

**Children’s Alliance Concerns/Comments**

**based on the Subcommittee Substitute to be heard before ARRS on  
December 11, 2023**

**Board of Social Work Regulations**

**201 KAR 23:160. Temporary permission to practice E & O**

<b>Page</b>	<b>Comment</b>
	<p>Section 1(8) – Subsection (8) requires the applicant to pay the required “fee” for the permit and any renewal, however the regulation does not indicate the amount of the temporary permit fee or renewal fee. We ask that this information be included in this regulation regarding the amount of the fee or in <u>201 KAR 23:020</u> or if it is not in <u>201 KAR 23:020</u> the reference to what regulation or statute it is referenced.</p>
	<p>Section 2(6) – We would ask that provisions be added to allow for additional supervisors as defined in <u>201 KAR 23:070</u>.</p> <p>The requirement for one hour of supervision per week does not allow for vacation, illness, emergencies, etc. so we ask that provisions be added to allow for these instances.</p> <p>We ask that the comma after “face-to-face” be deleted, as individual supervision can be face-to-face or virtual.</p>
	<p>Section 4 does not include any supervision requirements for these temporary permits. Yet, it is our understanding that a person who is not “independently” licensed as in section 3 would need to receive supervision. Also, would these supervisors need to be in Kentucky, or could they receive supervision from an individual outside the state of Kentucky?</p>
<b>Forms</b>	
	<p><b>Temporary Clinical Social Work Application</b></p> <p><b>Page 1 #8</b> – A provision is included that indicates that failure to report job changes or supervisor changes to the board immediately could result in violation of the temporary permit to practice clinical social work, however the regulation doesn’t indicate what happens when a temporary permit is violated and we ask that consideration be given to amending the regulation to include provisions when the terms of the temporary permit are violated such as failure to report job changes or supervision changes.</p> <p><b>Page 2 Section V</b> – This Section of the form allows for additional supervisors to be listed if the applicant is receiving supervision from more than one supervisor, however the regulation does not include language allowing for additional supervisors. We ask that the regulation be amended accordingly.</p> <p><b>Temporary Clinical Social Work Application Page 4 #4</b> – The requirement that the temporary permit applicant/holder is an employee of the facility listed in the clinical practice setting, has no direct or indirect financial interest other than employment and the Social Security and income tax are deducted from the temporary permit holder’s salary</p>

	<p>is not included in the regulation and if it is a requirement for a temporary permit applicant, we ask that it be added to the regulation.</p>
	<p><b>Temporary Clinical Social Work Non-Resident Application Title</b>  <b>#1</b> – Includes a requirement that the applicant “is not applying for licensure in Kentucky”, however this requirement is not in regulation. We ask that the regulation be amended accordingly if this is a requirement for a temporary permit to practice clinical social work by a non-resident.  <b>Business Associate Agreement</b> – The form asks for a copy of the business associate agreement; however, a business associate agreement is not mentioned as a requirement in the regulation.</p>