

CHAPTER 44G

STATE BOARD OF SOCIAL WORK EXAMINERS

Authority

N.J.S.A. 45:15BB-11.

Source and Effective Date

R.1993 d.23, effective January 4, 1993.
See: 24 N.J.R. 2523(a), 25 N.J.R. 191(a).

Executive Order No. 66(1978) Expiration Date

Chapter 44G, State Board of Social Work Examiners, expires on January 4, 1998.

Chapter Historical Note

Chapter 44G, State Board of Social Work Examiners, became effective with Subchapter 14, Fees. See: Source and Effective Date. Subchapters 1 through 5, 7 and 8 were adopted as R.1994 d.189, effective April 4, 1994. See: 25 N.J.R. 3081(a), 26 N.J.R. 1524(a).

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SUBCHAPTER 1. PURPOSE AND SCOPE; DEFINITIONS

13:44G-1.1 Purpose and scope

(a) The rules contained in this chapter implement the provisions of the Social Workers' Licensing Act of 1991, P.L. 1991, c.134, and regulate the profession of social work within the State of New Jersey.

(b) Except as set forth in (c) below, this chapter shall apply to all individuals who render clinical social work services and social work services, as hereinafter defined, and to anyone within the jurisdiction of the Board of Social Work Examiners.

(c) This chapter shall not apply to those individuals exempt from the provisions of the Act pursuant to N.J.S.A. 45:15BB-5, including an individual acting within the scope of a profession or occupation licensed by this State and doing work of a nature consistent with the person's training, as long as the person does not hold himself or herself out to the public as possessing a license or certificate issued pursuant to the Act.

13:44G-1.2 Definitions

The following words and terms, as used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

"Clinical social work" means the professional application of social work methods and values in the assessment and psychotherapeutic counseling of individuals, families, or groups.

"Clinical social work services" mean social work services which may be performed only by a licensed clinical social worker or a licensed social worker under supervision pursuant to N.J.A.C. 13:44G-8. Clinical social work services include, but are not limited to, the following:

1. Clinical assessment, defined as the process of evaluation in which a licensed clinical social worker or a licensed social worker conducts a differential, individualized and accurate identification of the psycho-social/behavioral problems existing in the life of the individual client, the family or group for the purpose of establishing a plan to implement a course of psychotherapeutic counseling. A clinical social work assessment includes, but is not limited to, a mental status examination and a psycho-social history. The clinical social worker may utilize currently accepted diagnostic classifications including, but not limited to, the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders, *Third Edition, Revised (DSM-III-R)*, as amended and supplemented.

2. Clinical consultation, defined as ongoing case discussion and evaluation focusing on, but not limited to, clinical social work data, clinical goals and treatment plans for the implementation of psychotherapeutic counseling with individuals, groups and families. Clinical consultation may also include intervention with appropriate individuals and entities;

3. Psychotherapeutic counseling, defined as ongoing interaction between a social worker and an individual, family or group for the purpose of helping to resolve symptoms of mental disorder, psychosocial stress, relationship problems or difficulties in coping with the social environment;

4. Client centered advocacy, defined as the service in which, as part of the psychotherapeutic process, the social worker functions on behalf of individuals, families or groups to bring about or influence change to improve the quality of life, enhance empowerment and assure the basic rights of the client; and

5. Clinical supervision of individuals pursuant to the standards set forth in N.J.A.C. 13:44G-8.1.

"Social work" means the activity directed at enhancing, protecting or restoring a person's capacity for social functioning, whether impaired by physical, environmental, or emotional factors.

"Social work services" mean services which may be performed only by a Board licensee or certificate holder. Social work services include, but are not limited to, the following:

1. "Social work assessment," defined as identifying problems and gathering sufficient information to make referrals and to determine and implement a plan of social care and action;

2. "Social work consultation," defined as discussion and evaluation focusing on data, goals and objectives, including intervention with individuals, agencies, businesses, organizations, groups and communities for purposes of problem solving;

3. "Social work planning," defined as specifying future objectives, evaluating the means for achieving them, including identifying appropriate resources, and making deliberate choices about appropriate courses of action in order to enhance social well-being;

4. "Social work community organization," defined as the process of social interaction and the method of social work concerned with meeting broad needs and bringing about and maintaining adjustment between needs and resources in a community or other areas; helping people to deal more effectively with their problems and objectives by helping them develop, strengthen and maintain qualities of participation, self-direction and cooperation; and bringing about changes in community and group relationships and in the distribution of decision-making power. The community which is the primary client may be an organization, neighborhood, city, county, state or national entity;

5. "Social work policy," defined as the practice concerned primarily with translating laws, technical knowledge and administrative rulings into organizational goals and operational policies to guide organizational behavior; designing organizational structure and procedures or pro-

cesses through which social work goals can be achieved; securing resources in the form of material, staff and clients; and obtaining the public support necessary for attaining social work goals;

6. "Social work administration," defined as applying specialized social work knowledge, skills and techniques to the coordinated totality of activities in a social welfare organization in order to transform policies into services; also, a method of practice by which the social worker plans, assigns, coordinates, evaluates and mediates the interdependent tasks, functions, personnel, and activities that are called upon to achieve the mission of the organization;

7. "Social work research," defined as the formal organization and the methodology of data collection and the analysis and evaluation of data; and

8. "Social work client-centered advocacy," defined as the service in which the social worker functions on behalf of individual clients, groups, or other entities including, but not limited to, social work and governmental agencies, and specific issues related to those organizations. The purpose of client centered advocacy is to bring about or influence change to improve the quality of life, enhance empowerment and assure the basic rights of the entity or individual being served by the social worker.

13:44G-1.3 Persons requiring licensure; persons requiring certification

Unless exempted from licensure or certification pursuant to N.J.S.A. 45:15BB-5, a person whose activities are within the scope of practice of N.J.A.C. 13:44G-3.1 is required to be licensed as a clinical social worker; a person whose activities are within the scope of practice of N.J.A.C. 13:44G-3.2 is required to be licensed as a social worker; and a person whose activities are within the scope of practice of N.J.A.C. 13:44G-3.3 is required to be certified as a social worker.

SUBCHAPTER 2. AGENCY ORGANIZATION AND ADMINISTRATION

13:44G-2.1 Description of the Board

(a) The State Board of Social Work Examiners, created in the Division of Consumer Affairs, Department of Law and Public Safety, pursuant to P.L. 1991, c.134, shall consist of nine members as follows:

1. Two public members;
2. The Commissioner of Human Services, or his or her designee;
3. Three individuals who have been actively engaged in the practice of social work for at least five years immediately preceding their appointment and, except for members first appointed, licensed or certified pursuant to P.L. 1991, c.124, as follows:
 - i. A licensed clinical social worker;

- ii. A licensed social worker; and
- iii. A certified social worker; and

4. Three individuals who, except for members first appointed, shall be licensed or certified pursuant to P.L. 1991, c. 124, as follows:

- i. A social work educator representing a baccalaureate level program;
- ii. A social work educator representing a master's level program; and
- iii. A social worker with a doctorate level degree.

(b) The Governor shall appoint all Board members other than the Commissioner of Human Services or his or her designee. Except for members first appointed, all Board members shall be appointed for three-year terms.

(c) The Director of the Division of Consumer Affairs shall appoint an Executive Director and may hire any assistants as are necessary to administer the work of the Board.

13:44G-2.2 Office location and mailing address

The offices of the Board are located at 124 Halsey Street, Newark, New Jersey 07102. The mailing address of the Board is Post Office Box 45033, Newark, New Jersey 07101.

SUBCHAPTER 3. AUTHORIZED PRACTICE

13:44G-3.1 Practice as a clinical social worker; scope

(a) The scope of practice of a licensed clinical social worker includes, but is not limited to:

1. Clinical social work services. Clinical social work services include, but are not limited to, clinical assessment, clinical consultation, psychotherapeutic counseling, client centered advocacy, and clinical supervision of individuals pursuant to the standards set forth in N.J.A.C. 13:44G-8.1. These terms are more specifically defined in N.J.A.C. 13:44G-1.2; and

2. Social work services. Social work services include, but are not limited to, social work assessment, social work consultation, social work planning, social work community organization, social work policy, social work administration, social work research, and social work client-centered advocacy. These terms are more specifically defined in N.J.A.C. 13:44G-1.2.

13:44G-3.2 Practice as a licensed social worker; scope

(a) The scope of practice of a licensed social worker includes, but is not limited to:

1. Social work services. Social work services include, but are not limited to, social work assessment, social work consultation, social work planning, social work community organization, social work policy, social work administration, social work research, and social work client-centered advocacy. These terms are more specifically defined in N.J.A.C. 13:44G-1.2; and

2. Clinical social work services, under the supervision of a licensed clinical social worker pursuant to the clinical supervision standards set forth in N.J.A.C. 13:44G-8.1. Clinical social work services include, but are not limited to, clinical assessment, clinical consultation, psychotherapeutic counseling and client centered advocacy. A licensed social worker may not, however, provide clinical supervision. These terms are more specifically defined in N.J.A.C. 13:44G-1.2.

i. For a three-year period commencing April 4, 1994, a licensed social worker may practice clinical social work under the supervision of any other supervisor acceptable to the Board pursuant to N.J.S.A. 45:15BB-6(a)(2) and N.J.A.C. 13:44G-8.1(c).

ii. Subsequent to April 4, 1997, a licensed social worker shall practice clinical social work only under the supervision of a licensed clinical social worker.

13:44G-3.3 Practice as a certified social worker; scope

(a) The scope of practice of a certified social worker includes, but is not limited to, social work services. Social work services include, but are not limited to, social work assessment, social work consultation, social work planning, social work community organization, social work policy, social work administration, social work research, and social work client-centered advocacy. These terms are more specifically defined in N.J.A.C. 13:44G-1.2.

(b) A certified social worker shall not engage in clinical social work services.

SUBCHAPTER 4. APPLICANT QUALIFICATIONS; BOARD-APPROVED EXAMINATION

13:44G-4.1 Eligibility requirements; licensed clinical social worker

(a) For purposes of this section, "two years of full-time clinical social work" means 1,920 hours of face-to-face client contact over any three consecutive year period under direct supervision pursuant to the standards set forth in N.J.A.C. 13:44G-8.1.

(b) An applicant for licensure as a clinical social worker shall submit the following, on forms provided by the Board.

1. A completed application form, which requests information concerning the applicant's educational and experiential background;

2. The application fee set forth in N.J.A.C. 13:44G-14.1;

3. An official transcript indicating that the applicant:

i. Received a master's degree in social work from an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education; or a doctorate degree in social work from an accredited institution of higher education;

ii. Completed 12 semester hours of graduate level course work in methods of clinical social work practice, exclusive of field placement, from an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education. The applicant shall obtain 12 credits in any of the following areas of study:

(1) Human behavior and the social environment;

(2) Diagnosis and assessment in social work practice;

(3) Models of psychotherapy or clinical practice (for example, psychodynamic, behavioral, cognitive therapies, task-centered, psychosocial, crisis intervention approaches, etc.);

(4) Clinical supervision and consultation; and/or

(5) Intervention with special populations;

4. A supervisor's certification, or the applicant's affidavit in lieu of supervisor's certification, indicating that, subsequent to earning a master's degree in social work, the applicant has engaged in full-time clinical social work under supervision for at least two years as defined in (a) above; and

5. Proof that the applicant has successfully completed the clinical examination administered by the American Association of State Social Work Boards, unless the applicant is applying for licensure without examination pursuant to the provisions of N.J.A.C. 13:44G-5.1.

Amended by R.1996 d.19, effective January 2, 1996.
See: 27 N.J.R. 1755(a), 28 N.J.R. 189(a).

Cross References

Exemption, see N.J.A.C. 13:44G-5.4.

13:44G-4.2 Eligibility requirements; licensed social worker

(a) An applicant for licensure as a social worker shall submit the following, on forms provided by the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;

2. The application fee set forth in N.J.A.C. 13:44G-14.1;

3. An official transcript indicating that the applicant has received a master's degree in social work from an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education; or a doctorate in social work from an accredited institution of higher education; and

4. Proof of successful completion of the intermediate examination administered by the American Association of State Social Work Boards, unless the applicant is applying for licensure pursuant to the provisions of N.J.A.C. 13:44G-5.2.

Cross References

Exemption, see N.J.A.C. 13:44G-5.4.

13:44G-4.3 Eligibility requirements; certified social worker

(a) An applicant for certification as a social worker shall submit the following, on forms provided by the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;

2. The application fee set forth in N.J.A.C. 13:44G-14.1; and

3. The following documents:

i. An official transcript indicating that the applicant has received a baccalaureate degree in social work from an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education; or

ii. An official transcript indicating that the applicant acquired a baccalaureate degree prior to April 6, 1995, from an accredited institution of higher education in one of the following fields: Guidance and Counseling, Human Services, Marriage and Family Counseling, Psychology, Sociology, Vocational/Disability Rehabilitation, and Social Work (from institutions not accredited, or in candidacy for accreditation, by the Council on Social Work Education) and an affidavit or other form as the Board may require attesting to the applicant having acquired one year of full-time social work experience (1,600 hours in any consecutive 18-month period) prior to April 6, 1995.

Amended by R.1996 d.423, effective September 3, 1996.
See: 28 N.J.R. 2319(a), 28 N.J.R. 4103(a).

In (a)3 deleted exception for applicants applying for certification under 13:44G-5.3 and added provision for applicants acquiring baccalaureate degrees prior to April 6, 1995.

13:44G-4.4 Refusal to issue, suspension or revocation of license or certification

The Board may refuse to issue or renew or may suspend or revoke any license or certification issued by the Board, after an opportunity for a hearing pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., for any of the reasons set forth in N.J.S.A. 45:1-21.

SUBCHAPTER 5. LICENSURE WITHOUT EXAMINATION; CERTIFICATION WITHOUT PROOF OF EDUCATIONAL CRITERIA; ENDORSEMENT

13:44G-5.1 Licensure without examination; clinical social worker

(a) Until December 1, 1994, an individual who has not completed the board-approved examination may qualify for licensure as a clinical social worker upon submission of the following, on forms provided by the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;

2. The application fee set forth in N.J.A.C. 13:44G-14.1;

3. An affidavit indicating that the applicant has acquired at least three years of full time clinical social work experience during any consecutive five-year period during the period May 6, 1986 through May 5, 1994;

4. A supervisor's certification or, if the supervisor is unavailable, the applicant's affidavit in lieu of supervisor's certification indicating that the applicant has acquired at least two years of supervised full time clinical social work experience, defined as 1,920 hours of direct face-to-face client contact over any consecutive three-year period; and

5. An official transcript indicating that the applicant completed the educational requirements set forth in N.J.A.C. 13:44G-4.1.

(b) For purposes of this section, "three years of full-time clinical social work experience" means 2,880 hours of direct client contact; the providing of clinical supervision; or the teaching of clinical social work courses subsequent to earning a master's degree in social work. The applicant shall have provided the clinical supervision pursuant to the standards set forth in N.J.A.C. 13:44G-8.1.

Amended by R.1994 d.320, effective June 20, 1994.
See: 26 N.J.R. 1604(b), 26 N.J.R. 2590(b).

13:44G-5.2 Licensure without examination; licensed social worker

(a) Until December 1, 1994, an individual who has not completed the Board-approved examination may qualify for licensure as a social worker upon submission to the Board of the following, on forms provided by the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;
2. The application fee set forth in N.J.A.C. 13:44G-14.1;
3. An affidavit indicating that the applicant has acquired three years of full time social work experience during any consecutive five-year period during the period May 6, 1986 through May 5, 1994; and
4. An official transcript indicating that the applicant completed the educational requirements set forth in N.J.A.C. 13:44G-4.2.

(b) For purposes of this section, "three years of full time social work experience" means 4,800 hours of social work practice or the teaching of social work courses subsequent to earning a master's degree in social work.

Amended by R.1994 d.320, effective June 20, 1994.
See: 26 N.J.R. 1604(b), 26 N.J.R. 2590(b).

13:44G-5.3 Certification without baccalaureate degree in social work

(a) Until December 1, 1994, an individual who has not received a baccalaureate degree in social work may qualify for certification as a social worker upon submission to the Board of the following, on forms provided by the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;
2. The application fee set forth in N.J.A.C. 13:44G-14.1; and
3. An affidavit indicating that the applicant has acquired two years of full-time social work experience during any consecutive five year period during the period May 6, 1986 through May 5, 1994.

(b) For purposes of this section, "two years of full time social work experience" means 3,200 hours of social work practice.

Amended by R.1994 d.320, effective June 20, 1994.
See: 26 N.J.R. 1604(b), 26 N.J.R. 2590(b).

13:44G-5.4 Endorsement

(a) An applicant who is licensed or registered under the laws of a state, territory or jurisdiction of the United States and who otherwise meets the requirements of N.J.A.C. 13:44G-4.1 and 4.2 may be exempted from the examination requirements of N.J.A.C. 13:44G-4.1 and 4.2 provided that:

1. The educational and experiential requirements of the state, territory or jurisdiction are substantially the same as the requirements of the Social Workers' Licensing Act of 1991; and
2. The applicant has taken an examination similar to the Board-approved examination.

(b) An applicant for licensure pursuant to this section shall submit the following to the Board:

1. A completed application form, which requests information concerning the applicant's educational and experiential background;
2. The application fee set forth in N.J.A.C. 13:44G-14.1;
3. The documentation required pursuant to N.J.A.C. 13:44G-4.1 or 4.2 relative to educational and experiential requirements for the type of licensure sought; and
4. Examination results.

SUBCHAPTER 6. CONTINUING EDUCATION**Authority**

N.J.S.A. 45:15BB-9(b), 45:15BB-11(h), and 45:1-3.2.

Source and Effective Date

R.1997 d.167, effective April 7, 1997.
See: 28 N.J.R. 4733(a), 29 N.J.R. 1342(a).

13:44G-6.1 License and certification renewal and continuing education requirement

Any applicant who applies for a license or certification renewal for the biennial period commencing September 1, 1998 or any following renewal period shall confirm on the renewal application that the applicant has completed Board-approved continuing professional education programs of the types and number of credits specified in N.J.A.C. 13:44G-6.2, 6.3 and 6.4. The Board shall not issue a license or certification renewal to any applicant who fails to confirm that the applicant has completed the continuing professional education requirements unless the Board issues the applicant a valid waiver pursuant to N.J.A.C. 13:44G-6.6.

13:44G-6.2 Credit-hour requirements

(a) An applicant for a biennial license or certification renewal for the period commencing September 1, 1998 shall complete, during the preceding biennial period, a minimum of 10 credits of continuing education. A licensed clinical social worker shall complete at least five of the 10 credits in courses or programs directly related to clinical practice. For any biennial renewal period thereafter, an applicant shall complete a minimum of 20 credits of continuing education. A licensed clinical social worker shall complete at least 10 of the 20 credits in courses or programs directly related to clinical practice.

(b) If an applicant for renewal initially obtains a license or certificate within the second year of a biennial license period, the applicant shall complete not fewer than one-half of the minimum required credits of continuing education. A licensed clinical social worker shall complete at least five of the 10 credits in programs which directly relate to clinical practice.

(c) If the licensee or certificate holder earns more than 20 credits during a biennial period, the licensee or certificate holder may carry a maximum of five surplus credits into a succeeding biennial period.

13:44G-6.3 Approval of course offerings

(a) Licensees or certificate holders shall obtain pre-approval from the Board in order to receive continuing education credit for all continuing education programs except as follows:

1. Coursework which a licensee or certificate holder completes or is appointed to teach in an educational program accredited, or in candidacy for accreditation, by the Council on Social Work Education (CSWE);
2. Programs for which the sponsor has obtained Board-approval; and
3. Instances where the Board determines that prior approval is not reasonably obtainable.

(b) The Board shall grant continuing education credit only for programs which are directly related to social work practice as noted in (c) below, and which are advertised and available on a nondiscriminatory basis.

(c) The following are acceptable content areas for continuing education:

1. Theories and concepts of human behavior and the social environment;
2. Social work practice, knowledge and skills;
3. Social work research, program evaluation or practice evaluation;
4. Management/administration/social policy;
5. Social work ethics; and
6. Any area which the Board deems to be of current importance.

(d) The following are unacceptable content areas for continuing education:

1. Personal development; and
2. Supervisory sessions.

(e) The Board shall maintain a list of all approved programs, courses and seminars at its offices.

(f) All licensees seeking pre-approval for continuing education programs shall forward the appropriate review fee as set forth in N.J.A.C. 13:44G-14.1.

13:44G-6.4 Sources of continuing education credits and credit-hour calculations

(a) The Board shall grant credit only for continuing education programs that are at least one instructional hour long, and are directly related to social work practice. For purposes of this subchapter, an "instructional hour" represents a 60-minute clock hour with no less than 50 minutes of content within the hour. Programs may include one 10-minute break for each instructional hour.

(b) A licensee or certificate holder shall complete and be able to verify such completion of a continuing education offering in order to receive any continuing education credit. The Board shall grant a licensee or certificate holder continuing education credit for each two-year period as follows:

1. Attendance at continuing education programs available at international, national, State, regional or sub-regional conferences: one credit for each hour of attendance;
2. Attendance at continuing education programs offered at accredited academic institutions: one credit for each hour of attendance.
3. Academic coursework:
 - i. Coursework in an educational program accredited, or in candidacy for accreditation, by the CSWE: three continuing-education credits for each course credit awarded beyond the required educational standards which the social worker must complete for licensure or certification as set forth in N.J.A.C. 13:44G-4.1(b)3i, 4.2(a)3 and 4.3(a)3.
 - ii. Coursework in an educational program not accredited, or not in candidacy for accreditation by the CSWE: three continuing education credits for each course credit awarded;
4. A refereed article published in a professional journal within the preceding biennial period: nine credits per article;
5. Teaching appointments for courses offered in accredited institutions: 15 credits for each new course which a licensee or certificate holder teaches. For the purposes of this subsection, "new" represents a course that the licensee or certificate holder has not taught previously in any educational setting;
6. Presentations at workshops, training sessions and seminars: one and one-half credits for each hour of a new offering up to a maximum of nine credits; and
7. In-service training, excluding job orientation sessions: one credit for each hour of training.

13:44G-6.5 Documentation of continuing education credit

(a) A licensee or certificate holder shall keep comprehensive records of the continuing education hours which the licensee or certificate holder completes in order to verify program attendance or activity completion. Each licensee and certificate holder shall submit such documentation to the Board upon its request.

(b) The licensee or certificate holder shall verify attendance at approved continuing education programs by a certificate of attendance or by a statement from the instructor of the offering. The verification shall include the name of the licensee or certificate holder, the name of the sponsor, the title, location and date of the offering, the signature of a program official and the number of continuing education hours.

(c) The licensee or certificate holder shall verify individual activities by retaining the following:

1. For publications, a copy of the published article;
2. For presentations, copies of the program, syllabus, outlines and bibliographies;
3. For teaching appointments, copies of the syllabus, bibliography, course outline and verification from the academic institution that the course was not previously offered.

(d) A licensee or certificate holder shall verify completion of academic coursework by an official transcript.

(e) A licensee or certificate holder shall maintain verification records for five years following the renewal period for which the Board has granted the licensee or certificate holder continuing education credit.

13:44G-6.6 Waiver of continuing education requirements

(a) The Board may, at its discretion, waive continuing education requirements on an individual basis for reasons of hardship such as illness, disability, active service in the military or other good cause.

(b) A licensee or certificate holder who seeks a waiver of the continuing education requirements shall provide to the Board, in writing, the specific reasons for requesting the waiver and such additional information as the Board may request in support of the waiver.

13:44G-6.7 Responsibilities of continuing education sponsors

(a) A continuing education sponsor shall obtain board approval for each course offered and advertised as satisfying continuing education requirements.

(b) The continuing education sponsor shall submit the following for each course for which the sponsor seeks approval:

1. A detailed description of course content and hours of instruction;
2. A curriculum vitae of the lecturer, including specific background which demonstrates that the lecturer is reputable and qualified in the area of instruction; and
3. The fee required pursuant to N.J.A.C. 13:44G-14.1.

(c) The sponsor shall not make substantive changes to an approved course or program, such as a change in course content or instructor, without prior notice to, and approval by, the Board.

(d) The sponsor shall monitor attendance at each approved course and furnish to each enrollee a verification of attendance, which shall include at least the following information:

1. Title, date and location of course offering;
2. Name and license or certificate number of the attendee;
3. Number of credits awarded; and
4. Name and signature of officer or responsible party.

(e) At the conclusion of the program, the sponsor shall solicit evaluations from both the participants and the instructor. The sponsor shall retain the evaluations for three years.

(f) Continuing education programs shall be offered on a non-discriminatory basis. Nothing in this section implies that membership organizations may not discount the cost of attending continuing education programs for dues-paying members, or that agencies may not seek accreditation for programs offered to staff only.

SUBCHAPTER 7. LICENSE AND CERTIFICATION RENEWALS**13:44G-7.1 Biennial license and certification renewal**

(a) Prior to the expiration of the current biennial period, the licensee or certificate holder shall complete and sign the biennial renewal notice form provided by the Board and shall return the form to the Board together with the biennial renewal fee.

(b) If the licensee fails to renew his or her license or certification on or before the date specified in the biennial renewal notice, the license or certification shall automatically expire and the individual shall immediately cease practice.

13:44G-7.2 Reinstatement

(a) If a license or certificate expires due to nonpayment of the biennial renewal fee, it may be reinstated within five years upon application to the Board, payment of the biennial license or certification fee and the reinstatement fee as set forth in N.J.A.C. 13:44G-14, and demonstration that any other requirements for license renewal have been met.

(b) The Board will not renew a license or certificate if the renewal application is submitted to the Board more than five years after the date of license or certificate expiration. In such event, the individual shall be required to apply for an initial license and to take the Board-approved examination or to apply for initial certification.

1. Clinical supervision shall consist of contact between a social worker and a supervisor during which at least the following occurs:

- i. The social worker appraises the supervisor of the diagnosis and treatment of each client;
- ii. The social worker's cases are discussed;
- iii. The supervisor provides the social worker with oversight and guidance in diagnosing and treating clients;

SUBCHAPTER 8. CLINICAL SUPERVISION**13:44G-8.1 Clinical supervision**

(a) An applicant for licensure as a clinical social worker shall be required to document at least two years of full time, supervised clinical social work experience, as defined in N.J.A.C. 13:44G-4.1, in accordance with the following clinical supervision standards:

- iv. The supervisor regularly reviews and evaluates the professional work of the social worker; and
 - v. The supervisor provides at least one hour of face-to-face individual clinical supervision per week.
2. Clinical supervision may be rendered by:
- i. A clinical social worker licensed by this State;
 - ii. A Board certified psychiatrist licensed by the New Jersey Board of Medical Examiners;
 - iii. A psychologist licensed by the New Jersey Board of Psychological Examiners; or
 - iv. Any other supervisor the Board may deem acceptable.
3. All applicants, except those applying pursuant to the provisions of N.J.A.C. 13:44G-5, shall obtain the Board's prior written approval of any person rendering supervision other than a person identified in (a)2i through iii above.
4. The supervisor shall retain responsibility for the standards of clinical social work practice with respect to treatment being rendered to the client.

person who is not exempt from licensure under the Social Workers' Licensing Act, N.J.S.A. 45:15BB-5.

2. The use by any person other than a licensed clinical social worker, a licensed social worker or a certified social worker of any title or designation that includes the words social worker or social work or that may mislead the public, such as, but not limited to, social worker, licensed clinical social worker, licensed social worker, certified social worker, medical social worker, social work technician; and any of the abbreviations SW, LCSW, LSW, CSW, SWT or similar abbreviations. Licensed and certified social workers shall use only the title or designation corresponding to the license or certification held.

3. Engaging in the independent practice of clinical social work for a fee by any person other than a licensed clinical social worker.

4. Offering or rendering clinical social work services by a licensed social worker, unless the licensed social worker is under supervision pursuant to N.J.A.C. 13:44G-3.2 and 8.1.

5. Offering or rendering clinical social work services by a certified social worker.

SUBCHAPTER 9. GENERAL OBLIGATIONS OF LICENSEES AND CERTIFICATE HOLDERS; UNLICENSED PRACTICE

Authority
N.J.S.A. 45:15BB-11e.

Source and Effective Date
R.1996 d.19, effective January 2, 1996.
See: 27 N.J.R. 1755(a), 28 N.J.R. 189(a).

13:44G-9.1 Notification of change of address; service of process

(a) Each licensee and certificate holder shall notify the Board, in writing, within 30 days of any change in the address on file with the Board and shall specify whether the address is a residence or employment address.

(b) Service of an administrative complaint or other process initiated by the Board, the Attorney General or the Division of Consumer Affairs at the address on file with the Board shall be deemed adequate notice for the commencement of any inquiry or disciplinary proceeding.

(c) Each licensee and certificate holder shall, within 30 days of receiving a notice of disciplinary action taken against the licensee or certificate holder in another jurisdiction, report to the Board in writing his or her receipt of such notification.

13:44G-9.2 Unlicensed practice of social work

(a) The following acts or practices shall be deemed to be the unlicensed practice of social work:

1. Offering or rendering social work services by any person other than a licensed clinical social worker, a licensed social worker or a certified social worker or any

SUBCHAPTER 10. BUSINESS PRACTICES; PROFESSIONAL CONDUCT

Authority
N.J.S.A. 45:15BB-11e.

Source and Effective Date
R.1996 d.19, effective January 2, 1996.
See: 27 N.J.R. 1755(a), 28 N.J.R. 189(a).

13:44G-10.1 Display of notice of licensure or certification; notification of availability of fee information

(a) All licensed or certified social workers employed in an agency setting and licensed clinical social workers conducting independent practice shall ensure that the following notices are prominently displayed in a waiting room or other area where they will be visible to the social worker's clients:

1. "Social workers are licensed or certified by the Board of Social Work Examiners, an agency of the Division of Consumer Affairs. You may notify the Board of any complaint relative to the practice conducted by a social worker. The Board's address is Division of Consumer Affairs, Board of Social Work Examiners, Post Office Box 45033, 124 Halsey Street, Newark, New Jersey 07101."

2. "INFORMATION ON PROFESSIONAL FEES IS AVAILABLE TO YOU ON REQUEST."

13:44G-10.2 Financial arrangements with clients

(a) Fees for social work services shall be reasonable and commensurate with the status and experience of the social worker when compared with fees of social workers offering like services or treatment in the geographic area and shall be consistent with the provisions of N.J.A.C. 13:44G-10.10 prohibiting excessive fees.

(b) Where payment of the usual fee would be a hardship, a social worker shall refer the client to other sources for provision of needed services.

13:44G-10.3 Licensed clinical social worker; financial arrangements with clients

(a) A licensee providing clinical social work services shall prepare and maintain a written list of current fees for standard services and, upon request, shall provide the list to clients.

(b) The licensee shall include all of the following information on the list:

1. Whether Medicaid clients are accepted;
2. Whether Medicare clients are accepted;
3. Whether other third party payor plans are accepted;
4. Whether insurance payments (excluding deductible and copay) are accepted as payment in full; and
5. Whether special fee categories are available, such as senior citizens or members of designated groups (for example, preferred provider plan members).

(c) Before engaging in the clinical relationship, a social worker shall assist clients to understand financial arrangements. The information provided to the client shall include, but not be limited to:

1. The fee for services or the basis for determining the fee to be charged;
2. Whether the licensee will accept installment payments or assignment of benefits from a third party payor;
3. That insurance coverage may not be available in all circumstances; and
4. The financial consequences, if any, of missed sessions.

13:44G-10.4 Conflicts of interest

(a) A social worker providing clinical social work services shall not enter into any relationship that would be expected to limit objectivity and impair professional judgment or increase the risk of exploitation. Examples of such relationships include, but are not limited to, professional treatment of employees, tenants, students, supervisees, close friends or relatives.

(b) A social worker providing social work services shall not provide those services in circumstances that would be expected to limit the social worker's objectivity and impair professional judgment or increase the risk of exploitation.

(c) A social worker who has identified a conflict of interest shall notify the parties involved and shall take action to terminate the conflict.

13:44G-10.5 Professional interactions with clients

(a) A social worker shall advise the client, in terms the client can understand, of the nature and purposes of the services to be rendered and the limits and obligations associated with such services.

(b) A social worker shall not provide social work services while under the influence of alcohol or any mind altering drug that impairs delivery of services.

(c) A social worker shall obtain competent professional assistance in order to determine whether to voluntarily suspend, terminate or limit the scope of the social worker's professional and/or scientific activities which are foreseeably likely to lead to inadequate performance or harm to a client, colleague, student or research participant.

(d) When interacting with a research subject, a social worker shall observe research requirements consistent with accepted standards of practice.

13:44G-10.6 Termination of services

(a) A social worker shall terminate services to a client when the services are no longer required or no longer meet the client's needs or interests.

(b) A social worker shall not abandon or neglect a client in need of professional services without making reasonable arrangements for the continuation of such care or offering to help the client find alternative sources of assistance.

(c) A social worker who anticipates the termination or interruption of services to a client shall notify the client promptly and seek the transfer, referral or continuation of service in relation to the client's needs and preferences.

13:44G-10.7 Sexual conduct, harassment; discrimination

(a) A social worker shall not accept as a client an individual who, within the immediately preceding 24 months, was the social worker's sexual partner.

(b) A social worker shall not participate in a sexual relationship or engage in sexual intimacies with a current client, a former client to whom any social work services were rendered within the immediately preceding 24 months, a current student, a supervisee or supervisor or a research participant.

1. The 24 month limitation shall not apply, and the prohibition shall extend indefinitely, in circumstances where the former client is or should be recognized by the social worker as clearly vulnerable by reason of emotional or cognitive disorder to exploitive influence by the social worker.

(c) A social worker shall not condone or engage in sexual harassment. For the purposes of this section, sexual harassment is defined as deliberate or repeated comments, contacts or gestures which are sexually demeaning, suggestive or seductive.

(d) A social worker shall not condone or engage in any form of harassment. For the purposes of this section, harassment is defined as deliberate or repeated comments, contacts or gestures which are based upon the following and which have the purpose or effect of intimidating or offending: an individual's race, religion, color, national origin, marital status, sexual orientation, physical or mental disability or any other preference or personal characteristic, condition or status.

(e) A social worker shall not condone or engage in any form of discrimination on the basis of an individual's race, age, religion, color, national origin, marital status, gender, sexual orientation, physical or mental disability or any other preference or personal characteristic, condition or status.

13:44G-10.8 Reporting of violations by other licensees

(a) A social worker shall promptly notify the Board when in possession of information which reasonably indicates that another licensee or certificate holder has demonstrated an impairment, gross incompetence or unprofessional conduct which would present an imminent danger to a client or to the public health, safety or welfare.

1. When the information is obtained in the course of a professional or consulting relationship with a client, and the client is unwilling or unable to make the report, the social worker shall report the information only with the written permission of the client.

2. When the information is obtained in the course of treating a client-social worker, the treating social worker shall not be obligated to notify the Board if:

i. The treating social worker reasonably believes that the improper conduct has ceased and that the treatment is preventing a recurrence of the impairment, incompetence or professional misconduct; or

ii. The treating social worker has reasonable cause to believe that the client-social worker is currently receiving professional supervision and pursuing education to correct the deficiency.

13:44G-10.9 Prohibition on solicitation; unethical referrals and kickbacks

(a) A social worker who provides services to an agency shall not solicit, for his or her private practice, the agency's clients for the same services the agency provides. Nothing in this section prohibits a social worker from offering to the client all appropriate options upon termination of services at the agency, including the continuation of services in private practice.

(b) A social worker shall not refer a client to a service in which the social worker or his or her immediate family has a financial interest, as defined in the Health Care Cost Reduction Act, N.J.S.A. 45:9-22.4 et seq., including an equity or ownership interest in a practice or in a commercial entity holding itself out as offering a health care service.

(c) A social worker shall not prescribe goods or devices which the social worker sells or leases to the client unless the social worker advises the client of the ownership or other interest in the goods or devices.

(d) A social worker shall not pay, offer to pay or receive any fee or other form of compensation for referral of a client for professional services or for the purchase of goods.

(e) A social worker shall not permit the division of fees for professional services unless the social worker is engaged in a bona fide partnership or professional service corporation or employment relationship.

13:44G-10.10 Prohibition on excessive fees

(a) A social worker shall not charge an excessive fee for services. Factors which the Board may consider in determining whether a fee is excessive include, but are not limited to, the following:

1. The time or effort required to perform the service or treatment;
2. The skill required to properly perform the service or treatment;
3. The nature and length of the professional relationship with the client;
4. The experience, reputation and ability of the social worker performing the services;
5. The nature and circumstances under which services are provided; and
6. Whether the fee was set by an institution or agency.

SUBCHAPTER 11. ADVERTISING

Authority

N.J.S.A. 45:15BB-11e.

Source and Effective Date

R.1996 d.19, effective January 2, 1996.
See: 27 N.J.R. 1755(a), 28 N.J.R. 189(a).

13:44G-11.1 Definitions

For purposes of this subchapter, the following terms shall have the indicated meanings unless the context clearly indicates otherwise:

"Advertisement" means an attempt, directly or indirectly by publication, dissemination or circulation in print, electronic or other media, to induce any person or entity to purchase or enter into an agreement to purchase social work services, treatment or goods related thereto.

“Certified” or “certifications” means that a social worker shall have fulfilled all requirements of the agency granting certification and shall have earned a certificate upon satisfactory completion of a program directly related to social work.

“Diplomate” means that a social worker shall have satisfactorily completed a program approved by the American Board of Examiners in Clinical Social Work or shall have had diplomate status conferred by the National Association of Social Workers.

“Electronic media” include, but are not limited to, radio, television, telephone and other electronic means of communication. The term does not include communications made by sound equipment from a motor vehicle or other promotional media.

“Print media” include, but are not limited to, business cards, newspapers, magazines, periodicals, professional journals, telephone directories, circulars, handbills, flyers, billboards, signs, direct mail, matchcovers and other items disseminated by means of the printed word. The term shall not include aerial displays.

“Professional service” means a service which a social worker or professional association performs or lawfully authorizes a person under supervision to perform.

“Range of fees” means a statement of fees containing an upper and lower limit on the fees charged for services or goods offered by a social worker.

13:44G-11.2 Advertising; general requirements

(a) A social worker shall be able to substantiate the truthfulness of any material, objective assertion or representation set forth in an advertisement, when requested by the Board to do so.

(b) A social worker who is a principal, partner or officer of a firm or entity identified in an advertisement as offering social work services or goods shall be responsible for the form and content of any advertisement disseminated by or on behalf of a social worker affiliated with the firm.

(c) A social worker shall assure that an advertisement does not misrepresent, suppress, omit or conceal a material fact. Omission, suppression or concealment of a material fact includes directly or indirectly obscuring a material fact under circumstances where the social worker knows or should know that the omission is improper or prohibits a prospective client from making a full and informed judgment on the basis of the information set forth in the advertisement.

13:44G-11.3 Minimum content

(a) A social worker shall include the following in all advertisements and professional representations (other than an office entry sign), including advertisements in a classified directory, business cards and professional stationery:

1. Name, identification of licensure or certification status; and
2. Street address and telephone number of the practice location.

(b) A social worker may petition the Board for waiver of the requirement to list street address for good cause. A social worker shall submit a request for a waiver in writing which shall detail the reason(s) for the request which may include, but is not limited to, the maintenance of personal or client safety.

13:44G-11.4 Use of professional credentials and certifications

(a) A social worker shall accurately and objectively represent his or her competence, education, training and experience.

(b) An advertisement that includes information on professional credentials shall contain the highest academic degrees attained related to the practice of social work and shall refer only to degrees obtained from accredited academic institutions.

(c) An advertisement that includes information on social work certification or diplomate status shall include the full name of the agency conferring the certification or diplomate or the recognized name or abbreviation of the certification or diplomate.

(d) In addition to the information required to appear pursuant to N.J.A.C. 13:44G-11.3, letters or abbreviations that may appear immediately adjacent to the social worker's name shall be limited to those representing the following:

1. The highest academic degrees earned related to the practice of social work;
2. Social work certifications or diplomate status as defined in N.J.A.C. 13:44G-11.1; and
3. Other licenses or certifications issued by another state or Federal agency.

(e) Letters or abbreviations appearing immediately adjacent to the social worker's name shall appear in the following order only: highest academic degrees earned; licensure or certification status; social work certifications or diplomate status. For example, MSW, LCSW, BCD.

(f) Nothing in this section shall preclude any truthful and non-deceptive statement in regard to education or experience in a particular area of social work.

13:44G-11.5 Advertisements regarding fees; required disclosures

(a) Advertisements regarding fees shall be limited to those which contain a fixed or a stated range of fees for specifically described professional services.

(b) A social worker who advertises a fee or range of fees shall include the following disclosures in any such advertisement:

1. All relevant and material variables and considerations which are ordinarily included in the advertised services so that the fee will be clearly understood by prospective clients. In the absence of such disclosures, the stated fees shall be presumed to include everything ordinarily required for the advertised services;

2. The additional services contemplated and the fee to be charged therefor. In the absence of such disclosures, the social worker shall be prohibited from charging an additional fee for the advertised service; and

3. The period during which the advertised fee will remain in effect. In the absence of such disclosure, the advertisement shall be deemed to be effective for 30 days from the date of its initial publication.

(c) The advertisement of a fee shall not preclude the social worker from adjusting the fee downward or waiving a fee in individual circumstances.

13:44G-11.6 Prohibited types or methods of advertising

(a) A social worker shall not guarantee that satisfaction or a cure will result from the performance of professional services.

(b) A social worker shall not communicate information that may identify a client without the client's written consent.

(c) A social worker shall not offer a professional service which the social worker knows or should know is beyond his or her ability to perform.

(d) A social worker shall not advertise any technique or communication which appears to intimidate, exert undue pressure or unduly influence a prospective client.

13:44G-11.7 Use of testimonials

(a) An advertisement containing a lay or an expert testimonial shall be based upon the testimonial giver's personal knowledge or experience obtained from a provider relationship with the social worker or upon the testimonial giver's direct personal knowledge of the subject matter of the testimonial.

(b) Prior to using the testimonial, the social worker shall obtain a signed, notarized statement and release indicating

the testimonial giver's willingness to have his or her testimonial used in the advertisement.

(c) A layperson's testimonial shall not attest to any technical matter beyond the layperson's competence to comment upon.

(d) An expert testimonial shall be rendered only by an individual possessing specialized expertise sufficient to allow the rendering of a bona fide statement or opinion.

(e) A social worker shall be able to substantiate any objective, verifiable statement of fact appearing in a testimonial. The failure to do so, if required by the Board, may be deemed professional misconduct.

(f) Where a social worker directly or indirectly provides compensation to a testimonial giver, the fact of such compensation shall be conspicuously disclosed in a legible and readable manner in any advertisement in the following language or its substantial equivalent:

COMPENSATION HAS BEEN PROVIDED FOR THIS TESTIMONIAL

13:44G-11.8 Retention of advertisements

(a) The social worker shall retain, for a period of three years from the date of initial publication or dissemination, a copy of every advertisement appearing in print media as well as a video or audio tape of every advertisement communicated by electronic media. The social worker shall indicate on all advertisements in his or her possession the date and place of publication.

(b) Documentation relating to the use of testimonials shall be retained for a period of three years from the date of last use of the testimonial. Documentation shall include, but not be limited to:

1. The name, address and telephone number of the testimonial giver;

2. The type and amount or value of compensation; and

3. The notarized statement and release required pursuant to N.J.A.C. 13:44G-11.7(b).

**SUBCHAPTER 12. CLIENT RECORDS;
CONFIDENTIALITY**

Authority
N.J.S.A. 45:15BB-11e.

Source and Effective Date
R.1996 d.19, effective January 2, 1996.
See: 27 N.J.R. 1755(a), 28 N.J.R. 189(a).

13:44G-12.1 Preparation and maintenance of client records

(a) A social worker shall prepare and maintain for each client a contemporaneous, permanent client record that accurately reflects the client contact with the social worker

whether in an office, hospital or other treatment, evaluation or consultation setting.

(b) A social worker shall include at least the following information in the client record:

1. The client name (on each page of the record), address and telephone number;
2. The location and dates of all treatment, evaluation or consultation settings;
3. The identity of each provider of treatment, evaluation or consultation and the supervisor, if any;
4. The presenting situation;
5. Significant social history;
6. Past and current medications, when appropriate;
7. A social work assessment;
8. A treatment or service plan;
9. Progress notes for each session;
 - i. A social worker may dictate progress and session notes for later transcription provided the transcription is dated and identified as preliminary pending the social worker's final review and approval;
10. Information regarding referrals to other professionals and reports and records provided by other professionals; and
11. Fees charged and paid unless a separate financial record is kept.

(c) A social worker providing clinical services shall include in the client record the following information, in addition to the information required pursuant to (a) above:

1. Significant medical and psychosocial history;
2. A diagnostic assessment; and
3. Prognosis.

(d) The social worker shall periodically review and update the treatment or service plan.

(e) The social worker shall retain the permanent client record for at least seven years from the date of last entry, unless otherwise provided by law, or in the case of a minor, until age 25.

(f) All social workers shall comply with this section notwithstanding an employer's recordkeeping requirements.

13:44G-12.2 Use of personal or other computer to prepare client records

(a) A licensee who prepares a client record maintained solely on a personal or other computer shall use a write-protected program which:

1. Contains an internal permanently activated date and time recordation for all entries;
2. Automatically prepares a back-up copy of the file; and
3. Is designed in such manner that, after the social worker "signs" by means of a confidential personal code ("CPC"), the entry cannot be changed in any manner.

(b) The social worker shall include in the client record at least two forms of identification; for example, name and record number or any other specific identifying information.

(c) The social worker shall finalize or "sign" the entry by means of a CPC. Where more than one individual is authorized to make entries into the computer file of any client record, the social worker responsible for the practice shall assure that each such person obtains a CPC and uses the program in the same manner.

(d) A social worker wishing to continue a system of computerized client records that does not meet the requirements of this section shall promptly initiate arrangements for modification of the system. The modification must be completed by January 2, 1997. In the interim, the following shall apply:

1. On the date of the first treatment, evaluation or consultation subsequent to January 2, 1996, and after each visit continuing to the date of the changeover, the social worker shall:
 - i. Print out a hard copy of the entire computer recorded client record; and
 - ii. Date and initial each page of the printout.
2. The social worker shall retain all hard copies as a permanent part of the client record.

13:44G-12.3 Confidentiality

(a) A social worker shall preserve the confidentiality of information obtained from a client in the course of the performing social work services for that client, except in the following circumstances:

1. Disclosure is required by Federal or state law or regulation, such as, but not limited to, N.J.S.A. 2A:62A-17, and 42 C.F.R. Part 2.
2. Disclosure is required by the Board or the Office of the Attorney General during the course of an investigation.
3. Disclosure is required by a court of competent jurisdiction pursuant to an order.
4. The social worker's failure to disclose the information presents a clear and present danger to the health or safety of an individual.

5. The social worker is a party defendant to a civil, criminal or disciplinary action arising from the social work services provided, in which case a waiver of the privilege accorded by this section shall be limited to that action.

6. The patient or client is a defendant in a criminal proceeding and the use of the privilege would violate the defendant's right to a compulsory process or the right to present testimony and witnesses on that person's behalf.

7. The patient or client agrees to waive the privilege accorded by this section. In circumstances when more than one person in a family is receiving social work services, each family member must agree to the waiver. Absent a waiver from each family member, a social worker shall not disclose any information received from any family member.

(b) A social worker shall establish and maintain a procedure to protect the client record from access by unauthorized persons.

(c) The social worker shall establish procedures for maintaining the confidentiality of client records in the event of the social worker's relocation, retirement or death and shall establish reasonable procedures to assure the preservation of client records in the event of the social worker's separation from a group practice.

13:44G-12.4 Release of client record

(a) At the request of the client or authorized representative, a social worker shall provide the client record or a summary thereof, within 30 days of the request directly to:

1. The client or the client's guardian, except that:

i. A social worker may withhold information contained in the client record from a client or the client's guardian if, in the reasonable exercise of his or her professional judgment, the social worker believes release of the information would adversely affect the client's health or welfare; and

ii. Pursuant to N.J.S.A. 9:17A-1 et seq. the social worker shall not be required to release to a minor client's parent or guardian records or information relating to the minor's sexually transmitted disease, termination of pregnancy or substance abuse.

2. The client's health insurance carrier. Only the following basic information shall be provided. The information provided shall be marked "Confidential" and forwarded to the attention of a specific individual if identified by the client or authorized representative.

i. The client's name, age, sex, address, educational status, identifying number within the insurance program, date of onset of difficulty, date of initial consultation, dates and character of sessions (individual or group) and fees;

ii. Diagnostic information, defined as therapeutic characterizations of the type found in the current ver-

sion of the DSM or in another professionally recognized diagnostic manual;

iii. Status of the client (voluntary or involuntary; inpatient or outpatient);

iv. The reason for continuing social work services, limited to an assessment of the client's current level of functioning and level of distress. Each aspect shall be described as "none," or by the term mild, moderate, severe or extreme; and

v. Prognosis, limited to an estimate of the minimal time during which treatment might continue.

3. Another licensed health care professional, hospital, nursing home or similar licensed institution which is providing or has been asked to provide treatment to the client.

(b) A social worker may require a record request to be in writing.

(c) A social worker may elect to provide a summary of the client record, as long as the summary adequately reflects the client's history and treatment, unless otherwise required by law.

(d) A social worker may charge a reasonable fee for the reproduction of the client record or the preparation of a summary. The fee shall be no greater than an amount reasonably calculated to recoup the costs of copying or transcription.

(e) A social worker shall not charge a fee for completion of health insurance claim forms.

(f) A social worker may charge a reasonable fee for completion of reports required for third party reimbursement of client treatment expenses.

(g) When a report is needed to enable a client to receive ongoing care by another practitioner or for use in judicial proceedings, a social worker shall not require advance payment as a condition for releasing the report; except that a social worker may require advance payment for release of a report prepared by the social worker as an expert witness.

(h) This section shall not apply to a social worker in an agency setting who does not, by agency policy, have control over or authority to release client records.

SUBCHAPTER 13. (RESERVED)

SUBCHAPTER 14. FEES

13:44G-14.1 Fees

(a) Charges for licensure, certification and other services:

1. Application fee	\$ 75.00	9. Reinstatement fee	150.00
2. Initial clinical license fee:		10. Endorsement fee	75.00
i. If paid during the first year of a		11. Duplicate wall certificate	40.00
biennial renewal cycle	\$160.00	12. Change of address	25.00
ii. If paid during the second year of a		13. Verification of licensure/certification	\$25.00
biennial renewal cycle	\$80.00	14. Verification of continuing education	
3. Initial license fee:		credits	40.00
i. If paid during the first year of a		15. Continuing education fees:	
biennial renewal cycle	\$120.00	i. Continuing education sponsors (bien-	
ii. If paid during the second year of a		nial)	\$100.00
biennial renewal cycle	\$60.00	ii. For each course for which a licensee	
4. Initial certification fee:		seeks approval	\$5.00
i. If paid during the first year of a			
biennial renewal cycle	\$70.00		
ii. If paid during the second year of a			
biennial renewal cycle	\$35.00		
5. Clinical license renewal fee, biennial	\$160.00		
6. License renewal fee, biennial	\$120.00		
7. Certification renewal fee, biennial	\$70.00		
8. Late renewal fee	100.00		

Amended by R.1996 d.279, effective June 17, 1996.

See: 28 N.J.R. 1597(a), 28 N.J.R. 3179(a).

Reduced fees.

Amended by R.1997 d.167, effective April 7, 1997.

See: 28 N.J.R. 4733(a), 29 N.J.R. 1342(a).

Added (a)15.