

Introduced: 4/8/75
Referred: Health, Education &
Social Services, Judiciary and
Finance

1 IN THE HOUSE

BY BEIRNE

2 *CS* HOUSE BILL NO. 392

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to certification of rehabilitation
7 counselors; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 85. REHABILITATION COUNSELORS.

11 Sec. 08.85.010. BOARD OF REHABILITATION COUNSELORS ESTABLISHED.

12 There is established the Board of Rehabilitation Counselors.

13 Sec. 08.85.020. MEMBERSHIP; APPOINTMENT; TERM OF OFFICE; COMPEN-
14 SATION. (a) The board consists of three certified rehabilitation
15 counselors.

16 (b) Board members are appointed by the governor and confirmed
17 by the legislature. The governor appoints board members from a list
18 submitted by the Alaska Rehabilitation Association.

19 (c) Board members serve staggered terms of three years or until
20 their successor is appointed, except that a member appointed to an
21 unexpired term serves the duration of that term. On the first board
22 one member serves a one-year term, one member serves a two-year term,
23 and one member serves a three-year term.

24 (d) Board members serve voluntarily and are not entitled to travel
25 expenses or per diem allowances.

26 Sec. 08.85.030. CHAIRMAN; MEETINGS; QUORUM. (a) The board
27 annually elects a chairperson from its members.

28 (b) The board shall hold a regular meeting annually. Special
29 meetings may be called by the chairperson or by concurrence of two

1 board members. Two members constitute a quorum.

2 Sec. 08.85.040. DUTIES AND POWERS OF THE BOARD. (a) The board
3 shall

4 (1) adopt standards for certification of rehabilitation
5 counselors;

6 (2) prepare and administer an examination for rehabilita-
7 tion counselors;

8 (3) certify qualified rehabilitation counselors;

9 (4) establish procedures to insure that persons holding
10 certificates uphold the board's standards; revoke, suspend, or refuse
11 to renew certification of persons who fail to uphold the standards;

12 (5) establish and collect fees for application and certi-
13 fication under this chapter.

14 (b) The board may adopt regulations necessary for the performance
15 of its duties under this chapter.

16 Sec. 08.85.050. APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.
17 The board shall comply with the Administrative Procedure Act (AS 44.62).

18 Sec. 08.85.060. CERTIFICATE REQUIRED FOR PRACTICE OF REHABILITA-
19 TION COUNSELING. No person may practice rehabilitation counseling in
20 this state without certification under this chapter.

21 Sec. 08.85.070. CERTIFICATION REQUIREMENTS. (a) The board shall
22 certify persons who

23 (1) have a bachelor's degree and three years experience in
24 rehabilitation counseling, or a master's degree in rehabilitation
25 counseling;

26 (2) pass the examination for rehabilitation counseling
27 administered by the board; and

28 (3) meet the standards established by the board under
29 sec. 40 of this chapter.

1 (b) The board may certify persons who have practiced rehabilita-
2 tion counseling in the state continuously since January 1972, and who
3 apply to the board for certification on or before the effective date
4 of this Act.

5 (c) The board may certify a person holding a current certificate
6 to practice rehabilitation counseling from another state, if the board
7 finds that the standards for certification in the other state are
8 substantially equivalent to those in this state, and the person is other-
9 wise qualified.

10 Sec. 08.85.080. TEMPORARY CERTIFICATION. The board may issue a
11 temporary certificate to a person who meets the standards for certifica-
12 tion adopted by the board under sec. 40 of this chapter and who meets
13 the education and experience requirements of sec. 70 of this chapter.
14 A temporary certificate is valid until the results of the first exami-
15 nation following issuance of the temporary certificate are published.

16 Sec. 08.85.090. EXPIRATION AND RENEWAL. Rehabilitation counseling
17 certificates expire on December 31 of the year issued. A rehabilitation
18 counselor may apply for renewal by submitting an application for renewal
19 to the board. The board shall renew certificates of persons who have
20 upheld the standards adopted by the board under sec. 40 of this chapter.

21 Sec. 08.85.100. UNLAWFUL ACTS. No person may

22 (1) practice rehabilitation counseling without certification
23 under this chapter;

24 (2) use in connection with his name a designation represent-
25 ing to the public or tending to imply that he is a rehabilitation
26 counselor unless certified under this chapter;

27 (3) practice rehabilitation counseling under a name that is
28 not his own.

29 Sec. 08.85.110. PENALTIES. A person who violates any of the

1 provisions of this chapter is guilty of a misdemeanor and, upon convic-
2 tion, is punishable by a fine of not more than \$500, or by imprisonment
3 for not more than one year, or by both.

4 Sec. 08.85.120. EXEMPTIONS. The provisions of this chapter do
5 not apply to

6 (1) a person employed by an agency of the state or federal
7 government, an educational institution, or a private agency who
8 occasionally performs rehabilitation counseling under the direct super-
9 vision of a rehabilitation counselor certified under this chapter;

10 (2) a physician; or

11 (3) a psychologist.

12 * Sec. 2. This Act takes effect on July 1, 1975.
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