

Who We Are

Paperwork

Advertising

Waivers

Telehealth

Q&A: Road to Licensure



*CAMFT Staff Attorneys
Kristin W. Roscoe, Esq. &
Luke M. Martin, Esq.*





STOP

Disclaimer

The information provided in this workshop is for educational purposes only.

It is not intended to serve as legal advice or to act as a substitute for independent legal advice.





Today's Q&A

- Paperwork
- Advertising
- Waivers
- Telehealth



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Navigating the Road to Licensure

How to count hours and ultimately get
licensed!

***Required
Forms***

***90 Day
Rules***

***Application
Changes***

Basic Hours Forms

STATE OF CALIFORNIA - BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY
Board of Behavioral Sciences
 1025 North Market Blvd., Suite 5200, Sacramento, CA 95834
 Telephone: (916) 574-7830
 www.bbs.ca.gov

RESPONSIBILITY STATEMENT FOR SUPERVISORS OF A MARRIAGE AND FAMILY THERAPIST TRAINEE OR ASSOCIATE

Title 16, California Code of Regulations (16 CCR) section 1833.1 requires any qualified licensed mental health professional who assumes responsibility for providing supervision to those working toward licensure as a Licensed Marriage and Family Therapist to complete and sign, under penalty of perjury, the following statement prior to the commencement of any counseling or supervision, and to provide the associate or trainee with the original.

Name of MFT Trainee/Associate: Last	First	Middle
Name of Qualified Supervisor		Qualified Supervisor's Daytime Telephone Number

As the supervisor:

- I am licensed in California and have been so licensed for at least two years prior to commencing this supervision. (16 CCR § 1833.1(a)(1) and Business and Professions Code (BPC) § 4980.23(g))
 - The license I hold is:

Licensed Marriage and Family Therapist.....	Licensed #	Expiration Date
Licensed Clinical Social Worker.....	Licensed #	Expiration Date
*Licensed Professional Clinical Counselor.....	Licensed #	Expiration Date
**Licensed Psychologist.....	Licensed #	Expiration Date
***Physician certified in psychiatry by the American Board of Psychiatry and Neurology.....	Licensed #	Expiration Date
- I have had sufficient experience, training, and education in marriage and family therapy to competently practice marriage and family therapy in California. (16 CCR § 1833.1(a)(2))
- I will keep myself informed about developments in marriage and family therapy and in California law governing the practice of marriage and family therapy. (16 CCR § 1833.1(a)(3))
- I have and maintain a current and valid license in good standing and will immediately notify any trainee or associate under my supervision of any disciplinary action taken against my license, including revocation or suspension, even if stayed, probation terms, inactive license status, or any lapse in licensure, that affects my ability or right to supervise. (16 CCR § 1833.1(a)(4), (a)(5))
- I have practiced psychotherapy or provided direct supervision of trainees, associates, associate clinical social workers, or associate professional clinical counselors who perform psychotherapy for at least two (2) years within the five (5) year period immediately preceding this supervision. (16 CCR § 1833.1(a)(5))
- I have had sufficient experience, training, and education in the area of clinical supervision to competently supervise trainees or associates. (16 CCR § 1833.1(a)(6))
- I have completed six (6) hours of supervision training or coursework within the renewal period immediately preceding this supervision, and must complete such coursework in each renewal period while supervising. If I have not completed such training or coursework, I will complete a minimum of six (6) hours of supervision training or coursework within sixty (60) days of the commencement of this supervision, and in each renewal period while providing supervision. (16 CCR § 1833.1(a)(7)(A)(B))

* LPCs must meet the requirements to assess and treat couples and families per BPC § 4999.20(a)(3) and 16 CCR § 1820.7
 ** Psychologists and Physicians certified in psychiatry are not required to comply with #5.
 *** Applies only to supervisors NOT licensed as a Marriage and Family Therapist.

37A-523 (Revised 08/2019) 1

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 www.bbs.ca.gov

MARRIAGE AND FAMILY THERAPIST TRAINEE / ASSOCIATE
WEEKLY SUMMARY OF EXPERIENCE HOURS
OPTION 1 - NEW STREAMLINED METHOD

Name of Trainee/Associate: Last	First	Middle
Supervisor Name		Date enrolled in graduate degree program
Name of Work Setting (use a separate log for each)		Address of Work Setting

Indicate your status when the hours below are logged: ☐ Trainee
☐ Post-Degree / Associate Application Pending - BBS File No (if known):
☐ Registered Associate - AMFT Number:

YEAR	WEEK OF:									Total Hours
A. Direct Counseling with Individuals, Groups, Couples or Families*										
A1. Diagnosis and Treatment of Couples, Families, Children**										
B. Non-Clinical Experience***										
B1. Supervision, Individual or Triadic**										
B2. Supervision, Group**										
C. Total Hours Per Week (A + B + C) (Maximum 40 hours / week)										
Supervisor Signature										

* Includes telehealth counseling.
 ** Line A1 is a sub-category of "A" and Lines B1 and B2 are subcategories of "B." When totaling weekly hours do NOT include the subcategories - use the formula found in box "C."
 *** Non-Clinical Experience includes: Supervision, psychological testing, writing clinical reports, writing progress or process notes, client-centered advocacy, and workshops, seminars, training sessions or conferences.

37A-525 (Revised 01/2019)

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LICENSED MARRIAGE AND FAMILY THERAPIST
IN-STATE EXPERIENCE VERIFICATION
OPTION 1 - STREAMLINED METHOD

This form is to be completed by the applicant's California supervisor and submitted by the applicant with his or her Application for Licensure and Examination. All information on this form is subject to verification.

- Use this "Option 1" form to report hours under the streamlined method
- Use separate forms for pre-degree and post-degree experience
- Use separate forms for each supervisor and each employment setting
- Ensure that the form is complete and correct prior to signing
- Provide an original signature and have the supervisor initial any changes
- Do not submit Weekly Summary forms unless specifically requested

The hours reported on this form were earned (mark one):
☐ Pre-Degree
☐ Post-Degree

APPLICANT NAME:

Last	First	Middle	Associate Number
			AMF

SUPERVISOR INFORMATION:

Supervisor's Last Name		First	Middle
Business Phone		Email Address (OPTIONAL)	
License Type		License Number	Date First Licensed*

* Physicians: Were you certified in Psychiatry by the American Board of Psychiatry and Neurology during the entire period of supervision? ☐ N/A ☐ No ☐ Yes: Date Certified: _____ Cert. #: _____
 ** LPCs: Did you meet the qualifications to treat couples and families during the entire period of supervision, as specified in California law? ☐ N/A ☐ No ☐ Yes: Date qualifications were met: _____
 *If licensed in California for less than two years on the first date of experience claimed, provide out-of-state license information.

APPLICANT'S EMPLOYER INFORMATION:

Name of Applicant's Employer		Business Phone	
Address	Number and Street	City	State Zip Code

37A-301 (Revised 01/2019) 1 of 2

Make sure you have original copies to submit to BBS with your LMFT application



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Why Have 1 When You Can Have 2?

First 90 Day Rule: For hours to count for the BBS a trainee must be enrolled in a practicum course at their school.

A trainee who began graduate study after August 1, 2012, and graduates after December 31, 2018, may gain hours of experience and counsel clients while not enrolled in practicum course if:

- 1) there is a period of lapsed enrollment less than 90 calendar days, and
- 2) that period is immediately preceded by enrollment in a practicum course and immediately followed by enrollment in a practicum course; or, immediately followed by completion of the degree program.

New Second 90 Day Rule: This change in law, which goes into effect on January 1, 2020, an applicant may gain hours of experience after degree conferral but before the issuance of the AMFT registration only if the BBS receives their registration within 90 days of degree conferral date and the hours are gained at a work location that requires completed Live Scan fingerprinting.

A completed copy of the Live Scan form must be submitted to the BBS with the application for licensure.



**Make Your
Hours Count!**

REQUEST FOR LIVE SCAN SERVICE

Applicant Information

Employer Information

Live Scan Information

Applicant Information

Employer Information

Live Scan Information



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AMFT Application Changes (AB 2138)

Effective July 1, 2020, the Board may only deny a license on grounds that an applicant has been convicted of a crime or subject to formal discipline if one of the following conditions are met:

- 1. The applicant has been convicted of a crime within 7 years of the date of their application that is substantially related to the qualifications, functions, or duties of the profession.** The 7-year limit does not apply to convictions for a serious felony (defined in Penal Code §1192.7), or for those who must register as a sex offender as described in Penal Code §290(d)(2) or (3).
2. The applicant has been subject to formal discipline by a licensing board within the past 7 years if it was for professional misconduct that would have been cause for disciplinary action by the Board and is substantially related to the profession. (The prior disciplinary action cannot be used to deny if it was based on a dismissed or expunged conviction.)



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Gravin Newsom, Governor
State of California
Business, Consumer Services and Housing Agency
Department of Consumer Affairs

Applying for Licensure with a Conviction or Past Disciplinary Action? Here's What you Need to Know

Applicants with past convictions or disciplinary action on another license need to go through some extra steps in the review process when they apply for a license or registration with the Board. This does not necessarily mean that you won't get licensed or registered; many go on to either receive full licensure or registration or are granted a license or registration with certain probationary conditions to ensure public protection.

The reason for the review is that the Board is tasked with the protection of consumers in California. Therefore, the Board has the responsibility to make sure that all licensees and registrants, who are placed in a position of trust with their clients, are safe to practice.

1. What types of convictions must I disclose?

You are not required to disclose any information regarding your criminal history. The Board will receive your Criminal Offender Record Information (CORI) from the California Department of Justice.

However, the Board may request additional information from you regarding your criminal history in order to determine if the crime was substantially related to your profession, or to determine your rehabilitation. Such information may help your case; however, disclosure is voluntary. Whether or not you choose to disclose such information will not be a factor in the decision of whether to issue a license; in the absence of further information from you, the Board will make its decision strictly on the information it has already obtained.

2. If I have a conviction, under what circumstances can my license be denied?

The Board may only deny a license if the applicant has been convicted of a crime within the preceding seven years from the date of application that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made, regardless of whether the applicant was incarcerated for that crime, or the applicant has been convicted of a crime that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made and for which the applicant is presently incarcerated or for which the applicant was released from incarceration within the preceding seven years from the date of application.

[https://www.bbs.ca.gov/pdf/
ab2138_faqs.pdf](https://www.bbs.ca.gov/pdf/ab2138_faqs.pdf)



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Advertising

The Golden Rule With Advertising

DO NOT **MISLEAD** THE PUBLIC
DO NOT COMMIT **FRAUD**
DO NOT STATE ANYTHING **FALSE**

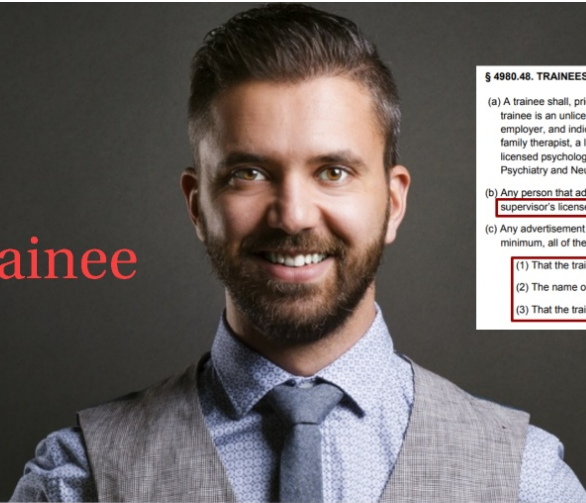
Trainee
Advertising

Associate
Advertising

This is defined under:

- Business and Profession Code 1881 (k)
- Business and Profession Code 4980.46
- Business and Profession Code 4982 (p)
- Business and Profession Code 4987.7

Advertising As A Trainee



Luke Matthew Martin, BA

Master's Degree Candidate
Marriage and Family Therapist Trainee



Phone: 619-619-0619

Fax: 858-858-0858

Email: MFT.Trainee@lovelawtherapy.com

Website: www.LoveLawTherapy.com

Volunteer at Love Law Therapy, Inc.
Supervised by Ann Tran, LMFT #123456

§ 4980.48. TRAINEES; NOTICE TO CLIENTS OF UNLICENSED STATUS; ADVERTISEMENTS

(a) A trainee shall, prior to performing any professional services, inform each client or patient that the trainee is an unlicensed marriage and family therapist trainee, provide the name of the trainee's employer, and indicate whether the trainee is under the supervision of a licensed marriage and family therapist, a licensed clinical social worker, a licensed professional clinical counselor, a licensed psychologist, a licensed physician certified in psychiatry by the American Board of Psychiatry and Neurology, or a licensed educational psychologist.

(b) Any person that advertises services performed by a trainee shall include the trainee's name, the supervisor's license designation or abbreviation, and the supervisor's license number.

(c) Any advertisement by or on behalf of a marriage and family therapist trainee shall include, at a minimum, all of the following information:

- (1) That the trainee is a marriage and family therapist trainee.
- (2) The name of the trainee's employer.
- (3) That the trainee is supervised by a licensed person.

Specific Requirements Needed for each advertising:

- a. Trainee Legal Name
- b. MFT Trainee Designation
- c. Name of Employer or Volunteering Entity
- d. Supervised by a Licensed Person
- e. Supervisor Name
- f. Supervisor Designation (LMFT)
- g. Supervisor License

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- Business and Profession Code 4982 (p)
- Business and Profession Code 4987.7

Advertising As An Associate

Luke Matthew Martin, MA
Registered Associate Marriage and Family Therapist
AMFT#234567

Phone: 619-619-0619
Fax: 858-858-0858
Email: LukeMartin@lovelawtherapy.com

Website: www.LoveLawTherapy.com

Employed at Love Law Therapy, Inc.
Supervised by Ann Tran, LMFT #123456

Love Law
Therapy,
INC.

Simplified Requirements:

a. Legal Name with BBS

b. Registered Associate Marriage and Family Therapist or Registered Associate MFT
-If you use AMFT in advertisement; Registered Associate Marriage and Family Therapist must also be spelled out

c. Associate Registration Number

d. Name of Employer or Volunteering Entity

e. Supervised by a Licensed LMFT or appropriate designation

§ 4980.44. ASSOCIATE NOTICE TO CLIENT OR PATIENT; ADVERTISEMENTS

(b) (1) Any advertisement by or on behalf of a registered associate marriage and family therapist shall include, at a minimum, all of the following information:

(A) That the person is a registered associate marriage and family therapist.

(B) The associate's registration number.

(C) The name of the person's employer.

(D) That the person is supervised by a licensed person.

(2) The abbreviation "AMFT" shall not be used in an advertisement unless the title "registered associate marriage and family therapist" appears in the advertisement.

at CCR § 4981

§ 4981. Advertising.

(a) All persons or referral services regulated by the board who advertise their services shall include all of the following information in any advertisement.

(1) The full name of the licensee, registrant, or registered referral service as filed with the board.

(2) The complete title of the license or registration held or an acceptable abbreviation, as follows:

(D) Registered Associate Marriage and Family Therapist or Registered Associate MFT. The abbreviation "AMFT" shall not be used in an advertisement unless the title "registered associate marriage and family therapist" appears in the advertisement.

(3) The license or registration number.

(b) Registrants must include the name of his or her employer in an advertisement, or if not employed, the name of the entity for which he or she volunteers.

Advertising

The Golden Rule With Advertising

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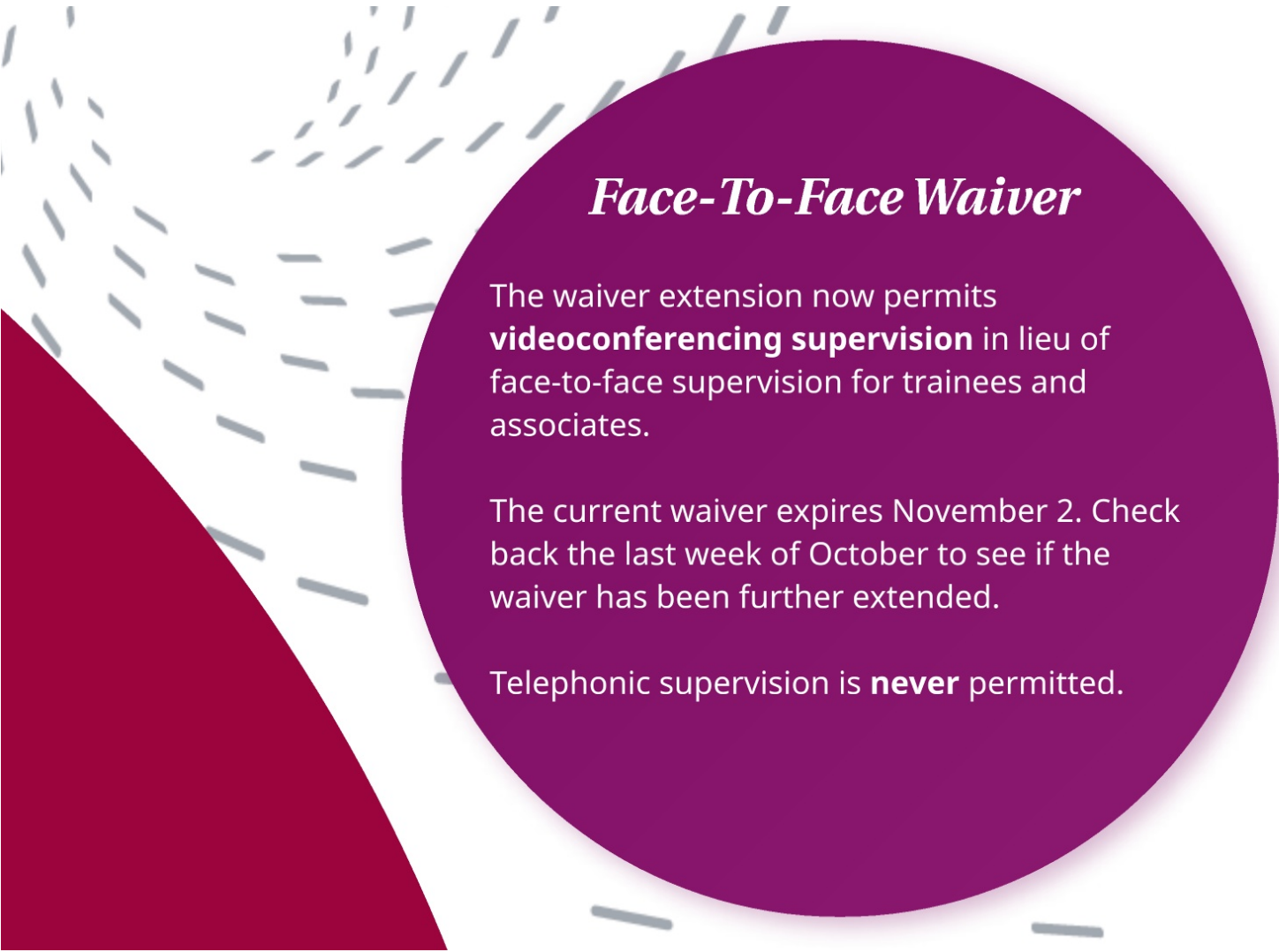
Current Waivers

A.K.A., how a pandemic impacts a
pre-licensee's ability to practice

Supervision

*Practicum
90 Day
Rule*

L&E Exam



Face-To-Face Waiver

The waiver extension now permits **videoconferencing supervision** in lieu of face-to-face supervision for trainees and associates.

The current waiver expires November 2. Check back the last week of October to see if the waiver has been further extended.

Telephonic supervision is **never** permitted.

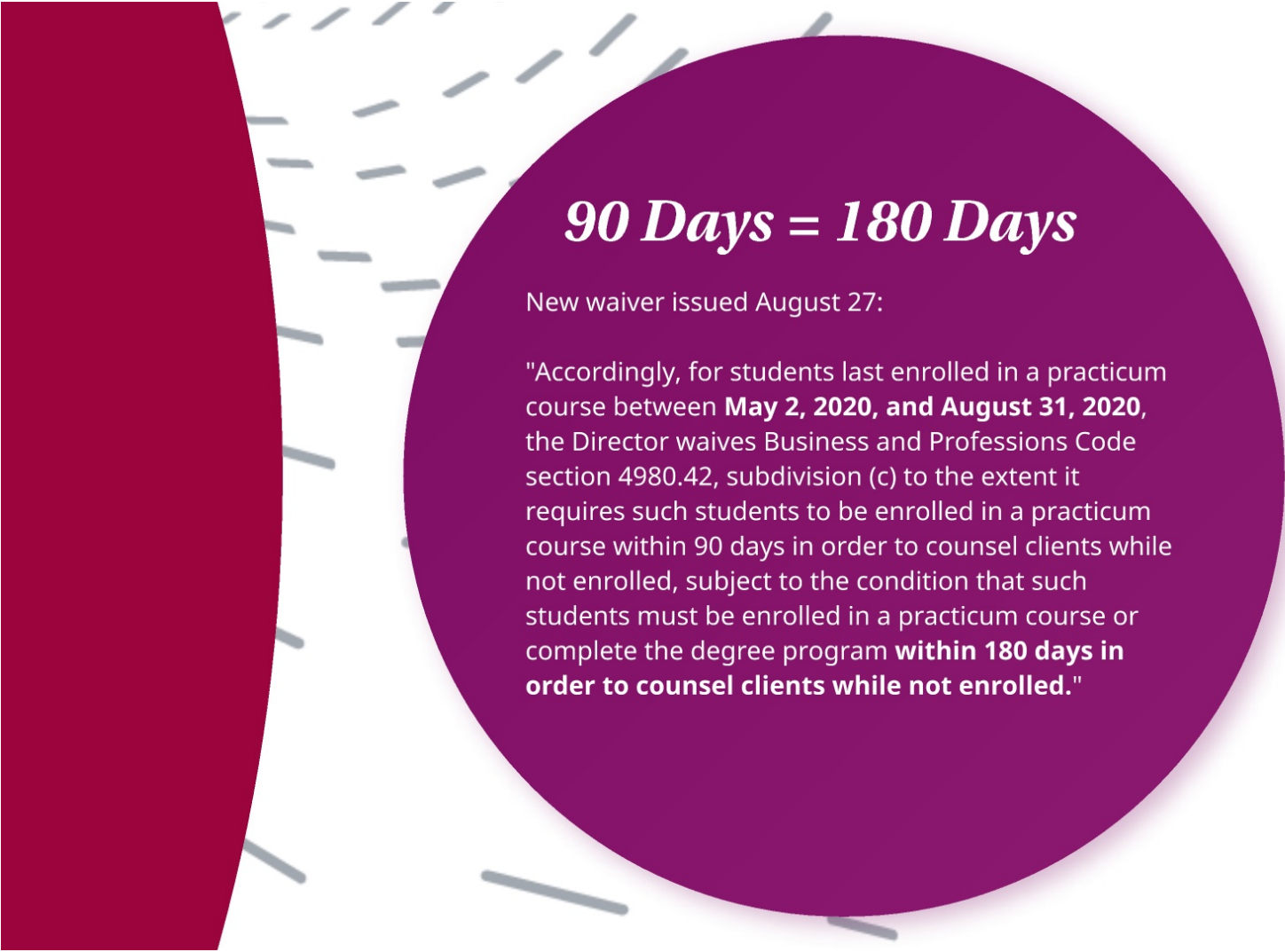
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90 Days = 180 Days

New waiver issued August 27:

"Accordingly, for students last enrolled in a practicum course between **May 2, 2020, and August 31, 2020**, the Director waives Business and Professions Code section 4980.42, subdivision (c) to the extent it requires such students to be enrolled in a practicum course within 90 days in order to counsel clients while not enrolled, subject to the condition that such students must be enrolled in a practicum course or complete the degree program **within 180 days in order to counsel clients while not enrolled.**"

Current Waivers

A.K.A., how a pandemic impacts a
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L&E Exam

Waivers for Regular & Subsequent Registration Renewals

Annual Registration Renewal Registration: March 31-Oct. 31 registration expiration on the following schedule:

- If your registration expired between March 31, 2020 and June 30, 2020, you must attempt the exam by September 30, 2020.
- If your registration expires between July 1, 2020 and August 31, 2020, you must attempt the exam by January 1, 2021.
- If your registration expires between September 1, 2020 and October 31, 2020, you must attempt the exam by March 1, 2021.

Subsequent Registration Number Waiver:

Applies if your registration number expires March 31- Oct. 31.

Associates **must pass** the L&E exam within the first year of the new registration number in order to renew their registration number.

Associates with a subsequent registration number are still prohibited from working in a private practice.

Current Waivers

A.K.A., how a pandemic impacts a
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Telehealth

BUSINESS AND PROFESSIONS CODE

2290.5.

(6) "Telehealth" means the mode of delivering health care services and public health via information and communication technologies to facilitate the diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care. Telehealth facilitates patient self-management and caregiver support for patients and includes synchronous interactions and asynchronous store and forward transfers.

BUSINESS AND PROFESSIONS CODE

4980.43.3.

(i) An associate or a trainee may provide services via telehealth that are in the scope of practice outlined in this chapter.

BUSINESS AND PROFESSIONS CODE

4980.43.4.

(a) A trainee, associate, or applicant for licensure shall only perform mental health and related services at the places where their employer permits business to be conducted.

(b) An associate who is employed or volunteering in a private practice shall be supervised by an individual who is employed by, and shall practice at the same site as, the associate's employer. Alternatively, the supervisor may be an owner of the private practice. However, if the site is incorporated, the supervisor must be employed full-time at the site and be actively engaged in performing professional services at the site.

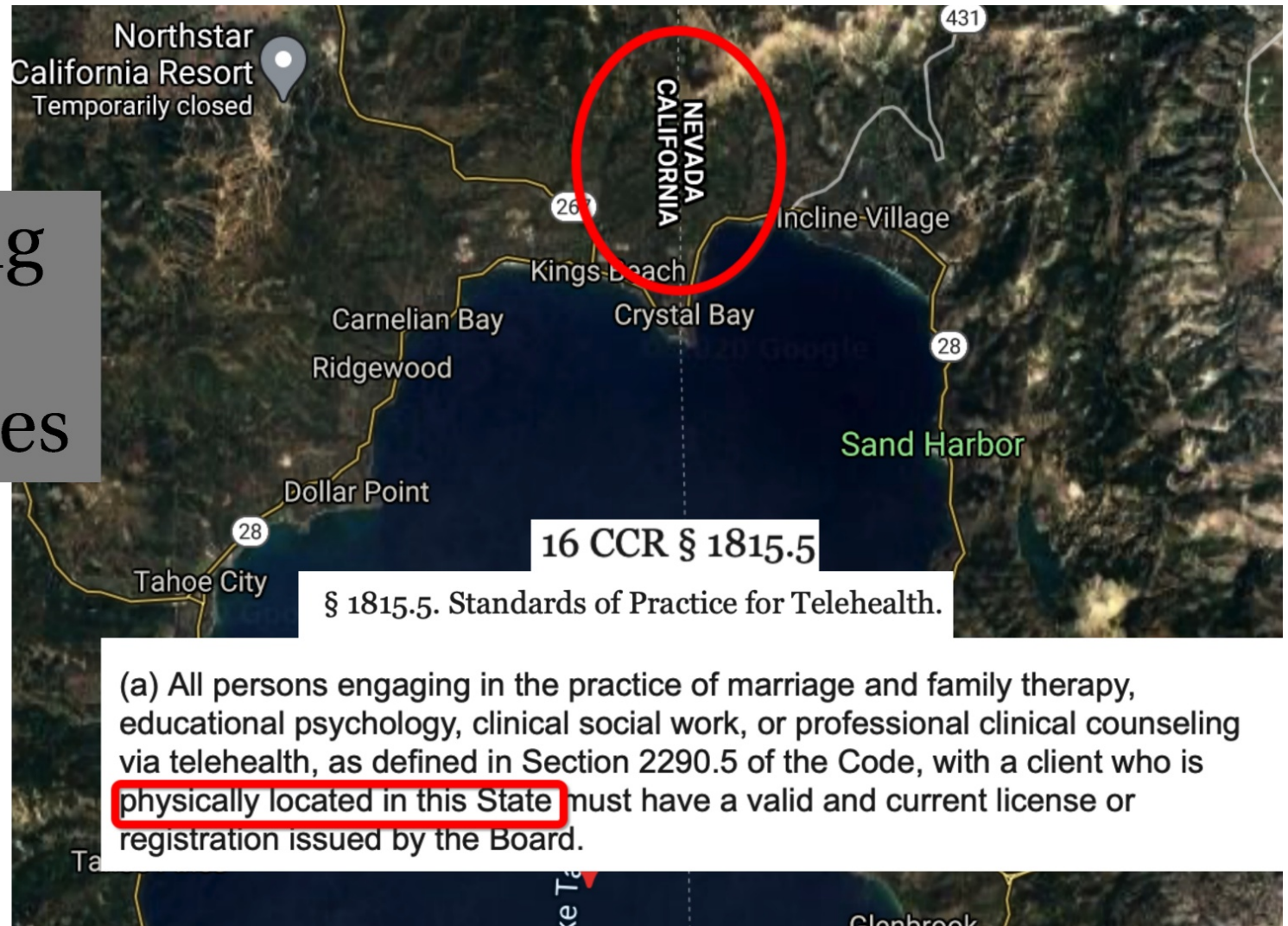
BUSINESS AND PROFESSIONS CODE

4980.43.2.

(d) Notwithstanding subdivision (b), an associate working in a governmental entity, school, college, university, or an institution that is nonprofit and charitable may obtain the required weekly direct supervisor contact via two-way, real-time videoconferencing. The supervisor shall be responsible for ensuring compliance with federal and state laws relating to confidentiality of patient health information.

*Tahoe
Problem*

Practicing Across State Lines



Telehealth

BUSINESS AND PROFESSIONS CODE

2290.5.

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