

LCB File No. R072-07

**PROPOSED REGULATION OF THE BOARD OF EXAMINERS
FOR ALCOHOL, DRUG AND GAMBLING COUNSELORS**

Explanation – Matter in *italics* is new; matter in brackets [] is material to be omitted.

NAC 641C.008 Is hereby amended to read as follows:

NAC 641C.008 “Accredited college or university” defined. (NRS 641C.200) “Accredited college or university” means a college or university that is accredited by a national or regional accrediting agency that is recognized by the United States Department of Education.

The Board may accept a college or institution that is accredited or approved by another State to issue diplomas in accordance with that states educational codes. Any college or university that is deemed non acceptable by the US Department of Civil Services will not be approved.

NAC 641C.410 Is hereby amended by to read as follows:

NAC 641C.410 Responsibility to client. (NRS 641C.200)

Section 12. Throughout the period of treatment of a client *or a client of the treatment program, facility or agency where the intern or counselor is employed* and for the 2 years immediately following the termination of the professional relationship between the client and the counselor or certified intern treating the client *and the treatment program, facility or agency*, the counselor or certified intern shall not:

NAC 641C. 300 Is hereby amended by adding thereto the provisions set forth as sections 7, 8 & 9 of this regulation as follows:

NAC 641C.300 Requirements for maintenance or renewal of license or certificate; grounds for disciplinary action. (NRS 641C.200)

Section 1. To maintain his licensure or certification, as appropriate, a counselor must attend at least 40 hours of continuing education during the 2-year period of licensure or certification, including, without limitation:

(a) At least 3 hours of continuing education that pertain to ethics; and

(b) At least 3 hours of continuing education that pertain to the standards of confidentiality required pursuant to NAC 641C.425 and, if applicable, the standards of confidentiality set forth in 42 C.F.R. Part 2 and the related provisions of the Health Insurance Portability and Accountability Act of 1996 set forth in 45 C.F.R. Part 160.

Section 2. To maintain and renew his certification as a certified intern, the certified intern must attend:

(a) At least 15 hours of training during his first 6 months of certification, including, without limitation:

(1) At least 6 hours of training during the first 3 months of certification that pertain to ethics; and

(2) At least 6 hours of training during the first 3 months of certification that pertain to the standards of confidentiality required pursuant to NAC 641C.425 and, if applicable, the standards of confidentiality set forth in the provisions of 42 C.F.R. Part 2 and the related provisions of the Health Insurance Portability and Accountability Act of 1996 set forth in 45 C.F.R. Part 160;

(b) At least 10 hours of training during his second 6 months of certification; and

(c) At least 20 hours of training during each subsequent year of certification.

Section 3. A counselor or certified intern shall submit to the Board a certificate of completion of any hours of continuing education or training completed by the counselor or certified intern pursuant to subsection 1 or 2.

Section 4. If a certified intern attends any hours of training to satisfy the hours of training required pursuant to subsection 2, the certified intern may not apply the same hours of training toward:

(a) A degree at an accredited college or university necessary to qualify for initial licensure or certification as a counselor; or

(b) For licensed or certified alcohol and drug abuse counselors, the hours of supervised counseling of drug and alcohol abusers considered as completed pursuant to NAC 641C.205.

Section 5. A counselor who takes a program of continuing education which presents the same material that he took during the previous 2-year period will not get credit for taking the subsequent program of continuing education.

Section 6. To maintain his certificate as a supervisor of certified interns, a licensed alcohol and drug abuse counselor or certified problem gambling counselor must attend at least 10 hours of continuing education that pertain to counseling, supervision, ethics and Nevada law during the 2-year period of certification. These hours may be included in the hours required to maintain his license as a counselor pursuant to subsection 1.

Section 7. A supervisor may accrue up to 1 hour per intern supervised per reporting period for providing supervision services for up to five interns. Maximum allowed per year would be 10 hours and these hours cannot be used to meet the supervisor's renewal requirements.

Section 8. A certified or licensed counselor may obtain up one hour of continuing education units for writing and submitting articles for the board's newsletter upon board approval and or for being published in a peer reviewed publication. No more than 5 hours will be allowed for every two years.

Section 9. A certified or licensed counselor may obtain up to one hour of continuing education units for each oral board they assist on. No more than 5 hours will be allowed for every two years.

7. (10.) A counselor is subject to disciplinary action by the Board if he:

(a) Fails to provide to the Board information regarding his participation in a program of continuing education within 30 days after receiving a request from the Board; or

(b) Submits to the Board false or inaccurate information regarding his participation in a program of continuing education.