

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

292I0178

## HOUSE BILL NO. 1106

Introduced by: Representatives Klaudt, Craddock, Cutler, Hanson, Hennies, Hunhoff, and Murschel and Senators Greenfield and Dennert

1 FOR AN ACT ENTITLED, An Act to revise the qualifications for 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;
- 15 (4) A person who has a master's degree in psychology from an accredited program and



1 two years of supervised clinical mental health experience and who meets the provision  
2 of subdivision 36-27A-2 (2); ~~or~~

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

5 (6) A counselor who is certified under chapter 36-32 as a licensed professional counselor  
6 and has two years of supervised clinical experience in a mental health setting and who  
7 is employed by the State of South Dakota or a mental health center.

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