SOCIAL WORK LICENSURE COMPACT

Review of Model Legislation
Founded in 1933, CSG is our nation’s only organization serving all three branches of state government.

**Scope**
The nation’s only organization serving all three branches of state government

**Membership**
CSG is a region-based membership organization that fosters the exchange of insights and ideas to help state officials shape public policy.

**Mission**
Champion excellence in state governments in order to advance the common good

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National Center for Interstate Compacts (NCIC)

• Exists within The CSG Center of Innovation

• Seeks to help states work cooperatively to solve mutual issues and meet shared goals

• Serves as an:
  1. Information clearinghouse
  2. Provider of training and technical assistance
  3. Primary facilitator for assisting states in the review, revision and creation of new interstate compacts
What is an interstate compact?

A legal contract between two or more states that allows states to:

#1 Cooperatively address shared problems

#2 Maintain sovereignty over issues belonging to states

#3 Respond to national priorities with one voice
Occupational Licensing Interstate Compacts

Facilitate Multistate Practice

Maintain or Improve Public Health and Safety

Preserve State Authority Over Professional Licensing

- 44 states (+ DC, Guam, USVI) have adopted at least 1 compact.
- 35 states (+ DC) have adopted at least 3 compacts.
- Over 220 pieces of occupational licensure compact legislation have been enacted since January 2016.
- 9 professions have active interstate compacts for occupational licensing.
Active Occupational Licensing Interstate Compacts

- Nurse Licensure Compact – 39
- Medical Licensure Compact – 38
- Physical Therapy Compact – 34
- Psychology Interjurisdictional Compact – 31
- EMS Compact – 21
- Audiology and Speech Language Pathology Compact – 22
- Occupational Therapy Compact – 21
- Counseling Compact – 14
- Advanced Practice Nursing Compact – 3
Occupational Licensing Interstate Compacts Under Development

- Cosmetology and Barbering
- Physician Assistant
- Dentistry and Dental Hygiene
- Social Work
- Massage Therapy
- K-12 Teaching
- School Psychologists
- Dieticians and Nutritionists
## Compact Development Process

<table>
<thead>
<tr>
<th>Phase I Development</th>
<th>Phase II Education and Enactment</th>
<th>Phase III Transition and Operation</th>
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<tr>
<td><strong>TECHNICAL ASSISTANCE GROUP</strong></td>
<td><strong>EDUCATION</strong></td>
<td><strong>TRANSITION</strong></td>
</tr>
<tr>
<td>• Composed of approximately 20 state officials, stakeholders and issue experts</td>
<td>• Develop comprehensive legislative resource kit</td>
<td>• Enactment threshold met</td>
</tr>
<tr>
<td>• Examines issues, current policy, best practices and alternative structures</td>
<td>• Develop informational website with state-by-state tracking and support documents</td>
<td>• State notification</td>
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<tr>
<td>• Establishes recommendations as to the content of an interstate compact</td>
<td>• Convene “National Briefing” to educate legislators and key state officials</td>
<td>• Interim Executive Board appointed</td>
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<tr>
<td><strong>COMPACT DOCUMENT TEAM</strong></td>
<td><strong>STATE SUPPORT</strong></td>
<td><strong>Interim Committee’s established</strong></td>
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<tr>
<td>• Composed of 5 to 8 state officials, stakeholders, and issue experts</td>
<td>• Develop network of “champions”</td>
<td>• Convene first Compact meeting</td>
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<tr>
<td>• Crafts compact based on Technical Assistance Group recommendations</td>
<td>• Provide on-site technical support and assistance</td>
<td>• Information system development (standards, security, vendors)</td>
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<tr>
<td>• Circulates draft compact to states and stakeholder groups for comment</td>
<td>• Provide informational testimony to legislative committees</td>
<td><strong>OPERATION</strong></td>
</tr>
<tr>
<td><strong>FINAL PRODUCT</strong></td>
<td><strong>STATE ENACTMENTS</strong></td>
<td>• Ongoing state control and governance</td>
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<tr>
<td>• Drafting team considers comments and incorporates into compact</td>
<td>• Track and support state enactments</td>
<td>• Staff support</td>
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<tr>
<td>• Final product sent to TA group</td>
<td>• Prepare for transition and implementation of compact</td>
<td>• Annual assessment, if necessary</td>
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<tr>
<td>• Released to states for consideration</td>
<td>• Provide requested support as needed</td>
<td>• Annual business meeting</td>
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<tr>
<td></td>
<td></td>
<td>• Information system oversight (maintenance, security, training, etc.)</td>
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<td></td>
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<td>• Long-term enhancements / up-grades</td>
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Stakeholder Review

1. Draft compact circulated and published online for public review
2. Virtual meetings to explain provisions of the compact
3. Provide comments and feedback through survey
4. Development Teams consider feedback and edit the compact as needed
5. Released to states for consideration and enactment
Overview of the Social Work Licensure Compact
# Commonly Used Terms

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<tr>
<th>Social Work Licensure Compact Defined Term</th>
<th>What does it mean?</th>
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<tr>
<td>Regulated Social Worker</td>
<td>Social Worker who holds a license to practice</td>
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<tr>
<td>Home State</td>
<td>Compact Member State where a Regulated Social Worker is Domiciled</td>
</tr>
<tr>
<td>Remote State</td>
<td>Compact Member State other than a Regulated Social Worker’s Home State</td>
</tr>
<tr>
<td>Interstate Compact License</td>
<td>License granted by the compact that authorizes practice in all compact member states</td>
</tr>
<tr>
<td>Multistate Authorization to Practice</td>
<td>Authorization granted through an Interstate Compact License to practice in a single Remote State</td>
</tr>
<tr>
<td>Compact Commission or Commission</td>
<td>Agency responsible for administering the compact</td>
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Social Work Licensure Compact Model

**Interstate Compact License**
Social Worker lives in State A and wants to be able to work in any compact member state.

- **State A (Home State)**
  - Applies to Home State Licensing Authority for an Interstate Compact License
  - Home State confirms eligibility and issues

- **Interstate Compact License**
  - Only Home State can act against the Interstate Compact License.

- **All other member states (Remote States)**
  - Remote states can act against the Multistate Authorization to practice in their state

- **Multistate Authorization to Practice**
  - Issues
Interstate Compact License

One Interstate Compact License grants you “Multistate Authorization to Practice” in every compact member state.

Alabama MAP
Alaska MAP
Arizona MAP
Arkansas MAP
California MAP
(all other member states)
State Requirements to Join the Compact

1. License and regulate social work in one or more of the following categories: bachelors, masters or clinical

2. Require licensees graduate from an accredited social work program corresponding to category of license sought (BSW or higher for Bachelors, MSW or higher for Masters and Clinical)

3. Require licensees pass Qualifying National Exam corresponding to category of license sought (ASWB Exam or other competency assessment approved by the Commission)

4. Require clinical-category Regulated Social Workers complete a period of supervised clinical practice
State Participation in the Compact

- Notify the commission of discipline actions taken against a licensee
- Comply with the rules of the Commission
- Implement and utilize a criminal history or background check of applicants for licensure
- Participate in the Data System
Eligibility Requirements for Social Workers

- Hold an active, Unencumbered License in a compact Member State
- Graduate from an accredited social work program corresponding to category of license sought (BSW or higher for Bachelors, MSW or higher for Masters and Clinical)
- Pass a Qualifying National Exam corresponding to category of license sought (those licensed prior to exam requirement will be exempted)
- Clinical Social Workers must have completed three thousand (3,000) hours or two years of full-time, post-graduate supervised clinical practice
Social Worker Participation in the Compact

- Hold and maintain a unique identifier as determined by the Commission
- Pay all required fees related to the application
- Complete the continuing competency/education requirements of the Home State
- Notify the Home State License Authority of any Adverse Action, Encumbrance or Restriction on ANY professional license within 30 days
- Agree to abide by the laws, regulations and scope of practice of the state where client is located
A Regulated Social Worker moves from one Member State to another Member State.

Regulated Social Workers may only hold one Interstate Compact License at a time. States may opt-in to a set of provisions allowing a Regulated Social Worker to seamlessly transfer an Interstate Compact License to a new Home State if/when a Regulated Social Worker moves (defined in the compact as change of domicile). States using this provision can confirm a Regulated Social Worker’s eligibility via the compact Data System.
Section 7: Adverse Action
The compact provides a regulatory framework whereby remote states can act against a regulated social worker's multistate authorization to practice in the remote state, while the home state has exclusive authority to take action against the social worker's interstate compact license.

Section 8: Establishment of the Compact Commission
Member states must appoint 1 delegate and the delegate must be a current member of the state’s licensing authority who is either a:

- a. Regulated social worker
- b. Public member of the member state’s licensing authority
- c. An administrator or director of the member state’s licensing authority OR their designee

Section 9: Data System
To function, the compact requires the Commission to develop, maintain and operate a data system containing licensure, Adverse Action and Current Significant Investigative Information on all licensees.

Section 10: Rulemaking
The compact gives the Commission the power to promulgate rules in order to effectively and efficiently implement and administer the purposes and provisions.
Summary of other significant provisions

Section 11: Oversight, Dispute Resolution and Enforcement

Section 12: Effective Date, Withdrawal and Amendment
The compact shall come into effect and the commission established once the Compact legislation has been enacted by a seventh member state.

Section 13: Construction and Severability

Section 14: Binding Effect of Compact and Other Laws
Next Steps

Weekly Stakeholder Review Meetings
Every Monday beginning July 18 @ 3 pm ET

Request a presentation for your stakeholder group
(CSWA, ASWB, CSWE)

Submit feedback via the survey

Compact development teams review survey feedback and edit model legislation as necessary

Compact released to states for consideration (targeting 2023 legislative sessions)
Stakeholder Survey

Interested in providing feedback on the draft of the compact?

Fill out survey questionnaire: https://www.surveymonkey.com/r/socialworkcompact

https://compacts.csg.org/compact-updates/social-work/

Social Work Stakeholder Review Survey

Feedback Survey

Thank you for participating in the stakeholder review process for the Social Work Licensure Compact. The Council of State Governments and our partners value community feedback and your participation will help shape the Compact to best serve regulators and social workers. This survey will take about 30 minutes. You are not required to provide a response to each question.

If you have additional thoughts or questions not covered in the presentation visit: https://compacts.csg.org/compact-updates/social-work/ or reach out to our staff at socialworkcompact@csg.org.

Click “Next” to begin survey.
1. What is an “Interstate Compact License” and how much does it cost?
2. What is a compact member state? What is a home state? What is a remote state?
3. What do social workers do when practicing in a remote state with scope of practice rules that are different from their home state?
4. What is a Qualifying National Exam? If I already passed the ASWB exam do I need to pass another exam?
5. How do social workers renew an interstate compact license? Do licensees have to complete continuing education in each member state?
6. What is the Compact Commission? How is it funded?
QUESTIONS?

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- Keith Buckhout <kbuckhout@csg.org>