

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

517I0453

HOUSE BILL NO. 1087

Introduced by: Representatives Murschel, Bartling, Burg, Hargens, Heineman, Hunhoff, Klaudt, Madsen, McCoy, Miles, Nesselhuf, Peterson (Bill), Putnam, Smidt, Van Gerpen, and Van Norman and Senators Albers, Abdallah, Kloucek, Koetzle, McCracken, Moore, Reedy, and Symens

1 FOR AN ACT ENTITLED, An Act to revise the definition of qualified mental health
2 professionals.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 27A-1-3 be amended to read as follows:

5 27A-1-3. As used in this title, the term, "qualified mental health professional", means a
6 physician licensed pursuant to chapter 36-4 or a member of one of the professions listed in this
7 section who has received a competency-based endorsement as a qualified mental health
8 professional from the Department of Human Services. The following persons are eligible to apply
9 for the endorsement:

- 10 (1) A psychologist who is licensed to practice psychology in South Dakota;
- 11 (2) A psychiatric nurse with a master's degree from an accredited education program and
12 two years of supervised clinical experience in a mental health setting;
- 13 (3) A certified social worker with a master's degree from an accredited training program
14 and two years of supervised clinical experience in a mental health setting;



1 (4) A person who has a master's degree in psychology from an accredited program and
2 two years of supervised clinical mental health experience and who meets the provision
3 of subdivision 36-27A-2 (2); ~~or~~

4 (5) A counselor who is certified under chapter 36-32 as a licensed professional counselor
5 -- mental health; or

6 (6) A therapist who is licensed under chapter 36-33 as a marriage and family therapist.

7 Except as provided in § 36-4-20, each qualified mental health professional shall meet all
8 licensing and certification requirements promulgated by the State of South Dakota for persons
9 engaged in private practice of the same profession in South Dakota. However, the private
10 practice licensure requirement for persons referred to in subdivision (4) does not apply to those
11 employed by the State of South Dakota or mental health centers.