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Sequence Number: 02-17-18
Notice ID(s): 2806
File Date: 2/20/18

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission: Board of Alcohol and Drug Abuse Counselors
Division:
Contact Person: Caroline Tippens, Assistant General Counsel
Address: 665 Mainstream Drive, Nashville, Tennessee 37243
Phone: (615) 741-1611
Email: Caroline.Tippens@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact: ADA Coordinator
710 James Robertson Parkway,
Address: Andrew Johnson Building, 5th Floor, Nashville, Tennessee 37243
Phone: (615) 741-6350
Email: Tina.M.Harris2@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Metro Center
Address 2:	665 Mainstream Drive, Poplar Conference Room
City:	Nashville
Zip:	37228
Hearing Date :	04/20/18
Hearing Time:	9:00 a.m. <input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

Additional Hearing Information:

Revision Type (check all that apply):

- Amendment
- New
- Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1200-30-01	Rules Governing Licensure of Alcohol and Drug Abuse Counselors
Rule Number	Rule Title
1200-30-01-.04	Qualifications for Licensure
1200-30-01-.05	Licensure Process

1200-30-01-.06	Fees
1200-30-01-.09	Renewal of License
1200-30-01-.10	Supervision
1200-30-01-.12	Continuing Education

Chapter 1200-30-01
Rules Governing Licensure of Alcohol and Drug Abuse Counselors

Amendments

Rule 1200-30-01-.04 Qualifications for Licensure is amended by deleting parts (1)(a)3, (1)(a)4, and (1)(a)5 and subparts (1)(b)3(i) and (1)(b)3(ii) in their entirety and substituting instead the following language, and is further amended by adding new parts (1)(b)8, (1)(b)9, and (1)(b)10, so that as amended, the new subparts and parts shall read:

- (1) (a) 3. The applicant must have a high school diploma or a high school equivalency diploma, a certified or notarized copy of which is to be included in the application.
- 4. The applicant must have completed two hundred seventy (270) total hours of alcohol and drug abuse counseling education and training within the eight (8) domains, as listed in TCA § 68-24-606 while providing alcohol and drug abuse counseling services under the direct supervision of a Qualified Clinical Supervisor. Six (6) hours of the 270 total hours of education shall pertain to alcohol and drug abuse counseling professional ethics. There is no time limit in which this education must have been obtained.
- 5. The applicant must have completed six thousand (6000) hours of experience during which the applicant has performed all of the eight (8) domains, as listed in TCA § 68-24-606, over a time period of a minimum of three (3) years, which may be paid or “volunteer” (unpaid), or a combination thereof, while providing alcohol and drug abuse counseling services under the direct supervision of a Qualified Clinical Supervisor who meets the requirements of the rules of the Board.
- (2) (b) 3. (i) Have a bachelor’s degree from an accredited institution of higher learning with no fewer than twelve (12) hours credit in counseling related courses approved by the Board, and submit an official transcript, have completed two (2) years of full time or four thousand (4000) hours of experience while providing alcohol and drug abuse counseling services under the direct supervision of a Qualified Clinical Supervisor who meets the requirements of the rules of the Board and have alcohol and drug abuse counseling education and training within the eight domains, as listed in TCA § 68-24-606; OR
- (ii) Have a master’s or higher level degree from an accredited institution with no fewer than twelve (12) hours in counseling related courses approved by the Board, and submit an official transcript, and have completed one (1) year of full time experience or two thousand (2000) hours of experience while providing alcohol and drug abuse counseling services under the direct supervision of a Qualified Clinical Supervisor who meets the requirements of the rules of the Board and have alcohol and drug abuse counseling education and training within the eight domains, as listed in TCA § 68-24-606.
- 8. Applicants must furnish documentation of six (6) contact hours of education in ethics. This six (6) hour requirement may be part of the two hundred and seventy (270) contact hours of education required for licensure.
- 9. Applicants seeking to evaluate and treat persons who have been significantly affected by compulsive gambling disorder under Rule 1200-30-01-.02(2) shall have no less than sixty (60) additional hours of specialized education relating to compulsive gambling disorder. Such education shall be in the form of formal classroom hours, annual continuing education hours, or a combination of such hours. An applicant shall provide evidence that

- a portion of the clinically supervised counseling experience included contact with no less than ten (10) patients impacted by a compulsive gambling disorder.
10. In order for "volunteer" (unpaid), clinically supervised counseling experience to be given credit, the "volunteer" experience must have been accrued in a facility or agency where the institution or agency head authorized the volunteer program, specifically appointed/designated in writing the person as a participant in that volunteer program, and where the services and duties were performed and supervised pursuant to written guidelines, i.e., a "job description".

Authority: T.C.A. §§ 68-24-602 and 68-24-603.

Rule 1200-30-01-.04 Qualifications for Licensure is amended by deleting subparagraphs (1)(c) and (1)(d) in their entirety, including their parts and subparts and by re-lettering the remaining subparagraph accordingly.

Authority: T.C.A. §§ 68-24-602 and 68-24-603.

Rule 1200-30-01-.05 Licensure Process is amended by adding new parts (1)(a)8 and (1)(a)10 and by deleting (1)(a)9 in its entirety and renumbering the remaining parts accordingly:

8. Foreign trained applicants must send their transcripts to World Education Service, P.O. Box 745, Old Chelsea Station, New York, NY 10113-0745, (212) 966-6311 for assessment and the results must be mailed directly to the Board 665 Mainstream Dr., Nashville, TN 37243. Supporting documents such as course descriptions, syllabi, and thesis or dissertation summaries must be supplied in order to determine equivalency of education training.
10. In order for a Level I licensee to upgrade to a Level II licensure, a Level I licensee shall:
 - (i) Complete a Level II licensure form;
 - (ii) Submit a transcript for a bachelor's or master's degree from an accredited institution of higher level learning with no fewer than twelve (12) credit hours in counseling related courses;
 - (ii) The Level I licensee must pass the NCAC Level II written examination that is administered by the National Certification Commission for Addiction Professions (NCC AP) or the Master Addiction Counselor (MAC) written examination;
 - (iv) Pay a fifty dollar (\$50.00) Level II upgrade fee.

Authority: T.C.A. §§ 68-24-602 and 68-24-603.

Rule 1200-30-01-.06 Fees is amended by deleting subparagraphs (1)(b) and (3)(b) in their entirety and re-lettering the remaining subparagraphs accordingly and is further amended by adding new subparagraphs (1)(h) (3)(h), so that as amended, the new subparagraphs shall read:

- | | | | |
|-----|-----|--|---------|
| (1) | (h) | Level II Licensure Upgrade Fee. A nonrefundable fee to be paid by those Level I licensees who are upgrading their license to Level II licensure. | |
| (3) | (h) | Level II Licensure Upgrade Fee | \$50.00 |

Authority: T.C.A. §§ 68-24-605 and 68-24-606.

Rule 1200-30-01-.09 Renewal of License is amended by deleting part (1)(b)1 in its entirety and substituting instead the following language, so that as amended, the new part shall read:

1. Internet Renewals - Individuals may apply for renewal and pay the necessary fees via the Internet. The application to renew can be accessed at:

<https://apps.tn.gov/hlrs/>

Authority: T.C.A. §§ 68-24-605 and 68-24-606

Rule 1200-30-01-.10 Supervision is amended by deleting subparagraph (1)(a) in its entirety, including its parts, and substituting the following language and is further amended by adding new subparagraph (1)(b) and re-lettering the remaining subparagraphs accordingly, so that as amended, the new subparagraphs shall read:

- (a) A Level I applicant shall complete one hundred (100) hours of the six thousand (6000) hour requirement with face to face supervision.
- (b) Level II applicants:
 - 1. A Level II applicant with a bachelor's degree from an accredited institution with no fewer than twelve (12) credit hours in counseling related courses shall complete fifty (50) hours of the four thousand (4000) hour requirement with face-to-face supervision.
 - 2. A Level II applicant with a master's or higher level degree from an accredited institution with no fewer than twelve (12) credit hours in counseling related courses shall complete twenty-five (25) hours of two thousand hours (2000) hour requirement with face-to-face supervision.

Authority: T.C.A. §§ 68-24-605 and 68-24-608.

Rule 1200-30-01-.12 Continuing Education is amended by deleting the introductory paragraph and subparagraph (2)(g) in their entirety and substituting instead the following language, and is further amended by adding new subparagraph (2)(h), so that as amended, the new introductory paragraph and subparagraph shall read:

Level I Licensed Alcohol and Drug Abuse Counselors and Level II Licensed Alcohol and Drug Abuse Counselors must complete thirty (30) contact hours of alcohol and drug abuse continuing education every two (2) calendar years. Eighteen (18) hours must be face to face and twelve (12) hours may be multi-media with at least six (6) of the thirty (30) hours relating to ethics. A Qualified Clinical Supervision (QCS) must complete a minimum of ten (10) additional contact hours of training every two (2) years, in addition to the normal thirty (30) contact hours necessary to maintain licensure. Such additional contact hours must be specific to alcohol and drug clinical supervision. Six (6) hours of the ten (10) additional total hours of continuing education must be specific to clinical supervision ethics.

- (g) Tennessee Department of Mental Health and Substance Abuse Services
- (h) TSPN (Tennessee Suicide Prevention Network).

Authority: T.C.A. §§ 68-24-605 and 68-24-606.

Rule 1200-30-01-.12 Continuing Education is amended by deleting subparagraph (8)(e) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (e) The licensee has sixty (60) days from the date of notification to show compliance with all lawful requirements for the retention of the license.

Authority: T.C.A. §§ 68-24-605 and 68-24-606.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 2/20/2018

Signature: Caroline R. Tippens

Name of Officer: Caroline Tippens

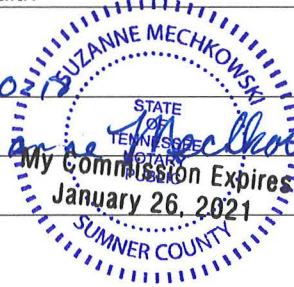
Assistant General Counsel

Title of Officer: Department of Health

Subscribed and sworn to before me on: 2-20-18

Notary Public Signature: Suzanne Mechkowski

My commission expires on: January 26, 2021



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Tre Hargett

Tre Hargett
Secretary of State

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