

SB 318-FN - AS INTRODUCED

2024 SESSION

24-2929

11/05

SENATE BILL ***318-FN***

AN ACT relative to adoption of the social work licensure compact.

SPONSORS: Sen. Pearl, Dist 17; Sen. Watters, Dist 4; Sen. Rosenwald, Dist 13; Sen. Gannon, Dist 23; Sen. D'Allesandro, Dist 20; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Sen. Abbas, Dist 22; Sen. Ricciardi, Dist 9; Sen. Fenton, Dist 10; Sen. Chandley, Dist 11

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill codifies the social work licensure compact.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Four

AN ACT relative to adoption of the social work licensure compact.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Section; Social Work Licensure Compact. Amend RSA 330-A by inserting after section
2 18-d the following new section:

3 330-A:18-e Social Work Licensure Compact Adopted. The state of New Hampshire hereby
4 adopts the provisions of the Social Work Licensure Compact as follows:

5 SECTION 1: PURPOSE

6 The purpose of this Compact is to facilitate interstate practice of Regulated Social Workers by
7 improving public access to competent Social Work Services. The Compact preserves the regulatory
8 authority of States to protect public health and safety through the current system of State licensure.
9 This Compact is designed to achieve the following objectives:

10 A. Increase public access to Social Work Services;

11 B. Reduce overly burdensome and duplicative requirements associated with holding multiple
12 licenses;

13 C. Enhance the Member States' ability to protect the public's health and safety;

14 D. Encourage the cooperation of Member States in regulating multistate practice;

15 E. Promote mobility and address workforce shortages by eliminating the necessity for licenses in
16 multiple States by providing for the mutual recognition of other Member State licenses;

17 F. Support military families;

18 G. Facilitate the exchange of licensure and disciplinary information among Member States;

19 H. Authorize all Member States to hold a Regulated Social Worker accountable for abiding by a
20 Member State's laws, regulations, and applicable professional standards in the Member State in
21 which the client is located at the time care is rendered; and

22 I. Allow for the use of telehealth to facilitate increased access to regulated Social Work Services.

23 SECTION 2. DEFINITIONS

24 As used in this Compact, and except as otherwise provided, the following definitions shall apply:

25 A. "Active Military Member" means any individual with full-time duty status in the active
26 armed forces of the United States including members of the National Guard and Reserve.

27 B. "Adverse Action" means any administrative, civil, equitable or criminal action permitted by a
28 State's laws which is imposed by a Licensing Authority or other authority against a Regulated Social
29 Worker, including actions against an individual's license or Multistate Authorization to Practice
30 such as revocation, suspension, probation, monitoring of the Licensee, limitation on the Licensee's

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1 practice, or any other Encumbrance on licensure affecting a Regulated Social Worker's authorization
2 to practice, including issuance of a cease and desist action.

3 C. "Alternative Program" means a non-disciplinary monitoring or practice remediation process
4 approved by a Licensing Authority to address practitioners with an Impairment.

5 D. "Charter Member States" - Member States who have enacted legislation to adopt this
6 Compact where such legislation predates the effective date of this Compact as described in Section
7 14.

8 E. "Compact Commission" or "Commission" means the government agency whose membership
9 consists of all States that have enacted this Compact, which is known as the Social Work Licensure
10 Compact Commission, as described in Section 10, and which shall operate as an instrumentality of
11 the Member States.

12 F. "Current Significant Investigative Information" means:

13 1. Investigative information that a Licensing Authority, after a preliminary inquiry that
14 includes notification and an opportunity for the Regulated Social Worker to respond has reason to
15 believe is not groundless and, if proved true, would indicate more than a minor infraction as may be
16 defined by the Commission; or

17 2. Investigative information that indicates that the Regulated Social Worker represents an
18 immediate threat to public health and safety, as may be defined by the Commission, regardless of
19 whether the Regulated Social Worker has been notified and has had an opportunity to respond.

20 G. "Data System" means a repository of information about Licensees, including, continuing
21 education, examination, licensure, Current Significant Investigative Information, Disqualifying
22 Event, Multistate License(s) and Adverse Action information or other information as required by the
23 Commission.

24 H. "Domicile" means the jurisdiction in which the Licensee resides and intends to remain
25 indefinitely.

26 I. "Disqualifying Event" means any Adverse Action or incident which results in an Encumbrance
27 that disqualifies or makes the Licensee ineligible to either obtain, retain or renew a Multistate
28 License.

29 J. "Encumbrance" means a revocation or suspension of, or any limitation on, the full and
30 unrestricted practice of Social Work licensed and regulated by a Licensing Authority.

31 K. "Executive Committee" means a group of delegates elected or appointed to act on behalf of,
32 and within the powers granted to them by, the compact and Commission.

33 L. "Home State" means the Member State that is the Licensee's primary Domicile.

34 M. "Impairment" means a condition(s) that may impair a practitioner's ability to engage in full
35 and unrestricted practice as a Regulated Social Worker without some type of intervention and may
36 include alcohol and drug dependence, mental health impairment, and neurological or physical
37 impairments.

1 N. "Licensee(s)" means an individual who currently holds a license from a State to practice as a
2 Regulated Social Worker.

3 O. "Licensing Authority" means the board or agency of a Member State, or equivalent, that is
4 responsible for the licensing and regulation of Regulated Social Workers.

5 P. "Member State" means a state, commonwealth, district, or territory of the United States of
6 America that has enacted this Compact.

7 Q. "Multistate Authorization to Practice" means a legally authorized privilege to practice, which
8 is equivalent to a license, associated with a Multistate License permitting the practice of Social Work
9 in a Remote State.

10 R. "Multistate License" means a license to practice as a Regulated Social Worker issued by a
11 Home State Licensing Authority that authorizes the Regulated Social Worker to practice in all
12 Member States under Multistate Authorization to Practice.

13 S. "Qualifying National Exam" means a national licensing examination approved by the
14 Commission.

15 T. "Regulated Social Worker" means any clinical, master's or bachelor's Social Worker licensed
16 by a Member State regardless of the title used by that Member State.

17 U. "Remote State" means a Member State other than the Licensee's Home State.

18 V. "Rule(s)" or "Rule(s) of the Commission" means a regulation or regulations duly promulgated
19 by the Commission, as authorized by the Compact, that has the force of law.

20 W. "Single State License" means a Social Work license issued by any State that authorizes
21 practice only within the issuing State and does not include Multistate Authorization to Practice in
22 any Member State.

23 X. "Social Work" or "Social Work Services" means the application of social work theory,
24 knowledge, methods, ethics, and the professional use of self to restore or enhance social,
25 psychosocial, or biopsychosocial functioning of individuals, couples, families, groups, organizations,
26 and communities through the care and services provided by a Regulated Social Worker as set forth
27 in the Member State's statutes and regulations in the State where the services are being provided.

28 Y. "State" means any state, commonwealth, district, or territory of the United States of America
29 that regulates the practice of Social Work.

30 Z. "Unencumbered License" means a license that authorizes a Regulated Social Worker to
31 engage in the full and unrestricted practice of Social Work.

32 SECTION 3. STATE PARTICIPATION IN THE COMPACT

33 A. To be eligible to participate in the compact, a potential Member State must currently meet all
34 of the following criteria:

35 1. License and regulate the practice of Social Work at either the clinical, master's, or bachelor's
36 category.

37 2. Require applicants for licensure to graduate from a program that is:

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- 1 a. Operated by a college or university recognized by the Licensing Authority;
- 2 b. Accredited, or in candidacy by an institution that subsequently becomes accredited, by an
- 3 accrediting agency recognized by either:
- 4 i. the Council for Higher Education Accreditation, or its successor; or
- 5 ii. the United States Department of Education; and
- 6 c. Corresponds to the licensure sought as outlined in Section 4.
- 7 3. Require applicants for clinical licensure to complete a period of supervised practice.
- 8 4. Have a mechanism in place for receiving, investigating, and adjudicating complaints about
- 9 Licensees.

10 B. To maintain membership in the Compact a Member State shall:

- 11 1. Require that applicants for a Multistate License pass a Qualifying National Exam for the
- 12 corresponding category of Multistate License sought as outlined in Section 4.
- 13 2. Participate fully in the Commission's Data System, including using the Commission's unique
- 14 identifier as defined in Rules;
- 15 3. Notify the Commission, in compliance with the terms of the Compact and Rules, of any
- 16 Adverse Action or the availability of Current Significant Investigative Information regarding a
- 17 Licensee;
- 18 4. Implement procedures for considering the criminal history records of applicants for a
- 19 Multistate License. Such procedures shall include the submission of fingerprints or other biometric-
- 20 based information by applicants for the purpose of obtaining an applicant's criminal history record
- 21 information from the Federal Bureau of Investigation and the agency responsible for retaining that
- 22 State's criminal records.
- 23 5. Comply with the Rules of the Commission;
- 24 6. Require an applicant to obtain or retain a license in the Home State and meet the Home
- 25 State's qualifications for licensure or renewal of licensure, as well as all other applicable Home State
- 26 laws;
- 27 7. Authorize a Licensee holding a Multistate License in any Member State to practice in
- 28 accordance with the terms of the Compact and Rules of the Commission; and
- 29 8. Designate a delegate to participate in the Commission meetings.

30 C. A Member State meeting the requirements of Section 3.A. and 3.B of this Compact shall

31 designate the categories of Social Work licensure that are eligible for issuance of a Multistate

32 License for applicants in such Member State. To the extent that any Member State does not meet

33 the requirements for participation in the Compact at any particular category of Social Work

34 licensure, such Member State may choose, but is not obligated to, issue a Multistate License to

35 applicants that otherwise meet the requirements of Section 4 for issuance of a Multistate License in

36 such category or categories of licensure.

37 D. The Home State may charge a fee for granting the Multistate License.

1 SECTION 4. SOCIAL WORKER PARTICIPATION IN THE COMPACT

2 A. To be eligible for a Multistate License under the terms and provisions of the Compact, an
3 applicant, regardless of category must:

- 4 1. Hold or be eligible for an active, Unencumbered License in the Home State;
- 5 2. Pay any applicable fees, including any State fee, for the Multistate License;
- 6 3. Submit, in connection with an application for a Multistate License, fingerprints or other
7 biometric data for the purpose of obtaining criminal history record information from the Federal
8 Bureau of Investigation and the agency responsible for retaining that State's criminal records.
- 9 4. Notify the Home State of any Adverse Action, Encumbrance, or restriction on any professional
10 license taken by any Member State or non-Member State within 30 days from the date the action is
11 taken.
- 12 5. Meet any continuing competence requirements established by the Home State;
- 13 6. Abide by the laws, regulations, and applicable standards in the Member State where the
14 client is located at the time care is rendered.

15 B. An applicant for a clinical-category Multistate License must meet all of the following
16 requirements:

- 17 2. Fulfill a competency requirement, which shall be satisfied by either:
 - 18 a. Passage of a clinical-category Qualifying National Exam; or
 - 19 b. Licensure of the applicant in their Home State at the clinical category, beginning prior to
20 such time as a Qualifying National Exam was required by the Home State and accompanied by a
21 period of continuous Social Work licensure thereafter, all of which may be further governed by the
22 Rules of the Commission; or
 - 23 c. The substantial equivalency of the foregoing competency requirements which the Commission
24 may determine by Rule.
- 25 3. Attain at least a master's degree in Social Work from a program that is:
 - 26 a. Operated by a college or university recognized by the Licensing Authority; and
 - 27 b. Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency
28 recognized by either:
 - 29 i. the Council for Higher Education Accreditation or its successor; or
 - 30 ii. the United States Department of Education.
- 31 4. Fulfill a practice requirement, which shall be satisfied by demonstrating completion of either:
 - 32 a. A period of postgraduate supervised clinical practice equal to a minimum of three thousand
33 hours; or
 - 34 b. A minimum of two years of full-time postgraduate supervised clinical practice; or
 - 35 c. The substantial equivalency of the foregoing practice requirements which the Commission
36 may determine by Rule.

1 C. An applicant for a master's-category Multistate License must meet all of the following
2 requirements:

3 1. Fulfill a competency requirement, which shall be satisfied by either:

4 a. Passage of a masters-category Qualifying National Exam;

5 b. Licensure of the applicant in their Home State at the master's category, beginning prior to
6 such time as a Qualifying National Exam was required by the Home State at the master's category
7 and accompanied by a continuous period of Social Work licensure thereafter, all of which may be
8 further governed by the Rules of the Commission; or

9 c. The substantial equivalency of the foregoing competency requirements which the Commission
10 may determine by Rule.

11 2. Attain at least a master's degree in Social Work from a program that is:

12 a. Operated by a college or university recognized by the Licensing Authority; and

13 b. Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency
14 recognized by either:

15 i. the Council for Higher Education Accreditation or its successor; or

16 ii. the United States Department of Education.

17 D. An applicant for a bachelor's-category Multistate License must meet all of the following
18 requirements:

19 1. Fulfill a competency requirement, which shall be satisfied by either:

20 a. Passage of a bachelor's-category Qualifying National Exam;

21 b. Licensure of the applicant in their Home State at the bachelor's category, beginning prior to
22 such time as a Qualifying National Exam was required by the Home State and accompanied by a
23 period of continuous Social Work licensure thereafter, all of which may be further governed by the
24 Rules of the Commission; or

25 c. The substantial equivalency of the foregoing competency requirements which the Commission
26 may determine by Rule.

27 2. Attain at least a bachelor's degree in Social Work from a program that is:

28 a. Operated by a college or university recognized by the Licensing Authority; and

29 b. Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency
30 recognized by either:

31 i. the Council for Higher Education Accreditation or its successor; or

32 ii. the United States Department of Education.

33 E. The Multistate License for a Regulated Social Worker is subject to the renewal requirements
34 of the Home State. The Regulated Social Worker must maintain compliance with the requirements
35 of Section 4(A) to be eligible to renew a Multistate License.

36 F. The Regulated Social Worker's services in a Remote State are subject to that Member State's
37 regulatory authority. A Remote State may, in accordance with due process and that Member State's

laws, remove a Regulated Social Worker's Multistate Authorization to Practice in the Remote State for a specific period of time, impose fines, and take any other necessary actions to protect the health and safety of its citizens.

G. If a Multistate License is encumbered, the Regulated Social Worker's Multistate Authorization to Practice shall be deactivated in all Remote States until the Multistate License is no longer encumbered.

H. If a Multistate Authorization to Practice is encumbered in a Remote State, the regulated Social Worker's Multistate Authorization to Practice may be deactivated in that State until the Multistate Authorization to Practice is no longer encumbered.

SECTION 5: ISSUANCE OF A MULTISTATE LICENSE

A. Upon receipt of an application for Multistate License, the Home State Licensing Authority shall determine the applicant's eligibility for a Multistate License in accordance with Section 4 of this Compact.

B. If such applicant is eligible pursuant to Section 4 of this Compact, the Home State Licensing Authority shall issue a Multistate License that authorizes the applicant or Regulated Social Worker to practice in all Member States under a Multistate Authorization to Practice.

C. Upon issuance of a Multistate License, the Home State Licensing Authority shall designate whether the Regulated Social Worker holds a Multistate License in the Bachelors, Masters, or Clinical category of Social Work.

D. A Multistate License issued by a Home State to a resident in that State shall be recognized by all Compact Member States as authorizing Social Work Practice under a Multistate Authorization to Practice corresponding to each category of licensure regulated in each Member State.

SECTION 6: AUTHORITY OF INTERSTATE COMPACT COMMISSION AND MEMBER STATE LICENSING AUTHORITIES

A. Nothing in this Compact, nor any Rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a Member State to enact and enforce laws, regulations, or other rules related to the practice of Social Work in that State, where those laws, regulations, or other rules are not inconsistent with the provisions of this Compact.

B. Nothing in this Compact shall affect the requirements established by a Member State for the issuance of a Single State License.

C. Nothing in this Compact, nor any Rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a Member State to take Adverse Action against a Licensee's Single State License to practice Social Work in that State.

D. Nothing in this Compact, nor any Rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a Remote State to take Adverse Action against a Licensee's Multistate Authorization to Practice in that State.

1 E. Nothing in this Compact, nor any Rule of the Commission, shall be construed to limit,
2 restrict, or in any way reduce the ability of a Licensee's Home State to take Adverse Action against a
3 Licensee's Multistate License based upon information provided by a Remote State.

4 **SECTION 7: REISSUANCE OF A MULTISTATE LICENSE BY A NEW HOME STATE**

5 A. A Licensee can hold a Multistate License, issued by their Home State, in only one Member
6 State at any given time.

7 B. If a Licensee changes their Home State by moving between two Member States:

8 1. The Licensee shall immediately apply for the reissuance of their Multistate License in their
9 new Home State. The Licensee shall pay all applicable fees and notify the prior Home State in
10 accordance with the Rules of the Commission.

11 2. Upon receipt of an application to reissue a Multistate License, the new Home State shall
12 verify that the Multistate License is active, unencumbered and eligible for reissuance under the
13 terms of the Compact and the Rules of the Commission. The Multistate License issued by the prior
14 Home State will be deactivated and all Member States notified in accordance with the applicable
15 Rules adopted by the Commission.

16 3. Prior to the reissuance of the Multistate License, the new Home State shall conduct
17 procedures for considering the criminal history records of the Licensee. Such procedures shall
18 include the submission of fingerprints or other biometric-based information by applicants for the
19 purpose of obtaining an applicant's criminal history record information from the Federal Bureau of
20 Investigation and the agency responsible for retaining that State's criminal records.

21 4. If required for initial licensure, the new Home State may require completion of jurisprudence
22 requirements in the new Home State.

23 5. Notwithstanding any other provision of this Compact, if a Licensee does not meet the
24 requirements set forth in this Compact for the reissuance of a Multistate License by the new Home
25 State, then the Licensee shall be subject to the new Home State requirements for the issuance of a
26 Single State License in that State.

27 C. If a Licensee changes their primary State of residence by moving from a Member State to a
28 non-Member State, or from a non-Member State to a Member State, then the Licensee shall be
29 subject to the State requirements for the issuance of a Single State License in the new Home State.

30 D. Nothing in this Compact shall interfere with a Licensee's ability to hold a Single State
31 License in multiple States; however, for the purposes of this Compact, a Licensee shall have only one
32 Home State, and only one Multistate License.

33 E. Nothing in this Compact shall interfere with the requirements established by a Member
34 State for the issuance of a Single State License.

35 **SECTION 8. MILITARY FAMILIES**

1 An Active Military Member or their spouse shall designate a Home State where the individual has a
2 Multistate License. The individual may retain their Home State designation during the period the
3 service member is on active duty.

4 SECTION 9. ADVERSE ACTIONS

5 A. In addition to the other powers conferred by State law, a Remote State shall have the
6 authority, in accordance with existing State due process law, to:

7 1. Take Adverse Action against a Regulated Social Worker's Multistate Authorization to
8 Practice only within that Member State, and issue subpoenas for both hearings and investigations
9 that require the attendance and testimony of witnesses as well as the production of evidence.
10 Subpoenas issued by a Licensing Authority in a Member State for the attendance and testimony of
11 witnesses or the production of evidence from another Member State shall be enforced in the latter
12 State by any court of competent jurisdiction, according to the practice and procedure of that court
13 applicable to subpoenas issued in proceedings pending before it. The issuing Licensing Authority
14 shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes
15 of the State in which the witnesses or evidence are located.

16 2. Only the Home State shall have the power to take Adverse Action against a Regulated Social
17 Worker's Multistate License.

18 B. For purposes of taking Adverse Action, the Home State shall give the same priority and effect
19 to reported conduct received from a Member State as it would if the conduct had occurred within the
20 Home State. In so doing, the Home State shall apply its own State laws to determine appropriate
21 action.

22 C. The Home State shall complete any pending investigations of a Regulated Social Worker who
23 changes their Home State during the course of the investigations. The Home State shall also have
24 the authority to take appropriate action(s) and shall promptly report the conclusions of the
25 investigations to the administrator of the Data System. The administrator of the Data System shall
26 promptly notify the new Home State of any Adverse Actions.

27 D. A Member State, if otherwise permitted by State law, may recover from the affected
28 Regulated Social Worker the costs of investigations and dispositions of cases resulting from any
29 Adverse Action taken against that Regulated Social Worker.

30 E. A Member State may take Adverse Action based on the factual findings of another Member
31 State, provided that the Member State follows its own procedures for taking the Adverse Action.

32 F. Joint Investigations:

33 1. In addition to the authority granted to a Member State by its respective Social Work practice
34 act or other applicable State law, any Member State may participate with other Member States in
35 joint investigations of Licensees.

36 2. Member States shall share any investigative, litigation, or compliance materials in
37 furtherance of any joint or individual investigation initiated under the Compact.

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1 G. If Adverse Action is taken by the Home State against the Multistate License of a Regulated
2 Social Worker, the Regulated Social Worker's Multistate Authorization to Practice in all other
3 Member States shall be deactivated until all Encumbrances have been removed from the Multistate
4 License. All Home State disciplinary orders that impose Adverse Action against the license of a
5 Regulated Social Worker shall include a statement that the Regulated Social Worker's Multistate
6 Authorization to Practice is deactivated in all Member States until all conditions of the decision,
7 order or agreement are satisfied.

8 H. If a Member State takes Adverse Action, it shall promptly notify the administrator of the
9 Data System. The administrator of the Data System shall promptly notify the Home State and all
10 other Member States of any Adverse Actions by Remote States.

11 I. Nothing in this Compact shall override a Member State's decision that participation in an
12 Alternative Program may be used in lieu of Adverse Action.

13 J. Nothing in this Compact shall authorize a Member State to demand the issuance of
14 subpoenas for attendance and testimony of witnesses or the production of evidence from another
15 Member State for lawful actions within that Member State.

16 K. Nothing in this Compact shall authorize a Member State to impose discipline against a
17 Regulated Social Worker who holds a Multistate Authorization to Practice for lawful actions within
18 another Member State.

19 **SECTION 10. ESTABLISHMENT OF SOCIAL WORK LICENSURE COMPACT COMMISSION**

20 A. The Compact Member States hereby create and establish a joint government agency whose
21 membership consists of all Member States that have enacted the compact known as the Social Work
22 Licensure Compact Commission. The Commission is an instrumentality of the Compact States
23 acting jointly and not an instrumentality of any one State. The Commission shall come into
24 existence on or after the effective date of the Compact as set forth in Section 14.

25 B. Membership, Voting, and Meetings

26 1. Each Member State shall have and be limited to one (1) delegate selected by that Member
27 State's State Licensing Authority.

28 2. The delegate shall be either:

29 a. A current member of the State Licensing Authority at the time of appointment, who is a
30 Regulated Social Worker or public member of the State Licensing Authority; or

31 b. An administrator of the State Licensing Authority or their designee.

32 3. The Commission shall by Rule or bylaw establish a term of office for delegates and may by
33 Rule or bylaw establish term limits.

34 4. The Commission may recommend removal or suspension any delegate from office.

35 5. A Member State's State Licensing Authority shall fill any vacancy of its delegate occurring on
36 the Commission within 60 days of the vacancy.

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1 6.mmEach delegate shall be entitled to one vote on all matters before the Commission requiring
2 a vote by Commission delegates.

3 7. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws
4 may provide for delegates to meet by telecommunication, videoconference, or other means of
5 communication.

6 8. The Commission shall meet at least once during each calendar year. Additional meetings may
7 be held as set forth in the bylaws. The Commission may meet by telecommunication, video
8 conference or other similar electronic means.

9 C. The Commission shall have the following powers:

10 1. Establish the fiscal year of the Commission;

11 2. Establish code of conduct and conflict of interest policies;

12 3. Establish and amend Rules and bylaws;

13 4. Maintain its financial records in accordance with the bylaws;

14 5. Meet and take such actions as are consistent with the provisions of this Compact, the
15 Commission's Rules, and the bylaws;

16 6. Initiate and conclude legal proceedings or actions in the name of the Commission, provided
17 that the standing of any State Licensing Board to sue or be sued under applicable law shall not be
18 affected;

19 7. Maintain and certify records and information provided to a Member State as the
20 authenticated business records of the Commission, and designate an agent to do so on the
21 Commission's behalf;

22 8. Purchase and maintain insurance and bonds;

23 9. Borrow, accept, or contract for services of personnel, including, but not limited to, employees
24 of a Member State;

25 10. Conduct an annual financial review

26 11. Hire employees, elect or appoint officers, fix compensation, define duties, grant such
27 individuals appropriate authority to carry out the purposes of the Compact, and establish the
28 Commission's personnel policies and programs relating to conflicts of interest, qualifications of
29 personnel, and other related personnel matters;

30 12. Assess and collect fees;

31 13. Accept any and all appropriate gifts, donations, grants of money, other sources of revenue,
32 equipment, supplies, materials, and services, and receive, utilize, and dispose of the same; provided
33 that at all times the Commission shall avoid any appearance of impropriety or conflict of interest;

34 14. Lease, purchase, retain, own, hold, improve, or use any property, real, personal, or mixed, or
35 any undivided interest therein;

36 15. Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any
37 property real, personal, or mixed;

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1 16. Establish a budget and make expenditures;

2 17. Borrow money;

3 18. Appoint committees, including standing committees, composed of members, State regulators,
4 State legislators or their representatives, and consumer representatives, and such other interested
5 persons as may be designated in this Compact and the bylaws;

6 19. Provide and receive information from, and cooperate with, law enforcement agencies;

7 20. Establish and elect an Executive Committee, including a chair and a vice chair;

8 21. Determine whether a State's adopted language is materially different from the model
9 compact language such that the State would not qualify for participation in the Compact; and

10 22. Perform such other functions as may be necessary or appropriate to achieve the purposes of
11 this Compact.

12 D. The Executive Committee

13 1. The Executive Committee shall have the power to act on behalf of the Commission according
14 to the terms of this Compact. The powers, duties, and responsibilities of the Executive Committee
15 shall include:

16 a. Oversee the day-to-day activities of the administration of the compact including enforcement
17 and compliance with the provisions of the compact, its Rules and bylaws, and other such duties as
18 deemed necessary;

19 b. Recommend to the Commission changes to the Rules or bylaws, changes to this Compact
20 legislation, fees charged to Compact Member States, fees charged to Licensees, and other fees;

21 c. Ensure Compact administration services are appropriately provided, including by contract;

22 d. Prepare and recommend the budget;

23 e. Maintain financial records on behalf of the Commission;

24 f. Monitor Compact compliance of Member States and provide compliance reports to the
25 Commission;

26 g. Establish additional committees as necessary;

27 h. Exercise the powers and duties of the Commission during the interim between Commission
28 meetings, except for adopting or amending Rules, adopting or amending bylaws, and exercising any
29 other powers and duties expressly reserved to the Commission by Rule or bylaw; and

30 i. Other duties as provided in the Rules or bylaws of the Commission.

31 2. The Executive Committee shall be composed of up to eleven (11) members:

32 a. The chair and vice chair of the Commission shall be voting members of the Executive
33 Committee; and

34 b. The Commission shall elect five voting members from the current membership of the
35 Commission.

36 c. Up to four (4) ex-officio, nonvoting members from four (4) recognized national Social Work
37 organizations.

1 d. The ex-officio members will be selected by their respective organizations.

2 3. The Commission may remove any member of the Executive Committee as provided in the
3 Commission's bylaws.

4 4. The Executive Committee shall meet at least annually.

5 a. Executive Committee meetings shall be open to the public, except that the Executive
6 Committee may meet in a closed, non-public meeting as provided in subsection F.2 below.

7 b. The Executive Committee shall give seven (7) days' notice of its meetings, posted on its
8 website and as determined to provide notice to persons with an interest in the business of the
9 Commission.

10 c. The Executive Committee may hold a special meeting in accordance with subsection F.1.b.
11 below.

12 E. The Commission shall adopt and provide to the Member States an annual report.

13 F. Meetings of the Commission

14 1. All meetings shall be open to the public, except that the Commission may meet in a closed,
15 non-public meeting as provided in subsection F.2 below.

16 a. Public notice for all meetings of the full Commission of meetings shall be given in the same
17 manner as required under the Rulemaking provisions in Section 12, except that the Commission
18 may hold a special meeting as provided in subsection F.1.b below.

19 b. The Commission may hold a special meeting when it must meet to conduct emergency
20 business by giving 48 hours' notice to all commissioners, on the Commission's website, and other
21 means as provided in the Commission's Rules. The Commission's legal counsel shall certify that the
22 Commission's need to meet qualifies as an emergency.

23 2. The Commission or the Executive Committee or other committees of the Commission may
24 convene in a closed, non-public meeting for the Commission or Executive Committee or other
25 committees of the Commission to receive legal advice or to discuss:

26 a. Non-compliance of a Member State with its obligations under the Compact;

27 b. The employment, compensation, discipline or other matters, practices or procedures related to
28 specific employees;

29 c. Current or threatened discipline of a Licensee by the Commission or by a Member State's
30 Licensing Authority;

31 d. Current, threatened, or reasonably anticipated litigation;

32 e. Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;

33 f. Accusing any person of a crime or formally censuring any person;

34 g. Trade secrets or commercial or financial information that is privileged or confidential;

35 h. Information of a personal nature where disclosure would constitute a clearly unwarranted
36 invasion of personal privacy;

37 i. Investigative records compiled for law enforcement purposes;

1 j. Information related to any investigative reports prepared by or on behalf of or for use of the
2 Commission or other committee charged with responsibility of investigation or determination of
3 compliance issues pursuant to the Compact;

4 k. Matters specifically exempted from disclosure by federal or Member State law; or

5 l. Other matters as promulgated by the Commission by Rule.

6 3. If a meeting, or portion of a meeting, is closed, the presiding officer shall state that the
7 meeting will be closed and reference each relevant exempting provision, and such reference shall be
8 recorded in the minutes.

9 4. The Commission shall keep minutes that fully and clearly describe all matters discussed in a
10 meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore,
11 including a description of the views expressed. All documents considered in connection with an
12 action shall be identified in such minutes. All minutes and documents of a closed meeting shall
13 remain under seal, subject to release only by a majority vote of the Commission or order of a court of
14 competent jurisdiction.

15 G. Financing of the Commission

16 1. The Commission shall pay, or provide for the payment of, the reasonable expenses of its
17 establishment, organization, and ongoing activities.

18 2. The Commission may accept any and all appropriate revenue sources as provided in
19 subsection C(13).

20 3. The Commission may levy on and collect an annual assessment from each Member State and
21 impose fees on Licensees of Member States to whom it grants a Multistate License to cover the cost
22 of the operations and activities of the Commission and its staff, which must be in a total amount
23 sufficient to cover its annual budget as approved each year for which revenue is not provided by
24 other sources. The aggregate annual assessment amount for Member States shall be allocated based
25 upon a formula that the Commission shall promulgate by Rule.

26 4. The Commission shall not incur obligations of any kind prior to securing the funds adequate
27 to meet the same; nor shall the Commission pledge the credit of any of the Member States, except by
28 and with the authority of the Member State.

29 5. The Commission shall keep accurate accounts of all receipts and disbursements. The receipts
30 and disbursements of the Commission shall be subject to the financial review and accounting
31 procedures established under its bylaws. However, all receipts and disbursements of funds handled
32 by the Commission shall be subject to an annual financial review by a certified or licensed public
33 accountant, and the report of the financial review shall be included in and become part of the annual
34 report of the Commission.

35 H. Qualified Immunity, Defense, and Indemnification

36 1. The members, officers, executive director, employees and representatives of the Commission
37 shall be immune from suit and liability, both personally and in their official capacity, for any claim

1 for damage to or loss of property or personal injury or other civil liability caused by or arising out of
2 any actual or alleged act, error, or omission that occurred, or that the person against whom the claim
3 is made had a reasonable basis for believing occurred within the scope of Commission employment,
4 duties or responsibilities; provided that nothing in this paragraph shall be construed to protect any
5 such person from suit or liability for any damage, loss, injury, or liability caused by the intentional
6 or willful or wanton misconduct of that person. The procurement of insurance of any type by the
7 Commission shall not in any way compromise or limit the immunity granted hereunder.

8 2. The Commission shall defend any member, officer, executive director, employee, and
9 representative of the Commission in any civil action seeking to impose liability arising out of any
10 actual or alleged act, error, or omission that occurred within the scope of Commission employment,
11 duties, or responsibilities, or as determined by the Commission that the person against whom the
12 claim is made had a reasonable basis for believing occurred within the scope of Commission
13 employment, duties, or responsibilities; provided that nothing herein shall be construed to prohibit
14 that person from retaining their own counsel at their own expense; and provided further, that the
15 actual or alleged act, error, or omission did not result from that person's intentional or willful or
16 wanton misconduct.

17 3. The Commission shall indemnify and hold harmless any member, officer, executive director,
18 employee, and representative of the Commission for the amount of any settlement or judgment
19 obtained against that person arising out of any actual or alleged act, error, or omission that occurred
20 within the scope of Commission employment, duties, or responsibilities, or that such person had a
21 reasonable basis for believing occurred within the scope of Commission employment, duties, or
22 responsibilities, provided that the actual or alleged act, error, or omission did not result from the
23 intentional or willful or wanton misconduct of that person.

24 4. Nothing herein shall be construed as a limitation on the liability of any Licensee for
25 professional malpractice or misconduct, which shall be governed solely by any other applicable State
26 laws.

27 5. Nothing in this Compact shall be interpreted to waive or otherwise abrogate a Member
28 State's state action immunity or state action affirmative defense with respect to antitrust claims
29 under the Sherman Act, Clayton Act, or any other State or federal antitrust or anticompetitive law
30 or regulation.

31 6. Nothing in this Compact shall be construed to be a waiver of sovereign immunity by the
32 Member States or by the Commission.

33 SECTION 11. DATA SYSTEM

34 A. The Commission shall provide for the development, maintenance, operation, and utilization
35 of a coordinated Data System.

36 B. The Commission shall assign each applicant for a Multistate License a unique identifier, as
37 determined by the Rules of the Commission.

1 C. Notwithstanding any other provision of State law to the contrary, a Member State shall
2 submit a uniform data set to the Data System on all individuals to whom this Compact is applicable
3 as required by the Rules of the Commission, including:

- 4 1. Identifying information;
- 5 2. Licensure data;
- 6 3. Adverse Actions against a license and information related thereto;
- 7 4. Non-confidential information related to Alternative Program participation, the beginning and
8 ending dates of such participation, and other information related to such participation not made
9 confidential under Member State law;
- 10 5. Any denial of application for licensure, and the reason(s) for such denial;
- 11 6. The presence of Current Significant Investigative Information; and
- 12 7. Other information that may facilitate the administration of this Compact or the protection of
13 the public, as determined by the Rules of the Commission.

14 D. The records and information provided to a Member State pursuant to this Compact or
15 through the Data System, when certified by the Commission or an agent thereof, shall constitute the
16 authenticated business records of the Commission, and shall be entitled to any associated hearsay
17 exception in any relevant judicial, quasi-judicial or administrative proceedings in a Member State.

18 E. Current Significant Investigative Information pertaining to a Licensee in any Member State
19 will only be available to other Member States.

20 1. It is the responsibility of the Member States to report any Adverse Action against a Licensee
21 and to monitor the database to determine whether Adverse Action has been taken against a
22 Licensee. Adverse Action information pertaining to a Licensee in any Member State will be
23 available to any other Member State.

24 F. Member States contributing information to the Data System may designate information that
25 may not be shared with the public without the express permission of the contributing State.

26 G. Any information submitted to the Data System that is subsequently expunged pursuant to
27 federal law or the laws of the Member State contributing the information shall be removed from the
28 Data System.

29 SECTION 12. RULEMAKING

30 A. The Commission shall promulgate reasonable Rules in order to effectively and efficiently
31 implement and administer the purposes and provisions of the Compact. A Rule shall be invalid and
32 have no force or effect only if a court of competent jurisdiction holds that the Rule is invalid because
33 the Commission exercised its rulemaking authority in a manner that is beyond the scope and
34 purposes of the Compact, or the powers granted hereunder, or based upon another applicable
35 standard of review.

36 B. The Rules of the Commission shall have the force of law in each Member State, provided
37 however that where the Rules of the Commission conflict with the laws of the Member State that

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1 establish the Member State's laws, regulations, and applicable standards that govern the practice of
2 Social Work as held by a court of competent jurisdiction, the Rules of the Commission shall be
3 ineffective in that State to the extent of the conflict.

4 C. The Commission shall exercise its Rulemaking powers pursuant to the criteria set forth in
5 this Section and the Rules adopted thereunder. Rules shall become binding on the day following
6 adoption or the date specified in the rule or amendment, whichever is later.

7 D. If a majority of the legislatures of the Member States rejects a Rule or portion of a Rule, by
8 enactment of a statute or resolution in the same manner used to adopt the Compact within four (4)
9 years of the date of adoption of the Rule, then such Rule shall have no further force and effect in any
10 Member State.

11 E. Rules shall be adopted at a regular or special meeting of the Commission.

12 F. Prior to adoption of a proposed Rule, the Commission shall hold a public hearing and allow
13 persons to provide oral and written comments, data, facts, opinions, and arguments.

14 G. Prior to adoption of a proposed Rule by the Commission, and at least thirty (30) days in
15 advance of the meeting at which the Commission will hold a public hearing on the proposed Rule,
16 the Commission shall provide a Notice of Proposed Rulemaking:

17 1. On the website of the Commission or other publicly accessible platform;

18 2. To persons who have requested notice of the Commission's notices of proposed rulemaking,
19 and

20 3. In such other way(s) as the Commission may by Rule specify.

21 H. The Notice of Proposed Rulemaking shall include:

22 1. The time, date, and location of the public hearing at which the Commission will hear public
23 comments on the proposed Rule and, if different, the time, date, and location of the meeting where
24 the Commission will consider and vote on the proposed Rule;

25 2. If the hearing is held via telecommunication, video conference, or other electronic means, the
26 Commission shall include the mechanism for access to the hearing in the Notice of Proposed
27 Rulemaking;

28 3. The text of the proposed Rule and the reason therefor;

29 4. A request for comments on the proposed Rule from any interested person; and

30 5. The manner in which interested persons may submit written comments.

31 I. All hearings will be recorded. A copy of the recording and all written comments and
32 documents received by the Commission in response to the proposed Rule shall be available to the
33 public.

34 J. Nothing in this section shall be construed as requiring a separate hearing on each Rule.
35 Rules may be grouped for the convenience of the Commission at hearings required by this section.

36 K. The Commission shall, by majority vote of all members, take final action on the proposed
37 Rule based on the Rulemaking record and the full text of the Rule.

1 1. The Commission may adopt changes to the proposed Rule provided the changes do not enlarge
2 the original purpose of the proposed Rule.

3 2. The Commission shall provide an explanation of the reasons for substantive changes made to
4 the proposed Rule as well as reasons for substantive changes not made that were recommended by
5 commenters.

6 3. The Commission shall determine a reasonable effective date for the Rule. Except for an
7 emergency as provided in Section 12.L, the effective date of the rule shall be no sooner than 30 days
8 after issuing the notice that it adopted or amended the Rule.

9 L. Upon determination that an emergency exists, the Commission may consider and adopt an
10 emergency Rule with 48 hours' notice, with opportunity to comment, provided that the usual
11 Rulemaking procedures provided in the Compact and in this section shall be retroactively applied to
12 the Rule as soon as reasonably possible, in no event later than ninety (90) days after the effective
13 date of the Rule. For the purposes of this provision, an emergency Rule is one that must be adopted
14 immediately in order to:

- 15 1. Meet an imminent threat to public health, safety, or welfare;
16 2. Prevent a loss of Commission or Member State funds;
17 3. Meet a deadline for the promulgation of a Rule that is established by federal law or rule; or
18 4. Protect public health and safety.

19 M. The Commission or an authorized committee of the Commission may direct revisions to a
20 previously adopted Rule for purposes of correcting typographical errors, errors in format, errors in
21 consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of
22 the Commission. The revision shall be subject to challenge by any person for a period of thirty (30)
23 days after posting. The revision may be challenged only on grounds that the revision results in a
24 material change to a Rule. A challenge shall be made in writing and delivered to the Commission
25 prior to the end of the notice period. If no challenge is made, the revision will take effect without
26 further action. If the revision is challenged, the revision may not take effect without the approval of
27 the Commission.

28 N. No Member State's rulemaking requirements shall apply under this compact.

29 **SECTION 13. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT**

30 **A. Oversight**

31 1. The executive and judicial branches of State government in each Member State shall enforce
32 this Compact and take all actions necessary and appropriate to implement the Compact.

33 2. Except as otherwise provided in this Compact, venue is proper and judicial proceedings by or
34 against the Commission shall be brought solely and exclusively in a court of competent jurisdiction
35 where the principal office of the Commission is located. The Commission may waive venue and
36 jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute

1 resolution proceedings. Nothing herein shall affect or limit the selection or propriety of venue in any
2 action against a Licensee for professional malpractice, misconduct or any such similar matter.

3 3. The Commission shall be entitled to receive service of process in any proceeding regarding the
4 enforcement or interpretation of the Compact and shall have standing to intervene in such a
5 proceeding for all purposes. Failure to provide the Commission service of process shall render a
6 judgment or order void as to the Commission, this Compact, or promulgated Rules.

7 B. Default, Technical Assistance, and Termination

8 1. If the Commission determines that a Member State has defaulted in the performance of its
9 obligations or responsibilities under this Compact or the promulgated Rules, the Commission shall
10 provide written notice to the defaulting State. The notice of default shall describe the default, the
11 proposed means of curing the default, and any other action that the Commission may take, and shall
12 offer training and specific technical assistance regarding the default.

13 2. The Commission shall provide a copy of the notice of default to the other Member States.

14 C. If a State in default fails to cure the default, the defaulting State may be terminated from the
15 Compact upon an affirmative vote of a majority of the delegates of the Member States, and all rights,
16 privileges and benefits conferred on that State by this Compact may be terminated on the effective
17 date of termination. A cure of the default does not relieve the offending State of obligations or
18 liabilities incurred during the period of default.

19 D. Termination of membership in the Compact shall be imposed only after all other means of
20 securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by
21 the Commission to the governor, the majority and minority leaders of the defaulting State's
22 legislature, the defaulting State's State Licensing Authority and each of the Member States' State
23 Licensing Authority.

24 E. A State that has been terminated is responsible for all assessments, obligations, and
25 liabilities incurred through the effective date of termination, including obligations that extend
26 beyond the effective date of termination.

27 F. Upon the termination of a State's membership from this Compact, that State shall
28 immediately provide notice to all Licensees within that State of such termination. The terminated
29 State shall continue to recognize all licenses granted pursuant to this Compact for a minimum of six
30 (6) months after the date of said notice of termination.

31 G. The Commission shall not bear any costs related to a State that is found to be in default or
32 that has been terminated from the Compact, unless agreed upon in writing between the Commission
33 and the defaulting State.

34 H. The defaulting State may appeal the action of the Commission by petitioning the U.S.
35 District Court for the District of Columbia or the federal district where the Commission has its
36 principal offices. The prevailing party shall be awarded all costs of such litigation, including
37 reasonable attorney's fees.

I. Dispute Resolution

1. Upon request by a Member State, the Commission shall attempt to resolve disputes related to the Compact that arise among Member States and between Member and non-Member States.

2. The Commission shall promulgate a Rule providing for both mediation and binding dispute resolution for disputes as appropriate.

J. Enforcement

1. By majority vote as provided by Rule, the Commission may initiate legal action against a Member State in default in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices to enforce compliance with the provisions of the Compact and its promulgated Rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party shall be awarded all costs of such litigation, including reasonable attorney's fees. The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or the defaulting Member State's law.

2. A Member State may initiate legal action against the Commission in the U.S. District Court for the District of Columbia or the federal district where the Commission has its principal offices to enforce compliance with the provisions of the Compact and its promulgated Rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. No person other than a Member State shall enforce this compact against the Commission.

SECTION 14. EFFECTIVE DATE, WITHDRAWAL, AND AMENDMENT

A. The Compact shall come into effect on the date on which the Compact statute is enacted into law in the seventh Member State.

1. On or after the effective date of the Compact, the Commission shall convene and review the enactment of each of the first seven Member States ("Charter Member States") to determine if the statute enacted by each such Charter Member State is materially different than the model Compact statute.

a. A Charter Member State whose enactment is found to be materially different from the model Compact statute shall be entitled to the default process set forth in Section 13.

b. If any Member State is later found to be in default, or is terminated or withdraws from the Compact, the Commission shall remain in existence and the Compact shall remain in effect even if the number of Member States should be less than seven.

2. Member States enacting the Compact subsequent to the seven initial Charter Member States shall be subject to the process set forth in Section 10(C)(21) to determine if their enactments are materially different from the model Compact statute and whether they qualify for participation in the Compact.

3. All actions taken for the benefit of the Commission or in furtherance of the purposes of the administration of the Compact prior to the effective date of the Compact or the Commission coming into existence shall be considered to be actions of the Commission unless specifically repudiated by the Commission.

4. Any State that joins the Compact subsequent to the Commission's initial adoption of the Rules and bylaws shall be subject to the Rules and bylaws as they exist on the date on which the Compact becomes law in that State. Any Rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that State.

B. Any Member State may withdraw from this Compact by enacting a statute repealing the same.

1. A Member State's withdrawal shall not take effect until 180 days after enactment of the repealing statute.

2. Withdrawal shall not affect the continuing requirement of the withdrawing State's Licensing Authority to comply with the investigative and Adverse Action reporting requirements of this Compact prior to the effective date of withdrawal.

3. Upon the enactment of a statute withdrawing from this compact, a State shall immediately provide notice of such withdrawal to all Licensees within that State. Notwithstanding any subsequent statutory enactment to the contrary, such withdrawing State shall continue to recognize all licenses granted pursuant to this compact for a minimum of 180 days after the date of such notice of withdrawal.

C. Nothing contained in this Compact shall be construed to invalidate or prevent any licensure agreement or other cooperative arrangement between a Member State and a non-Member State that does not conflict with the provisions of this Compact.

D. This Compact may be amended by the Member States. No amendment to this Compact shall become effective and binding upon any Member State until it is enacted into the laws of all Member States.

SECTION 15. CONSTRUCTION AND SEVERABILITY

A. This Compact and the Commission's rulemaking authority shall be liberally construed so as to effectuate the purposes, and the implementation and administration of the Compact. Provisions of the Compact expressly authorizing or requiring the promulgation of Rules shall not be construed to limit the Commission's rulemaking authority solely for those purposes.

B. The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of this Compact is held by a court of competent jurisdiction to be contrary to the constitution of any Member State, a State seeking participation in the Compact, or of the United States, or the applicability thereof to any government, agency, person or circumstance is held to be unconstitutional by a court of competent jurisdiction, the validity of the remainder of this Compact

1 and the applicability thereof to any other government, agency, person or circumstance shall not be
2 affected thereby.

3 C. Notwithstanding subsection B of this section, the Commission may deny a State's
4 participation in the Compact or, in accordance with the requirements of Section 13.B, terminate a
5 Member State's participation in the Compact, if it determines that a constitutional requirement of a
6 Member State is a material departure from the Compact. Otherwise, if this Compact shall be held to
7 be contrary to the constitution of any Member State, the Compact shall remain in full force and
8 effect as to the remaining Member States and in full force and effect as to the Member State affected
9 as to all severable matters.

10 SECTION 16. CONSISTENT EFFECT AND CONFLICT WITH OTHER STATE LAWS

11 A. A Licensee providing services in a Remote State under a Multistate Authorization to Practice
12 shall adhere to the laws and regulations, including laws, regulations, and applicable standards, of
13 the Remote State where the client is located at the time care is rendered.

14 B. Nothing herein shall prevent or inhibit the enforcement of any other law of a Member State
15 that is not inconsistent with the Compact.

16 C. Any laws, statutes, regulations, or other legal requirements in a Member State in conflict
17 with the Compact are superseded to the extent of the conflict.

18 D. All permissible agreements between the Commission and the Member States are binding in
19 accordance with their terms.

20 2 Effective Date. This act shall take effect July 1, 2024.

LBA
24-2929
11/27/23

**SB 318-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to adoption of the social work licensure compact.

FISCAL IMPACT:

The Legislative Budget Assistant has determined that this legislation, as introduced, has a total fiscal impact of less than \$10,000 in each of the fiscal years 2025 through 2027.

AGENCIES CONTACTED:

Office of Professional Licensure and Certification