

HOUSE BILL NO. 909

INTRODUCED BY D. BROWN, JACOBSON, STRIZICH,
MEASURE, DRISCOLL, J. RICE, GOULD

IN THE HOUSE

FEBRUARY 16, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON HUMAN SERVICES & AGING.

 FIRST READING.

FEBRUARY 23, 1991 COMMITTEE RECOMMEND BILL
 DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 25, 1991 PRINTING REPORT.

MARCH 8, 1991 SECOND READING, DO PASS AS AMENDED.

MARCH 9, 1991 ENGROSSING REPORT.

MARCH 11, 1991 THIRD READING, PASSED.
 AYES, 88; NOES, 10.

 TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 12, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON PUBLIC HEALTH, WELFARE, & SAFETY.

 FIRST READING.

APRIL 2, 1991 COMMITTEE RECOMMEND BILL BE
 CONCURRED IN AS AMENDED. REPORT
 ADOPTED.

APRIL 4, 1991 SECOND READING, CONCURRED IN.

APRIL 5, 1991 THIRD READING, CONCURRED IN.
 AYES, 47; NOES, 3.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 10, 1991 RECEIVED FROM SENATE.

 SECOND READING, AMENDMENTS
 CONCURRED IN.

APRIL 11, 1991

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *House* BILL NO. *909*
 2 INTRODUCED BY *One Brown*
 3 *Smith*

4 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO
 5 CERTIFICATION OF CHEMICAL DEPENDENCY COUNSELORS AND PERSONS
 6 PROVIDING COUNSELING FOR GAMBLING ADDICTIONS; ESTABLISHING
 7 REQUIREMENTS FOR CERTIFICATION OF CHEMICAL DEPENDENCY
 8 COUNSELORS; PROVIDING FOR SUSPENSION OR REVOCATION OF
 9 CERTIFICATION FOR VIOLATION OF PROFESSIONAL ETHICS
 10 STANDARDS; REQUIRING A STUDY OF THE MINIMUM REQUIREMENTS FOR
 11 CERTIFICATION OF PERSONS PROVIDING COUNSELING FOR GAMBLING
 12 ADDICTIONS; AND PROVIDING AN EFFECTIVE DATE AND AN
 13 APPLICABILITY PROVISION."

14
 15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

16 NEW SECTION. **Section 1.** Certification of chemical
 17 dependency counselors. (1) The department shall grant
 18 certification to practice as a certified chemical dependency
 19 counselor to any person who successfully completes a
 20 competency examination that must include a written exam, an
 21 oral exam, and a review of a taped work sample, as defined
 22 in rules adopted under 53-24-204.

23 (2) A person may apply for certification as a certified
 24 chemical dependency counselor if he:

25 (a) has received a baccalaureate degree in psychology,

1 sociology, social work, counseling, or a related field from
 2 an accredited college or university; or

3 (b) has successfully completed at least 1 year of
 4 formalized training in chemical dependency counseling in a
 5 program approved by the department or recognized under the
 6 laws of another state; and

7 (c) has completed 2,000 hours of supervised work
 8 experience in chemical dependency counseling in a
 9 state-approved chemical dependency treatment program or
 10 similar program recognized under the laws of another state.
 11 Work experience must include experience in 12 core function
 12 areas, including screening, intake, orientation, assessment,
 13 treatment planning, individual and group counseling, case
 14 management, crisis intervention, client education, referral,
 15 recordkeeping, and consultation with other professionals in
 16 regard to client treatment and services.

17 NEW SECTION. **Section 2.** Suspension or revocation of
 18 certification. (1) The department may suspend or revoke the
 19 certification of a chemical dependency counselor, according
 20 to the procedure contained in [section 3], if he has
 21 violated the professional ethics standards published by the
 22 department. A person may not practice as a certified
 23 chemical dependency counselor during the period for which
 24 certification is suspended or revoked.

25 (2) The department may not suspend certification for



-2- INTRODUCED BILL
 HB 909

1 more than 6 months. Upon termination of the suspension
 2 period, the person whose certification has been suspended
 3 shall undergo a department review before resuming practice
 4 as a certified chemical dependency counselor.

5 (3) The department may not revoke a certificate for
 6 less than 3 years. Upon termination of the revocation
 7 period, the person whose certificate has been revoked may
 8 apply to the department for recertification.

9 NEW SECTION. Section 3. Procedure for charging
 10 violation of professional ethics standards. (1) A formal
 11 breach of professional ethics may be directed to the
 12 department. The charges must be made by affidavit,
 13 subscribed and sworn to by the person making it, and filed
 14 with the department.

15 (2) The director of the department shall appoint an
 16 ethics panel to investigate a formal breach of ethics
 17 directed to the department. The panel shall consist of:

- 18 (a) three certified chemical dependency counselors;
 19 (b) one employee of the department; and
 20 (c) one member of the public.

21 (3) The ethics panel has the power to either recommend
 22 that the person be cleared of any charges or to recommend
 23 suspension or revocation of certification.

24 NEW SECTION. Section 4. Certification of gambling
 25 addiction counselors -- treatment resources -- study and

1 report to legislature. (1) The department shall study:

- 2 (a) the minimum requirements for certification of
 3 persons providing counseling for gambling addictions; and
 4 (b) the availability of effective treatment resources
 5 in Montana for persons suffering from gambling addictions.

6 (2) The department shall report its findings from the
 7 study required in subsection (1) and its recommendations for
 8 certification of gambling addiction counselors to the 53rd
 9 legislature.

10 NEW SECTION. Section 5. Codification instruction.
 11 [Sections 1 through 3] are intended to be codified as an
 12 integral part of Title 53, chapter 24, part 2, and the
 13 provisions of Title 53, chapter 24, part 2, apply to
 14 [sections 1 through 3].

15 NEW SECTION. Section 6. Applicability. [Sections 1
 16 through 3] do not apply to persons who, prior to July 1,
 17 1991, received certification from the department of
 18 institutions to practice as a certified chemical dependency
 19 counselor.

20 NEW SECTION. Section 7. Effective date. [This act] is
 21 effective July 1, 1991.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0909, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

A bill for an act entitled: "An act relating to certification of chemical dependency counselors and persons providing counseling for gambling addictions; establishing requirements for certification of chemical dependency counselors; providing for suspension or revocation of certification for violation of professional ethics standards; requiring a study of the minimum requirements for certification of persons providing counseling for gambling addictions; and providing an effective date and an applicability provision."


ASSUMPTIONS:

1. This bill sets standards for certification of chemical dependency counselors and persons providing counseling for gambling addictions.
2. This bill requires a study of the minimum requirements for certification of persons providing counseling for gambling addictions and a report of the findings to the 53rd Legislature.
3. 1.00 FTE grade 15 will be needed and the hire date in FY92 would be 10-1-91.

FISCAL IMPACT:

Department of Institutions:

	FY '92			FY '93		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
<u>Expenditures:</u>						
F.T.E.	0.00	1.00	1.00	0.00	1.00	1.00
Personal Services	0	22,133	22,133	0	29,397	29,397
Operating Expenses	0	2,219	2,219	0	2,958	2,958
Total	0	24,352	24,352	0	32,355	32,355
<u>Funding:</u>						
General Fund	0	24,352	24,352	0	32,355	32,355
General Fund Impact			(24,352)			(32,355)


 _____ 2-21-91
 ROD SUNDSTED BUDGET DIRECTOR DATE
 Office of Budget and Program Planning


 _____ 2/24/91
 DAVE BROWN, PRIMARY SPONSOR DATE

Fiscal Note for HBintroduced

HB 909

APPROVED BY COMM. ON
HUMAN SERVICES AND AGING

HOUSE BILL NO. 909

INTRODUCED BY D. BROWN, JACOBSON, STRIZICH,
MEASURE, DRISCOLL, J. RICE, GOULD

A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO
CERTIFICATION OF CHEMICAL DEPENDENCY COUNSELORS AND PERSONS
PROVIDING COUNSELING FOR GAMBLING ADDICTIONS; ESTABLISHING
REQUIREMENTS FOR CERTIFICATION OF CHEMICAL DEPENDENCY
COUNSELORS; PROVIDING FOR SUSPENSION OR REVOCATION OF
CERTIFICATION FOR VIOLATION OF PROFESSIONAL ETHICS
STANDARDS; REQUIRING A STUDY OF THE MINIMUM REQUIREMENTS FOR
CERTIFICATION OF PERSONS PROVIDING COUNSELING FOR GAMBLING
ADDICTIONS; AND PROVIDING AN EFFECTIVE DATE AND AN
APPLICABILITY PROVISION."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1.** Certification of chemical
dependency counselors. (1) The department shall grant
certification to practice as a certified chemical dependency
counselor to any person who successfully completes a
competency examination that must include a written exam, an
oral exam, and a review of a taped work sample, as defined
in rules adopted under 53-24-204.

(2) A person may apply for certification as a certified
chemical dependency counselor if he:

(a) has:
(I) received a baccalaureate degree in psychology,
sociology, social work, counseling, or a related field from
an accredited college or university; or

~~(b)~~(II) has successfully completed at least 1 year of
formalized training in chemical dependency counseling in a
program approved by the department or recognized under the
laws of another state; and

~~(c)~~(B) has completed 2,000 hours of supervised work
experience in chemical dependency counseling in a
state-approved chemical dependency treatment program or
similar program recognized under the laws of another state.
Work experience must include experience in 12 core function
areas, including screening, intake, orientation, assessment,
treatment planning, individual and group counseling, case
management, crisis intervention, client education, referral,
recordkeeping, and consultation with other professionals in
regard to client treatment and services.

NEW SECTION. **Section 2.** Suspension or revocation of
certification. (1) The department may suspend or revoke the
certification of a chemical dependency counselor, according
to the procedure contained in [section 3], if he has
violated the professional ethics standards published by the
department. A person may not practice as a certified
chemical dependency counselor during the period for which

1 certification is suspended or revoked.

2 (2) The department may not suspend certification for
3 more than 6 months. Upon termination of the suspension
4 period, the person whose certification has been suspended
5 shall undergo a department review before resuming practice
6 as a certified chemical dependency counselor.

7 (3) The department may not revoke a certificate for
8 less than 3 years. Upon termination of the revocation
9 period, the person whose certificate has been revoked may
10 apply to the department for recertification.

11 NEW SECTION. Section 3. Procedure for charging
12 violation of professional ethics standards. (1) A formal
13 breach of professional ethics may be directed to the
14 department. The charges must be made by affidavit,
15 subscribed and sworn to by the person making it, and filed
16 with the department.

17 (2) The director of the department shall appoint an
18 ethics panel to investigate a formal breach of ethics
19 directed to the department. The panel shall consist of:

- 20 (a) three certified chemical dependency counselors;
- 21 (b) one employee of the department; and
- 22 (c) one member of the public.

23 (3) The ethics panel has the power to either recommend
24 that the person be cleared of any charges or to recommend
25 suspension or revocation of certification.

1 NEW SECTION. Section 4. Certification of gambling
2 addiction counselors -- treatment resources -- study and
3 report to legislature. (1) The department shall study:

- 4 (a) the minimum requirements for certification of
- 5 persons providing counseling for gambling addictions; and
- 6 (b) the availability of effective treatment resources
- 7 in Montana for persons suffering from gambling addictions.

8 (2) The department shall report its findings from the
9 study required in subsection (1) and its recommendations for
10 certification of gambling addiction counselors to the 53rd
11 legislature.

12 NEW SECTION. Section 5. Codification instruction.
13 [Sections 1 through 3] are intended to be codified as an
14 integral part of Title 53, chapter 24, part 2, and the
15 provisions of Title 53, chapter 24, part 2, apply to
16 [sections 1 through 3].

17 NEW SECTION. Section 6. Applicability. [Sections 1
18 through 3] do not apply to persons who, prior to July 1,
19 1991, received certification from the department of
20 institutions to practice as a certified chemical dependency
21 counselor.

22 NEW SECTION. Section 7. Effective date. [This act] is
23 effective July 1, 1991.

-End-

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2 INTRODUCED BY D. BROWN, JACOBSON, STRIZICH,

3 MEASURE, DRISCOLL, J. RICE, GOULD

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5 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO
6 CERTIFICATION OF CHEMICAL DEPENDENCY COUNSELORS AND PERSONS
7 PROVIDING COUNSELING FOR GAMBLING ADDICTIONS; ESTABLISHING
8 REQUIREMENTS FOR CERTIFICATION OF CHEMICAL DEPENDENCY
9 COUNSELORS; PROVIDING FOR SUSPENSION OR REVOCATION OF
10 CERTIFICATION FOR VIOLATION OF PROFESSIONAL ETHICS
11 STANDARDS; REQUIRING A STUDY OF THE MINIMUM REQUIREMENTS FOR
12 CERTIFICATION OF PERSONS PROVIDING COUNSELING FOR GAMBLING
13 ADDICTIONS; PROVIDING AN APPROPRIATION TO FUND THE STUDY;
14 AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY
15 PROVISION."

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17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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19 dependency counselors. (1) The department shall grant
20 certification to practice as a certified chemical dependency
21 counselor to any person who successfully completes a
22 competency examination that must include a written exam, an
23 oral exam, and a review of a taped work sample, as defined
24 in rules adopted under 53-24-204.

25 (2) A person may apply for certification as a certified

1 chemical dependency counselor if he:

2 (a) has:

3 (I) received a baccalaureate degree in psychology,
4 sociology, social work, counseling, or a related field from
5 an accredited college or university; or

6 (b)(II) has successfully completed at least 1 year of
7 formalized training in chemical dependency counseling in a
8 program approved by the department or recognized under the
9 laws of another state; and

10 (c)(B) has completed 2,000 hours of supervised work
11 experience in chemical dependency counseling in a
12 state-approved chemical dependency treatment program or
13 similar program recognized under the laws of another state.
14 Work experience must include experience in 12 core function
15 areas, including screening, intake, orientation, assessment,
16 treatment planning, individual and group counseling, case
17 management, crisis intervention, client education, referral,
18 recordkeeping, and consultation with other professionals in
19 regard to client treatment and services.

20 NEW SECTION. Section 2. Suspension or revocation of
21 certification. (1) The department may suspend or revoke the
22 certification of a chemical dependency counselor, according
23 to the procedure contained in [section 3], if he has
24 violated the professional ethics standards published by the
25 department. A person may not practice as a certified

1 chemical dependency counselor during the period for which
2 certification is suspended or revoked.

3 (2) The department may not suspend certification for
4 more than 6 months. Upon termination of the suspension
5 period, the person whose certification has been suspended
6 shall undergo a department review before resuming practice
7 as a certified chemical dependency counselor.

8 (3) The department may not revoke a certificate for
9 less than 3 years. Upon termination of the revocation
10 period, the person whose certificate has been revoked may
11 apply to the department for recertification.

12 NEW SECTION. Section 3. Procedure for charging
13 violation of professional ethics standards. (1) A formal
14 breach of professional ethics may be directed to the
15 department. The charges must be made by affidavit,
16 subscribed and sworn to by the person making it, and filed
17 with the department.

18 (2) The director of the department shall appoint an
19 ethics panel to investigate a formal breach of ethics
20 directed to the department. The panel shall consist of:

- 21 (a) three certified chemical dependency counselors;
- 22 (b) one employee of the department; and
- 23 (c) one member of the public.

24 (3) The ethics panel has the power to either recommend
25 that the person be cleared of any charges or to recommend

1 suspension or revocation of certification.

2 NEW SECTION. Section 4. Certification of gambling
3 addiction counselors -- treatment resources -- study and
4 report to legislature -- APPROPRIATION. (1) The department
5 shall study:

- 6 (a) the minimum requirements for certification of
- 7 persons providing counseling for gambling addictions; and
- 8 (b) the availability of effective treatment resources
- 9 in Montana for persons suffering from gambling addictions.

10 (2) The department shall report its findings from the
11 study required in subsection (1) and its recommendations for
12 certification of gambling addiction counselors to the 53rd
13 legislature.

14 (3) THERE IS APPROPRIATED \$32,243 IN FISCAL 1992 TO THE
15 DEPARTMENT OF INSTITUTIONS FROM THE STATE SPECIAL REVENUE
16 GAMBLING LICENSE FEE ACCOUNT TO FUND THIS STUDY.

17 NEW SECTION. Section 5. Codification instruction.
18 [Sections 1 through 3] are intended to be codified as an
19 integral part of Title 53, chapter 24, part 2, and the
20 provisions of Title 53, chapter 24, part 2, apply to
21 [sections 1 through 3].

22 NEW SECTION. Section 6. Applicability. [Sections 1
23 through 3] do not apply to persons who, prior to July 1,
24 1991, received certification from the department of
25 institutions to practice as a certified chemical dependency

1 counselor.

2 NEW SECTION. **Section 7.** Effective date. [This act] is

3 effective July 1, 1991.

-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 2
April 2, 1991

Page 2 of 2
April 2, 1991

MR. PRESIDENT:

We, your committee on Public Health, Welfare, and Safety having had under consideration House Bill No. 909 (third reading copy -- blue), respectfully report that House Bill No. 909 be amended and as so amended be concurred in:

1. Page 1, line 17.
Following: line 16
Insert: "

STATEMENT OF INTENT

A statement of intent is required for this bill because [section 6] requires the department of institutions to adopt rules to define the requirements for demonstrating continuous effort in the certification or education process, which entitles an individual to apply for certification as a certified chemical dependency counselor under rules in effect on March 1, 1991, in lieu of certification in accordance with [section 1]. It is the intent of the legislature that rules require individuals applying for certification under [section 6] to:

- (1) show a good faith, continuous effort in the certification or education process; and
- (2) document their continuous effort every 4 months."

2. Page 2, line 3.
Following: "in"
Insert: "alcohol and drug studies,"

3. Page 2, line 5.
Following: "university;"
Strike: "or"

4. Page 2, line 6.
Following: line 5
Insert: "(ii) received an associate of arts degree in alcohol and drug studies, chemical dependency, or substance abuse from an accredited institution; or"
Renumber: subsequent subsection

5. Page 2, line 12.
Following: "program"
Insert: ", an internship supervised by the college or university and endorsed by the department,"
Following: "or"
Insert: "a"

6. Page 4, lines 22 and 23.
Strike: "[Sections 1 through 3] do"
Insert: "{1} [Section 1] does"

7. Page 4, line 23.
Following: "apply to"
Insert: "
(a)"

8. Page 5, line 1.
Following: "counselor"
Insert: "; or
(b) persons who, prior to March 1, 1991, have:
(i) registered for certification under existing rules; or
(ii) enrolled in a specific chemical dependency degree program.
(2) Individuals referred to in subsection (1)(b) may comply with the department's rules for certification in effect on March 1, 1991, in lieu of certification in accordance with [section 1], provided they demonstrate continuous effort in the certification or education process. Continuous effort must be defined in rules to be adopted by the department"

Signed: _____


Dorothy Eck, Chairman

LB 4/2/91
Amd. Conf.
SB 4/2
Sec. of Senate

1 HOUSE BILL NO. 909

2 INTRODUCED BY D. BROWN, JACOBSON, STRIZICH,

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13 ADDICTIONS; PROVIDING AN APPROPRIATION TO FUND THE STUDY;
14 AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY
15 PROVISION."

16 STATEMENT OF INTENT

17
18 A STATEMENT OF INTENT IS REQUIRED FOR THIS BILL BECAUSE
19 [SECTION 6] REQUIRES THE DEPARTMENT OF INSTITUTIONS TO ADOPT
20 RULES TO DEFINE THE REQUIREMENTS FOR DEMONSTRATING
21 CONTINUOUS EFFORT IN THE CERTIFICATION OR EDUCATION PROCESS,
22 WHICH ENTITLES AN INDIVIDUAL TO APPLY FOR CERTIFICATION AS A
23 CERTIFIED CHEMICAL DEPENDENCY COUNSELOR UNDER RULES IN
24 EFFECT ON MARCH 1, 1991, IN LIEU OF CERTIFICATION IN
25 ACCORDANCE WITH [SECTION 1]. IT IS THE INTENT OF THE

1 LEGISLATURE THAT RULES REQUIRE INDIVIDUALS APPLYING FOR
2 CERTIFICATION UNDER [SECTION 6] TO:

- 3 (1) SHOW A GOOD FAITH, CONTINUOUS EFFORT IN THE
4 CERTIFICATION OR EDUCATION PROCESS; AND
5 (2) DOCUMENT THEIR CONTINUOUS EFFORT EVERY 4 MONTHS.

6
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

8 NEW SECTION. Section 1. Certification of chemical
9 dependency counselors. (1) The department shall grant
10 certification to practice as a certified chemical dependency
11 counselor to any person who successfully completes a
12 competency examination that must include a written exam, an
13 oral exam, and a review of a taped work sample, as defined
14 in rules adopted under 53-24-204.

15 (2) A person may apply for certification as a certified
16 chemical dependency counselor if he:

- 17 (a) has:
18 (i) received a baccalaureate degree in ALCOHOL AND DRUG
19 STUDIES, psychology, sociology, social work, counseling, or
20 a related field from an accredited college or university; or
21 (ii) RECEIVED AN ASSOCIATE OF ARTS DEGREE IN ALCOHOL AND
22 DRUG STUDIES, CHEMICAL DEPENDENCY, OR SUBSTANCE ABUSE FROM
23 AN ACCREDITED INSTITUTION; OR

24 ~~(b) (iii) has~~ successfully completed at least 1 year
25 of formalized training in chemical dependency counseling in

1 a program approved by the department or recognized under the
2 laws of another state; and

3 (e)(B) has completed 2,000 hours of supervised work
4 experience in chemical dependency counseling in a
5 state-approved chemical dependency treatment program, AN
6 INTERNSHIP SUPERVISED BY THE COLLEGE OR UNIVERSITY AND
7 ENDORSED BY THE DEPARTMENT, or A similar program recognized
8 under the laws of another state. Work experience must
9 include experience in 12 core function areas, including
10 screening, intake, orientation, assessment, treatment
11 planning, individual and group counseling, case management,
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14 regard to client treatment and services.

15 NEW SECTION. Section 2. Suspension or revocation of
16 certification. (1) The department may suspend or revoke the
17 certification of a chemical dependency counselor, according
18 to the procedure contained in [section 3], if he has
19 violated the professional ethics standards published by the
20 department. A person may not practice as a certified
21 chemical dependency counselor during the period for which
22 certification is suspended or revoked.

23 (2) The department may not suspend certification for
24 more than 6 months. Upon termination of the suspension
25 period, the person whose certification has been suspended

1 shall undergo a department review before resuming practice
2 as a certified chemical dependency counselor.

3 (3) The department may not revoke a certificate for
4 less than 3 years. Upon termination of the revocation
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6 apply to the department for recertification.

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12 with the department.

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14 ethics panel to investigate a formal breach of ethics
15 directed to the department. The panel shall consist of:

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- 17 (b) one employee of the department; and
- 18 (c) one member of the public.

19 (3) The ethics panel has the power to either recommend
20 that the person be cleared of any charges or to recommend
21 suspension or revocation of certification.

22 NEW SECTION. Section 4. Certification of gambling
23 addiction counselors -- treatment resources -- study and
24 report to legislature -- APPROPRIATION. (1) The department
25 shall study:

1 (a) the minimum requirements for certification of
2 persons providing counseling for gambling addictions; and

3 (b) the availability of effective treatment resources
4 in Montana for persons suffering from gambling addictions.

5 (2) The department shall report its findings from the
6 study required in subsection (1) and its recommendations for
7 certification of gambling addiction counselors to the 53rd
8 legislature.

9 (3) THERE IS APPROPRIATED \$32,243 IN FISCAL 1992 TO THE
10 DEPARTMENT OF INSTITUTIONS FROM THE STATE SPECIAL REVENUE
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13 [Sections 1 through 3] are intended to be codified as an
14 integral part of Title 53, chapter 24, part 2, and the
15 provisions of Title 53, chapter 24, part 2, apply to
16 [sections 1 through 3].

17 NEW SECTION. Section 6. Applicability. [SECTIONS 1
18 through 3] do (1) [SECTION 1] DOES not apply to:

19 (A) persons who, prior to July 1, 1991, received
20 certification from the department of institutions to
21 practice as a certified chemical dependency counselor; OR

22 (B) PERSONS WHO, PRIOR TO MARCH 1, 1991, HAVE:

23 (I) REGISTERED FOR CERTIFICATION UNDER EXISTING RULES;

24 OR

25 (II) ENROLLED IN A SPECIFIC CHEMICAL DEPENDENCY DEGREE

1 PROGRAM.

2 (2) INDIVIDUALS REFERRED TO IN SUBSECTION (1)(B) MAY
3 COMPLY WITH THE DEPARTMENT'S RULES FOR CERTIFICATION IN
4 EFFECT ON MARCH 1, 1991, IN LIEU OF CERTIFICATION IN
5 ACCORDANCE WITH [SECTION 1], PROVIDED THEY DEMONSTRATE
6 CONTINUOUS EFFORT IN THE CERTIFICATION OR EDUCATION PROCESS.
7 CONTINUOUS EFFORT MUST BE DEFINED IN RULES TO BE ADOPTED BY
8 THE DEPARTMENT.

9 NEW SECTION. Section 7. Effective date. [This act] is
10 effective July 1, 1991.

-End-