

kobayashi2-Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, March 16, 2016 2:54 PM
To: HUS testimony
Cc: catherine.a.betts@hawaii.gov
Subject: Submitted testimony for SB2669 on Mar 17, 2016 09:00AM

SB2669

Submitted on: 3/16/2016

Testimony for HUS on Mar 17, 2016 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Catherine Betts	Hawaii State Commission on the Status of Women	Support	No

Comments: The Hawaii State Commission on the Status of Women is in strong support of SB 2669, SD1, HD1. The Commission additionally supports the proposed amendments as put forth by NASW.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



Date: March 16, 2016

To: House Committee on Human Services
Representative Dee Morikawa, Chair
Representative Bertrand Kobayashi, Vice-Chair

The National Association of Social Workers, Hawaii Chapter (NASW) strongly supports (with an amendment) Senate Bill 2669SD1 HD1, relating to social workers,

- NASW Hawaii represents 865 members
- There are currently 1,952 Social Workers licensed by DCCA.
- Tele-medicine has become standard practice in the Social Work/Mental Health field and should be allowed for garnering supervision.
- Social Workers on the neighbor islands, rural Oahu and some Department of Veteran's Affairs Social Workers are currently challenged to meet the statute requirements for direct "Face to Face" Supervision.
- Rural Social Workers qualified to provide supervision for the LCSW Certification are limited in number.
- Universities across the Nation offer both bachelor and masters level Social Work Degrees via technology, which does not require direct in-person "face to face" instruction.

We are in support of SD2669 SD1 with the addition of:

In collaboration with the supervisor, may elect to fulfill some or all of the supervision requirements set forth in subsections (C) (i) and (C) (ii) through face-to-face supervision that is conducted electronically through a video conference service that is compliant with all federal and state privacy, security and confidentiality laws, including the Health Insurance Portability and Accountability Act of 1996. Prior to making such an election, it is incumbent upon the applicant to review the laws and rules of other jurisdictions to determine the impact, if any, electronic supervision may have on license by endorsement in other states.,



National Association of Social Workers

We have worked in cooperation with the DCCA to develop language that will benefit social workers across the state.

Sonja Bigalke-Bannan, MSW, LSW

Sonja Bigalke-Bannan, MSW, LSW

Executive Director

National Association of Social Workers, Hawai'i Chapter

kobayashi2-Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, March 16, 2016 1:31 PM
To: HUS testimony
Cc: annsfreed@gmail.com
Subject: *Submitted testimony for SB2669 on Mar 17, 2016 09:00AM*

SB2669

Submitted on: 3/16/2016

Testimony for HUS on Mar 17, 2016 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Ann S Freed	Hawaii Women's Coalition	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



LATE

DAVID Y. IGE
GOVERNOR

SHAN S. TSUTSUI
LT. GOVERNOR

STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
335 MERCHANT STREET, ROOM 310
P.O. Box 541
HONOLULU, HAWAII 96809
Phone Number: 586-2850
Fax Number: 586-2856
cca.hawaii.gov/pvl

CATHERINE P. AWAKUNI COLÓN
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI
DEPUTY DIRECTOR

LATE

**PRESENTATION OF THE
PROFESSIONAL AND VOCATIONAL LICENSING DIVISION**

TO THE HOUSE COMMITTEE ON
HUMAN SERVICES

TWENTY-EIGHTH LEGISLATURE
Regular Session of 2016

Thursday, March 17, 2016
9:00 a.m.

**TESTIMONY ON SENATE BILL NO. 2669, S.D. 1, RELATING TO SOCIAL
WORKERS.**

TO THE HONORABLE DEE MORIKAWA, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is May Ferrer, Executive Officer for the Social Workers Program, Department of Commerce and Consumer Affairs ("Department"), Professional and Vocational Licensing Division. Thank you for the opportunity to testify on Senate Bill No. 2669, S.D. 1, Relating to Social Workers. The Department supports the intent of this measure and recommends changes to the supervision requirements as proposed in the attached H.D. 1.

The purpose of this bill is to clarify the supervision requirements for licensure of clinical social workers, including permitting the supervision requirements to be met through face-to-face supervision or via a video conference service that is compliant with

Testimony on Senate Bill No. 2669, S.D. 1
Thursday, March 17, 2016
Page 2

all federal and state privacy, security, and confidentiality laws, including the Health Insurance Portability and Accountability Act of 1996.

The Department understands the challenges many social workers in less populated islands, rural areas, or those employed by the U.S. Department of Veterans Affairs, experience in meeting the face-to-face supervision requirement; however, the Department is concerned that Senate Bill No. 2669, S.D. 1 proposes changes that would greatly reduce the restrictions of the current supervision requirements, and if enacted as written, licensed clinical social workers may be restricted from obtaining their licenses in other jurisdictions that have more stringent supervision requirements.

As a compromise, the Department recommends that the statutory language be changed to allow supervision requirements to be satisfied by two pathways: the first, which maintains the current licensing scheme, and the second, which allows for face-to-face supervision or supervision via a video conference service with requirements as outlined above.

The Department believes that adding another pathway for supervision will provide certain clinical social workers more flexibility in meeting the supervision requirements, while helping to ensure the integrity of supervised experience for all licensed clinical social workers seeking licensure in other jurisdictions.

The Department recognizes that the current statutory language requiring supervised experience in an agency setting is prohibitive to some individuals who are not able to obtain supervision within their employing agency because a qualified licensed clinical social worker may not be available, or because the agency does not

Testimony on Senate Bill No. 2669, S.D. 1
Thursday, March 17, 2016
Page 3

allow for supervision to take place on site; therefore, the proposed H.D.1 deletes this requirement.

Thank you for the opportunity to testify on Senate Bill No. 2669, S.D. 1. The Department would greatly appreciate the Committee's favorable consideration of its attached proposed H.D. 1., and would like to add that it has discussed this proposal with the proponents of the measure and they have indicated their support.

A BILL FOR AN ACT

RELATING TO SOCIAL WORKERS.

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

1 SECTION 1. The legislature finds that social workers in
2 Hawaii who are working to complete their licensed clinical
3 social worker requirements must complete three thousand hours of
4 supervised work experience, one hundred hours of which must be
5 by direct face-to-face supervision. The legislature further
6 finds that certain social workers, particularly those living on
7 the less populated islands, in rural areas, and those employed
8 by the United States Department of Veterans Affairs, may
9 experience difficulty meeting the direct face-to-face
10 supervision requirement. This is especially true for social
11 workers in rural areas, as there are a limited number of rural
12 social workers who are qualified to provide supervision for
13 applicants for licensure as clinical social workers.

14 The legislature additionally finds that telehealth has
15 become standard practice in social work and the mental health
16 field and should be permitted as a means of meeting the

1 supervision requirements needed for licensure as a clinical
2 social worker.

3 Accordingly, the purpose of this Act is to clarify the
4 supervision requirements for licensure of clinical social
5 workers, including permitting the supervision requirements to be
6 met through two pathways; the first of which maintains the
7 current licensing scheme, and the second, which allows face-to-
8 face supervision or supervision via a video conference service
9 that is compliant with all federal and state privacy, security,
10 and confidentiality laws, including the Health Insurance
11 Portability and Accountability Act of 1996.

12 SECTION 2. Section 467E-7, Hawaii Revised Statutes, is
13 amended to read as follows:

14 **"§467E-7 Licensing requirements.** Every applicant for a
15 license as a social worker shall submit evidence satisfactory to
16 the director that the applicant meets the following
17 requirements:

18 (1) For the licensed bachelor social worker, the
19 applicant:

- 1 (A) Holds a bachelor's degree from a college or
2 university in a social work program accredited by
3 or deemed to be equivalent to a program
4 accredited by the Council on Social Work
5 Education; and
6 (B) Has passed the basic level national examination
7 given by the Association of Social Work Boards;
8 (2) For the licensed social worker, the applicant:
9 (A) Holds a master's degree from a college or
10 university in a social work program accredited by
11 or deemed to be equivalent to an accredited
12 program by the Council on Social Work Education
13 or a doctoral degree from a doctoral degree
14 program in social work accredited by the Western
15 Association of Schools and Colleges or a
16 comparable regional accreditation body; and
17 (B) Has passed the intermediate or higher level
18 national examination given by the Association of
19 Social Work Boards; and

- 1 (3) For the licensed clinical social worker, the
2 applicant:
- 3 (A) Has met the educational requirements in paragraph
4 (2);
- 5 (B) Has passed the clinical level national
6 examination given by the Association of Social
7 Work Boards; and
- 8 (C) Has provided evidence of successful completion of
9 at least three thousand hours of post masters
10 clinical social work experience under supervision
11 completed within no fewer than two years, but
12 within no more than five years. Clinical social
13 work experience shall include a minimum of two
14 thousand hours of assessment, clinical diagnosis,
15 and psychotherapy; no more than a maximum of nine
16 hundred hours of client-centered advocacy,
17 consultation, and evaluation; and at least one
18 hundred hours of [~~direct face-to-face~~]
19 supervision[+] as follows:

1 (i) At least sixty of the one hundred hours of
2 direct face-to-face supervision shall have been
3 individualized supervision [~~and the remaining~~];
4 and

5 (ii) Not more than forty hours of direct face-to-
6 face supervision may have been under a small
7 group (up to six supervisees) [~~supervision,~~
8 ~~provided that~~].

9 An applicant who submits evidence of
10 certification as a qualified clinical social
11 worker or diplomate in clinical social work by
12 the National Association of Social Workers or as
13 a board certified diplomate by the American Board
14 of Examiners shall be deemed to have satisfied
15 the experience requirements of this subparagraph.

16 (D) Shall have had clinical supervision by the
17 following:

18 (i) The supervisor shall have been a licensed
19 clinical social worker with at least four

1 thousand five hundred hours of post masters
2 clinical social work experience;
3 (ii) For the first five years after July 1, 2004,
4 the following individuals shall be deemed to
5 have satisfied the requirements of a
6 supervisor: a person with a master's degree
7 in social work with at least four thousand
8 five hundred hours post masters clinical
9 social work experience; an individual who
10 holds a diplomate in clinical social work or
11 a board certified diplomate certification;
12 or a board certified psychiatrist,
13 psychologist, advanced practice registered
14 nurse who has a minimum of four thousand
15 five hundred hours of post masters clinical
16 experience in assessment, clinical
17 diagnosis, and psychotherapy; and
18 (iii) Supervision shall have [~~occurred in an~~
19 ~~agency setting that provides~~] included

1 review of assessment, clinical diagnosis and
2 psychotherapy.

3 [~~An applicant who submits evidence of~~
4 ~~certification as a qualified clinical social~~
5 ~~worker or diplomate in clinical social work by the~~
6 ~~National Association of Social Workers or as a~~
7 ~~board certified diplomate by the American Board~~
8 ~~of Examiners shall be deemed to have satisfied~~
9 ~~the experience requirements of this~~
10 ~~subparagraph."]~~

11 (E) In collaboration with the supervisor, may elect
12 to fulfill some or all of the supervision
13 requirements set forth in subsections (C) (i) and
14 (C) (ii) through face-to-face supervision that is
15 conducted electronically through a video
16 conference service that is compliant with all
17 federal and state privacy, security and
18 confidentiality laws, including the Health
19 Insurance Portability and Accountability Act of
20 1996. Prior to making such an election, it is

1 incumbent upon the applicant to review the laws
2 and rules of other jurisdictions to determine the
3 impact, if any, electronic supervision may have
4 on license by endorsement in other states.

5 SECTION 3. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 4. This Act shall take effect upon its approval.

8

S.B. NO.

2669
S.D. 1
Proposed
H.D. 1

Report Title:

Social Workers; Licensed Clinical Social Workers; Licensing Requirements; Supervision

Description:

Clarifies the supervision requirements for licensure of clinical social workers, including permitting the supervision requirements to be met two pathways; the first of which maintains the current licensing scheme, and the second, which allows face-to-face supervision or supervision via a video conference service that is compliant with all federal and state privacy, security, and confidentiality laws, including the Health Insurance Portability and Accountability Act of 1996.
(SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

SB2669SD1PROPOSED HD1 CCA-PVL (SW) 03-17-16 HUS.doc

