

**APPROVED REGULATION OF THE
BOARD OF EXAMINERS FOR MARRIAGE AND FAMILY
THERAPISTS AND CLINICAL PROFESSIONAL COUNSELORS**

LCB File No. R051-19

Filed February 27, 2020

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1, 9 and 10, NRS 641A.160; §2, NRS 641A.160 and 641A.210; §3, NRS 641A.180, 641A.220 and 641A.231; §4, NRS 641A.160 and 641A.290, as amended by section 14 of Senate Bill No. 37, chapter 431, Statutes of Nevada 2019, at page 2671; §§5 and 6, NRS 641A.160 and 641A.260, as amended by section 8 of Senate Bill No. 37, chapter 431, Statutes of Nevada 2019, at page 2669; §§7 and 8, NRS 641A.160, 641A.287 and 641A.288; §§11 and 12, NRS 641A.160 and 641A.310.

A REGULATION relating to marriage and family therapists and clinical professional counselors; revising provisions governing applications for licensure and educational requirements; revising the fees charged by the Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors; revising provisions governing the continuing education required for license renewal; revising provisions governing internships; revising provisions relating to standards of practice and ethical requirements; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides the Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors the authority to adopt regulations regarding the licensing of marriage and family therapists, marriage and family therapist interns, clinical and professional counselors and clinical and professional counseling interns, and the practice of marriage and family therapists and clinical professional counselors. (NRS 641A.160) **Section 2** of this regulation removes the requirement that an applicant for licensure submit a written summary of his or her experiences and qualifications for licensure. (NAC 641A.065)

Existing law requires applicants to possess a certain level of graduate education in order to qualify for licensure. (NRS 641A.180) Section 10 of LCB File No. R094-18 revised these educational requirements for licensure. **Section 3** of this regulation authorizes the Board to consider graduate degrees conferred on or before August 30, 2023, which met the educational requirements in effect before LCB File No. R094-18 became effective, as satisfying the educational requirements for licensure.

Existing law establishes the maximum fees the Board is authorized to charge for certain items. (NRS 641A.290) Section 14 of Senate Bill No. 37 of the 2019 Legislative Session revised the maximum amount of these fees and authorized the Board to charge certain additional fees. (Chapter 431, Statutes of Nevada 2019, at page 2671) **Section 4** of this regulation increases the fees charged by the Board to the amounts authorized by Senate Bill No. 37 and establishes the new fees which Senate Bill No. 37 authorizes the Board to charge.

Existing law requires licensed marriage and family therapists and clinical professional counselors to meet certain continuing education hours each licensing period. (NRS 641A.260) **Section 5** of this regulation revises the number of hours of continuing education a marriage and family therapist or clinical professional counselor is required to complete in order to maintain licensure during the biennial licensing period. **Section 6** of this regulation further revises the documentation submitted to the Board to prove the completion of continuing education hours by eliminating the requirement to submit certain forms with the affidavit attesting to completion of the continuing education requirements.

Existing law imposes certain requirements on internships relating to marriage and family therapists and clinical professional counseling, including that a person who wishes to license to practice as a marriage and family therapist or clinical professional counselor must first license as a marriage and family therapist intern or clinical professional counseling intern and obtain certain supervised experience as a licensed intern. (NRS 641A.287, 641A.288) Existing regulations require these internships be approved by the Board. (NAC 641A.146) **Section 7** of this regulation requires an internship to be outlined in a supervision agreement with a primary supervisor approved by the Board. **Sections 8 and 10** of this regulation make conforming changes by referring to a supervision agreement rather than an internship plan. Existing law and regulations require interns to work under the supervision of an approved supervisor. (NRS 641A.287, 641A.288; NAC 641A.146) **Section 9** of this regulation requires approved supervisors to submit a report evaluating each intern under their supervision to the Board on or before September 15 and March 15 of each year.

Existing law and regulations impose certain professional conduct and ethical requirements on marriage and family therapists, clinical professional counselors and interns. (NRS 641A.310; NAC 641A.247) **Section 11** of this regulation expands the prohibition on engaging in sexual or romantic relationships with clients, current and former, and their romantic partners to also prohibit sexual or romantic relationships with persons included in a client's family system. **Section 12** of this regulation updates the code of ethics adopted by reference by the Board by adopting the most recent edition of these codes and requiring the Board to examine changes in these codes to determine their suitability for use in this State.

Section 1. NAC 641A.035 is hereby amended to read as follows:

641A.035 As used in this chapter, unless the context otherwise requires:

1. “Approved provider of continuing education” means a natural person, business entity or governmental entity that the Board has approved to provide courses or programs of continuing education pursuant to NAC 641A.126.
2. “Approved supervisor” has the meaning ascribed to it in NRS 641A.025 and includes an approved primary and secondary supervisor.
3. “Board” has the meaning ascribed to it in NRS 641A.030.
4. “Clinical professional counselor” has the meaning ascribed to it in NRS 641A.031.
5. “Clinical professional counselor intern” means a person licensed as a clinical professional counselor intern pursuant to NRS 641A.288.
6. *“Clinical relationship” means any relationship in which a marriage and family therapist, clinical professional counselor or intern, as applicable, has engaged in the treatment of a client.*
7. “Course or program of continuing education” means a course or program of education and training that is designed to maintain, improve or enhance the knowledge and competency of a licensee.
- ~~7.7~~ 8. “Intern” means a marriage and family therapist intern or a clinical professional counselor intern.
- ~~8.8~~ 9. “Internship” means the period of supervised experience required of a marriage and family therapist intern pursuant to NRS 641A.287 or a clinical professional counselor intern pursuant to NRS 641A.288.
- ~~9.9~~ 10. “License” has the meaning ascribed to it in NRS 641A.040.
- ~~10.0~~ 11. “Marriage and family therapist” has the meaning ascribed to it in NRS 641A.060.

~~H1.1~~ 12. “Marriage and family therapist intern” means a person licensed as a marriage and family therapist intern pursuant to NRS 641A.287.

~~H2.1~~ 13. “Practice of clinical professional counseling” has the meaning ascribed to in NRS 641A.065.

~~H3.1~~ 14. “Practice of marriage and family therapy” has the meaning ascribed to it in NRS 641A.080.

~~H4.1~~ 15. “Private practice” means engaging in work at a facility at which the compensation of the intern for federal income taxes is not reported, or required to be reported, on Form W-2 by the facility because the intern is a sole proprietor, self-employed or an independent contractor.

~~H5.1~~ 16. “Provider of continuing education” means a natural person, business entity or governmental entity that presents a course or program of continuing education that must be approved pursuant to NAC 641A.123.

~~H6.1~~ 17. *“Provider of health care” has the meaning ascribed to it in NRS 629.031.*

18. “Staff” means the staff of the Board, including, without limitation, any person who has entered into a contract with the Board to provide services to the Board as an independent contractor.

19. *“Treatment” means the provision, coordination or management of marriage and family therapy or clinical professional counseling or related services by one or more providers of health care, including coordination or management of health care by a provider of health care with a third party, and consultation between or among providers of health care relating to the client.*

Sec. 2. NAC 641A.065 is hereby amended to read as follows:

641A.065 Except as otherwise provided in NRS 641A.241 and 641A.242:

1. Any person desiring licensure by the Board must submit or have submitted to the Board:

(a) An application completed on the forms provided by the Board;

(b) Official transcripts from each graduate institution of higher education he or she attended which substantiate the education and training required for licensure;

(c) A copy of the applicant's valid driver's license, passport or other government-issued identification card;

~~(d) [A written summary by the applicant of his or her experiences and qualifications for licensing, including documentation of his or her internship, if applicable, and recommendations from supervisors or any person approved by the Board;~~

~~—(e)~~ If the person is licensed as a marriage and family therapist or clinical professional counselor in the District of Columbia or any state or territory of the United States, evidence satisfactory to the Board of such licensure and of good standing as a marriage and family therapist or clinical professional counselor in the District of Columbia or the state or territory of the United States; and

~~(f)~~ (e) A complete set of fingerprints and written permission authorizing the Board to forward those fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report. The Board may exchange with the Federal Bureau of Investigation any information relating to the fingerprints of an applicant pursuant to this section.

2. To have the Board act upon an application for a license at a scheduled meeting, the applicant must have filed the completed application with the Board at least 10 business days before that meeting. For good cause, the Board may allow an applicant to present material at its meeting in addition to the materials which he or she has previously submitted to the Board.

3. By submitting an application, an applicant grants the Board full authority to make any investigation or personal contact necessary to verify the authenticity of the matters and information stated within the application. If the Board so requests, the applicant must supply such a verification.

4. The Board may appoint a subcommittee to examine an application and conduct interviews before the Board's meeting and to make recommendations for its action.

5. The Board may require the personal appearance of the applicant at the meeting.

6. The same application which is filed for licensure as an intern will be used by the Board for application for licensure as a marriage and family therapist or clinical professional counselor upon completion of the internship.

Sec. 3. NAC 641A.085 is hereby amended to read as follows:

641A.085 1. Except as otherwise provided in subsection 7, to qualify for licensure as a marriage and family therapist or marriage and family therapist intern, an applicant's graduate education in marriage and family therapy must include the following courses of study:

(a) At least two courses in human development, including, without limitation, issues of sexuality.

(b) At least two courses in marital and family systems.

(c) At least three courses in marital and family therapy.

(d) At least one course in ethical and legal issues in the practice of marriage and family therapy.

(e) At least three courses in the supervised practice of marriage and family therapy.

(f) At least one course in diagnosis and assessment, including, without limitation, the use of the *Diagnostic and Statistical Manual of Mental Disorders*.

- (g) At least one course in social and cultural foundations.
- (h) At least one course in research.
- (i) At least one course in abuse of alcohol or controlled substances.
- (j) At least one course in crisis or trauma.
- (k) At least one course in grief or loss.
- (l) At least one course in group counseling.
- (m) At least one course in individual counseling theories.

2. Except as otherwise provided in subsection 7, to qualify for licensure as a clinical professional counselor or clinical professional counselor intern, an applicant's graduate education in clinical professional counseling must include the following courses of study:

- (a) At least two courses in human development, including, without limitation, issues of sexuality.
- (b) At least one course in individual counseling theories.
- (c) At least one course in individual counseling techniques and practice.
- (d) At least one course in lifestyle and career development.
- (e) At least one course in group dynamics, counseling and consulting.
- (f) At least one course in ethics and professional studies.
- (g) At least three courses in the supervised practice of clinical professional counseling.
- (h) At least one course in diagnosis and assessment, including, without limitation, the use of the *Diagnostic and Statistical Manual of Mental Disorders*.
- (i) At least one course in social and cultural foundations.
- (j) At least one course in research and evaluation.
- (k) At least one course in abuse of alcohol or controlled substances.

(l) At least one course in couples counseling.

(m) At least one course in family systems.

(n) At least one course in crisis or trauma.

(o) At least one course in grief or loss.

3. The courses in the supervised practice of marriage and family therapy or clinical professional counseling required pursuant to subsection 1 or 2, as applicable, must:

(a) Include clinical experience working with individuals, couples and families.

(b) Be equivalent to three courses taken during three semesters or four courses taken during four quarters which provide a minimum of 40 weeks of supervised practice.

4. For a graduate degree to fulfill the educational requirements for licensure as a marriage and family therapist, clinical professional counselor or intern pursuant to this section, the degree must require at least 60 semester hours or 72 quarter hours.

5. The Board will consider only courses completed at the graduate level for fulfillment of the educational requirements for licensure as a marriage and family therapist, clinical professional counselor or intern.

6. A course may not be used to satisfy the requirements for more than one course of study set forth in subsection 1 or 2.

7. The Board:

(a) Will consider a graduate degree from a program that was accredited by the Council for Accreditation of Counseling and Related Educational Programs or the Commission on Accreditation for Marriage and Family Therapy Education at the time the degree was conferred as fulfilling the educational requirements for licensure as an intern.

(b) May consider:

(1) Graduate degrees in fields related to mental health which are comparable to degrees in marriage and family therapy, counseling or mental health counseling and which meet the requirements for courses listed in subsection 1 or 2, regardless of the terminology used in the degree granted by the educational institution, as fulfilling the educational requirements for licensure as a marriage and family therapist, clinical professional counselor or intern.

(2) Graduate degrees from a program that the Board determines substantially meets the requirements set forth in subsection 1 or 2, as applicable.

(3) Years of clinical experience as a licensed marriage and family therapist, clinical professional counselor or intern in lieu of specific academic courses.

(4) Graduate degrees conferred on or before August 30, 2023, which met the requirements of this section as it existed on August 29, 2018.

Sec. 4. NAC 641A.105 is hereby amended to read as follows:

641A.105 Except as otherwise provided in NRS 641A.290, the Board will charge and collect the following fees, respectively:

{For application} <i>Application</i> for {a} <i>an initial</i> license.....	{\$75} \$150
<i>Initial issuance of a license</i>	60
{For examination of an applicant for a license}	200
{For issuance of a license}	50
{For annual} <i>Biennial</i> renewal of a license <i>to practice as a marriage and family therapist or clinical professional counselor</i>	{150} 450
{For reinstatement of a license revoked for nonpayment of the fee} <i>Fee</i> for {renewal} <i>late payment of the biennial renewal</i>	{100} 125

~~{For an}~~ *Placement of a license to practice as a marriage and family*

therapist or clinical professional counselor on inactive ~~{license}~~ status ~~{150}~~ 200

Renewal of an intern's license 150

Issuance of a duplicate license 10

Reevaluation of an applicant's coursework 50

Application for approval as a supervisor 75

Approval of a course or program of continuing education 25

Approval of a provider of continuing education 150

Sec. 5. NAC 641A.131 is hereby amended to read as follows:

641A.131 1. To maintain licensure, a marriage and family therapist or clinical professional counselor must complete at least ~~{20}~~ **40** hours of continuing education each licensing period, at least ~~{3}~~ **6** hours of which must be on ethics issues specifically pertaining to the practice of marriage and family therapy or clinical professional counseling, as applicable, and at least ~~{2}~~ **4** hours of which must pertain to instruction on evidence-based suicide prevention and awareness. If the marriage and family therapist or clinical professional counselor is an approved supervisor, at least ~~{1-hour}~~ **2 hours** of the requirements of this subsection must be on issues specifically pertaining to supervising in the field of practice of the approved supervisor and must include education in at least one of the following:

- (a) An overview of a supervision model;
- (b) Areas of focus for a supervisor and the roles of a supervisor;
- (c) The process of supervising and the practical application of that process;
- (d) Ethical dilemmas involved in supervising;

(e) Methods of effectively addressing and preventing ethical dilemmas in supervising; or

(f) An overview of the supervision standards of the American Association for Marriage and Family Therapy, the National Board for Certified Counselors or the Association for Counselor Education and Supervision, or the provisions of this chapter and chapter 641A of NRS relating to the practice of marriage and family therapy or the practice of clinical professional counseling, as applicable.

2. A marriage and family therapist or clinical professional counselor shall not use more than ~~10~~ 20 hours of distance education that is not interactive to satisfy the requirements of subsection 1.

3. With the approval of the Board, a marriage and family therapist or clinical professional counselor may satisfy the requirements of subsection 1 by:

(a) Teaching not more than ~~10~~ 20 hours at an institution, seminar, workshop, conference or other program. The content of the teaching material must be related to the practice of marriage and family therapy or clinical professional counseling and may be part of the primary or regular employment of the marriage and family therapist or clinical professional counselor. For each such hour taught, 2 hours of continuing education may be credited pursuant to this paragraph annually.

(b) Completing graduate-level course work specifically pertaining to the practice of marriage and family therapy or clinical professional counseling, as applicable. Such course work may be credited pursuant to this paragraph at 15 hours of continuing education for 1 graduate semester hour or 12 hours of continuing education for 1 graduate quarter hour.

(c) Attending any meeting of the Board except a meeting at which the Board is considering disciplinary or other administrative action against the marriage and family therapist or clinical

professional counselor. For each such authorized meeting attended, 1 hour of continuing education may be credited pursuant to this paragraph, but not more than ~~2~~ 4 hours of continuing education may be credited for such meetings pursuant to this paragraph ~~annually.~~ *during each licensing period.*

(d) Attending a meeting or event of a coalition, committee or board related to community health care. For each such meeting or event attended, 1 hour of continuing education may be credited pursuant to this paragraph, but not more than ~~3~~ 6 hours of continuing education may be credited for such meetings and events pursuant to this paragraph ~~annually.~~ *during each licensing period.* Documentation of attendance at a meeting or event described in this paragraph must be an official record of attendance at the meeting or event obtained from the coalition, committee or board holding the meeting or hosting the event, or a ticket or receipt for admission to the event or any additional documentation requested by the Board.

4. Except as otherwise provided in NRS 641A.265, a marriage and family therapist or clinical professional counselor is subject to disciplinary action by the Board if he or she fails to satisfy the requirements for continuing education set forth in subsection 1.

5. To reactivate an inactive license, an inactive licensee must complete at least 20 hours of continuing education in the year immediately preceding his or her application for reactivation.

6. As used in this section, “distance education” means education, training, courses or programs that are delivered to a student who is geographically separate from the instructor.

Sec. 6. NAC 641A.133 is hereby amended to read as follows:

641A.133 1. Except as otherwise provided in NRS 641A.265, an application for the renewal of a license to practice as a marriage and family therapist or clinical professional counselor must be accompanied by an affidavit ~~and the form for reporting continuing education~~

provided by the Board ~~{evidencing}~~ *attesting to* the completion by the marriage and family therapist or clinical professional counselor of at least ~~{20}~~ *40* hours of continuing education required pursuant to NAC 641A.131 during the licensing period immediately preceding the date of the expiration of the current license.

2. A marriage and family therapist or clinical professional counselor shall maintain sufficient documentation verifying the information included in the affidavit relating to his or her continuing education for at least 3 years after the date on which the affidavit is executed. A marriage and family therapist or clinical professional counselor will not be given credit for any hours of continuing education that are not supported by documentation.

3. The Board may audit such affidavits ~~{and forms as the Board deems necessary}~~ to verify the authenticity of the information set forth in the affidavit or form.

Sec. 7. NAC 641A.146 is hereby amended to read as follows:

641A.146 1. An internship must be:

(a) *Outlined in a supervision agreement with an approved primary supervisor;*

(b) Approved by the Board ; ~~{before the applicant begins the internship;}~~ and

(c) Completed within 3 years after the Board approves the internship unless a renewal of the *intern's* license ~~{of the}~~ *as an* intern is granted pursuant to subsection 3.

2. An intern shall, on or before September 15 and March 15 of each year of his or her internship, *solicit from his or her approved primary supervisor and* submit to the Board ~~{a written}~~ :

(a) A report from the approved *primary* supervisor evaluating his or her internship ;

(b) *A report containing all hours of internship experience accumulated to the date of the report; and*

(c) A report containing all hours of internship experience accumulated within the preceding 6-month period.

3. The Board may revoke the license of any intern who fails to file ~~{such}~~ a written report ~~{}~~ pursuant to subsection 2. An intern who has his or her license revoked pursuant to this subsection:

(a) Shall submit to the Board the reasons for his or her failure to file the written report; and

(b) Must reapply for a new license in accordance with all applicable provisions of law in place at the time of reapplication.

~~{3}~~ 4. If an intern does not complete an internship within 3 years after the Board approves the internship pursuant to subsection 1, the intern must request a renewal of his or her license *as an intern* from the Board. The Board will only grant one 3-year renewal of the license. If the Board grants a renewal of a license pursuant to this subsection and an intern fails to complete the internship successfully within 3 years after the Board grants the renewal of the license, the intern:

(a) Shall submit to the Board the reasons for his or her failure to complete the internship successfully; and

(b) Must reapply for a new license in accordance with all applicable provisions of law in place at the time of reapplication.

~~{4}~~ 5. To obtain the hours of supervised experience required pursuant to NRS 641A.220 or 641A.231, an intern must complete:

(a) At least 1,500 hours of direct contact with clients in the practice of marriage and family therapy or the practice of clinical professional counseling, as applicable;

(b) At least 300 hours of marriage and family therapy or clinical professional counseling, as applicable, that is supervised by the primary approved supervisor or secondary approved supervisor or supervisors of the intern, including:

- (1) At least 160 hours supervised by the primary approved supervisor of the intern; and
- (2) At least 40 hours supervised by the secondary approved supervisor or supervisors of the intern; and

(c) At least 1,200 hours of work related to the practice of marriage and family therapy or the practice of clinical professional counseling, as applicable, including:

(1) Not more than 500 hours which consist of direct contact with clients in the practice of marriage and family therapy or the practice of clinical professional counseling, as applicable, that is performed in conjunction with a graduate program of study;

- (2) Not more than 300 hours of leading group therapy or counseling sessions;
- (3) Not more than 200 hours of teaching, including, but not limited to, leading sessions for parent or family education, leading workshops or participating in other teaching activities, which are:

- (I) Approved by the primary approved supervisor of the intern; and
- (II) Documented;

(4) Not more than 150 hours of individual counseling or therapy which the intern personally receives from a licensed mental health professional who is not the approved supervisor of the intern; and

(5) Not more than 50 hours of training approved by the primary approved supervisor of the intern, including, but not limited to:

- (I) Graduate course work at a university; or

(II) Attendance at a workshop related to the practice of marriage and family therapy or the practice of clinical professional counseling.

~~{5.—Credit}~~

6. Except for the hours of experience required by subparagraph (1) of paragraph (c) of subsection 5, credit must not be given for experience gained by a person before the person was licensed as an intern pursuant to the provisions of NAC 641A.156.

~~{6.}~~ *7.* As used in this section, “mental health professional” means a person licensed in the District of Columbia or any state or territory of the United States as a psychiatrist, psychologist, marriage and family therapist, clinical professional counselor or clinical social worker.

Sec. 8. NAC 641A.156 is hereby amended to read as follows:

641A.156 1. An applicant for licensure as an intern must:

(a) Satisfy the requirements of NAC 641A.065, 641A.075 and 641A.085;

(b) Submit to the Board a proposed plan for internship, supervision agreement, including the name of the proposed supervisors;

(c) Complete a personal interview if requested by the Board; and

(d) Pass an examination required by NRS 641A.230 or 641A.231, as applicable. An applicant must take such an examination for the first time at any time during his or her final semester or quarter of graduate study and before the expiration of his or her license as an intern.

2. The Board will issue a license as an intern in the State of Nevada to each qualified applicant. ~~{upon approving the proposed internship plan of the applicant.}~~

Sec. 9. NAC 641A.178 is hereby amended to read as follows:

641A.178 1. Before beginning an internship, each intern must have at least two supervisors approved by the Board. During the course of the supervision of the intern:

(a) The primary approved supervisor shall meet with the intern for at least 160 hours, which must include at least 1 hour per week, to discuss and evaluate the performance of the intern. The primary supervisor shall document any variation from this weekly schedule and retain such documentation until the completion of the internship. A violation of this paragraph may result in the revocation of the intern's license or the approval of the primary supervisor pursuant to NAC 641A.182.

(b) The secondary approved supervisor or supervisors shall meet with the intern for a combined total of at least 40 hours to discuss and evaluate the performance of the intern.

2. Unless otherwise authorized by the Board, not more than:

(a) Ten interns may be placed under the supervision of any primary approved supervisor at one time; and

(b) Ten interns may be placed under the supervision of any secondary approved supervisor at one time.

3. The time required for supervision includes the time devoted to:

(a) Meetings between the approved supervisor and the intern where videotapes or audiotapes are reviewed;

(b) Therapy sessions in which the approved supervisor participates;

(c) Therapy sessions in which the approved supervisor observes the session from a location whereby the approved supervisor is neither seen nor heard; or

(d) The presentation of a case by the intern and a discussion by the approved supervisor of the proper management and treatment of the case.

4. ~~The~~ *Except for the hours of experience required by subparagraph (5) of paragraph (c) of subsection 5 of NAC 641A.146, the time required for supervision does not include the time devoted to attendance at seminars, workshops or classes.*

5. *Each approved primary supervisor shall, on or before September 15 and March 15 of each year, complete and submit a written report evaluating the internship of each intern under his or her supervision. The written report must be completed using the form provided by the Board and must include, without limitation:*

(a) A rating of the progress of the intern as “sufficient” or “insufficient” and, if applicable, the reason or reasons for a rating of insufficient progress;

(b) A report containing all hours of internship experience accumulated to the date of the report; and

(c) A report containing all hours of internship experience accumulated within the preceding 6-month period.

Sec. 10. NAC 641A.186 is hereby amended to read as follows:

641A.186 Except as otherwise provided in NAC 641A.182, an intern may perform marriage and family therapy or clinical professional counseling only under the supervision of a marriage and family therapist or clinical professional counselor and in accordance with his or her ~~approved plan for internship.~~ *supervision agreement with an approved supervisor.*

Sec. 11. NAC 641A.247 is hereby amended to read as follows:

641A.247 1. A marriage and family therapist, clinical professional counselor or intern shall serve his or her clients with professional skill and competence.

2. If a marriage and family therapist, clinical professional counselor or intern must act on behalf of a client who has been declared to be incompetent or if a client is otherwise found by the

Board to be incapable of acting in his or her own best interest, the marriage and family therapist, clinical professional counselor or intern shall safeguard the interests and rights of that client.

3. If another person has been legally authorized to act on behalf of an incompetent client, a marriage and family therapist, clinical professional counselor or intern shall deal with the legal representative of the client in accordance with the best interest of the client.

4. A marriage and family therapist, clinical professional counselor or intern shall not practice, condone, facilitate or collaborate with any form of discrimination on the basis of race, color, sex, sexual orientation, age, religion, national origin, social, economic, health or marital status, political belief, diagnosis or physical disability, or on the basis of any preference or personal characteristic, condition or status of a person.

5. A marriage and family therapist, clinical professional counselor or intern shall not misrepresent to a client the efficacy of his or her service or the results to be achieved.

6. A marriage and family therapist, clinical professional counselor or intern shall apprise each of his or her clients of the risks, rights, opportunities and obligations, financial or otherwise, associated with the provision of marriage and family therapy or clinical professional counseling, as applicable, to the client.

7. A marriage and family therapist, clinical professional counselor or intern shall seek the advice and counsel of his or her colleagues and supervisors when such a consultation is in the best interest of the client.

8. A marriage and family therapist, clinical professional counselor or intern shall terminate service to a client and a professional relationship with a client when the service and relationship are no longer required or no longer serve the needs of the client.

9. A marriage and family therapist, clinical professional counselor or intern shall not withdraw his or her counseling services precipitously, except under unusual circumstances and after giving careful consideration to all factors in the situation and taking care to minimize possible adverse effects to the client.

10. A marriage and family therapist, clinical professional counselor or intern who anticipates the termination or interruption of service to a client shall notify the client as promptly as possible and seek the transfer, referral or continuation of service in relation to the needs and preferences of the client.

11. A marriage and family therapist, clinical professional counselor or intern shall not influence or attempt to influence a client in any manner which could be reasonably anticipated in his or her deriving benefits of ~~an unprofessional~~ *a nonprofessional* nature from the client during the time that the client is receiving marriage and family therapy from the marriage and family therapist, clinical professional counseling from the clinical professional counselor, or marriage and family therapy or clinical professional counseling, as applicable, from an intern, and for 2 years after the termination of those services.

12. Throughout the period of treatment of a client and for the 2 years immediately following the termination of the professional relationship between the client and the marriage and family therapist, clinical professional counselor or intern treating the client, the marriage and family therapist, clinical professional counselor or intern shall not:

(a) Enter into a close personal relationship with the client, including, without limitation, sponsorship of the client in a group for self-help ~~}; or a romantic or sexual relationship;};~~ *or*

(b) Enter into, or attempt to enter into, a financial relationship with the client that is unrelated to the practice of marriage and family therapy or the practice of clinical professional counseling, as applicable. ~~} or~~

~~—(c) Enter into a romantic or sexual relationship with any person who was in a romantic or sexual relationship with the client during the time that the marriage and family therapist, clinical professional counselor or intern was providing marriage and family therapy or clinical professional counseling to the client. }~~

13. *Sexual intimacy and romantic relationships with current clients, former clients, known members of the client's family or known romantic partners of any current or former client is prohibited.*

14. Within the 2 years immediately following the termination of a ~~} professional }~~ *clinical* relationship with ~~}, internship for or supervision of }~~ a client ~~} }~~ *or professional relationship with an intern,* ~~}, for other person, }~~ as applicable, a marriage and family therapist or clinical professional counselor *or intern* shall not solicit or enter into a dual relationship with the client ~~} }~~ *or intern* ~~}, for other person }~~ if it is *reasonably* foreseeable that such a relationship would harm or exploit the client ~~} }~~ *or intern.* ~~}, for other person. }~~

Sec. 12. NAC 641A.252 is hereby amended to read as follows:

641A.252 1. The Board hereby adopts by reference:

(a) The *most recent edition of the AAMFT Code of Ethics* of the American Association for Marriage and Family Therapy ~~}, as it existed on July 1, 2012, }~~ as a standard for professional conduct in the State of Nevada for marriage and family therapists and marriage and family therapist interns, excluding those provisions which apply exclusively to the American Association for Marriage and Family Therapy.

(b) The *most recent edition of the Code of Ethics* of the National Board for Certified Counselors ~~as it existed on March 1, 2013,~~ as a standard for professional conduct in the State of Nevada for clinical professional counselors and clinical professional counselor interns, excluding those provisions which apply exclusively to the National Board for Certified Counselors.

2. The *AAMFT Code of Ethics* is available, free of charge, from the American Association for Marriage and Family Therapy by mail at 112 South Alfred Street, Alexandria, Virginia 22314-3061, by telephone at (703) 838-9808 or on the Internet at <http://www.aamft.org>.

3. The *Code of Ethics* of the National Board for Certified Counselors is available, free of charge, from the National Board for Certified Counselors by mail at 3 Terrace Way, Greensboro, North Carolina 27403-3660, by telephone at (336) 547-0607 or on the Internet at <http://www.nbcc.org/ethics>.

4. *If a publication adopted by reference by this section is revised, the Board will review the revision to determine its suitability for this State. If the Board determines that the revision is not suitable for this State, the Board will hold a public hearing to review its determination and give notice of that hearing within 90 days after the date of publication of the revision. If, after the hearing, the Board does not revise its determination, the Board will give notice that the revision is not suitable for this State within 90 days after the hearing. If the Board does not give such notice, the revision becomes part of the publication adopted by reference pursuant to subsection 1.*

5. A violation of the provisions of a code of ethics adopted by reference pursuant to this section constitutes cause for disciplinary action.