

House Engrossed

State of Arizona  
House of Representatives  
Forty-fifth Legislature  
Second Regular Session  
2002

CHAPTER 2

# HOUSE BILL 2570

AN ACT

AMENDING SECTION 32-3251, ARIZONA REVISED STATUTES; RELATING TO THE BOARD OF BEHAVIORAL HEALTH PROFESSIONALS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-3251, Arizona Revised Statutes, is amended to  
3 read:

4 32-3251. Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Board" means the board of behavioral health examiners.

7 2. "Counseling principles, methods, procedures and services" includes  
8 counseling, appraisal, evaluation, assessment of dysfunctional behavior,  
9 consulting, referral, education or research.

10 3. "Credentialing committee" means a committee established pursuant  
11 to this chapter.

12 4. "Independent social work practice" means both private,  
13 self-employed practice on a fee for service basis by an individual social  
14 worker or as part of a group practice and autonomous self-regulated practice  
15 by a social worker under the auspices of a public or private agency or  
16 facility.

17 ~~6.~~ 5. "Practice of marital and family therapy" means the professional  
18 application of marital and family theories and techniques in the diagnosis  
19 and treatment of mental and emotional conditions in individuals, couples and  
20 families and involves the presence of a diagnosed mental or physical disorder  
21 in at least one member of the couple or family being treated. PRACTICE OF  
22 MARITAL AND FAMILY THERAPY INCLUDES THE USE OF PSYCHOTHERAPY TO DIAGNOSE,  
23 EVALUATE AND TREAT INDIVIDUALS, COUPLES, FAMILIES AND GROUPS.

24 ~~5.~~ 6. "Practice of professional counseling" means the professional  
25 application of counseling principles, methods, procedures ~~or~~ AND services to  
26 assist individuals, couples, families and groups to achieve interpersonal,  
27 intrapersonal, social, educational or vocational development and adjustment  
28 and to promote optimal mental health. PRACTICE OF PROFESSIONAL COUNSELING  
29 INCLUDES THE USE OF PSYCHOTHERAPY TO DIAGNOSE, EVALUATE AND TREAT  
30 INDIVIDUALS, COUPLES, FAMILIES AND GROUPS.

31 7. "Practice of social work" means professional services ~~which~~ THAT  
32 are developed to effect change in human behavior, emotional responses and  
33 social conditions of individuals, couples, families, groups and communities  
34 and ~~which~~ THAT involve specialized knowledge and skill related to human  
35 development, including an understanding of unconscious motivation, the  
36 potential for human growth, the availability of social resources and  
37 knowledge of social systems. Practice of social work includes:

38 (a) The use of psychotherapy for the purpose of diagnosis, evaluation  
39 and treatment of individuals, couples, families and groups.

40 (b) Social planning, administration and research for community social  
41 services delivery systems.

42 8. "PRACTICE OF SUBSTANCE ABUSE COUNSELING" MEANS THE DIRECT  
43 APPLICATION OF PROFESSIONAL COUNSELING TECHNIQUES TO PERSONS WHO ARE  
44 DEPENDENT ON OR ABUSE SUBSTANCES AND TO PERSONS WHO ARE AFFECTED BY THAT  
45 DEPENDENCY OR ABUSE. PRACTICE OF SUBSTANCE ABUSE COUNSELING INCLUDES THE USE

1 OF PSYCHOTHERAPY FOR THE PURPOSE OF DIAGNOSIS, EVALUATION AND TREATMENT OF  
2 SUBSTANCE ABUSE AND CHEMICAL DEPENDENCY IN INDIVIDUALS, COUPLES, FAMILIES AND  
3 GROUPS.

4 ~~8.~~ 9. "Psychotherapy" means a variety of treatment methods developing  
5 out of generally accepted theories about human behavior and development.

6 ~~9.~~ 10. "Unprofessional practice" includes:

7 (a) Conviction of a felony.

8 (b) Use of fraud or deceit in connection with rendering services as  
9 a certified behavioral health professional or in establishing qualifications  
10 pursuant to this chapter.

11 (c) Habitual intemperance in the use of narcotics, alcohol or drugs  
12 to the extent that performance of professional duties is impaired.

13 (d) Obtaining a fee by fraud or misrepresentation.

14 (e) Betraying a professional confidence.

15 (f) Making use of statements of a character tending to deceive or  
16 mislead the public.

17 (g) Aiding or abetting a person who is not certified as a behavioral  
18 health professional pursuant to this chapter ~~in representing himself as TO~~  
19 PURPORT TO BE a certified behavioral health professional in this state.

20 (h) Gross negligence in the practice of a behavioral health profession  
21 by a certified behavioral health professional.

22 (i) Any conduct or practice which THAT is contrary to recognized  
23 standards of ethics in the behavioral health profession or which THAT  
24 constitutes a danger to the health, welfare or safety of a client.

25 (j) Any conduct, practice or condition which THAT impairs the ability  
26 of the certified behavioral health professional to safely and competently  
27 practice his THAT profession.

28 (k) Engaging or offering to engage as a certified behavioral health  
29 professional in activities which THAT are not congruent with the certified  
30 behavioral health professional's professional education, training or  
31 experience.

32 (l) Violating any provision of this chapter or refusing or neglecting  
33 to comply with rules adopted pursuant to this chapter or any lawful order of  
34 the board or a credentialing committee.

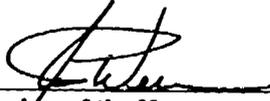
APPROVED BY THE GOVERNOR MARCH 21, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 21, 2002.

Passed the House February 12, 2002,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting



Speaker of the House

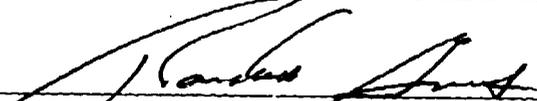


Chief Clerk of the House

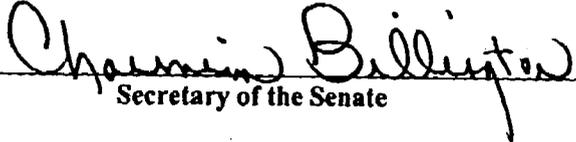
Passed the Senate March 13, 2002,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

18 day of March, 2002,

at 2:57 o'clock P M.



Secretary to the Governor

Approved this 21 day of

March, 2002

at 11:50 o'clock A M.



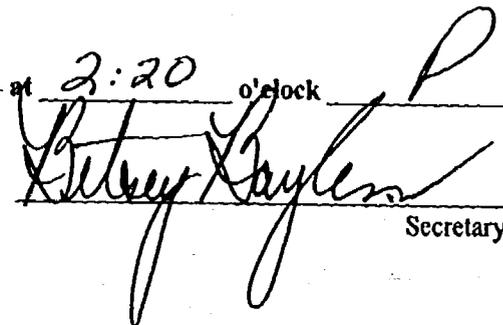
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 21 day of March, 2002,

at 2:20 o'clock P M.



Secretary of State

H.B. 2570