

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

~~BOARD OF MARRIAGE AND FAMILY THERAPY – GENERAL RULES~~

Filed with the Secretary of State on

These rules ~~become effective~~ **take effect** immediately upon filing with the ~~Secretary~~ **secretary** of ~~State~~ **state** unless adopted under section 33, 44, or ~~45(a)(6)~~ **45a(6) of the administrative procedures act** of 1969, **1969 PA 306**., **MCL 24.233, 24.244, or 24.245a**. Rules adopted under these sections become effective 7 days after filing with the ~~Secretary~~ **secretary** of ~~State~~ **state**.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16145(~~3~~), 16148, and ~~16109~~ **16901, 16903, 16909, and 16913** of the **public health code**, 1978 PA 368, MCL 333.16145(~~3~~), ~~MCL 333.16148, and MCL 333.16109~~ **333.16901, 333.16903, 333.16909, and 333.16913**, and Executive Reorganization Order Nos. ~~1996-1, 1991-9, 1996-2, and 2003-1, and 2011-4, MCL 330.3101,~~ **338.3501**, 445.2001, 445.2011, and 445.2030)

R 338.7201, R 338.7202, R 338.7203, R 338.7205, R 338.7207, R 338.7209, R 338.7211, R 338.7213, and R 338.7215 of the Michigan Administrative Code are amended, and R 338.7219 ~~is added to the Code, to read~~ **of the Michigan Administrative Code is added** as follows:

PART 1. GENERAL PROVISIONS

R 338.7201 Definitions.

Rule 1. (1) As used in these rules:

(a) "Board" means the **Michigan** board of marriage and family therapy: **created under section 16907 of the code, MCL 333.16907.**

(b) "Code" means **the public health code, 1978 PA 368, MCL 333.1101** ~~et seq.~~ **to 333.25211.**

(c) "Department" means the department of licensing and regulatory affairs.

(2) As used in section 16903(3)(d) of the code, **MCL 333.16903(3)(d)**, "organized health care setting or other arrangement" means any of the following:

(a) A health facility or agency as defined in section 20106(1) of the code., **MCL 333.20106(1).**

(b) A mental hospital or psychiatric hospital as defined in R 330.1201(f).

(c) A training institute.

(d) A court family counseling service.

(e) A church counseling program.

(f) A marriage and family therapy practice.

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- (g) A governmental agency.
- (h) A private practice of a fully licensed mental health practitioner. ~~or certified social worker.~~
- (3) The terms defined in the code have the same ~~meanings~~ **meaning** when used in these rules.

R 338.7202 Training standards for identifying victims of human trafficking; requirements.

Rule 2. (1) Pursuant to section 16148 of the code, MCL 333.16148, an individual seeking licensure or licensed shall complete training in identifying victims of human trafficking that meets the following standards:

- (a) Training content shall cover all of the following:
 - (i) Understanding the types and venues of human trafficking in Michigan or the United States.
 - (ii) Identifying victims of human trafficking in health care settings.
 - (iii) Identifying the warning signs of human trafficking in health care settings for adults and minors.
 - (iv) Resources for reporting the suspected victims of human trafficking.
- (b) Acceptable providers or methods of training include any of the following:
 - (i) Training offered by a nationally recognized or state-recognized, health-related organization.
 - (ii) Training offered by, or in conjunction with, a state or federal agency.
 - (iii) Training obtained in an educational program that has been approved by the board for initial licensure, or by a college or university.
 - (iv) Reading an article related to the identification of victims of human trafficking that meets the requirements of subrule (1)(a) of this rule and is published in a peer review journal, health care journal, or professional or scientific journal.
- (c) Acceptable modalities of training may include any of the following:
 - (i) Teleconference or webinar.
 - (ii) Online presentation.
 - (iii) Live presentation.
 - (iv) Printed or electronic media.
- (2) The department may select and audit a sample of individuals and request documentation of proof of completion of training. If audited by the department, an individual shall provide an acceptable proof of completion of training, including either of the following:
 - (a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.
 - (b) A self-certification statement by an individual. The certification statement shall include the individual's name and either of the following:
 - (i) For training completed pursuant to subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.
 - (ii) For training completed pursuant to subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer review journal, health care journal, or professional or scientific journal, and date, volume, and issue of publication, as applicable.

(3) Pursuant to section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply ~~to~~ **for** license renewals beginning with the ~~first 2017~~ renewal cycle ~~after the promulgation of this rule~~ and for initial licenses issued ~~5 or more~~ years after the ~~promulgation of this rule~~. **March 17, 2021.**

R 338.7203 Limited license.

Rule 3. (1) An individual applying for ~~an a~~ **an educational** limited license under section 16903(3) of the code, **MCL 333.16903(3)**, shall submit a completed application on a form provided by the department, together with the requisite fee.

(2) In addition to ~~meeting satisfying~~ the requirements of the code, ~~and the administrative rules promulgated under the code~~, an individual applying for ~~an a~~ **an educational** limited license shall ~~comply with~~ **satisfy** both of the ~~following~~: **following requirements:**

(a) ~~Meet Satisfy~~ either of the following educational requirements, as specified under section 16909(1)(a)(i) or (ii) of the code, **MCL 333.16909(1)(a)(i) or (ii)**:

(i) Possess a master's degree or higher graduate degree from a board-approved training program in marriage and family therapy that ~~complies with~~ **satisfies** the accreditation standards in R 338.7211(1).

(ii) Possess a master's degree or higher graduate degree from a board-approved college or university that ~~meets~~ **satisfies** the accreditation standards in R 338.7211(2) and complete the graduate-level courses in section 16909(1)(a)(ii) of the code, ~~MCL 333.16909(1)(a)(ii)~~. **MCL 333.16909(1)(a)(ii).**

(b) Complete a supervised clinical marriage and family therapy experience, as specified under section 16909(1)(b) of the code, **MCL 333.16909(1)(b)**, in conjunction with the applicant's educational program. The supervised experience shall be obtained either in a clinical practicum during graduate education or in a postgraduate marriage and family institute training program accredited under ~~R 338.7211(3)~~. **R 338.7211(2).**

(3) A limited license is renewed annually and may not be renewed more than 5 times.

R 338.7205 Licensure requirements.

Rule 5. An applicant for licensure as a marriage and family therapist shall submit a completed application on a form provided by the department, together with the requisite fee. In addition to ~~meeting satisfying~~ the requirements of the code, ~~and the administrative rules promulgated under the code~~, an applicant for licensure shall ~~comply with~~ **satisfy** all of the following requirements:

(a) ~~Meet Satisfy~~ either of the following educational requirements, as specified under section 16909(1)(a) of the code, ~~MCL 333.16909(1)(a)~~: **MCL 333.16909(1)(a):**

(i) Possess a master's degree or higher graduate degree earned from a board-approved training program in marriage and family therapy that ~~complies with~~ **satisfies** the accreditation standards in R 338.7211(1).

(ii) Possess a master's degree or higher graduate degree from a board-approved college or university that ~~meets~~ **satisfies** the accreditation standards in R 338.7211(2) and

complete the graduate-level courses in section 16909(1)(a)(ii) of the code-, **MCL 333.16909(1)(a)(ii)**.

(b) Complete a supervised clinical marriage and family therapy experience that ~~meets~~ **satisfies** the requirements of section 16909(1)(b) of the code, **MCL 333.16909(1)(b)**, in conjunction with the applicant's educational program. The supervised experience shall be obtained either in a clinical practicum during graduate education or in a postgraduate marriage and family institute training program accredited under ~~R 338.7211(3)~~. **R 338.7211(2)**.

(c) Obtain not less than 1,000 direct client contact hours in a supervised marriage and family therapy experience, as required under section 16909(1)(c) of the code-, **MCL 333.16909(1)(c)**.

(d) Pass the national examination in marital and family therapy with a passing score established by the association of marital and family therapy regulatory boards- **(AMFTRB)**.

R 338.7207 Examinations; eligibility.

Rule 7. (1) To ~~assure~~ **establish** eligibility for the examination, ~~under R 338.7209~~, an applicant shall submit a completed application on a form provided by the department, together with the requisite fee.

(2) To be eligible to sit for the examination in marital and family therapy, an applicant shall ~~comply with~~ **satisfy** either R 338.7203(2)(a) and (b) or R 338.7205(a) and (b).

R 338.7209 Examination adoption.

Rule 9. The board approves and adopts the national examination in marital and family therapy that is conducted and scored by the ~~association of marriage and family therapy regulatory boards~~. **AMFTRB**. The passing score for the national marital and family therapy examination is the passing score established by the ~~association of marital and family therapy regulatory boards~~. **AMFTRB**.

R 338.7211 Adoption of standards by reference.

Rule 11. (1) The board adopts by reference the accreditation standards of the commission on accreditation for marriage and family therapy education (**COAMFTE**), ~~for graduate and post-graduate marriage and family therapy training programs~~. The standards are set forth in the publication entitled "Accreditation Standards; **Graduate & Post-Graduate Marriage and Family Therapy Training Programs** Version ~~11.0~~ **12.0**," ~~Adopted November 2005~~, **published August 2017** which is available at no cost from the commission's website at ~~<http://www.aamft.org/about/coamfte/aboutcoamfte.asp>~~ **<http://www.coamfte.org/>**. Copies of the standards also are available for inspection and distribution at a cost of **10 cents per page** from the Board of Marriage and Family Therapy, Bureau of ~~Health Professions~~, **Professional Licensing**, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909.

(2) A higher education institution is considered approved by the board if it is accredited by the accrediting body of the region in which the institution is located, and the accrediting body ~~meets~~ **satisfies** either the recognition standards and criteria of the council for higher education accreditation (**CHEA**) or the recognition procedures and criteria of the ~~U.S.~~ **United States** department of education. The board adopts by reference the procedures and criteria for recognizing accrediting agencies of the ~~U.S.~~ **United States** department of education, effective July 1, ~~2000,~~ **2010**, as contained in Title 34, Part 602 of the Code of Federal Regulations, and the “Recognition of Accrediting Organizations, Policies and Procedures of the Council for Higher Education Accreditation, CHEA,” effective June 28, 2010. Copies of the policies and procedures of the council for higher education accreditation (**CHEA**) as well as the procedures and criteria of the ~~U.S.~~ **United States** department of education are available for inspection and distribution at a cost of **10 cents per page** from the Board of Marriage and Family Therapy, Bureau of Health Professions, **Professional Licensing**, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. The ~~chea~~ **CHEA** recognition standards may also be obtained at no cost from the council’s website at http://www.chea.org/recognition/CHEA_Recognition_Policy_and_Procedures.pdf. <http://www.chea.org/>. The federal recognition criteria may also be obtained at no cost from website for the U.S. Department of Education Office of Postsecondary Education, at <http://www2.ed.gov/admins/finaid/accred>. <https://www2.ed.gov/about/offices/list/ope/index.html>.

(3) ~~The board adopts by reference the standards of the following postsecondary accrediting organizations, which are available for inspection and distribution at cost from the Board of Marriage and Family Therapy, Bureau of Health Professions, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. Copies of the following standards may be obtained from the individual accrediting organization at the identified cost:~~

(a) ~~The standards of the Middle States Commission on Higher Education, 3624 Market Street, Philadelphia, PA 19104, set forth in the document entitled “Becoming Accredited, Handbook for Applicants & Candidates for Accreditation,” effective March 1, 2009, which is available free of charge on the association’s website at <http://www.msche.org>.~~

(b) ~~The standards of the New England Association of Schools and Colleges, Inc. Commission on Institutions of Higher Education, 209 Burlington Road, Suite 201, Bedford, MA 07130, in the document entitled “Standards for Accreditation,” 2005 edition, which is available at no cost on the association’s website at <http://cihe.nease.org>.~~

(c) ~~The standards of the North Central Association of Colleges and Schools, The Higher Learning Commission, 230 South LaSalle Street, Suite 7-500, Chicago, IL 60604, set forth in the document entitled “Handbook of Accreditation,” Third Edition, which is available for no cost on the association’s website <http://www.ncahlc.org/information-for-institutions/obtaining-accreditation.html>.~~

(d) ~~The standards of the Northwest Commission on Colleges and Universities, 8060 165th Avenue NE, Suite 100, Redmond, WA 98052 set forth in the document entitled “Accreditation Standards,” adopted 2010, which are available at no cost on the association’s website at <http://www.nwccu.org>.~~

~~(e) The standards of the Southern Association of Colleges and Schools, Commission on Colleges, 1866 Southern Lane, Decatur, Georgia 30033, set forth in the document entitled "Principles of Accreditation: Foundations for Quality Enhancement," 2010 Edition, which is available at no cost on the association's website at <http://www.sacscoc.org/principles.asp>.~~

~~(f) The standards of the Western Association of Schools and Colleges, The Accrediting Commission for Senior Colleges and Universities, 985 Atlantic Avenue, Suite 100, Alameda, CA 94501, set forth in the document entitled "Handbook of Accreditation," October 2008, which is available at no cost on the commission's website at http://www.wasesenior.org/findit/files/forms/Handbook_of_Accreditation_2008_with_hyperlinks.pdf.~~

~~(g) The standards of the Western Association of Schools and Colleges, Accrediting Commission for Community and Junior Colleges, 10 Commercial Blvd., Suite 204, Novato, CA 94949 set forth in the document entitled "Accreditation Reference Handbook," August 2009, which is available at no cost on the commission's website at <http://www.aceje.org>.~~

R 338.7213 Licensure by endorsement.

Rule 13. (1) An applicant for licensure by endorsement shall submit a completed application on a form provided by the department, together with the requisite fee. An applicant for licensure by endorsement who satisfies all of the requirements of this rule shall be deemed to ~~meet~~ **satisfy** the requirements of section 16186(1)(a) and (b) of the code., **MCL 333.16186(1)(a) and (b)**.

(2) If an applicant was licensed in another state before December 31, 1999, and has been engaged in the practice of marriage and family therapy for not less than 5 years before the date of filing an application for Michigan licensure, then it will be presumed that the applicant ~~meets~~ **satisfies** the requirements of section 16186(1)(a) and (b) of the code., **MCL 333.16186(1)(a) and (b)**.

(3) If an applicant does not ~~meet~~ **satisfy** the requirements of subrule (2) of this rule, then the applicant, in addition to ~~meeting~~ **satisfying** the requirements of section 16909 of the code, **MCL 333.16909**, shall have been licensed in another state after having passed an examination under R 338.7209.

(4) An applicant's license shall be verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license or ever held a license as a marriage and family therapist. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.

R 338.7215 Relicensure.

Rule 15. ~~An applicant whose license has been lapsed for more than 3 years may be relicensed under section 16201(4) of the code upon submitting a completed application on form provided by the department together with the requisite fee and meeting either of the following requirements:~~

~~(a) Possess a current unrestricted license in another state of the United States. An applicant shall provide for his or her license to be verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license or ever held a license as a marriage and family therapist. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.~~

~~(b) Document that the applicant has achieved a passing score on the examination approved under R 338.7209.~~

(1) An applicant whose license has lapsed for less than 3 years preceding the date of application for relicensure may be relicensed under section 16201(3) of the code, MCL 333.16201(3), if the applicant satisfies all of the following requirements:

(a) Submits the required fee and a completed application on a form provided by the department.

(b) Establishes that he or she is of good moral character as defined under sections (1) to (7) of the occupational license for former offenders act, 1974 PA 381, MCL 338.41 to 338.47.

(c) Has his or her license, certification, or registration verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license, certification, or registration or ever held a license, certification, or registration as a marriage and family therapist. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.

(2) An applicant whose license has lapsed for 3 years or more preceding the date of application for relicensure may be relicensed under section 16201(4) of the code, MCL 333.16201(4), if the applicant satisfies all of the following requirements:

(a) Submits the required fee and a completed application on a form provided by the department.

(b) Establishes that he or she is of good moral character as defined under sections (1) to (7) of the occupational license for former offenders act, 1974 PA 381, MCL 338.41 to 338.47.

(c) Submits fingerprints as required under section 16174(3) of the code, MCL 333.16174(3).

(d) Satisfies either of the following requirements:

(i) Possesses a current unrestricted license in another state of the United States.

(ii) Documents that the applicant has achieved a passing score on the examination approved under R 338.7209.

(e) Has his or her license, certification, or registration verified, on a form provided by the department, by the licensing agency of any state of the United States in which the applicant holds a current license, certification, or registration or ever held a license, certification, or registration as a marriage and family therapist. Verification includes, but is not limited to, showing proof of any disciplinary action taken or pending against the applicant.

R 338.7219 License renewal; requirements.

Rule 19. (1) An applicant for license renewal who has been licensed for the 2-year period immediately preceding the application for renewal shall submit the required fee and a completed application on a form provided by the department.

(2) A license renewed within 60 days after the expiration date is subject to the requirements set forth under section 16201(2) of the code, MCL 333.16201(2).