

FIRST REGULAR SESSION

# HOUSE BILL NO. 953

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES PAGE (Sponsor), WASSON, DONNELLY, LOW (39), PARSON, KRATKY, CHAPPELLE-NADAL, HOLSMAN, STORCH AND YAEGER (Co-sponsors).

Read 1st time February 22, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

2155L.01I

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### AN ACT

To repeal sections 337.600, 337.603, 337.604, 337.606, 337.609, 337.612, 337.615, 337.618, 337.622, 337.624, 337.627, 337.630, 337.636, 337.639, 337.650, 337.653, 337.659, 337.665, 337.668, 337.671, 337.674, 337.677, 337.680, 337.683, 337.686, and 337.689, RSMo, and to enact in lieu thereof seventeen new sections relating to licensing of social workers.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 337.600, 337.603, 337.604, 337.606, 337.609, 337.612, 337.615, 337.618, 337.622, 337.624, 337.627, 337.630, 337.636, 337.639, 337.650, 337.653, 337.659, 337.665, 337.668, 337.671, 337.674, 337.677, 337.680, 337.683, 337.686, and 337.689, RSMo, are repealed and seventeen new sections enacted in lieu thereof, to be known as sections 337.600, 337.603, 337.604, 337.612, 337.615, 337.618, 337.622, 337.627, 337.630, 337.636, 337.643, 337.644, 337.645, 337.646, 337.653, 337.665, and 337.689, to read as follows:

337.600. As used in sections 337.600 to 337.689, the following terms mean:

(1) **"Advanced macro social worker", the applications of social work theory, knowledge, methods, principles, values, and ethics; and the professional use of self to community and organizational systems, systemic and macrocosm issues, and other indirect nonclinical services; specialized knowledge and advanced practice skills in case management, information and referral, nonclinical assessments, counseling, outcome evaluation, mediation, nonclinical supervision, nonclinical consultation, expert testimony,**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

8 **education, outcome evaluation, research, advocacy, social planning and policy**  
9 **development, community organization, and the development, implementation and**  
10 **administration of policies, programs, and activities. A licensed advanced master social**  
11 **worker may not treat mental or emotional disorders or provide psychotherapy without the**  
12 **direct supervision of a licensed clinical social worker; or diagnose a mental disorder;**

13 (2) "Clinical social work", the application of **social work theory, knowledge, values,**  
14 **methods, principles, and techniques of case work, group work, client-centered advocacy,**  
15 **[community organization,] administration, [planning, evaluation,] consultation, research,**  
16 **psychotherapy and counseling methods and techniques to persons, families and groups in**  
17 **assessment, diagnosis, treatment, prevention and amelioration of mental and emotional**  
18 **conditions;**

19 (3) **"Committee", the state committee for social workers established in section**  
20 **337.622;**

21 [(2)] (4) "Department", the Missouri department of economic development;

22 [(3)] (5) "Director", the director of the division of professional registration in the  
23 department of economic development;

24 [(4)] (6) "Division", the division of professional registration;

25 [(5)] (7) "Independent practice", any practice of social workers outside of an organized  
26 setting such as a social, medical, or governmental agency in which a social worker assumes  
27 responsibility and accountability for services required;

28 (8) **"Licensed advanced macro social worker", any person who offers to render**  
29 **services to individuals, groups, families, couples, organizations, institutions, communities,**  
30 **government agencies, corporations, or the general public for a fee, monetary or otherwise,**  
31 **implying that the person is trained, experienced, and licensed as an advanced master social**  
32 **worker, and who holds a current valid license to practice as an advanced master social**  
33 **worker;**

34 (9) **"Licensed baccalaureate social worker", any person who offers to render**  
35 **services to individuals, groups, organizations, institutions, corporations, government**  
36 **agencies, or the general public for a fee, monetary or otherwise, implying that the person**  
37 **is trained, experienced, and licensed as a baccalaureate social worker, and who holds a**  
38 **current valid license to practice as a baccalaureate social worker;**

39 [(6)] (10) "Licensed clinical social worker", any person who offers to render services to  
40 individuals, groups, organizations, institutions, corporations, government agencies, or the general  
41 public for a fee, monetary or otherwise, implying that the person is trained, experienced, and  
42 licensed as a clinical social worker, and who holds a current, valid license to practice as a clinical  
43 social worker;

44           **(11) "Licensed master social worker", any person who offers to render services to**  
45 **individuals, groups, families, couples, organizations, institutions, communities, government**  
46 **agencies, corporations, or the general public for a fee, monetary or otherwise, implying**  
47 **that the person is trained, experienced, and licensed as a master social worker, and who**  
48 **holds a current valid license to practice as a master social worker. A licensed master social**  
49 **worker may not treat mental or emotional disorders, provide psychotherapy without the**  
50 **direct supervision of a licensed clinical social worker, or diagnose a mental disorder;**

51           **(12) "Master social work", the application of social work theory, knowledge,**  
52 **methods, and ethics and the professional use of self to restore or enhance social,**  
53 **psychosocial, or bio-psychosocial functioning of individuals, couples, families, groups,**  
54 **organizations, communities, institutions, government agencies, or corporations. The**  
55 **practice includes the applications of specialized knowledge and advanced practice skills**  
56 **in the areas of assessment, treatment planning, implementation and evaluation, case**  
57 **management, mediation, information and referral, counseling, client education,**  
58 **supervision, consultation, education, research, advocacy, community organization and**  
59 **development, planning, evaluation, implementation and administration of policies,**  
60 **programs, and activities. Under supervision as provided in this section, the practice of**  
61 **master social work may include the practices reserved to clinical social workers or**  
62 **advanced master social workers;**

63           **(13) "Practice of advanced macro social work", rendering, offering to render, or**  
64 **supervising those who render to individuals, couples, families, groups, organizations,**  
65 **institutions, corporations, government agencies, communities, or the general public any**  
66 **service involving the application of methods, principles, and techniques of advanced**  
67 **practice master social work;**

68           **(14) "Practice of baccalaureate social work", rendering, offering to render, or**  
69 **supervising those who render to individuals, families, groups, organizations, institutions,**  
70 **corporations, or the general public any service involving the application of methods,**  
71 **principles, and techniques of baccalaureate social work;**

72           **[(7)] (15) "Practice of clinical social work", rendering, offering to render, or supervising**  
73 **those who render to individuals, couples, groups, organizations, institutions, corporations, or the**  
74 **general public any service involving the application of methods, principles, and techniques of**  
75 **clinical social work;**

76           **(16) "Practice of master social work", rendering, offering to render, or supervising**  
77 **those who render to individuals, couples, families, groups, organizations, institutions,**  
78 **corporations, government agencies, communities, or the general public any service**  
79 **involving the application of methods, principles, and techniques of master social work;**

80           [(8)] (17) "Provisional licensed clinical social worker", any person who is a graduate of  
81 an accredited school of social work and meets all requirements of a licensed clinical social  
82 worker, other than the supervised clinical social work experience prescribed by subdivision (2)  
83 of subsection 1 of section 337.615, and who is supervised by a person who is qualified to  
84 practice clinical social work, as defined by rule;

85           **(18) "Qualified advanced macro supervisor", any licensed social worker who meets**  
86 **the qualifications of a qualified clinical supervisor or a licensed advanced macro social**  
87 **worker who has:**

88           **(a) Practiced in the field for which he or she is supervising the applicant for a**  
89 **minimum uninterrupted period of five years;**

90           **(b) Has successfully completed a minimum of sixteen hours of supervisory training**  
91 **from the Association of Social Work boards, the National Association of Social Workers,**  
92 **an accredited university, or a program approved by the state committee for social workers;**  
93 **and**

94           **(c) Met all the requirements as defined in rule by the state committee for social**  
95 **workers;**

96           **(19) "Qualified baccalaureate supervisor", any licensed social worker who meets**  
97 **the qualifications of a qualified clinical supervisor, qualified master supervisor, or a**  
98 **licensed baccalaureate social worker who has:**

99           **(a) Practiced in the field for which he or she is supervising the applicant for a**  
100 **minimum uninterrupted period of five years;**

101           **(b) Has successfully completed a minimum of sixteen hours of supervisory training**  
102 **from the Association of Social Work boards, the National Association of Social Workers,**  
103 **an accredited university, or a program approved by the state committee for social workers;**  
104 **and**

105           **(c) Met all the requirements as defined in rule by the state committee for social**  
106 **workers;**

107           **(20) "Qualified clinical supervisor", any licensed clinical social worker who has:**

108           **(a) Practiced in the field for which he or she is supervising the applicant**  
109 **uninterrupted since August 28, 2004, or a minimum of five years;**

110           **(b) Has successfully completed a minimum of sixteen hours of supervisory training**  
111 **from the Association of Social Work boards, the National Association of Social Workers,**  
112 **an accredited university, or a program approved by the state committee for social workers;**  
113 **and**

114           **(c) Met all the requirements of sections 337.600 to 337.642, and as defined in rule**  
115 **by the state committee for social workers;**

116 [(9)] (21) "Social worker", any individual that has:

117 (a) Received a baccalaureate or master's degree in social work from an accredited social  
118 work program approved by the council on social work education;

119 (b) Received a doctorate or Ph.D. in social work; or

120 (c) A current [baccalaureate or clinical] social worker license as set forth in sections  
121 337.600 to 337.689.

337.603. No person shall use the title of "licensed clinical social worker", "clinical social  
2 worker" or "provisional licensed clinical social worker" [and] , **or** engage in the practice of  
3 clinical social work in this state, unless the person is licensed as required by the provisions of  
4 sections 337.600 to 337.639. Only individuals who are licensed clinical social workers shall  
5 practice clinical social work. Sections 337.600 to 337.639 shall not apply to:

6 (1) Any person registered, certificated, or licensed by this state, another state, or any  
7 recognized national certification agent acceptable to the committee to practice any other  
8 occupation or profession while rendering services similar in nature to clinical social work in the  
9 performance of the occupation or profession which the person is registered, certificated, or  
10 licensed; and

11 (2) The practice of any social worker who is employed by any agency or department of  
12 the state of Missouri while discharging the person's duties in that capacity.

337.604. 1. No person shall hold himself or herself out to be a "social worker" unless  
2 such person has:

3 (1) Received a baccalaureate or master's degree in social work from an accredited social  
4 work program approved by the council on social work education;

5 (2) Received a doctorate or Ph.D. in social work; or

6 (3) A current [baccalaureate or clinical] social worker license as set forth in sections  
7 337.600 to 337.689.

8 2. No government entities, public or private agencies or organizations in the state shall  
9 use the title "social worker" or any form of the title for volunteer or employment positions or  
10 within contracts for services, documents, manuals, or reference material effective January 1,  
11 2004, unless the volunteers or employees in those positions meet the criteria set forth in  
12 subdivision (8) of section 337.600 or subsection 1 of this section.

337.612. 1. Applications for licensure as a clinical social worker, **baccalaureate social  
2 worker, or master social worker** shall be in writing, submitted to the committee on forms  
3 prescribed by the committee and furnished to the applicant. The application shall contain the  
4 applicant's statements showing the applicant's education, experience, and such other information  
5 as the committee may require. Each application shall contain a statement that it is made under  
6 oath or affirmation and that the information contained therein is true and correct to the best

7 knowledge and belief of the applicant, subject to the penalties provided for the making of a false  
8 affidavit or declaration. Each application shall be accompanied by the fees required by the  
9 committee.

10 2. The committee shall mail a renewal notice to the last known address of each licensee  
11 prior to the licensure renewal date. Failure to provide the committee with the information  
12 required for licensure, or to pay the licensure fee after such notice shall effect a revocation of the  
13 license after a period of sixty days from the licensure renewal date. The license shall be restored  
14 if, within two years of the licensure date, the applicant provides written application and the  
15 payment of the licensure fee and a delinquency fee.

16 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued  
17 subject to the rules of the committee, upon payment of a fee.

18 4. The committee shall set the amount of the fees which sections 337.600 to [337.639]  
19 **337.689** authorize and require by rules and regulations promulgated pursuant to section 536.021,  
20 RSMo. The fees shall be set at a level to produce revenue which shall not substantially exceed  
21 the cost and expense of administering the provisions of sections 337.600 to [337.639] **337.689**.  
22 All fees provided for in sections 337.600 to [337.639] **337.689** shall be collected by the director  
23 who shall deposit the same with the state treasurer in a fund to be known as the "Clinical Social  
24 Workers Fund". **After August 28, 2007, the "Clinical Social Workers Fund" shall be called**  
25 **the "Licensed Social Workers Fund" and after such date all references in state law to the**  
26 **"Clinical Social Workers Fund" shall be considered references to the "Licensed Social**  
27 **Workers Fund"**.

28 5. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in  
29 this fund shall not be transferred and placed to the credit of general revenue until the amount in  
30 the fund at the end of the biennium exceeds two times the amount of the appropriations from the  
31 clinical social workers fund for the preceding fiscal year or, if the committee requires by rule  
32 renewal less frequently than yearly, then three times the appropriation from the committee's fund  
33 for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount  
34 in the fund which exceeds the appropriate multiple of the appropriations from the clinical social  
35 workers fund for the preceding fiscal year.

337.615. 1. Each applicant for licensure as a clinical social worker shall furnish  
2 evidence to the committee that:

3 (1) The applicant has a master's degree from a college or university program of social  
4 work accredited by the council of social work education or a doctorate degree from a school of  
5 social work acceptable to the committee;

6 (2) The applicant has completed three thousand hours of supervised clinical experience  
7 with a [licensed clinical social worker acceptable to the committee, as defined by rule,]

8 **"qualified clinical supervisor", as defined in section 337.600,** in no less than twenty-four  
9 months and no more than forty-eight consecutive calendar months;

10 (3) The applicant has achieved a passing score, as defined by the committee, on an  
11 examination approved by the committee. The eligibility requirements for such examination shall  
12 be promulgated by rule of the committee;

13 (4) The applicant is at least eighteen years of age, is of good moral character, is a United  
14 States citizen or has status as a legal resident alien, and has not been convicted of a felony during  
15 the ten years immediately prior to application for licensure.

16 2. Any person holding a current license, certificate of registration, or permit from another  
17 state or territory of the United States or the District of Columbia to practice clinical social work  
18 who has had no disciplinary action taken against the license, certificate of registration, or permit  
19 for the preceding five years may be granted a license to practice clinical social work in this state  
20 if the person meets one of the following criteria:

21 (1) Has received a masters or doctoral degree from a college or university program of  
22 social work accredited by the council of social work education and has been licensed to practice  
23 clinical social work for the preceding five years; or

24 (2) Is currently licensed or certified as a clinical social worker in another state, territory  
25 of the United States, or the District of Columbia having substantially the same requirements as  
26 this state for clinical social workers.

27 3. The committee shall issue a license to each person who files an application and fee  
28 as required by the provisions of sections 337.600 to 337.639 and who furnishes evidence  
29 satisfactory to the committee that the applicant has complied with the provisions of subdivisions  
30 (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of this section.  
31 The committee shall issue a provisional clinical social worker license to any applicant who meets  
32 all requirements of subdivisions (1), (3) and (4) of subsection 1 of this section, but who has not  
33 completed the twenty-four months of supervised clinical experience required by subdivision (2)  
34 of subsection 1 of this section, and such applicant may reapply for licensure as a clinical social  
35 worker upon completion of the twenty-four months of supervised clinical experience.

337.618. Each license issued pursuant to the provisions of sections 337.600 to [337.639]  
2 **337.689** shall expire on a renewal date established by the director. The term of licensure shall  
3 be twenty-four months. The committee shall require a minimum number of thirty clock hours  
4 of continuing education, **including a minimum of three hours in ethics presented by a social**  
5 **worker with a degree, and a minimum of two hours on the statutory and regulatory**  
6 **requirements of those licensed under sections 337.600 to 337.689,** for renewal of a license  
7 issued pursuant to sections 337.600 to [337.639] **337.689.** The committee shall renew any  
8 license, other than a provisional license, upon application for a renewal, completion of the

9 required continuing education hours and upon payment of the fee established by the committee  
10 pursuant to the provisions of section 337.612. As provided by rule, the board may waive or  
11 extend the time requirements for completion of continuing education for reasons related to  
12 health, military service, foreign residency, or for other good cause. All requests for waivers or  
13 extensions of time shall be made in writing and submitted to the board before the renewal date.

337.622. 1. There is hereby established the "State Committee for Social Workers",  
2 which shall guide, advise, and make recommendations to the division and fulfill other  
3 responsibilities designated by sections 337.600 to 337.649 and sections 337.650 to 337.689. The  
4 committee shall approve any examination required by sections 337.600 to 337.649 and sections  
5 337.650 to 337.689 and shall assist the division in carrying out the provisions of sections  
6 337.600 to 337.649 and sections 337.650 to 337.689.

7 2. The committee shall consist of nine members, including a public member appointed  
8 by the governor with the advice and consent of the senate. Each member of the committee shall  
9 be a citizen of the United States and a resident of this state. The committee shall consist of [six]  
10 **three** licensed clinical social workers, **three licensed master social workers**, two licensed  
11 baccalaureate social workers, and one voting public member. At least two committee members  
12 shall be involved in the private practice of clinical social work. [Any person who is a member  
13 of any clinical social worker advisory committee appointed by the director of the division of  
14 professional registration shall be eligible for appointment to the state committee for social work  
15 on August 28, 1997.] The governor shall endeavor to appoint members from different  
16 geographic regions of the state and with regard to the pattern of distribution of social workers  
17 in the state. The term of office for committee members shall be four years and no committee  
18 member shall serve more than ten years. [Of the members first appointed, the governor shall  
19 appoint three members, one of whom shall be the public member, whose terms shall be four  
20 years; three members whose terms shall be three years; two members whose terms shall be two  
21 years; and one member whose term shall be one year.] **In order to comply with the addition**  
22 **of licensed master social workers on the committee, the governor shall appoint the first**  
23 **three vacancies created by expiring terms of licensed clinical workers with qualified**  
24 **licensed master level social workers.** The president of the National Association of Social  
25 Workers Missouri Chapter in office at the time shall, at least ninety days prior to the expiration  
26 of a term of a member of a clinical social worker, **master social worker**, or baccalaureate social  
27 worker committee member or as soon as feasible after a vacancy on the committee otherwise  
28 occurs, submit to the director of the division of professional registration a list of five [clinical]  
29 social workers qualified [or five baccalaureate social workers] and willing to fill the vacancy in  
30 question, with the request and recommendation that the governor appoint one of the five persons  
31 in each category so listed, and with the list so submitted, the president of the National



32 Association of Social Workers Missouri Chapter shall include in his or her letter of transmittal  
33 a description of the method by which the names were chosen by that association.

34 3. A vacancy in the office of a member shall be filled by appointment by the governor  
35 for the remainder of the unexpired term.

36 4. Notwithstanding any other provision of law to the contrary, any appointed member  
37 of the committee shall receive as compensation an amount established by the director of the  
38 division of professional registration not to exceed seventy dollars per day for committee business  
39 plus each member of the committee shall be reimbursed for necessary and actual expenses  
40 incurred in the performance of the member's official duties. The director of the division of  
41 professional registration shall establish by rule guidelines for payment. All staff for the  
42 committee shall be provided by the division.

43 5. The committee shall hold an annual meeting at which it shall elect from its  
44 membership a chairperson and a secretary. The committee may hold such additional meetings  
45 as may be required in the performance of its duties, provided that notice of every meeting must  
46 be given to each member at least three days prior to the date of the meeting. A quorum of the  
47 board shall consist of a majority of its members.

48 6. The governor may remove a committee member for misconduct, incompetency or  
49 neglect of the member's official duties after giving the committee member written notice of the  
50 charges against such member and an opportunity to be heard thereon.

51 7. The public member shall be at the time of such member's appointment a citizen of the  
52 United States; a resident of this state for a period of one year and a registered voter; a person who  
53 is not and never was a member of any profession licensed or regulated pursuant to sections  
54 337.600 to 337.649 or sections 337.650 to 337.689, or the spouse of such person; and a person  
55 who does not have and never has had a material, financial interest in either the providing of the  
56 professional services regulated by sections 337.600 to 337.649 or sections 337.650 to 337.689,  
57 or an activity or organization directly related to any profession licensed or regulated pursuant to  
58 sections 337.600 to 337.649. The duties of the public member shall not include the  
59 determination of the technical requirements to be met for licensure or whether any person meets  
60 such technical requirements or of the technical competence or technical judgment of a licensee  
61 or a candidate for licensure.

337.627. 1. The committee shall promulgate rules and regulations pertaining to:

2 (1) The form and content of license applications required by the provisions of sections  
3 337.600 to [337.639] **337.689** and the procedures for filing an application for an initial or  
4 renewal license in this state;

5 (2) Fees required by the provisions of sections 337.600 to [337.639] **337.689**;

6 (3) The characteristics of "supervised clinical experience" [as that term is used in section  
7 337.615], **"supervised master experience", and "supervised baccalaureate experience";**

8 (4) The standards and methods to be used in assessing competency as a licensed clinical  
9 social worker, **licensed master social worker, and licensed baccalaureate social worker,**  
10 **including the requirement for continuing education hours;**

11 (5) Establishment and promulgation of procedures for investigating, hearing and  
12 determining grievances and violations occurring pursuant to the provisions of sections 337.600  
13 to [337.639] **337.689;**

14 (6) Development of an appeal procedure for the review of decisions and rules of  
15 administrative agencies existing pursuant to the constitution or laws of this state;

16 (7) Establishment of a policy and procedure for reciprocity with other states, including  
17 states which do not have clinical, **master, or baccalaureate** social worker licensing laws or  
18 states whose licensing laws are not substantially the same as those of this state; and

19 (8) Any other policies or procedures necessary to the fulfillment of the requirements of  
20 sections 337.600 to [337.639] **337.689.**

21 2. [No rule or portion of a rule promulgated pursuant to the authority of sections 337.600  
22 to 337.639 shall become effective unless it has been promulgated pursuant to the provisions of  
23 section 536.024, RSMo.] **Any rule or portion of a rule, as that term is defined in section**  
24 **536.010, RSMo, that is created under the authority delegated in this section shall become**  
25 **effective only if it complies with and is subject to all of the provisions of chapter 536,**  
26 **RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are**  
27 **nonseverable and if any of the powers vested with the general assembly pursuant to**  
28 **chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule**  
29 **are subsequently held unconstitutional, then the grant of rulemaking authority and any**  
30 **rule proposed or adopted after August 28, 2007, shall be invalid and void.**

337.630. 1. The committee may refuse to issue or renew any license required by the  
2 provisions of sections 337.600 to [337.639] **337.689** for one or any combination of causes stated  
3 in subsection 2 of this section. The committee shall notify the applicant in writing of the reasons  
4 for the refusal and shall advise the applicant of the applicant's right to file a complaint with the  
5 administrative hearing commission as provided by chapter 621, RSMo.

6 2. The committee may cause a complaint to be filed with the administrative hearing  
7 commission as provided by chapter 621, RSMo, against any holder of any license required by  
8 sections 337.600 to [337.639] **337.689** or any person who has failed to renew or has surrendered  
9 the person's license for any one or any combination of the following causes:

10 (1) Use of any controlled substance, as defined in chapter 195, RSMo, or alcoholic  
11 beverage to an extent that such use impairs a person's ability to engage in the occupation of

12 clinical social work; except that the fact that a person has undergone treatment for past substance  
13 or alcohol abuse and/or has participated in a recovery program, shall not by itself be cause for  
14 refusal to issue or renew a license;

15 (2) The person has been finally adjudicated and found guilty, or entered a plea of guilty  
16 or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United  
17 States, for any offense reasonably related to the qualifications, functions or duties of a clinical  
18 social worker; for any offense an essential element of which is fraud, dishonesty or an act of  
19 violence; or for any offense involving moral turpitude, whether or not sentence is imposed;

20 (3) Use of fraud, deception, misrepresentation or bribery in securing any license issued  
21 pursuant to the provisions of sections 337.600 to 337.639 or in obtaining permission to take any  
22 examination given or required pursuant to the provisions of sections 337.600 to [337.639]  
23 **337.689**;

24 (4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by  
25 fraud, deception or misrepresentation;

26 (5) Incompetency, misconduct, fraud, misrepresentation or dishonesty in the performance  
27 of the functions or duties of a clinical, **master, or baccalaureate** social worker;

28 (6) Violation of, or assisting or enabling any person to violate, any provision of sections  
29 337.600 to [337.639] **337.689**, or of any lawful rule or regulation adopted pursuant to sections  
30 337.600 to [337.639] **337.689**;

31 (7) Impersonation of any person holding a license or allowing any person to use the  
32 person's license or diploma from any school;

33 (8) Revocation or suspension of a license or other right to practice clinical, **master, or**  
34 **baccalaureate** social work granted by another state, territory, federal agency or country upon  
35 grounds for which revocation or suspension is authorized in this state;

36 (9) Final adjudication as incapacitated by a court of competent jurisdiction;

37 (10) Assisting or enabling any person to practice or offer to practice clinical, **master, or**  
38 **baccalaureate** social work who is not licensed and currently eligible to practice pursuant to the  
39 provisions of sections 337.600 to [337.639] **337.689**;

40 (11) Obtaining a license based upon a material mistake of fact;

41 (12) Failure to display a valid license if so required by sections 337.600 to [337.639]  
42 **337.689** or any rule promulgated hereunder;

43 (13) Violation of any professional trust or confidence;

44 (14) Use of any advertisement or solicitation which is false, misleading or deceptive to  
45 the general public or persons to whom the advertisement or solicitation is primarily directed;

46 (15) Being guilty of unethical conduct [as defined in the ethical standards for clinical  
47 social workers adopted by the committee by rule and filed with the secretary of state] **as defined**

48 **by the code of ethics of the National Association of Social Workers or its successor**  
49 **organization.**

50 3. Any person, organization, association or corporation who reports or provides  
51 information to the committee pursuant to the provisions of sections 337.600 to [337.639]  
52 **337.689** and who does so in good faith shall not be subject to an action for civil damages as a  
53 result thereof.

54 4. After the filing of such complaint, the proceedings shall be conducted in accordance  
55 with the provisions of chapter 621, RSMo. Upon a finding by the administrative hearing  
56 commission that the grounds, provided in subsection 2 of this section, for disciplinary action are  
57 met, the committee may censure or place the person named in the complaint on probation on  
58 such terms and conditions as the committee deems appropriate for a period not to exceed five  
59 years, or may suspend, for a period not to exceed three years, or revoke the license.

337.636. Persons licensed under the provisions of sections 337.600 to [337.639] **337.689**  
2 may not disclose any information acquired from persons consulting them in their professional  
3 capacity, or be compelled to disclose such information except:

4 (1) With the written consent of the client, or in the case of the client's death or disability,  
5 the client's personal representative or other person authorized to sue, or the beneficiary of an  
6 insurance policy on the client's life, health or physical condition;

7 (2) When such information pertains to a criminal act;

8 (3) When the person is a child under the age of eighteen years and the information  
9 acquired by the licensee indicated that the child was the victim of a crime;

10 (4) When the person waives the privilege by bringing charges against the licensee;

11 (5) When the licensee is called upon to testify in any court or administrative hearings  
12 concerning matters of adoption, adult abuse, child abuse, child neglect, or other matters  
13 pertaining to the welfare of clients of the licensee; or

14 (6) When the licensee is collaborating or consulting with professional colleagues or an  
15 administrative superior on behalf of the client.

**337.643. 1. No person shall use the title of "licensed master social worker" and**  
2 **engage in the practice of master social work in this state unless the person is licensed as**  
3 **required by the provisions of sections 337.643 to 337.645.**

4 **2. A licensed master social worker shall be deemed qualified to practice the**  
5 **applications of social work theory, knowledge, methods and ethics and the professional use**  
6 **of self to restore or enhance social, psychosocial, or bio-psychosocial functioning of**  
7 **individuals, couples, families, groups, organizations, and communities. Master social work**  
8 **practice includes the applications of specialized knowledge and advanced practice skills**  
9 **in the management, information and referral, counseling, supervision, consultation,**

10 education, research, advocacy, community organization, and the development,  
11 implementation, and administration of policies, programs, and activities. Under  
12 supervision as provided in this section, the practice of master social work may include the  
13 practices reserved to clinical social workers.

14       3. If the licensed master social worker has completed three thousand hours of  
15 supervised clinical experience with a "qualified master supervisor" in no less than twenty-  
16 four months and no more than forty-eight consecutive calendar months, the licensed  
17 master social worker may engage in the independent practice of baccalaureate social work.  
18 Upon demonstrating the successful completion of supervised experience, the state  
19 committee shall provide the licensee with a certificate clearly stating the individual's  
20 qualification to practice independently. The licensee shall also be permitted to clearly  
21 identify his or her qualification to practice independently with the words "independent  
22 practice" or "IP" next to his or her credential.

      337.644. 1. Each applicant for licensure as a master social worker shall furnish  
2 evidence to the committee that:

3       (1) The applicant has a master's or doctorate degree in social work from an  
4 accredited social work degree program approved by the council of social work education;

5       (2) The applicant has achieved a passing score, as defined by the committee, on an  
6 examination approved by the committee. The eligibility requirements for such  
7 examination shall be determined by the state committee for social workers;

8       (3) The applicant is at least eighteen years of age, is of good moral character, is a  
9 United States citizen or has status as a legal resident alien, and has not been convicted of  
10 a felony during the ten years immediately prior to application for licensure;

11       (4) The applicant has submitted a written application on forms prescribed by the  
12 state board;

13       (5) The applicant has submitted the required licensing fee, as determined by the  
14 division.

15       2. Any applicant who answers in the affirmative to any question on the application  
16 that relates to possible grounds for denial of licensure under section 337.630 shall submit  
17 a sworn affidavit setting forth in detail the facts which explain such answer and copies of  
18 appropriate documents related to such answer.

19       3. Any person holding a valid unrevoked and unexpired license, certificate, or  
20 registration from another state or territory of the United States having substantially the  
21 same requirements as this state for baccalaureate social workers may be granted a license  
22 to engage in the person's occupation in this state upon application to the committee  
23 accompanied by the appropriate fee as established by the committee under section 337.662.

24           **4. The committee shall issue a license to each person who files an application and**  
25 **fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence**  
26 **satisfactory to the committee that the applicant has complied with the provisions of**  
27 **subsection 1 of this section or with the provisions of subsection 3 of this section. The**  
28 **license shall refer to the individual as a licensed master social worker and shall recognize**  
29 **that individual's right to practice licensed master social work as defined in section 337.600.**

**337.645. 1. Each applicant for licensure as an advanced macro social worker shall**  
2 **furnish evidence to the committee that:**

3           **(1) The applicant has a master's degree from a college or university program of**  
4 **social work accredited by the council of social work education or a doctorate degree from**  
5 **a school of social work acceptable to the committee;**

6           **(2) The applicant has completed three thousand hours of supervised clinical**  
7 **experience with a "qualified macro supervisor" as defined in section 337.600 in no less**  
8 **than twenty-four months and no more than forty-eight consecutive calendar months;**

9           **(3) The applicant has achieved a passing score, as defined by the committee, on an**  
10 **examination approved by the committee. The eligibility requirements for such**  
11 **examination shall be promulgated by rule of the committee;**

12           **(4) The applicant is at least eighteen years of age, is of good moral character, is a**  
13 **United States citizen or has status as a legal resident alien, and has not been convicted of**  
14 **a felony during the ten years immediately prior to application for licensure.**

15           **2. Any person holding a current license, certificate of registration, or permit from**  
16 **another state or territory of the United States or the District of Columbia to practice**  
17 **clinical social work who has had no disciplinary action taken against the license, certificate**  
18 **of registration, or permit for the preceding five years may be granted a license to practice**  
19 **clinical social work in this state if the person meets one of the following criteria:**

20           **(1) Has received a master's or doctoral degree from a college or university program**  
21 **of social work accredited by the council of social work education and has been licensed to**  
22 **practice clinical social work for the preceding five years; or**

23           **(2) Is currently licensed or certified as a clinical social worker in another state,**  
24 **territory of the United States, or the District of Columbia having substantially the same**  
25 **requirements as this state for clinical social workers.**

26           **3. The committee shall issue a license to each person who files an application and**  
27 **fee as required by the provisions of sections 337.600 to 337.639 and who furnishes evidence**  
28 **satisfactory to the committee that the applicant has complied with the provisions of**  
29 **subdivisions (1) to (4) of subsection 1 of this section or with the provisions of subsection 2**  
30 **of this section.**

2       **337.646. 1. No person shall use the title of "licensed advanced macro social**  
3       **worker" and engage in the practice of advanced macro social work in this state unless the**  
4       **person is licensed as required by the provisions of section 337.645.**

5       337.653. 1. No person shall use the title of "licensed baccalaureate social worker" [or  
6       "provisional licensed baccalaureate social worker"] and engage in the practice of baccalaureate  
7       social work in this state unless the person is licensed as required by the provisions of sections  
8       337.650 to [337.689] **337.653.**

9       2. A licensed baccalaureate social worker shall be deemed qualified to practice the  
10      following:

11      (1) Engage in assessment and evaluation from a generalist perspective, excluding the  
12      diagnosis and treatment of mental illness and emotional disorders;

13      (2) Conduct basic data gathering of records and social problems of individuals, groups,  
14      families and communities, assess such data, and formulate and implement a plan to achieve  
15      specific goals;

16      (3) Serve as an advocate for clients, families, groups or communities for the purpose of  
17      achieving specific goals;

18      (4) Counsel, excluding psychotherapy; however, counseling shall be defined as providing  
19      support, direction, and guidance to clients by assisting them in successfully solving complex  
20      social problems;

21      (5) Perform crisis intervention, screening and resolution, excluding the use of  
22      psychotherapeutic techniques;

23      (6) Be a community supporter, organizer, planner or administrator for a social service  
24      program;

25      (7) Conduct crisis planning ranging from disaster relief planning for communities to  
26      helping individuals prepare for the death or disability of family members;

27      (8) Inform and refer clients to other professional services;

28      (9) Perform case management and outreach, including but not limited to planning,  
29      managing, directing or coordinating social services; and

30      (10) Engage in the training and education of social work students from an accredited  
31      institution and supervise other licensed baccalaureate social workers.

32      3. **[A] If the licensed baccalaureate social worker has completed three thousand**  
33      **hours of supervised clinical experience with a "qualified baccalaureate supervisor" in no**  
34      **less than twenty-four months and no more than forty-eight consecutive calendar months,**  
35      **the licensed baccalaureate social worker may engage in the independent practice of baccalaureate**  
36      **social work as defined in [subdivision (6) of] section 337.650 and subdivisions (1) to (10) of**  
37      **subsection 2 of this section. Upon demonstrating the successful completion of supervised**

34 **experience, the state committee for social workers shall provide the licensee with a**  
35 **certificate clearly stating the individual's qualification to practice independently with the**  
36 **words "independent practice" or "IP" next to his or her credential.**

337.665. 1. Each applicant for licensure as a baccalaureate social worker shall furnish  
2 evidence to the committee that:

3 (1) The applicant has a baccalaureate degree in social work from an accredited social  
4 work degree program approved by the council of social work education;

5 (2) The applicant has achieved a passing score, as defined by the committee, on an  
6 examination approved by the committee. The eligibility requirements for such examination shall  
7 be determined by the state committee for social work;

8 (3) [The applicant has completed three thousand hours of supervised baccalaureate  
9 experience with a licensed clinical social worker or licensed baccalaureate social worker in no  
10 less than twenty-four and no more than forty-eight consecutive calendar months;

11 (4)] The applicant is at least eighteen years of age, is of good moral character, is a United  
12 States citizen or has status as a legal resident alien, and has not been convicted of a felony during  
13 the ten years immediately prior to application for licensure;

14 [(5)] (4) The applicant has submitted a written application on forms prescribed by the  
15 state board;

16 [(6)] (5) The applicant has submitted the required licensing fee, as determined by the  
17 division.

18 2. Any applicant who answers in the affirmative to any question on the application that  
19 relates to possible grounds for denial of licensure pursuant to section [337.680] **337.630** shall  
20 submit a sworn affidavit setting forth in detail the facts which explain such answer and copies  
21 of appropriate documents related to such answer.

22 3. Any person holding a valid unrevoked and unexpired license, certificate or registration  
23 from another state or territory of the United States having substantially the same requirements  
24 as this state for baccalaureate social workers may be granted a license to engage in the person's  
25 occupation in this state upon application to the committee accompanied by the appropriate fee  
26 as established by the committee pursuant to section 337.662.

27 4. The committee shall issue a license to each person who files an application and fee  
28 as required by the provisions of sections [337.650] **337.600** to 337.689 and who furnishes  
29 evidence satisfactory to the committee that the applicant has complied with the provisions of  
30 subsection 1 of this section or with the provisions of subsection [2] **3** of this section. [The  
31 committee shall issue a one-time provisional baccalaureate social worker license to any applicant  
32 who meets all requirements of subdivisions (1), (2), (4), (5) and (6) of subsection 1 of this  
33 section, but who has not completed the supervised baccalaureate experience required by



34 subdivision (3) of subsection 1 of this section, and such applicant may apply for licensure as a  
35 baccalaureate social worker upon completion of the supervised baccalaureate experience.]

36 **5. The committee shall issue a certificate to practice independently under**  
37 **subsection 3 of section 337.653 to any licensed baccalaureate social worker who has**  
38 **satisfactorily completed three thousand hours of supervised experience with a qualified**  
39 **baccalaureate supervisor in no less than twenty-four months and no more than forty-eight**  
40 **consecutive calendar months.**

337.689. Nothing in sections [337.650] **337.600** to 337.689 shall be construed to prohibit  
2 any person licensed pursuant to the provisions of sections [337.650] **337.600** to 337.689 from  
3 testifying in court hearings concerning matters of adoption, adult abuse, child abuse, child  
4 neglect, or other matters pertaining to the welfare of children or any dependent person, or from  
5 seeking collaboration or consultation with professional colleagues or administrative supervisors  
6 on behalf of the client.

[337.606. For a period of twenty-four months from July 1, 1990,  
2 applicants for licensure shall be exempted from the academic requirements of  
3 sections 337.600 to 337.639 if the committee is satisfied that the applicant has  
4 acceptable educational qualifications, or social work experience, or is currently  
5 engaged in the practice of clinical social work. After that time no person shall  
6 engage in clinical social work practice for compensation or hold himself or  
7 herself out as a licensed clinical social worker unless the person is licensed in  
8 accordance with the provisions of sections 337.600 to 337.639.]

[337.609. No provision of sections 337.600 to 337.639 shall be construed  
2 to require any agency, corporation, or organization, not otherwise required by  
3 law, to employ licensed clinical social workers.]

[337.624. 1. No part of this section or of chapter 354 or 375, RSMo,  
2 shall be construed to mandate benefits or third-party reimbursement for services  
3 of social workers in the policies or contracts of any insurance company, health  
4 services corporation, or other third-party payer.

5 2. This section shall not be construed to effect procedures for billing for  
6 social work services provided by agencies, corporations, or organizations which  
7 employ licensed social workers.]

[337.639. Nothing in sections 337.600 to 337.639 shall be construed to  
2 prohibit any person licensed under the provisions of sections 337.600 to 337.639  
3 from testifying in court hearings concerning matters of adoption, adult abuse,  
4 child abuse, child neglect, or other matters pertaining to the welfare of children  
5 or any dependent person, or from seeking collaboration or consultation with  
6 professional colleagues or administrative supervisors on behalf of the client.]

[337.650. As used in sections 337.650 to 337.689, the following terms mean:

(1) "Committee", the state committee for social work established in section 337.622;

(2) "Department", the Missouri department of economic development;

(3) "Director", the director of the division of professional registration in the department of economic development;

(4) "Division", the division of professional registration;

(5) "Licensed baccalaureate social worker", any person who offers to render services to individuals, groups, organizations, institutions, corporations, government agencies or the general public for a fee, monetary or otherwise, implying that the person is trained, experienced and licensed as a baccalaureate social worker, and who holds a current valid license to practice as a baccalaureate social worker;

(6) "Practice of baccalaureate social work", rendering, offering to render or supervising those who render to individuals, families, groups, organizations, institutions, corporations or the general public any service involving the application of methods, principles, and techniques of baccalaureate social work;

(7) "Provisional licensed baccalaureate social worker", any person who is a graduate of an accredited school of social work and meets all requirements of a licensed baccalaureate social worker, other than the supervised baccalaureate social work experience prescribed by subdivision (3) of subsection 1 of section 337.665, and who is supervised by a licensed clinical social worker or a licensed baccalaureate social worker, as defined by rule.]

[337.659. No provision of sections 337.650 to 337.689 shall be construed to require any agency, corporation or organization, not otherwise required by law, to employ licensed baccalaureate social workers.]

[337.668. The term of each license issued pursuant to the provisions of sections 337.650 to 337.689 shall be no less than twenty-four and no more than forty-eight consecutive calendar months. All licensees shall annually complete fifteen hours of continuing education units. The committee shall renew any license, other than a provisional license, upon application for a renewal, submission of documentation of the completion of the required annual hours of continuing education and payment of the fee established by the committee pursuant to the provisions of section 337.662.]

[337.671. The committee may issue temporary permits to practice under extenuating circumstances as determined by the committee and defined by rule.]

[337.674. No part of this section or of chapter 354 or 375, RSMo, shall be construed to mandate benefits or third-party reimbursement for services of

3 social workers in the policies or contracts of any insurance company, health  
4 services corporation, or other third-party payer.]

5 [337.677. 1. The committee shall promulgate rules and regulations  
6 pertaining to:

7 (1) The form and content of license applications required by the  
8 provisions of sections 337.650 to 337.689 and the procedures for filing an  
9 application for an initial or renewal license in this state;

10 (2) Fees required by the provisions of sections 337.650 to 337.689;

11 (3) The characteristics of "supervised baccalaureate experience" as that  
12 term is used in section 337.665;

13 (4) The standards and methods to be used in assessing competency as a  
14 licensed baccalaureate social worker, including the requirement for annual  
15 continuing education units;

16 (5) Establishment and promulgation of procedures for investigating,  
17 hearing and determining grievances and violations occurring pursuant to the  
18 provisions of sections 337.650 to 337.689;

19 (6) Development of an appeal procedure for the review of decisions and  
20 rules of administrative agencies existing pursuant to the constitution or laws of  
21 this state;

22 (7) Establishment of a policy and procedure for reciprocity with other  
23 states, including states which do not have baccalaureate or clinical social worker  
24 licensing laws or states whose licensing laws are not substantially the same as  
25 those of this state; and

26 (8) Any other policies or procedures necessary to the fulfillment of the  
27 requirements of sections 337.650 to 337.689.

28 2. Any rule or portion of a rule, as that term is defined in section 536.010,  
29 RSMo, that is created under the authority delegated in sections 337.650 to  
30 337.689 shall become effective only if it complies with and is subject to all of the  
31 provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo.  
32 This section and chapter 536, RSMo, are nonseverable and if any of the powers  
33 vested with the general assembly pursuant to chapter 536, RSMo, to review, to  
delay the effective date or to disapprove and annul a rule are subsequently held  
unconstitutional, then the grant of rulemaking authority and any rule proposed or  
adopted after August 28, 2001, shall be invalid and void.]

3 [337.680. 1. The committee may refuse to issue or renew any license  
4 required by the provisions of sections 337.650 to 337.689 for one or any  
5 combination of causes stated in subsection 2 of this section. The committee shall  
6 notify the applicant in writing of the reasons for the refusal and shall advise the  
applicant of the applicant's right to file a complaint with the administrative  
hearing commission as provided by chapter 621, RSMo.

7           2. The committee may cause a complaint to be filed with the  
8 administrative hearing commission as provided by chapter 621, RSMo, against  
9 any holder of any license required by sections 337.650 to 337.689 or any person  
10 who has failed to renew or has surrendered the person's license for any one or any  
11 combination of the following causes:

12           (1) Use of any controlled substance, as defined in chapter 195, RSMo,  
13 or alcoholic beverage to an extent that such use impairs a person's ability to  
14 engage in the occupation of baccalaureate social work; except that the fact that  
15 a person has undergone treatment for past substance or alcohol abuse and/or has  
16 participated in a recovery program shall not by itself be cause for refusal to issue  
17 or renew a license;

18           (2) The person has been finally adjudicated and found guilty, or entered  
19 a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws  
20 of any state or of the United States, for any offense reasonably related to the  
21 qualifications, functions or duties of a baccalaureate social worker; for any  
22 offense an essential element of which is fraud, dishonesty or an act of violence;  
23 or for any offense involving moral turpitude, whether or not sentence is imposed;

24           (3) Use of fraud, deception, misrepresentation or bribery in securing any  
25 license issued pursuant to the provisions of sections 337.650 to 337.689 or in  
26 obtaining permission to take any examination given or required pursuant to the  
27 provisions of sections 337.650 to 337.689;

28           (4) Obtaining or attempting to obtain any fee, charge, tuition or other  
29 compensation by fraud, deception or misrepresentation;

30           (5) Incompetency, misconduct, fraud, misrepresentation or dishonesty in  
31 the performance of the functions or duties of a baccalaureate social worker;

32           (6) Violation of, or assisting or enabling any person to violate, any  
33 provision of sections 337.650 to 337.689, or of any lawful rule or regulation  
34 adopted pursuant to sections 337.650 to 337.689;

35           (7) Impersonation of any person holding a license or allowing any person  
36 to use the person's license or diploma from any school;

37           (8) Revocation or suspension of a license or other right to practice  
38 baccalaureate social work granted by another state, territory, federal agency or  
39 country upon grounds for which revocation or suspension is authorized in this  
40 state;

41           (9) Final adjudication as incapacitated by a court of competent  
42 jurisdiction;

43           (10) Assisting or enabling any person to practice or offer to practice  
44 baccalaureate social work who is not licensed and currently eligible to practice  
45 pursuant to the provisions of sections 337.650 to 337.689;

46           (11) Obtaining a license based upon a material mistake of fact;

47           (12) Failure to display a valid license if so required by sections 337.650  
48 to 337.689 or any rule promulgated hereunder;

49           (13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(15) Being guilty of unethical conduct based on the code of ethics of the National Association of Social Workers.

3. Any person, organization, association or corporation who reports or provides information to the committee pursuant to the provisions of sections 337.650 to 337.689 and who does so in good faith shall not be subject to an action for civil damages as a result thereof.

4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621, RSMo. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the committee may censure or place the person named in the complaint on probation on such terms and conditions as the committee deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license.]

[337.683. 1. Violation of any provision of sections 337.650 to 337.689 shall be a class B misdemeanor.

2. All fees or other compensation received for services which are rendered in violation of sections 337.650 to 337.689 shall be refunded.

3. The department on behalf of the committee may sue in its own name in any court in this state. The department shall inquire as to any violations of sections 337.650 to 337.689, may institute actions for penalties herein prescribed, and shall enforce generally the provisions of sections 337.650 to 337.689.

4. Upon application by the committee, the attorney general may on behalf of the committee request that a court of competent jurisdiction grant an injunction, restraining order or other order as may be appropriate to enjoin a person from:

(1) Offering to engage or engaging in the performance of any acts or practices for which a certificate of registration or authority, permit or license is required upon a showing that such acts or practices were performed or offered to be performed without a certificate of registration or authority, permit or license; or

(2) Engaging in any practice of business authorized by a certificate of registration or authority, permit or license issued pursuant to sections 337.650 to 337.689 upon a showing that the holder presents a substantial probability of serious harm to the health, safety or welfare of any resident of this state or client or patient of the licensee.

5. Any action brought pursuant to the provisions of this section shall be commenced either in the county in which such conduct occurred or in the county in which the defendant resides.

26           6. Any action brought pursuant to this section may be in addition to or  
27 in lieu of any penalty provided by sections 337.650 to 337.689 and may be  
28 brought concurrently with other actions to enforce the provisions of sections  
29 337.650 to 337.689.]  
30

          [337.686. Persons licensed pursuant to the provisions of sections 337.650  
2 to 337.689 may not disclose any information acquired from persons consulting  
3 them in their professional capacity, or be compelled to disclose such information  
4 except:

5           (1) With the written consent of the client, or in the case of the client's  
6 death or disability, the client's personal representative or other person authorized  
7 to sue, or the beneficiary of an insurance policy on the client's life, health or  
8 physical condition;

9           (2) When such information pertains to a criminal act;

10          (3) When the person is a child under the age of eighteen years and the  
11 information acquired by the licensee indicated that the child was the victim of a  
12 crime;

13          (4) When the person waives the privilege by bringing charges against the  
14 licensee;

15          (5) When the licensee is called upon to testify in any court or  
16 administrative hearings concerning matters of adoption, adult abuse, child abuse,  
17 child neglect, or other matters pertaining to the welfare of clients of the licensee;  
18 or

19          (6) When the licensee is collaborating or consulting with professional  
20 colleagues or an administrative superior on behalf of the client.]

✓