under this chapter. 6. This chapter does not prevent individuals with master's or doctoral degrees in the field of counseling with specialization in mental health from serving as counselors or therapists in mental health in state institutions or regional human service centers, if they do not hold themselves out to the public as social workers.
<p>Northern Mariana Islands</p>	<p>Northern Mariana Islands Administrative Code Title 140 Commonwealth Healthcare Corporation</p> <p>Section 140-50.3- 002302 Exemptions.</p> <p>Licensure shall not be required of:</p> <ol style="list-style-type: none"> (a) Any licensed person doing work within the scope of practice or duties of the person's profession that overlaps with the practice of social work; provided that the person does not hold him/herself out to be a social worker; (b) Any student enrolled in an educational institution in a recognized program of study leading toward attainment of a degree in social work; provided that the student's activities and services are part of a prescribed course of study supervised by the educational institution, and the student is identified by an appropriate title such as "social work student", or any other title which clearly indicates the student's training status; (c) Any person in the practice of a religious ministry; provided that the person functions only within the person's capacities as a member of a religious ministry; and provided further that the person does not hold him/herself out to be a social worker; or (d) Any person who is obtaining supervised clinical experience for licensure as a psychologist, marriage and family therapist, or as another licensed professional; provided that the person does not hold him/herself out to be a social worker.

Ohio

[Ohio Revised Code Chapter 4757 Counselors, Social Workers, Marriage and Family Therapists](#)

4757.41 Exemptions.

(A) This chapter shall not apply to the following:

- (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;
- (2) Psychologists or school psychologists licensed under Chapter 4732. of the Revised Code;
- (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;
- (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;
- (5) Any person who is not licensed under this chapter as a licensed professional clinical counselor, licensed professional counselor, independent social worker, or social worker and is employed in the civil service as defined in section 124.01 of the Revised Code while engaging in professional counseling or social work as a civil service employee, if on the effective date of this amendment the person has at least two years of service in that capacity;
- (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) 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;
- (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;
- (9) Members of labor organizations who hold union counselor certificates while performing services in their official capacity as union counselors;
- (10) Any person employed in a hospital as defined in section 3727.01 of the Revised Code or in a nursing home as defined in section 3721.01 of the Revised Code while providing as a hospital employee or nursing home employee, respectively, social

	<p>services other than counseling and the use of psychosocial interventions and social psychotherapy;</p> <p>(11) A vocational rehabilitation professional who is providing rehabilitation services to individuals under section 3304.17 of the Revised Code, or holds certification by the commission on rehabilitation counselor certification and is providing rehabilitation counseling services consistent with the commission's standards;</p> <p>(12) A caseworker not licensed under this chapter as an independent social worker or social worker who is employed by a public children services agency under section 5153.112 of the Revised Code.</p> <p>(B) Divisions (A)(5) and (10) of this section do not prevent a person described in those divisions from obtaining a license or certificate of registration under this chapter.</p> <p>(C) [See 130th General Assembly File No. TBD, HB 232, Section3] Except as provided in divisions (A) and (D) of this section, no employee in the service of the state, including public employees as defined by Chapter 4117. of the Revised Code, shall engage in the practice of professional counseling, social work, or marriage and family therapy without the appropriate license issued by the board. Failure to comply with this division constitutes nonfeasance under section 124.34 of the Revised Code or just cause under a collective bargaining agreement. Nothing in this division restricts the director of administrative services from developing new classifications related to this division or from reassigning affected employees to appropriate classifications based on the employee's duties and qualifications.</p> <p>(D) Except as provided in division (A) of this section, an employee who was engaged in the practice of professional counseling, social work, or marriage and family therapy in the service of the state prior to the effective date of this amendment, including public employees as defined by Chapter 4117. of the Revised Code, shall comply with division (C) of this section within two years after the effective date of this amendment. Any such employee who fails to comply shall be removed from employment.</p> <p>(E) Nothing in this chapter prevents a public children services agency from employing as a caseworker a person not licensed under this chapter as an independent social worker or social worker who has the qualifications specified in section 5153.112 of the Revised Code.</p>
<p>Oklahoma</p>	<p>Oklahoma Statutes Title 59 Professions and Occupations Section59-1251. License required - Exemptions.</p> <p>A. In order to safeguard the welfare of the people of the State of Oklahoma, no person shall engage in the practice of social work for compensation or hold himself or herself forth as performing the services of a social worker unless he or she is licensed under the Social Worker's Licensing Act, nor may any person participate in the delivery of social work service unless under the supervision of a person licensed under these provisions, and no person may use any title, abbreviation, sign, card or device incorporating the words "social worker" or a derivative thereof unless such person has been duly licensed under the provisions of this law.</p> <p>B. Nothing contained herein shall be construed to prevent qualified persons from doing work within the standards and ethics of their respective professions. Provided, that such persons shall not hold themselves out to the public by any title or description of services as being engaged in the practice of social work.</p>

	<p>C. Employees of agencies of the state shall be exempt from the requirements of the Social Worker's Licensing Act as to the performance of their duties as state employees or health care facilities or employees of health care facilities licensed by the state. This exemption shall not apply to persons licensed by the Board of Licensed Social Workers, regardless of their employment.</p> <p>D. 1. As a requirement for licensure, a license obtained pursuant to the Social Worker's Licensing Act shall be posted in a conspicuous place where the services of the social worker obtaining such license are rendered.</p> <p>2. Information regarding the procedure for reporting any unethical or illegal practices pursuant to the Social Worker's Licensing Act shall be made available to the public by the social worker or employer of such social worker, as applicable, in the location where services of the social worker are rendered.</p>
<p>Oregon</p>	<p>Oregon Statutes Chapter 675 Psychologists; Occupational Therapists; Certified Sex Offender Therapists; Regulated Social Workers</p> <p>675.523 License or certification required to practice clinical social work; exceptions. A person may not practice clinical social work unless the person is a clinical social worker licensed under ORS 675.530 or a clinical social work associate certified under ORS 675.537, except if the person is:</p> <p>(1) Licensed or certified by the State of Oregon to provide mental health services, provided that the person is acting within the lawful scope of practice for the person's license or certification and does not represent that the person is a regulated social worker;</p> <p>(2) Certified to provide alcohol and drug abuse prevention services, intervention services and treatment in compliance with rules adopted under ORS 430.256 and 430.357, provided that the person is acting within the lawful scope of practice for the person's certification and does not represent that the person is a regulated social worker;</p> <p>(3) Employed by or contracting with an entity that is certified or licensed by the State of Oregon under ORS 430.610 to 430.695 to provide mental health treatment or addiction services, provided that the person is practicing within the lawful scope of the person's employment or contract;</p> <p>(4) A recognized member of the clergy, provided that the person is acting in the person's ministerial capacity and does not represent that the person is a regulated social worker; or</p> <p>(5) A student in a social work graduate degree program that meets the requirements established by the State Board of Licensed Social Workers by rule.</p>
<p>Pennsylvania</p>	<p><i>No exemptions found</i></p>
<p>Rhode Island</p>	<p>Rhode Island Rules and Regulations For Licensing Clinical Social Workers and Independent Clinical Social Worker</p> <p>Exemptions from Licensure</p> <p>2.2 The provisions of the Act do not apply to the following individuals:</p> <p>2.2.1 Qualified members of other professions or occupations engaging in practices similar in nature to clinical social work; provided, that they are authorized by the laws of this state to engage in similar practices, do not represent themselves as a "licensed clinical social worker" or "licensed independent clinical social worker," and do not characterize their practices as clinical social work;</p> <p>2.2.2 Students engaged in master's level study in a school of social work accredited by the Council on Social Work Education or students engaged in doctorate level study</p>

	<p>in clinical social work in a duly accredited college or university; provided, that the students are practicing as part of a supervised course of study and designated by such titles as "social work intern," "social work trainee," "social work student" or others clearly indicating training status; or</p> <p>2.2.3 State employees. (If a state employee obtains a license, he/she shall maintain compliance with all of the requirements stated herein).</p>
South Carolina	<p>South Carolina Code of Laws Title 40 Chapter 63 Social Workers</p> <p>Section 40-63-290. Persons exempt from licensure requirement.</p> <p>Nothing in this chapter prevents:</p> <p>(1) members of the clergy and licensed, registered, certified, or qualified professionals including, but not limited to, physicians, elementary or secondary teachers, nurses, psychologists, licensed professional counselors, licensed marriage and family therapists, and licensed psychoeducation specialists and attorneys from practicing their professions and delivering similar services within the scope of their respective practices provided they do not hold themselves out to the public by any title or description as being social workers;</p> <p>(2) employees of licensed hospitals in this State from performing services commonly within the definition of social work if the services are performed within the course of and scope of their employment as an employee of the hospital, and the employee is not identified in any way as a social worker;</p> <p>(3) persons from rendering services that are the same as or similar to those within the scope of practice provided for in this chapter if the person receives no remuneration from any source for the rendering of the service and the person is not identified in any way as a social worker;</p> <p>(4) students who are engaged in field placements or other closely supervised practice while enrolled in accredited programs of study leading to social work degrees from practicing social work;</p> <p>(5) employees of the State of South Carolina from performing services commonly within the definition of social work if the services are performed within the course of and scope of their employment with the State, and if he has been specifically trained to perform these services and the employee is not identified in any way as a social worker;</p> <p>(6) social workers so licensed in another jurisdiction may, after notice to the board, practice within the scope of their licenses during or immediately following a declared or recognized emergency for a period not to exceed sixty days.</p>
South Dakota	<i>No exemptions found</i>
Tennessee	<p>Tennessee Code Annotated Title 63 Chapter 23 Social Workers</p> <p>63-23-113. Criteria for use of title of social worker.</p> <p>(a) A social worker is an individual who:</p> <p>(1) Has received a baccalaureate or master's degree in social work from an accredited social work program approved by the council on social work education;</p> <p>(2) Has received a doctorate or Ph.D. in social work; or</p> <p>(3) Is a current licensed social worker, as set forth in § 63-23-102 -- 63-23-105.</p> <p>(b) No person shall hold out to be a social worker unless the person:</p> <p>(1) Has received a baccalaureate or master's degree in social work from an accredited social work school or program;</p> <p>(2) Has received a doctorate or Ph.D. in social work; or</p>

	<p>(3) Is a current licensed social worker, as set forth in § 63-23-102 - 63-23-105.</p> <p>(c) No government entities, public or private agencies, business or organizations in the state shall use the title social worker, or any form of the title, for volunteer or employment positions or within contracts for services, documents, manuals, or reference material, effective July 1, 2005, unless the volunteers or employees in those positions meet the criteria set forth in this section.</p> <p>(d) Any individual meeting the qualifications provided for in 42 CFR 483 may practice as a qualified social worker, as defined in those regulations, in any nursing home licensed in the state and shall not be required to meet the requirements of subsections (a)-(c). Any such individual may not use the title social worker, except in connection with the activities of the nursing home.</p>
<p>Texas</p>	<p><u>Texas Occupations Code Title 3 Subtitle I Chapter 505 Social Workers</u></p> <p>Section 505.003. Applications and Exemptions.</p> <p>(a) This chapter does not apply to:</p> <p>(1) an activity conducted or a service performed by a person who is licensed, certified, or registered in a profession other than social work, including a physician, attorney, registered nurse, licensed vocational nurse, psychologist, occupational therapist, licensed marriage and family therapist, licensed chemical dependency counselor, or licensed professional counselor, if:</p> <p>(A) the activity or service is conducted or performed within the scope of the person's license, certificate, or registration;</p> <p>(B) the person does not use a title listed in Section 505.351; and</p> <p>(C) the person does not:</p> <p>(i) represent the service as social work;</p> <p>(ii) represent that the person is a social worker; or</p> <p>(iii) use a title that implies that the person is licensed in social work;</p> <p>(2) a service performed by a person as a volunteer or staff member if the person does not:</p> <p>(A) represent the service as social work;</p> <p>(B) represent the person as a social worker; or</p> <p>(C) use a title that implies that the person is licensed in social work;</p> <p>(3) an activity conducted by a social work student, intern, or trainee in connection with an institution of higher education accredited by the Council on Social Work Education; or</p> <p>(4) an activity conducted or a service performed by a pastoral care counselor who is acting within the person's ministerial capabilities and who does not use a title that implies that the counselor is licensed in social work, including:</p> <p>(A) a Christian Science practitioner who is recognized by the Church of Christ Scientist as registered and published in the Christian Science Journal; and</p> <p>(B) any other recognized religious practitioner.</p> <p>(b) This chapter does not require a public agency or private employer, including a nonprofit corporation, to employ a person licensed under this chapter.</p> <p>(c) A person who teaches social work at an institution of higher education or a private or independent institution of higher education as those terms are defined by Section 61.003, Education Code, is not required to hold a license under this chapter to the extent the person confines the person's activities to teaching and does not otherwise engage in the practice of social work.</p>

Utah

[Utah Code Title 58 Chapter 1 Part 3 Licensing](#)

58-1-307. Exemptions from licensure.

- (1) Except as otherwise provided by statute or rule, the following individuals may engage in the practice of their occupation or profession, subject to the stated circumstances and limitations, without being licensed under this title:
- (a) an individual serving in the armed forces of the United States, the United States Public Health Service, the United States Department of Veterans Affairs, or other federal agencies while engaged in activities regulated under this chapter as a part of employment with that federal agency if the individual holds a valid license to practice a regulated occupation or profession issued by any other state or jurisdiction recognized by the division;
 - (b) a student engaged in activities constituting the practice of a regulated occupation or profession while in training in a recognized school approved by the division to the extent the activities are supervised by qualified faculty, staff, or designee and the activities are a defined part of the training program;
 - (c) an individual engaged in an internship, residency, preceptorship, postceptorship, fellowship, apprenticeship, or on-the-job training program approved by the division while under the supervision of qualified individuals;
 - (d) an individual residing in another state and licensed to practice a regulated occupation or profession in that state, who is called in for a consultation by an individual licensed in this state, and the services provided are limited to that consultation;
 - (e) an individual who is invited by a recognized school, association, society, or other body approved by the division to conduct a lecture, clinic, or demonstration of the practice of a regulated occupation or profession if the individual does not establish a place of business or regularly engage in the practice of the regulated occupation or profession in this state;
 - (f) an individual licensed under the laws of this state, other than under this title, to practice or engage in an occupation or profession, while engaged in the lawful, professional, and competent practice of that occupation or profession;
 - (g) an individual licensed in a health care profession in another state who performs that profession while attending to the immediate needs of a patient for a reasonable period during which the patient is being transported from outside of this state, into this state, or through this state;
 - (h) an individual licensed in another state or country who is in this state temporarily to attend to the needs of an athletic team or group, except that the practitioner may only attend to the needs of the athletic team or group, including all individuals who travel with the team or group in any capacity except as a spectator;
 - (i) an individual licensed and in good standing in another state, who is in this state:
 - (i) temporarily, under the invitation and control of a sponsoring entity;
 - (ii) for a reason associated with a special purpose event, based upon needs that may exceed the ability of this state to address through its licensees, as determined by the division; and
 - (iii) for a limited period of time not to exceed the duration of that event, together with any necessary preparatory and conclusionary periods; and
 - (j) the spouse of an individual serving in the armed forces of the United States while the individual is stationed within this state, provided:

(i) the spouse holds a valid license to practice a regulated occupation or profession issued by any other state or jurisdiction recognized by the division; and

(ii) the license is current and the spouse is in good standing in the state of licensure.

(2)

(a) A practitioner temporarily in this state who is exempted from licensure under Subsection (1) shall comply with each requirement of the licensing jurisdiction from which the practitioner derives authority to practice.

(b) Violation of a limitation imposed by this section constitutes grounds for removal of exempt status, denial of license, or other disciplinary proceedings.

(3) An individual who is licensed under a specific chapter of this title to practice or engage in an occupation or profession may engage in the lawful, professional, and competent practice of that occupation or profession without additional licensure under other chapters of this title, except as otherwise provided by this title.

(4) Upon the declaration of a national, state, or local emergency, a public health emergency as defined in Section 26-23b-102, or a declaration by the president of the United States or other federal official requesting public health-related activities, the division in collaboration with the board may:

(a) suspend the requirements for permanent or temporary licensure of individuals who are licensed in another state for the duration of the emergency while engaged in the scope of practice for which they are licensed in the other state;

(b) modify, under the circumstances described in this Subsection (4) and Subsection (5), the scope of practice restrictions under this title for individuals who are licensed under this title as:

(i) a physician under Chapter 67, Utah Medical Practice Act, or Chapter 68, Utah Osteopathic Medical Practice Act;

(ii) a nurse under Chapter 31b, Nurse Practice Act, or Chapter 31c, Nurse Licensure Compact;

(iii) a certified nurse midwife under Chapter 44a, Nurse Midwife Practice Act;

(iv) a pharmacist, pharmacy technician, or pharmacy intern under Chapter 17b, Pharmacy Practice Act;

(v) a respiratory therapist under Chapter 57, Respiratory Care Practices Act;

(vi) a dentist and dental hygienist under Chapter 69, Dentist and Dental Hygienist Practice Act; and

(vii) a physician assistant under Chapter 70a, Physician Assistant Act;

(c) suspend the requirements for licensure under this title and modify the scope of practice in the circumstances described in this Subsection (4) and Subsection (5) for medical services personnel or paramedics required to be licensed under Section 26-8a-302;

(d) suspend requirements in Subsections 58-17b-620(3) through (6) which require certain prescriptive procedures;

(e) exempt or modify the requirement for licensure of an individual who is activated as a member of a medical reserve corps during a time of emergency as provided in Section 26A-1-126; and

(f) exempt or modify the requirement for licensure of an individual who is registered as a volunteer health practitioner as provided in Title 26, Chapter 49, Uniform Emergency Volunteer Health Practitioners Act.

(5) Individuals exempt under Subsection (4)(c) and individuals operating under modified scope of practice provisions under Subsection (4)(b):

(a) are exempt from licensure or subject to modified scope of practice for the duration of the emergency;

(b) must be engaged in the distribution of medicines or medical devices in response to the emergency or declaration; and

(c) must be employed by or volunteering for:

(i) a local or state department of health; or

(ii) a host entity as defined in Section 26-49-102.

(6) In accordance with the protocols established under Subsection (8), upon the declaration of a national, state, or local emergency, the Department of Health or a local health department shall coordinate with public safety authorities as defined in Subsection 26-23b-110(1) and may:

(a) use a vaccine, antiviral, antibiotic, or other prescription medication that is not a controlled substance to prevent or treat a disease or condition that gave rise to, or was a consequence of, the emergency; or

(b) distribute a vaccine, antiviral, antibiotic, or other prescription medication that is not a controlled substance:

(i) if necessary, to replenish a commercial pharmacy in the event that the commercial pharmacy's normal source of the vaccine, antiviral, antibiotic, or other prescription medication is exhausted; or

(ii) for dispensing or direct administration to treat the disease or condition that gave rise to, or was a consequence of, the emergency by:

(A) a pharmacy;

(B) a prescribing practitioner;

(C) a licensed health care facility;

(D) a federally qualified community health clinic; or

(E) a governmental entity for use by a community more than 50 miles from a person described in Subsections (6)(b)(ii)(A) through (D).

(7) In accordance with protocols established under Subsection (8), upon the declaration of a national, state, or local emergency, the Department of Health shall coordinate the distribution of medications:

(a) received from the strategic national stockpile to local health departments; and

(b) from local health departments to emergency personnel within the local health departments' geographic region.

(8) The Department of Health shall establish by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, protocols for administering, dispensing, and distributing a vaccine, an antiviral, an antibiotic, or other prescription medication that is not a controlled substance in the event of a declaration of a national, state, or local emergency. The protocol shall establish procedures for the Department of Health or a local health department to:

(a) coordinate the distribution of:

(i) a vaccine, an antiviral, an antibiotic, or other prescription medication that is not a controlled substance received by the Department of Health from the strategic national stockpile to local health departments; and

(ii) a vaccine, an antiviral, an antibiotic, or other non-controlled prescription medication received by a local health department to emergency personnel within the local health department's geographic region;

(b) authorize the dispensing, administration, or distribution of a vaccine, an antiviral, an antibiotic, or other prescription medication that is not a controlled substance to

the contact of a patient without a patient-practitioner relationship, if the contact's condition is the same as that of the physician's patient; and

(c) authorize the administration, distribution, or dispensing of a vaccine, an antiviral, an antibiotic, or other non-controlled prescription medication to an individual who:

- (i) is working in a triage situation;
- (ii) is receiving preventative or medical treatment in a triage situation;
- (iii) does not have coverage for the prescription in the individual's health insurance plan;
- (iv) is involved in the delivery of medical or other emergency services in response to the declared national, state, or local emergency; or
- (v) otherwise has a direct impact on public health.

(9) The Department of Health shall give notice to the division upon implementation of the protocol established under Subsection (8).

[Utah Code Chapter 60 Mental Health Professions Act](#)

58-60-107 Exemptions from licensure.

(1) Except as modified in Section 58-60-103, the exemptions from licensure in Section 58-1-307 apply to this chapter.

(2) In addition to the exemptions from licensure in Section 58-1-307, the following may engage in acts included within the definition of practice as a mental health therapist, subject to the stated circumstances and limitations, without being licensed under this chapter:

(a) the following when practicing within the scope of the license held:

(i) a physician and surgeon or osteopathic physician and surgeon licensed under Chapter 67, Utah Medical Practice Act, or Chapter 68, Utah Osteopathic Medical Practice Act;

(ii) an advanced practice registered nurse, specializing in psychiatric mental health nursing, licensed under Chapter 31b, Nurse Practice Act; and

(iii) a psychologist licensed under Chapter 61, Psychologist Licensing Act;

(b) a recognized member of the clergy while functioning in a ministerial capacity as long as the member of the clergy does not represent that the member of the clergy is, or use the title of, a license classification in Subsection 58-60-102(5);

(c) an individual who is offering expert testimony in a proceeding before a court, administrative hearing, deposition upon the order of a court or other body having power to order the deposition, or a proceeding before a master, referee, or alternative dispute resolution provider;

(d) an individual engaged in performing hypnosis who is not licensed under this title in a profession which includes hypnosis in its scope of practice, and who:

(i)

(A) induces a hypnotic state in a client for the purpose of increasing motivation or altering lifestyles or habits, such as eating or smoking, through hypnosis;

(B) consults with a client to determine current motivation and behavior patterns;

(C) prepares the client to enter hypnotic states by explaining how hypnosis works and what the client will experience;

(D) tests clients to determine degrees of suggestibility;

(E) applies hypnotic techniques based on interpretation of consultation results and analysis of client's motivation and behavior patterns; and

(F) trains clients in self-hypnosis conditioning;

	<p>(ii) may not:</p> <p>(A) engage in the practice of mental health therapy;</p> <p>(B) use the title of a license classification in Subsection 58-60-102(5); or</p> <p>(C) use hypnosis with or treat a medical, psychological, or dental condition defined in generally recognized diagnostic and statistical manuals of medical, psychological, or dental disorders;</p> <p>(e) an individual's exemption from licensure under Subsection 58-1-307(1)(b) terminates when the student's training is no longer supervised by qualified faculty or staff and the activities are no longer a defined part of the degree program;</p> <p>(f) an individual holding an earned doctoral degree or master's degree in social work, marriage and family therapy, or clinical mental health counseling, who is employed by an accredited institution of higher education and who conducts research and teaches in that individual's professional field, but only if the individual does not engage in providing or supervising professional services regulated under this chapter to individuals or groups regardless of whether there is compensation for the services;</p> <p>(g) an individual in an on-the-job training program approved by the division while under the supervision of qualified persons;</p> <p>(h) an individual providing general education in the subjects of alcohol, drug use, or substance use disorders, including prevention;</p> <p>(i) an individual providing advice or counsel to another individual in a setting of their association as friends or relatives and in a nonprofessional and noncommercial relationship, if there is no compensation paid for the advice or counsel; and</p> <p>(j) an individual who is licensed, in good standing, to practice mental health therapy or substance use disorder counseling in a state or territory of the United States outside of Utah may provide short term transitional mental health therapy remotely or short term transitional substance use disorder counseling remotely to a client in Utah only if:</p> <p>(i) the individual is present in the state or territory where the individual is licensed to practice mental health therapy or substance use disorder counseling;</p> <p>(ii) the client relocates to Utah;</p> <p>(iii) the client is a client of the individual immediately before the client relocates to Utah;</p> <p>(iv) the individual provides the short term transitional mental health therapy or short term transitional substance use disorder counseling remotely to the client only during the 45 day period beginning on the day on which the client relocates to Utah;</p> <p>(v) within 10 days after the day on which the client relocates to Utah, the individual provides written notice to the division of the individual's intent to provide short term transitional mental health therapy or short term transitional substance use disorder counseling remotely to the client; and</p> <p>(vi) the individual does not engage in unlawful conduct or unprofessional conduct.</p>
Vermont	<p>Vermont Statutes Title 26 Chapter 61 Social Workers</p> <p>Section 3212. Exemptions</p> <p>(a) The provisions of this chapter shall not apply to persons while engaged in the course of their customary duties as clergy, licensed physicians, nurses, osteopaths, optometrists, dentists, lawyers, psychologists, mental health counselors, certified marriage and family therapists and psychoanalysts, rostered psychotherapists, or licensed educators when performing their duties consistent with the accepted</p>

	<p>standards of their respective professions; provided, however, that they do not describe themselves to the public by any other title or description stating or implying that they are licensed master's social workers or licensed independent clinical social workers under this chapter.</p> <p>(b) The provisions of this chapter shall not apply to persons while engaged in the course of their customary duties:</p> <ol style="list-style-type: none"> (1) In the practice of a religious ministry. (2) In employment or rehabilitation counseling. (3) As an employee of or under contract with the Agency of Human Services, provided the person does not practice psychotherapy as defined in section 3201 of this title. (4) As a mediator. (5) In an official evaluation for court purposes. (6) As a member of a self-help group, such as Alcoholics Anonymous, peer counseling, or domestic violence groups, whether or not the person is serving for a consideration. (7) As a respite caregiver, foster care worker, or hospice worker. <p>Section 3212a. Exceptions</p> <p>(a) This chapter shall not apply to a person engaged or acting:</p> <ol style="list-style-type: none"> (1) In the discharge of his or her duties as a student of clinical social work or preparing for the practice of clinical social work provided that the person's title indicates his or her training status and that the preparation occurs under the supervision of a licensed practicing clinical social worker in recognized training institutions or facilities or in a training program approved by the Office of Professional Regulation. (2) In clinical training for licensure as a psychologist or clinical mental health counselor or for certification as a marriage and family therapist or a psychoanalyst provided that the person's title indicates his or her training status and that the person does not identify him or herself as a clinical social worker. <p>(b) Notwithstanding the provisions of subsection (a) of this section, this chapter shall apply to any person licensed as a clinical social worker under this chapter.</p>
<p>Virgin Islands</p>	<p>Virgin Islands Annotated Code Title 27 Chapter 20 Social Workers</p> <p>Section 533. Practice of social work</p> <p>(a) After one year from the effective date of this chapter, no person may engage in the practice of social work unless he is licensed under this chapter as a certified social worker, social worker, certified independent social worker, or social work associate. No social work associate may practice except under the supervision of a certified social worker or social worker.</p> <p>(b) Nothing in this chapter shall be construed to prevent licensed physicians, surgeons, psychologists, psychotherapists, attorneys, court employees, marriage counselors, family counselors, child counselors, or members of the clergy from doing work within the standards and ethics of their respective professions and callings, provided they do not hold themselves out to the public by title or description of service as being engaged in the practice of social work. Any profession licensed under the laws of the Virgin Islands shall be exempt from the provisions of this chapter. Students enrolled in recognized programs of study leading to social work degrees may practice only under direct supervision of the certified social worker or a social worker licensed under this chapter.</p>

	(c) The practice of social work without a license shall be a misdemeanor punishable by a fine of not less than \$100 nor more than \$500.
Virginia	<p>Code of Virginia Title 54.1 Chapter 37. Social Work</p> <p>54.1-3701. Exemption from requirements of licensure.</p> <p>The requirements for licensure provided for in this chapter shall not be applicable to:</p> <ol style="list-style-type: none"> 1. Persons who render services that are like or similar to those falling within the scope of the classifications or categories in this chapter, so long as the recipients or beneficiaries of such services are not subject to any charge or fee, or any financial requirement, actual or implied, and the person rendering such service is not held out, by himself or otherwise, as a licensed practitioner. 2. The activities or services of a student pursuing a course of study in social work in an institution recognized by the Board for purposes of licensure upon completion of the course of study or under the supervision of a practitioner licensed under this chapter; if such activities or services constitute a part of his course of study and are adequately supervised. 3. The activities of rabbis, priests, ministers or clergymen of any religious denomination or sect when such activities are within the scope of the performance of their regular or specialized ministerial duties, and no separate charge is made or when such activities are performed, whether with or without charge, for or under auspices or sponsorship, individually or in conjunction with others, of an established and legally cognizable church, denomination or sect, and the person rendering service remains accountable to its established authority. 4. Persons employed as salaried employees or volunteers of the federal government, the Commonwealth, a locality, or of any agency established or funded, in whole or part, by any such governmental entity or of a private, nonprofit organization or agency sponsored or funded, in whole or part, by a community-based citizen group or organization. Any person who renders psychological services, as defined in Chapter 36 (Section 54.1-3600 et seq.) of this title, shall be subject to the requirements of that chapter. Any person who, in addition to the above enumerated employment, engages in an independent private practice shall not be exempt from the requirements for licensure. 5. Persons regularly employed by private business firms as personnel managers, deputies or assistants so long as their counseling activities relate only to employees of their employer and in respect to their employment.
Washington	<p>Revised Code of Washington Chapter 18.225 Mental Health Counselors, Marriage and Family Therapists, Social Workers</p> <p>18.225.030</p> <p>Limitation of chapter.</p> <p>Nothing in this chapter shall be construed to prohibit or restrict:</p> <ol style="list-style-type: none"> (1) The practice of marriage and family therapy, mental health counseling, or social work by an individual otherwise regulated under this title and performing services within the authorized scope of practice; (2) The practice of marriage and family therapy, mental health counseling, or social work by an individual employed by the government of the United States or state of Washington while engaged in the performance of duties prescribed by the laws of the United States or state of Washington;

	<p>(3) The practice of marriage and family therapy, mental health counseling, or social work by a person who is a regular student in an educational program based on recognized national standards and approved by the secretary, and whose performance of services is pursuant to a regular course of instruction or assignments from an instructor and under the general supervision of the instructor;</p> <p>(4) The practice of marriage and family therapy, mental health counseling, or social work under the auspices of a religious denomination, church, or religious organization.</p>
West Virginia	<p>West Virginia Code Chapter 30 Article 30 Social Workers Section 30-30-18. Exemptions from this article. The following persons are exempt from licensure, unless specifically stated in writing by the employer:</p> <p>(1) A person employed as the director or administrative head of a social service agency or division, or applicants for employment to be licensed;</p> <p>(2) Licensed or qualified members of other professions, such as physicians, psychologists, lawyers, counselors, clergy, educators, or the general public engaged in social work-like activities, from doing social work consistent with their training if they do not hold themselves out to the public by a title or description incorporating the words "licensed social worker" or "licensed clinical social worker" or a variation thereof;</p> <p>(3) An employer from performing social work-like activities performed solely for the benefit of employees;</p> <p>(4) Activities and services of a student, intern, or resident in social work pursuing a course of study at an accredited university or college or working in a generally recognized training center if the activities and services constitute a part of the supervised course of study; and</p> <p>(5) Pending disposition of the application for a license, activities and services by a person who has recently become a resident of this state, has applied for a license within ninety days of taking up residency in this state, and is licensed to perform the activities and services in the state of former residence.</p>
Wisconsin	<p>Wisconsin Statutes Chapter 457 Marriage and Family Therapy, Professional Counseling and Social Work Examining Board 457.02 Applicability. This chapter does not do any of the following:</p> <p>(1) Require any individual to be certified or licensed under this chapter in order to use the title "pastoral counselor," "investment counselor," "vocational counselor," "career counselor," "alcohol and drug counselor," "chemical dependency counselor," or "employee assistance counselor," or to engage in such counseling, if the individual does not use any other title or designation that represents or may tend to represent that he or she is certified or licensed under this chapter, and does not represent himself or herself as an individual who engages in social work, advanced practice social work, independent social work, clinical social work, marriage and family therapy, or professional counseling.</p> <p>(2) Require any individual who is licensed as a school social worker or school counselor by the department of public instruction to be certified or licensed under this chapter in order to use the title "school social worker" or "school counselor."</p> <p>(3) Require a person who is licensed as a psychologist under ch. 455 or who is a psychiatrist to be licensed under this chapter in order to use the title "marriage and family therapist," "marriage and family counselor," or "professional counselor" if the psychologist or psychiatrist does not use the term "licensed," "certified," or "registered"</p>

	<p>or any similar term in connection with the title "marriage and family therapist," "marriage and family counselor," or "professional counselor."</p> <p>(4) Authorize any individual who is certified or licensed under this chapter to use the title "school social worker" or "school counselor" unless the individual is licensed as a school social worker or school counselor by the department of public instruction.</p> <p>(5) Authorize any individual who is certified or licensed under this chapter to use the title "alcohol and drug counselor" or "chemical dependency counselor" unless the individual is certified as an alcohol and drug counselor or as a chemical dependency counselor through a process recognized by the department.</p> <p>(5m) Authorize any individual who is certified or licensed under this chapter to treat alcohol or substance dependency or abuse as a specialty unless the individual is a certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.88, or unless the individual satisfies educational and supervised training requirements established in rules promulgated by the examining board. In promulgating rules under this subsection, the examining board shall consider the requirements for qualifying as a certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.88.</p> <p>(6) Require a credential for a person to do any of the following:</p> <p>(a) Lawfully practice within the scope of a license, permit, registration, or certificate granted by this state or the federal government, or granted through a process recognized by the department of health services, including practicing psychotherapy under such a license, permit, registration, or certificate.</p> <p>(b) Practice psychotherapy, if the person satisfies one of the following:</p> <ol style="list-style-type: none"> 1. The person is registered as a music, art, or dance therapist under s. 440.03 (14) (a) and the person holds a valid license granted by the department under s. 440.03 (14) (am). 2. The person is a mental health professional who meets all of the qualifications under s. DHS 61.96, Wis. Adm. Code, for employment as a mental health professional in an outpatient psychotherapy clinic certified by the department of health services under s. DHS 61.95, Wis. Adm. Code, if the person's practice of psychotherapy is a part of the duties for which he or she is employed by such a clinic and the person practices psychotherapy solely within the confines of or under the jurisdiction of the clinic. <p>(c) Provide a consultation or demonstration with an individual licensed under this chapter if the person providing the consultation or demonstration is licensed to practice marriage and family therapy, professional counseling, or clinical social work in another state or territory of the United States.</p>
<p>Wyoming</p>	<p>Wyoming States Title 33 Chapter 38 Professional Counselors, Marriage and Family Therapists, Social Workers and Chemical Dependency Specialists</p> <p>33 38 103. Exemptions.</p> <p>(a) Nothing in this act shall be construed to apply to the activities and services of:</p> <p>(i) Qualified members of other legally recognized professions who are otherwise licensed or certified by this state, such as physicians, psychologists or registered nurses, from performing services consistent with the laws of this state, their training and the code of ethics of their professions, provided they do not represent themselves to be practicing the professions regulated under this act and do not represent themselves to be professional counselors, clinical social workers, marriage and family therapists or addiction therapists, or certified social workers, certified addictions practitioners or certified mental health workers;</p> <p>(ii) Repealed By Laws 1997, ch. 153, Section 2.</p>

- (iii) A student pursuing a course of study in these professions in an accredited institution of higher education if these activities are performed under clinical supervision and constitute a part of the supervised course of study, provided that such a person be designated a "student";
- (iv) Nonresidents who render services in this state for not more than thirty (30) days during any calendar year, provided that the persons are duly authorized to perform the activities and services under the laws of the state or county of the person's residency;
- (v) A rabbi, priest, minister, clergy or any person acting as a lay religious counselor of any religious denomination or sect provided the activities and services are within the scope of the performance of regular or specialized ministerial duties, the counseling is clearly identified as being based on religious principles and there is no fee for services regulated under this act. This paragraph does not preclude acceptance of donations of any kind;
- (vi) Persons offering unpaid volunteer services for organizations or charities provided that these persons are approved by the organizations or agencies for whom the services are rendered;
- (vii) School social workers and school counselors certified under the professional teaching standards board when employed by local school districts.
- (b) Repealed by Laws 1993, ch. 181, Section 3.
- (c) Nothing in this act shall prevent a qualified person exempted by this section from being licensed or certified under this act.
- (d) Nothing in this act shall prevent persons who are not licensed or certified under this act from providing nonclinical case management services to assist the client. Case management services include advocacy, crisis intervention, linkage, monitoring and follow up and referral. For purposes of this subsection:
 - (i) "Advocacy" means advocacy on behalf of a specific client for the purpose of accessing needed services;
 - (ii) "Crisis intervention" means intervention and stabilization provided in situations requiring immediate action or resolution for a specific client. The case manager may provide the initial intervention in a crisis situation and assist the client in gaining access to other needed clinical crisis intervention;
 - (iii) "Linkage" means working with clients or service providers to secure access to services. Activities include making telephone calls to agencies to arrange appointments or services following the initial referral process and preparing clients for appointments;
 - (iv) "Monitoring and followup" means contacting the client or others to ensure that a client is following a prescribed service plan and monitoring the progress and impact of that plan;
 - (v) "Referral" means arranging initial appointments with service providers or informing clients of services available and addresses and telephone numbers of agencies providing services.
- (e) Nothing in this act shall prevent persons who are not licensed or certified under this act from advising or directing an individual regarding the conduct and behavior required as a participant of a program or system.
- (f) Nothing in this act shall prevent persons who are not licensed or certified under this act from providing facilitation, leadership or instruction in educational programs addressing behaviors or life skills. This subsection shall not apply to persons providing facilitation, leadership or instruction to persons in the custody of the department of corrections unless the persons in custody have been subjected to mental health screening.