



# Dora

Department of Regulatory Agencies

Division of Registrations

Consumer protection is our mission

Bill Ritter, Jr.  
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## E-UPDATE

Summer 2009 Edition E-Update

[www.dora.state.co.us](http://www.dora.state.co.us)

[www.dora.state.co.us/registrations](http://www.dora.state.co.us/registrations)

[www.dora.state.co.us/mental-health](http://www.dora.state.co.us/mental-health)

### MENTAL HEALTH LICENSING SECTION

CARLOTTA KNOX, PROGRAM DIRECTOR

## NEW END DATE FOR MENTAL HEALTH PROVISIONAL LICENSES

To comply with House Bill 06-1395, C.R.S. § 12-43-201, the expiration date for all Mental Health Provisional licenses (LPP, MFP, PSP, SWP) renewed in 2009 is changing from August 31, 2011 to June 30, 2011. All Provisional licenses will end on June 30, 2011 and are not eligible for renewal. Per statute, these license types will be repealed on July 1, 2011.



For more information regarding provisional licenses, please visit: [www.dora.state.co.us/mental-health/rtc/information.htm](http://www.dora.state.co.us/mental-health/rtc/information.htm).

## LEGISLATIVE UPDATE

### **HB 09-1086 Continued Competency**

Effective January 1, 2011, Clinical Social Workers, Marriage and Family Therapists, Licensed Professional Counselors and Addiction Counselors will be required to maintain continuing professional competency in order to renew or reinstate their license or certificate to practice.

The affected Mental Health Boards & Program along with appropriate stakeholders will design a continuing competency program that will ensure that applicable professions have an ongoing ability to learn, integrate, and apply the knowledge, skill, and judgment necessary to practice the profession according to generally accepted professional and ethical standards.

## DUTY TO REPORT

Pursuant to Colorado Revised Statutes § 12-43-224(9), a mental health licensee, registrant, or unlicensed psychotherapist, who has direct knowledge that another licensee, registrant or unlicensed psychotherapist has violated any provision of the Mental Health Practice Act, must report these acts to their respective Mental Health Board. The exception is when the reporting will violate the prohibited act of disclosing confidential information without the client's consent, pursuant to Colorado Revised Statutes § 12-43-218.

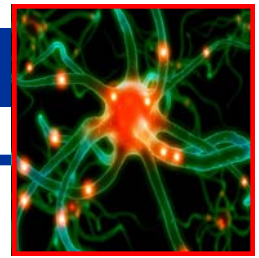
Mental health professionals, who report violations to their facility's section head, director or others in authority, must also report the violations to their Board. The failure to report these violations, to the Board, can result in disciplinary action.

## MANDATORY DISCLOSURE

Colorado Revised Statutes § 12-43-214 requires psychotherapists to provide a mandatory disclosure to clients during the initial contact with the client. However, the mandatory disclosure is not required under the following circumstances:

- o In an emergency.
- o Pursuant to a court order or involuntary procedure.
- o The professional relationship is for a forensic evaluation.
- o The client is in the physical custody of the Department of Corrections or Human Services and such department has an alternative program that provides similar information.
- o The client is incapable of understanding the disclosure and has no guardian.
- o Social workers, licensees, certified individuals, or unlicensed psychotherapists who are practicing in a hospital that is licensed or certified under C.R.S. § 25-1.5-103.
- o If the client, parent, or guardian is unable to write or objects to the disclosure, the therapist shall provide the disclosure no later than the second visit with the client.

If the client has no written language or is not able to read the disclosure, the therapist must provide an oral explanation of the disclosure and provide the client with a written copy of the disclosure.



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### BECOME A BOARD MEMBER

Visit: [www.colorado.gov](http://www.colorado.gov)

#### To apply for any board or commission appointment:

Please complete the application form.  
Mail or fax your application with a current resume to:

Office of Boards and Commissions  
136 State Capitol  
Denver, CO 80203  
-or-  
fax to  
(303) 866-6368.

#### If you have any questions please call or e-mail:

(303) 866-6380 or [boards@state.co.us](mailto:boards@state.co.us).

### 2009 MEETING DATES AND DEADLINES

The meeting dates for all Mental Health Boards and Programs are posted at: <http://www.dora.state.co.us/mental-health/allmhboardmeetings.html>  
Open session meetings are open to the public.

### FRIENDLY REMINDERS:

### IMPORTANT 2009 RENEWAL INFORMATION

Mental health professional licenses, certifications, and database listings expire on August 31, 2009. The exception includes new licensees, certifications, and database listings that were issued within 120 days prior to the August 31, 2009 expiration date. These licenses, certifications, and database listings will expire on August 31, 2011.

This renewal period, mental health professionals will receive a yellow RENEWAL NOTICE POSTCARD. The postcard does not include any personal information, except your name, address, and license number. This will be the only renewal notice that professionals will receive.

Renew your license online at [Colorado Division of Registrations Home Page](#).

### DATA BASE LISTING REQUIREMENTS

Pursuant to C.R.S. § 12-43-702.5, an unlicensed/uncertified person may not practice psychotherapy if such person is not listed in the State Grievance Board database as an unlicensed psychotherapist as defined in C.R.S. § 12-43-201(9).

Pursuant to the Mental Health Boards' direction, effective **August 31, 2009**, an applicant **will not** receive credit toward licensure or certification for the experience or supervision hours if they are not listed in the database as of September 1, 2009, unless an applicant is:

- Registered as a psychologist candidate,
- Licensed or certified in another profession authorized to practice psychotherapy,
- Registered in the State Grievance Board Database, or
- Exempt from the provisions outlined in C.R.S. § 12-43-215

This includes addiction counselors.

