Agency Name: Department of Labor, Licensing and Regulation

Statutory Authority: 40-1-50, 40-1-70, and 40-75-60

Document Number: 4862

Proposed in State Register Volume and Issue: 42/11

House Committee: Regulations and Administrative Procedures Committee

Senate Committee: Labor, Commerce and Industry Committee

120 Day Review Expiration Date for Automatic Approval: 05/08/2019

Final in State Register Volume and Issue: 43/5

Status: Final

Subject: Board of Examiners for Licensure of Professional Counselors and Marital and Family Therapists

History: 4862

By Date Action Description Jt. Res. No. Expiration Date

- 11/23/2018 Proposed Reg Published in SR

- 01/08/2019 Received by Lt. Gov & Speaker 05/08/2019

H 01/08/2019 Referred to Committee

S 01/08/2019 Referred to Committee

S 01/29/2019 Resolution Introduced to Approve 460

H 02/27/2019 Resolution Introduced to Approve 4118

- 05/08/2019 Approved by: Expiration Date

- 05/24/2019 Effective Date unless otherwise

 provided for in the Regulation

Document No. 4862

**DEPARTMENT OF LABOR, LICENSING AND REGULATION**

Chapter 10

Statutory Authority: 1976 Code Sections 40‑1‑50, 40‑1‑70, and 40‑75‑60

10‑33. Board of Examiners for Licensure of Professional Counselors and Marital and Family Therapists.

**Synopsis:**

 The South Carolina Department of Labor, Licensing and Regulation, on behalf of the Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors, and Psycho‑Educational Specialists proposes to amend its regulations to add a fee for the licensure of addiction counselors as required by South Carolina Code Section 40‑75‑220 and the passage of Act 249 of 2018 and to update existing fees. A scrivener’s error is corrected and a term is modified as required by Act 249 of 2018.

 A Notice of Drafting was published in the *State Register* on August 24, 2018.

**Instructions:**

Replace regulation as shown below. All other items and sections remain unchanged.

**Text:**

10‑33. Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors, and Psycho‑Educational Specialists.

The Board shall charge the following fees:

A. Application Fee – Application and fee go to Center for Credentialing Education (CCE) to be reviewed and approved.

B. Initial License Fee:

 1. Associate: $150

 2. Professional Counselors: $150

 3. Marriage and Family Therapists: $150

 4. Psycho‑Educational Specialists: $150

 5. Addiction Counselors: $150

 6. Professional Counselor Supervisors: $100

 7. Marriage and Family Therapy Supervisors: $100

C. Biennial license renewal:

 1. Professional Counselors: $150

 2. Marriage and Family Therapists: $150

 3. Psycho‑Educational Specialists: $150

 4. Professional Counselor Supervisors: $100

 5. Marriage and Family Therapy Supervisors: $100

D. Late Renewal Penalty (1 through 3 months): $50

E. Reinstatement Fee: $300 + renewal fee

F. Examination Fee:

 1. Professional Counselors: paid to National Board for Certified

 Counselors (NBCC)

 2. Marriage and Family Therapists: paid to Professional Examination

 Service (PES)

G. License Verification: $5

H. License verification to another state: $5

I. Name change and new license card: $10

J. Copy of file $10

K. Duplicate license:

 1. Wall certificate: $25

 2. License card: $10

L. Returned check charge: $30 (or as otherwise

 established by law as

 administrative costs for

 returned checks)

**Fiscal Impact Statement:**

 There will be no cost incurred by the State or any of its political subdivisions for these regulations.

**Statement of Rationale:**

 In 2018, the General Assembly passed Act 249 requiring the state, by and through the Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors, and Psycho‑Educational Specialists, to regulate Addiction Counselors. South Carolina Code Section 40‑1‑50(B) requires the department (LLR) to establish initial fees for revenue‑funded boards, and the Counselors’ practice act, in South Carolina Code Section 40‑75‑200 requires payment of an appropriate fee for licensure. Two scrivener’s errors were corrected, and a term was changed as required by Act 249 of 2018. The Board is also updating existing fees.