

used for examinations for supervisory positions. During the term of any joint powers agreement between the city of Saint Paul and Ramsey county joining the a city of Saint Paul public health department or program and the a Ramsey county public health department or program into the Saint Paul-Ramsey county department of public health a combined department or program under the direction of Ramsey county, Ramsey county may allow classified employees of the affected city of Saint Paul public health department, who pass an open competitive examination will have added to their final examination score one point for each year of permanent tenure in the classified service of the city of Saint Paul, up to a maximum of ten points, in open competitive examinations to fill vacancies in county positions only in the combined Saint Paul-Ramsey county department of public health or program.

Sec. 2. Minnesota Statutes 2000, section 383A.288, subdivision 4, is amended to read:

Subd. 4. **ELIGIBILITY FOR COMPETITIVE PROMOTIONAL EXAMINATIONS.** Competitive promotional examinations shall be open only to permanent and probationary employees of the classified service. The personnel department may limit competition to employees of one or more departments, or to employees meeting specified employment requirements. During the term of any joint powers agreement between the city of Saint Paul and Ramsey county joining the a city of Saint Paul public health department or program and the a Ramsey county public health department or program into the Saint Paul-Ramsey county a combined department of public health or program under the direction of Ramsey county, Ramsey county may allow classified employees of the city of Saint Paul public health department or program and classified employees of the Ramsey county public health department or program, so combined, must to be considered as employees of the classified service of a single Ramsey county department for the purpose of this subdivision.

Sec. 3. **EFFECTIVE DATE; NO LOCAL APPROVAL REQUIRED.**

(a) This act is effective the day after its final enactment.

(b) This act does not require local approval because it enables Ramsey county and the city of St. Paul to exercise authority not granted by general law and thus fits in the class in Minnesota Statutes, section 645.023, subdivision 1, clause (a).

Presented to the governor March 14, 2001

Signed by the governor March 16, 2001, 10:30 a.m.

CHAPTER 10—S.F.No. 289

An act relating to occupations and professions; modifying licensing requirements for alcohol and drug counselors; amending Minnesota Statutes 2000, sections 148C.04, subdivisions 3, 4, and 6; and 148C.10, subdivision 1a.

New language is indicated by underline, deletions by ~~strikeout~~.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2000, section 148C.04, subdivision 3, is amended to read:

Subd. 3. **LICENSING REQUIREMENTS FOR THE FIRST FIVE YEARS.** For five years after the effective date of the rules authorized in section 148C.03, the applicant, unless qualified under section 148C.06 during the 25-month period authorized therein, under section 148C.07, or under subdivision 4, must furnish evidence satisfactory to the commissioner that the applicant has met all the requirements in clauses (1) to (3). The applicant must have:

(1) received an associate degree, or an equivalent number of credit hours, and a certificate in alcohol and drug counseling including 270 clock hours of alcohol and drug counseling classroom education from an accredited school or educational program and 880 clock hours of supervised alcohol and drug counseling practicum;

(2) completed a written case presentation and satisfactorily passed an oral examination that demonstrates competence in the core functions; and

(3) satisfactorily passed a written examination as established by the commissioner.

Sec. 2. Minnesota Statutes 2000, section 148C.04, subdivision 4, is amended to read:

Subd. 4. **LICENSING REQUIREMENTS AFTER FIVE YEARS.** Beginning five years after the effective date of the rules authorized in section 148C.03, subdivision 1, an applicant for licensure must submit evidence to the commissioner that the applicant has met one of the following requirements:

(1) the applicant must have:

(i) received a bachelor's degree from an accredited school or educational program, including 480 clock hours of alcohol and drug counseling education from an accredited school or educational program and 880 clock hours of supervised alcohol and drug counseling practicum;

(ii) completed a written case presentation and satisfactorily passed an oral examination that demonstrates competence in the core functions; and

(iii) satisfactorily passed a written examination as established by the commissioner; or

(2) the applicant must meet the requirements of section 148C.07.

Sec. 3. Minnesota Statutes 2000, section 148C.04, subdivision 6, is amended to read:

Subd. 6. **TEMPORARY PRACTICE REQUIREMENTS.** (a) A person may temporarily practice alcohol and drug counseling prior to being licensed under this chapter if the person:

(1) either:

New language is indicated by underline, deletions by ~~strikeout~~.

(i) meets the associate degree education and practicum requirements of subdivision 3, clause (1); or

(ii) meets the bachelor's degree education and practicum requirements of subdivision 4, clause (1), item (i); or

(iii) submits verification of a current and unrestricted credential for the practice of alcohol and drug counseling from a national certification body or a certification or licensing body from another state, United States territory, or federally recognized tribal authority;

(2) ~~within 60 days of meeting the requirements of subdivision 3, clause (1), or subdivision 4, clause (1), item (i);~~ requests, in writing, temporary practice status with the commissioner on an application form according to section 148C.0351, which includes the nonrefundable license fee and an affirmation by the person's supervisor, as defined in paragraph (b), clause (1), and which is signed and dated by the person and the person's supervisor;

(3) has not been disqualified to practice temporarily on the basis of a background investigation under section 148C.09, subdivision 1a; and

(4) has been notified in writing by the commissioner that the person is qualified to practice under this subdivision.

(b) A person practicing under this subdivision:

(1) may practice only in a program licensed by the department of human services and under the direct, on-site supervision of a person who is licensed under this chapter and employed in that licensed program;

(2) is subject to the rules of professional conduct set by rule; and

(3) is not subject to the continuing education requirements of section 148C.05; and

~~(4) must be licensed according to this chapter within 12 months of meeting the requirements of subdivision 3, clause (1), or subdivision 4, clause (1), item (i).~~

~~(c) Upon written request, the commissioner may extend a person's temporary status if the person practices in a program described in section 148C.11, subdivision 3, paragraph (b), clause (2).~~

~~(d) A person practicing under this subdivision may not use with the public any title or description stating or implying that the person is licensed to engage in the practice of alcohol and drug counseling.~~

(d) The temporary status of a person applying for temporary practice under this subdivision expires on the date the commissioner grants or denies licensing.

Sec. 4. Minnesota Statutes 2000, section 148C.10, subdivision 1a, is amended to read:

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Subd. 1a. **PRACTICE ALLOWED; CERTAIN INDIVIDUALS.** (a) Notwithstanding subdivision 1, individuals may engage in alcohol and drug counseling practice only until the commissioner issues a license or denies the license application, whichever occurs sooner, provided the individual:

(1) was employed as an alcohol and drug counselor before January 28, 2000;

(2) is under the supervision of an alcohol and drug counselor who is licensed under this chapter or employed in a program licensed by the department of human services;

(3) has not applied and been rejected or denied a license by the commissioner on any grounds under this chapter, other than failure to satisfy examination requirements, or on the basis of an investigation under chapter 148B; and

(4) either:

(i) made application to the commissioner for a license as an alcohol and drug counselor before January 28, 2000; or

(ii) made application to the administrator of the exam or exams required by the commissioner before January 28, 2000, passes the examinations before ~~January 28, 2001~~ July 1, 2002, and within ~~60~~ 90 calendar days of passing the examinations makes application to the commissioner for a license under this chapter.

(b) As used in this subdivision, supervision means monitoring activities of and accepting legal liability for the individual practicing without a license.

(c) Practice allowed under this subdivision creates no rights or expectations of approval from the commissioner for licensing as an alcohol and drug counselor. The commissioner may suspend or restrict practice under this subdivision as authorized under section 148C.09.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 to 4 are effective the day following final enactment.

Presented to the governor March 14, 2001

Signed by the governor March 16, 2001, 10:30 a.m.

CHAPTER 11—S.F.No. 433

An act relating to local government; increasing the amount for which a township may contract for health, social, and recreational services; amending Minnesota Statutes 2000, section 365.10, subdivision 14.

New language is indicated by underline, deletions by ~~strikeout~~.