

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 932

Introduced by Fredrickson, 20.

Read first time January 04, 2024

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Mental Health Practice Act; to amend
- 2 section 38-2123, Revised Statutes Cumulative Supplement, 2022; to
- 3 change provisions relating to provisional mental health practitioner
- 4 licenses; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-2123, Revised Statutes Cumulative Supplement,
2 2022, is amended to read:

3 38-2123 (1) A person who needs to obtain the required three thousand
4 hours of supervised experience in mental health practice as specified in
5 section 38-2122 to qualify for a mental health practitioner license shall
6 obtain a provisional mental health practitioner license. To qualify for a
7 provisional mental health practitioner license, such person shall:

8 (a) Have a master's degree, a doctoral degree, or the equivalent of
9 a master's degree, as determined by the board, that consists of course
10 work and training which was primarily therapeutic mental health in
11 content and included a practicum or internship and was from a mental
12 health program as specified in section 38-2122;

13 (b) Apply prior to earning the three thousand hours of supervised
14 experience; and

15 (c) Pay the provisional mental health practitioner license fee.

16 (2) The rules and regulations approved by the board and adopted and
17 promulgated by the department shall not require that the applicant have a
18 supervisor in place at the time of application for a provisional mental
19 health practitioner license.

20 (3) An applicant shall be provisionally licensed as a mental health
21 practitioner upon application and payment of the fee. If the board finds
22 that any provisional mental health practitioner has failed to comply with
23 the qualifications set forth in subsection (1) of this section, such
24 provisional license shall be rescinded.

25 (4) ~~(3)~~ A provisional mental health practitioner license shall
26 transfer to a mental health practitioner license upon completion of the
27 requirements described in section 38-2122 and shall expire upon receipt
28 of licensure as a mental health practitioner or five years after the date
29 of issuance, whichever comes first.

30 (5) ~~(4)~~ A person who holds a provisional mental health practitioner
31 license shall inform all clients that he or she holds a provisional

1 license and is practicing mental health under supervision and shall
2 identify the supervisor. Failure to make such disclosure is a ground for
3 discipline as set forth in section 38-2139.

4 Sec. 2. Original section 38-2123, Revised Statutes Cumulative
5 Supplement, 2022, is repealed.