

THE FLORIDA BOARD OF CLINICAL SOCIAL WORK, MARRIAGE & FAMILY THERAPY AND MENTAL HEALTH COUNSELING

ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking is Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking is Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	§120.82, F.S. §456.0635, F.S. §456.0721, F.S. §456.074, F.S. §1009.95, F.S.	64B4-3.0085 (Intern Registration) 64B4-3.0075 (Provisional Licensure) 64B4-3.010 (Marriage and Family Therapy Dual Licensure)	Yes	Unknown	Unknown	N/A

		64B4-3.009 (Limited Licenses) 64B4-3.001 (Application for Licensure for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling Applicants)				
Ch. 2020-133, Laws of Florida, Effective July 1, 2020 (HB 713)	§491.0045, F.S. §491.005, F.S. §491.006, F.S. §491.007, F.S. §491.009, F.S.	64B4-22.110 (Course Content)	No	N/A	N/A	§491.005(3) grants the Board authority to create rules regarding approving courses for Marriage and Family Therapy. It does not require creation of rules to implement and leaves it at the discretion of the Board to determine what rules are needed to administer the section, if any.

PART TWO
LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING

Part Two of this plan addresses those laws which the Board of Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2020. §120.74(1)(b), Fla. Stat. (2019).

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
64B4-2.002 (Definition of “Supervision” for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling)	§491.005, F.S.	Simplify, Clarify
64B4-7.0081 (Requirements to be a Qualified Practitioner for Completing Risk Assessments and Treatment of Sexual Offenders)	§941.1405(7)(a)5., F.S. §948.001(10) and (11), F.S. §948.30(1)(e), F.S.	Simplify, Clarify
64B4-31.008 (Definition of “Research”)	§491.005, F.S.	Clarify
64B4-2.0025 (Definition of “Qualified Supervisor”)	§456.072(1), F.S. §494.005(1)(c), (3)(c) and (4) (c) F.S.	Clarify

PART THREE
UPDATES TO PRIOR YEAR'S PLAN

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2019).

There are no updates to the prior year's annual regulatory plan.

PART FOUR
CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 26th day of August 2020 with continuing board review through September 2020.

/s Lisa Bolhouse
Electronic Signature _____
Lisa Bolhouse,
LCSW

Chair of the Board of Board of Clinical
Social Work, Marriage & Family Therapy
and Mental Health Counseling

08/21/2020
Date Signed

/s Timothy Frizzell
Electronic Signature _____
Timothy Frizzell, Esquire
Assistant Attorney General
Counsel to the Board of Board of Clinical
Social Work, Marriage & Family Therapy
and Mental Health Counseling

08/26/2020
Date Signed