# Rules of Department of Economic Development

## Division 95—Committee for Professional Counselors Chapter 1—General Rules

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## Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 95—Committee for Professional Counselors Chapter 1—General Rules

#### 4 CSR 95-1.010 Application for Licensure

PURPOSE: This rule outlines the procedure for application for licensure as a professional counselor.

- (1) Applications for licensure by examination must be made on the forms provided by the Missouri Committee for Professional Counselors. Application forms may be obtained by writing the executive director for the Committee for Professional Counselors, P.O. Box 153, Jefferson City, MO 65102.
- (2) An application will not be considered as officially filed with the committee unless it is typewritten, signed, notarized, accompanied by all documents required by the committee and the applicant pays the application fee. The application fee must be in the form of a cashier's check, personal check or money order.
- (3) The complete application, including all documents, supporting material and official transcripts required by the committee, must be received at least ninety (90) days before the examination. Applications received or completed fewer than ninety (90) days before the next scheduled examination and all applications received after every available space for the examination has been filled, whether the application was received prior to or after this cut-off date, shall be scheduled for the next regularly scheduled examination.
- (4) Following the committee's review, the applicant will be informed by letter either that the application for examination has been approved or that it has been rejected. Any rejection letter will outline, with as much specificity as practicable, the reasons for rejection.

AUTHORITY: sections 337.507 and 337.520, RSMo Supp. 1990.\* Original rule filed Oct. 16, 1986, effective Jan. 30, 1987. Amended: Filed May 2, 1989, effective July 27, 1989. Amended: Filed Aug. 5, 1991, effective Dec. 9, 1991.

\*Original authority: 337.507, RSMo 1985, amended 1989 and 337.520, RSMo 1985, 1989, 1993, 1995.

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#### 4 CSR 95-1.020 Fees

PURPOSE: This rule establishes the fees for the Committee for Professional Counselors.

- (1) The following fees are established by the Committee for Professional Counselors and are payable in the form of a cashier's check, personal check or money order:

  (A) Application Processing Fee \$100.00;
- (B) Registration of Supervision
  Fee (includes education
  evaluation) \$100.00;
  (C) Examination Fee \$150.00;
  (D) Reexamination Fee \$150.00;
  (E) Reciprocity Application Fee \$100.00;
  (F) Examination Score
- (G) Name Change Fee \$ 15.00; (H) License Renewal Fee \$140.00; —in addition—

Endorsement Fee

- 1. One to sixty (1–60) days late \$ 50.00; and
- two (2) years late \$250.00; (I) Endorsement to another jurisdiction \$10.00;

2. Sixty-one (61) days to

- (J) Replacement wall-hanging \$ 15.00; (K) Computer Printout Fee (per page) \$ .50; (L) Copy Fee (per page) \$ .50;
- (M) Prior Review Fee—
  Education \$ 25.00;
- (N) Insufficient Funds Check Fee Charge \$ 50.00; and
  - (O) Reregistration of Supervision \$ 25.00;
- (2) All fees are nonrefundable.

AUTHORITY: sections 337.507 and 337.520, RSMo Supp. 1989.\* Original rule filed Oct. 16, 1986, effective Jan. 30, 1987. Amended: Filed May 2, 1989, effective July 27, 1989. Amended: Filed July 3, 1990, effective Dec. 31, 1990. Emergency amendment filed Aug. 14, 1991, effective Nov. 1, 1991, expired Feb. 29, 1992. Amended: Filed Aug. 5, 1991, effective Dec. 9, 1991. Amended: Filed Feb. 4, 1992, effective June 25, 1992.

\*Original authority: 337.507, RSMo 1985, amended 1989 and 337.520, RSMo 1985, amended 1989, 1993, 1995.

## 4 CSR 95-1.030 Acceptable Agents for Exempt Categories

PURPOSE: This rule defines the agents acceptable to the committee regarding certain exempt categories.

- (1) Accredited Vocational and Medical Rehabilitation Facilities. Professionals employed by vocational and medical rehabilitation facilities accredited or certified by agents acceptable to the committee are exempt from the requirements of sections 337.500–337.540, RSMo, pursuant to requirements of section 337.505(11), RSMo, so long as all counseling services are rendered in the performance of their assigned duties and they do not use the title of counselor. The term "agents acceptable to the committee" as used in section 337.505(11), RSMo, shall be the—
- (A) Commission on the Accreditation of Rehabilitation Facilities;
- (B) Accreditation of hospitals' comprehensive rehabilitation service centers by the Joint Commission on Accreditation of Hospitals; and
- (C) Missouri Department of Mental Health, provided, however, that professionals providing direct psychotherapy to individuals, groups or both must be licensed in accordance with Chapter 334 or 337, RSMo. The definition of psychotherapy as used in this rule is found in 9 CSR 30-4.010 as promulgated by the Missouri Department of Mental Health.
- (2) Certified Marital and Family Therapists. Marital therapists and family therapists certified by an agent acceptable to the committee and their supervises are exempt from the requirements of sections 337.500–337.540, RSMo, pursuant to section 337.505(13), RSMo, so long as they serve only individuals with marital or family systems concerns and so long as they do not use, the title of counselor or counseling. The term "an agent acceptable to the committee," as used in section 337.505(13), RSMo, shall be the American Association of Marriage and Family Therapists.
- (3) Certified Drug Abuse Counselors. Drug abuse counselors certified by the Department of Mental Health as meeting standards in rules promulgated under section 630.655, RSMo or certified by an agent acceptable to the committee are exempt from the requirements of sections 337.505–337.540, RSMo, pursuant to section 337.505(15), RSMo, so long as they meet the following criteria:
- (A) Practice consistent with these standards.
- (B) Practice only in certified substance abuse programs; and
- (C) Serve only individuals with drug-related concerns. The term an agent acceptable to the committee shall be the Missouri

Substance Abuse Counselors Certification Board.

- (4) Certified Social Workers. Social workers certified by an agent acceptable to the committee and their supervises are exempt from the requirements of sections 337.500–337.540, RSMo, pursuant to section 337.505(16), RSMo, so long as they are doing work consistent with their training and with a code of ethics of the social work profession and so long as they do not use the title of professional counselor. The term an agent acceptable to the committee shall be the Division of Professional Registration as advised by the Advisory Committee for Licensed Clinical Social Workers and the National Association of Social Workers.
- (5) To satisfy the characteristics of an acceptable agent for the certification of an exempted occupation as listed in section 337.510(11) and 337.510(13), RSMo, there are no additional agents acceptable to the committee other than the ones listed in sections (1)–(4) of this rule.

AUTHORITY: sections 337.505 and 337.520, RSMo Supp. 1990.\* Original rule filed Oct. 16, 1986, effective Jan. 30, 1987. Amended: Filed May 2, 1989, effective July 27, 1989. Amended: Filed Aug. 5, 1991, effective Dec. 9, 1991.

\*Original authority: 337.505, RSMo 1985, amended 1989, 1996 and 337.520, RSMo 1985, amended 1989, 1993, 1995.

### 4 CSR 95-1.040 Policy for Handling Release of Public Records

PURPOSE: This rule sets forth the committee's written policy in compliance with sections 610.010-610.030, RSMo regarding the release of information on any meeting, record or vote of the committee.

- (1) The Missouri Committee for Professional Counselors is a public governmental body as defined in Chapter 610, RSMo and adopts the following as its written policy for compliance with the provisions of that chapter. This policy is open to public inspection and implements Chapter 610, RSMo provisions regarding the release of information on any meeting, record or vote of the committee which is not closed under the chapter.
- (2) All public records of the Missouri Committee for Professional Counselors shall be open for inspection and copying by any member of the general public during normal



business hours (8:00 a.m. to 5:00 p.m. Monday through Friday, holidays excepted) except for records closed under section 610.021, RSMo. All public meetings of the Missouri Committee for Professional Counselors not closed under that section will be open to the public.

- (3) The Missouri Committee for Professional Counselors establishes the executive director of the committee as the custodian of its records as required by section 610.023, RSMo. The executive director is responsible for maintaining committee records and responding to requests for access to public records.
- (4) The committee may charge a reasonable fee for the cost for inspecting and copying the records. Charges and payments of the fees shall be based on the following:
- (A) A fee for copying public records shall not exceed the actual cost of the document search and duplication;
- (B) The committee may require payment of fees prior to making the copies; and
- (C) All fees collected shall be remitted to the director of revenue for deposit to the credit of the Committee for Professional Counselors' Fund.
- (5) If the custodian believes that requested access is not required under Chapter 610, RSMo, the custodian shall consult with the Office of the Attorney General before deciding whether to deny access to the records. If contact with that office is not practicable or is impossible, the custodian may decide whether to deny access. However, in that case, the custodian shall consult with the Office of the Attorney General within five (5) working days of the decision. When access is denied, the custodian will comply with the requirements in section 610.023, RSMo concerning informing the individual requesting access to the records and shall supply to members of the committee copies of the written denial. At its next meeting, the committee shall either affirm or reverse the decision of the custodian. If the committee reverses the decision, it shall direct the custodian to so advise the requesting party and supply the access to the information during regular business hours at the party's convenience.
- (6) The custodian shall maintain a file of copies of all written requests for access to records and responses to the requests. That file shall be maintained as a public record of the committee open for inspection by any member of the general public during regular business hours.

AUTHORITY: sections 337.520 and 610.010-610.030, RSMo 1986.\* Original rule filed May 2, 1989, effective July 27, 1989.

\*Original authority: 337.520, RSMo 1985, amended 1989, 1993, 1995; 610.010-610.030, RSMo please consult Missouri Revised Statutes.