

Table of Contents

24.14.01 - RULES OF THE STATE BOARD OF SOCIAL WORK EXAMINERS

000. LEGAL AUTHORITY (Rule 0).....	2
001. TITLE AND SCOPE (Rule 1).....	2
002. WRITTEN INTERPRETATIONS (Rule 2).....	2
003. ADMINISTRATIVE APPEALS (Rule 3).....	2
004. INCORPORATION BY REFERENCE (Rule 4).....	2
005. ADDRESS OF THE STATE BOARD OF SOCIAL WORK EXAMINERS (Rule 5).....	2
006. PUBLIC RECORDS (Rule 6).....	2
007. -- 009. (RESERVED).....	2
010. DEFINITIONS (Rule 10).....	2
011. -- 099. (RESERVED).....	2
100. APPROVED COLLEGES AND RELATED FIELDS (Rule 100).....	2
101. -- 149. (RESERVED).....	4
150. ADMINISTRATION AND ACCOUNTING (Rule 150).....	4
151. -- 199. (RESERVED).....	4
200. LICENSING QUALIFICATIONS AND DEFINITION OF TERMS (Rule 200).....	4
201. PRIVATE AND INDEPENDENT PRACTICE OF SOCIAL WORK.....	4
202. TEMPORARY PERMIT (Rule 202).....	5
203. -- 249. (RESERVED).....	6
250. REINSTATEMENT REQUIREMENTS (Rule 250).....	6
251. -- 299. (RESERVED).....	6
300. FEES (Rule 300).....	6
301. -- 349. (RESERVED).....	6
350. EXAMINATIONS AND BOARD MEETINGS (Rule 350).....	6
351. CONTINUING EDUCATION (Rule 351).....	7
352. -- 399. (RESERVED).....	9
400. UNPROFESSIONAL CONDUCT (Rule 400).....	9
401. -- 449. (RESERVED).....	9
450. STATEMENT OF PUBLIC POLICY AND CODE OF PROFESSIONAL CONDUCT (Rule 450).....	9
451. -- 474. (RESERVED).....	11
475. DISCIPLINE (Rule 475).....	11
476. -- 499. (RESERVED).....	11
500. RULE MAKING HISTORY PRIOR TO JULY, 1993 (Rule 500).....	11
501. -- 999. (RESERVED).....	11

**IDAPA 24
TITLE 14
Chapter 01**

24.14.01 - RULES OF THE STATE BOARD OF SOCIAL WORK EXAMINERS

000. LEGAL AUTHORITY (Rule 0).

These rules are hereby prescribed and established pursuant to the authority vested in the State Board of Social Work Examiners by the provisions of Section 54-3204, Idaho Code. (7-1-93)

001. TITLE AND SCOPE (Rule 1).

These rules shall be cited as IDAPA 24.14.01, "Rules of the State Board of Social Work Examiners". (7-1-93)

002. WRITTEN INTERPRETATIONS (Rule 2).

The board may have written statements which pertain to the interpretation of the rules of this chapter. Such interpretations, if any, are available for public inspection and copying at cost in the main office of the Bureau of Occupational Licenses. (7-1-93)

003. ADMINISTRATIVE APPEALS (Rule 3).

Administrative Appeals shall be governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code. (3-13-02)

004. INCORPORATION BY REFERENCE (Rule 4).

These rules do not incorporate by reference any document other than those sections of Idaho Code so referenced. (3-13-02)

005. ADDRESS OF THE STATE BOARD OF SOCIAL WORK EXAMINERS (Rule 5).

The office of the State Board of Social Work Examiners is located within the Bureau of Occupational Licenses, Owyhee Plaza, 1109 Main Street, Suite 220, Boise, Idaho 83702-5642. The phone number of the Board is (208) 334-3233. The Board's FAX number is (208) 334-3945. The Board's e-mail address is ibol@ibol.state.id.us. The Board's official web site is at www2.state.id.us/ibol/sw. (3-13-02)

006. PUBLIC RECORDS (Rule 6).

The records associated with the State Board of Social Work Examiners are subject to the provisions of the Idaho Public Records Act. Title 9, Chapter 3, Idaho Code. (3-13-02)

007. – 009. (RESERVED).

010. DEFINITIONS (Rule 10).

01. Board. The State Board of Social Work Examiners as prescribed in Section 54-3202, Idaho Code. (7-1-93)

02. Bureau. The Bureau means the Bureau of Occupational Licenses, as prescribed in Sections 54-3204 and 67-2602, Idaho Code. (3-13-02)

011. -- 099. (RESERVED).

100. APPROVED COLLEGES AND RELATED FIELDS (Rule 100).

Social work and social work practice is a professional discipline requiring specialized knowledge and training. (7-1-93)

01. College Or University Approved By The Board. "College or university approved by the board" is any school of social work accredited or in candidate status for accreditation by the Council of Social Work Education. (5-24-95)

02. Other College Or University Approved By The Board. "College or university approved by the board" is any college or university accredited by the Northwest Association of Secondary and Higher Schools or any

similar accrediting body. (7-1-93)

03. Related Fields. “Or related fields” is defined as a baccalaureate degree that includes twenty-four (24) semester credit hours of courses in which the content is consistent with that recommended as basic to social work training by the Council on Social Work Education. Twelve (12) of the twenty-four (24) hours shall be taught by a social worker with a graduated degree from an accredited school of social work. The basic content areas to be required shall include: (7-1-93)

a. Social work practice is to include a methods content of a minimum of three (3) hours; and social work internship in minimum of six (6) hours. The methods course(s) are to be taught and the internship is to be supervised by a faculty member with a graduate degree from an accredited school of social work. The program providing the practice content and internship experience must be able to demonstrate how the internship is developed and monitored to assure that internship students demonstrate application of the knowledge, values and skills taught within the required basic content areas. (7-1-93)

b. Social welfare policy and services shall include social welfare historical development, current policies and services. (7-1-93)

c. Human behavior and social environment shall include human behavior in the social environment, with demonstrated content representing five (5) human systems: individual, family, group, organization and community. (7-1-93)

d. Social research shall include social statistics and research methods. (7-1-93)

e. Course content and curriculum preparing students for practice will be evaluated by board review of course and program description provided by the college or university. (7-1-93)

04. Related Fields. “Or related fields” is defined as a baccalaureate degree that includes thirty-six (36) semester credit hours with a grade of “C” or above in each course, in which the content is consistent with that recommended as minimal to social work training by the Council on Social Work Education. Eighteen (18) of the thirty-six (36) semester credit hours shall be taught by a social worker with a graduate degree from an accredited school of social work. The basic content areas to be required shall include: (7-1-96)

a. Social work practice is to include a methods content of a minimum of six (6) semester credit hours; and a social work practicum with a minimum of nine (9) semester credit hours. The methods courses are to be taken previous to participation in practicum and are to be taught by a faculty member with a graduate degree (MSW) from an accredited school of social work. The practicum is to be supervised by a faculty member who has a graduate degree (MSW) from an accredited school of social work. The on-site supervisor is to be a licensed social worker. Both the methods courses and the practicum must have been completed within the past five (5) years (date computed from time of application). The program providing the practice content and internship experience is developed and monitored to assure that internship students demonstrate application of the knowledge, values and skills taught within the required basic content areas. (7-1-96)

b. Social welfare policy and services shall include current policies and services, and shall be taught by a faculty member with a graduate degree in social work. (7-1-96)

c. Human behavior and social environment shall include human behavior in the social environment with demonstrated content representing five (5) human systems: individual, family, group, organization and community. (7-1-96)

d. Social research shall include social statistics and research methods. (7-1-96)

e. Ethics shall include any three (3) credit course from a “college or university approved by the board” which includes the word “ethics” in the course title. (7-1-96)

f. Cultural diversity shall include a three (3) credit course from a “college or university approved by the board” which includes content specific to ethnic minority group(s). (7-1-96)

g. Course content and curriculum preparing students for practice will be evaluated by board review of course and program description provided by the college or university. (7-1-96)

101. -- 149. (RESERVED).

150. ADMINISTRATION AND ACCOUNTING (Rule 150).

The disposition of receipts and expenses for administering the terms and provisions of this Act shall be duly appropriated in the following manner: (7-1-93)

01. Board Shall Contract With The Bureau Of Occupational Licenses. The board shall contract with the Bureau of Occupational Licenses for administrative and clerical responsibilities, for appropriation and accountability of all fees obtained under the terms and provisions of this Act, for issuing licenses to qualified applicants upon approval by the board and for any other duties so prescribed by the contract. (7-1-93)

02. Reimbursement Of Board Members. Board members shall not be reimbursed for time spent while engaged in the functions of the board, but shall be entitled to reimbursement for actual expenses incurred as long as such expenses are deemed necessary and prudent. (7-1-93)

151. -- 199. (RESERVED).

200. LICENSING QUALIFICATIONS AND DEFINITION OF TERMS (Rule 200).

All applicants for licensing under the Social Work Licensing Act must meet the minimum qualifications as set forth by this act. (7-1-93)

01. Good Moral Character. "Good moral character" is defined by the board as that behavior exhibited on the part of a qualified applicant which is in conformity with Rule H, the Social Work Code of Professional Conduct and within the limits of state law. (7-1-93)

02. Application For Licensure. Application for licensure must be made to the Board of Social Work Examiners on forms provided by the Bureau of Occupational Licenses. (7-1-93)

03. Educational Requirements. Educational requirements must be verified by submission of official transcript. (7-1-93)

201. PRIVATE AND INDEPENDENT PRACTICE OF SOCIAL WORK.

01. Private And Independent Practice Of Social Work. "Private and independent practice of social work" is defined as that practice in which an individual who, wholly or in part, practices social work autonomously, with responsibility for his own practice and sets up his own contractual conditions of payment with client, agency or institution. (7-1-93)

a. "Under appropriate supervision" is interpreted to mean that type of consultative-teaching supervision which is directed toward enhancement and improvement of the individual's social work values, knowledge, methods and techniques. Supervision shall come from a qualified and experienced professional working in the same area of practice. The supervisor must hold an appropriate license for his/her discipline. Supervision must occur on a regular and on-going basis, consisting of a minimum of one hundred hours (100) hours. Ratio of supervisor/supervisee shall not exceed two (2) social workers to one (1) supervisor. (7-1-97)

02. Private And Independent Practice Of Clinical Social Work. Private and independent practice of clinical social work is the professional application of social work theory and methods to the treatment and prevention of psychosocial dysfunction, disability or impairment, including emotional and mental disorders. It is based on knowledge and theory of psychosocial development, behavior, psychopathology, motivation, interpersonal relationships, environmental stress, social systems, and cultural diversity, with particular attention to person-in-environment. It shares with all social work practice the goal of enhancement and maintenance of psychosocial functioning of individuals, families, and small groups. (7-1-93)

a. Clinical social work encompasses interventions directed to interpersonal interactions, intrapsychic dynamics, and life-support and management issues. It includes but is not limited to individual, couples, family and

group psychotherapy. Clinical social work services consist of assessment, treatment and evaluation. (7-1-93)

b. “Under appropriate supervision” shall be defined to mean that type of consultative-teaching supervision aimed at enhancing the professional development of supervisees in providing services which focus upon the evaluation and treatment of emotional disorders and mental illness as related to the total health of the individual, and on helping with problems of living and activities designed to stimulate growth and development. Supervision shall come from a licensed clinical social worker, licensed psychologist or a person licensed to practice medicine and surgery who practices in the area of psychiatry, working in the same area of practice. Supervision must occur on a regular and on-going basis, consisting of a minimum of one hundred (100) hours equally distributed throughout the qualifying period. Ratio of supervisor/supervisee shall not exceed two (2) social workers to one (1) supervisor. (7-1-97)

03. Employment Of A Social Worker. A social worker employed directly by a physician, psychologist or other social worker, or by a public or private agency, institution, hospital, nursing home, rehabilitation center, or any similar facility, is not to be considered within the definition of a private practitioner. Furthermore, a social worker who contracts with an agency or institution that assumes full responsibility for and supervision of services provided to clients is not considered to be a private practitioner. (7-1-93)

04. Post Graduate Experience. “Two (2) years of post graduate experience” refers to full time social work experience gained after completion of the educational requirements and receipt of a Master of Social Work degree. A total of three thousand (3,000) part and/or full time hours of social work experience accumulated in not less than two (2) years maybe substituted for the two (2) years full time requirement. (7-1-93)

05. Appropriate Supervision. “Under appropriate supervision” is interpreted to mean that type of consultative-teaching supervision which is directed toward enhancement and improvement of the individual’s social work values, knowledge, methods and techniques. Supervision shall come from a qualified and experienced professional working in the same area of practice. The supervisor must hold an appropriate license for his discipline. Supervision must occur on a regular and on-going basis. (7-1-93)

06. Application For Certification For Private And Independent Practice. Application for certification for private and independent practice must be made to the Board of Social Work Examiners on forms provided by the Bureau of Occupational Licenses. (7-1-93)

202. TEMPORARY PERMIT (Rule 202).

The Chief of the Bureau of Occupational Licenses, acting in behalf of the Idaho Board of Social Work Examiners, may issue a permit to temporarily practice as a social worker or as a certified social worker, to an individual who makes application on forms provided by the Bureau of Occupational Licenses, pays the required fee and who has filed a complete application and payed the required fees for licensure, when the Chief has determined the applicant is eligible for licensure upon approval by the board or successful passage of the examination required by the board. (7-1-93)

01. Validity Of Permit. A temporary permit shall be valid only until the board takes action on the application for licensure or until the applicant is called by the board for examination and the results of the examination are made known. (7-1-93)

02. Eligibility To Receive Permit. An applicant is not eligible to receive a temporary permit when the applicant has previously had a permit or when the applicant has failed the examination for licensure. (7-1-93)

03. Supervision While On A Permit. A permit holder must at all times in the practice of social work be under the supervision and responsible to a licensed social worker who has accepted this responsibility as a condition to issuance of the permit. (7-1-93)

04. Obligation Of The Board. The issuance of a temporary permit does not in any manner obligate the board to grant a license to practice as a social worker or certified social worker. (7-1-93)

05. Termination Of Permit. A temporary permit may be summarily terminated without a hearing by the board or the Chief when there is reason to believe that the permittee was not eligible to receive the permit or is not eligible for licensure except for successful passage of the examination. (7-1-93)

203. -- 249. (RESERVED).

250. REINSTATEMENT REQUIREMENTS (Rule 250).

The Bureau shall cancel all licenses that have become invalid for failure to renew on July first of that year. The Bureau of Occupational Licenses may reinstate said licenses in accordance with the requirements of Section 67-2614, Idaho Code. (5-24-95)

251. -- 299. (RESERVED).

300. FEES (Rule 300).

To administer and carry out the provisions of this Act, the following fees are established: (7-1-93)

- 01. Application And Original License Fee.** Application and Original License Fee: (7-1-93)
 - a.** Certified Social Worker - Fifty dollars (\$50). (3-13-02)
 - b.** Private and Independent Practice - Fifty dollars (\$50). (3-13-02)
 - c.** Social Worker - Fifty dollars (\$50). (3-13-02)
 - d.** Temporary permit, Social Worker or Certified Social Worker - Thirty-five dollars (\$35). (3-13-02)
- 02. Examination Fee.** Examination fee will be set by the Board in concordance with the testing service fees. (7-1-93)
- 03. Endorsement And License Fee.** Endorsement and License Fee: (Reference to Subsection 300.06) (7-1-93)
 - a.** Certified Social Worker - Fifty-five dollars (\$55). (3-13-02)
 - b.** Social Worker - Fifty-five dollars (\$55). (3-13-02)
 - c.** Private and Independent Practice - Fifty-five dollars (\$55). (3-13-02)
- 04. Renewal Fee.** Renewal Fee: (7-1-93)
 - a.** Certified Social Worker - Fifty dollars (\$50). (3-13-02)
 - b.** Certified Social Worker with Private and Independent Practice - Sixty dollars (\$60). (3-13-02)
 - c.** Social Worker - Fifty dollars (\$50). (3-13-02)
- 05. Reinstatement Fee.** Reinstatement fees in accordance with Section 67-2614, Idaho Code. (7-1-93)
- 06. All Fees Under This Act Are Non-Refundable.** All fees under this Act are non-refundable. (7-1-93)

301. -- 349. (RESERVED).

350. EXAMINATIONS AND BOARD MEETINGS (Rule 350).

Examinations will be conducted by the board for qualified applicants for social work licensing and board meetings will be held to conduct other business. (7-1-93)

01. Board Meetings. Board meetings will be held on the first Monday of the months of April, August and December of each year and at such other times as the board deems necessary. (7-1-93)

02. Exam Utilized. The Board utilizes the uniform, nationally standardized examination of the

American Association of State Social Work Boards (AASSWB). (7-1-93)

03. Dates Of Exams. Examination at all levels of social work licensing will be conducted on dates established for national administration. (7-1-93)

04. Graduation Date To Qualify For Exam. Candidates for examination who can satisfy the board that they will be graduating at the end of the spring, summer or fall terms of any given year, may qualify for examination at the established testing period immediately preceding the date of graduation. (5-24-95)

05. Exemption From Exam. An applicant who has been tested for licensure utilizing an acceptable examination will be exempt from the Idaho examination if the applicant received a converted score of seventy (70) based upon a criterion reference examination. (7-1-93)

06. Endorsement. Total exemption from the requirement for examination is provided under Section 54-3208(3), Idaho Code. (7-1-93)

a. Exemption from examination will be extended to applicants licensed in another state with substantially the same requirements for licensing. This interpretation does not imply an exemption from academic requirements. (7-1-93)

b. The Professional Examination Service (PES) examination at the certified social worker and social worker level are accepted as similar to the examination required by Idaho law and Subsection 350.02 above. The Education Testing Service (ETS) examination will be accepted as similar to the examination required by Idaho law and Subsection 350.02 if taken prior to January 1, 1987. (5-24-95)

07. Application Deadline. Applications must be received in the Bureau of Occupational Licenses at least ninety (90) days prior to the examination date. Applications received after this date will be scheduled for the next available examination for which the application meets the filing deadline. (7-1-93)

351. CONTINUING EDUCATION (Rule 351).

01. Continuing Education Requirements. (7-1-95)

a. Beginning July 1, 1995, continuing education is required for renewal at all levels of social work licensure in Idaho. (7-1-95)

b. The minimum continuing education (CE) hours that are required to renew at each licensure level are: (7-1-95)

i. Certified Social Worker, Private/Independent Practice - twenty (20) hours annually. (7-1-95)

ii. Certified Social Worker - twenty (20) hours annually. (7-1-95)

iii. Social Worker - twenty (20) hours annually. (7-1-95)

c. Beginning July 1, 1995, certified proof of attendance for formal continuing education hours will be required. (7-1-95)

d. Continuing education (CE) requirements for licensees are to be reported annually. A continuing education course taken in any renewal year, but not claimed for CE credit in that year, may be utilized for credit in the following renewal year. (7-1-98)

e. Each licensed social worker shall complete and return a Board approved continuing education report form as part of the annual renewal of licenses. This form will include identification of the title, date, and location of the course for which credit is claimed as well as a signature space for the licensee. (7-1-98)

f. Licensees will maintain document verifying CE attendance and curriculum for a period of three (3) years. This documentation will be subject to audit by the board. (7-1-98)

g. Licensees shall not be required to comply with this requirement during the first year in which they become licensed. (7-1-95)

h. One (1) continuing education hour shall equal one (1) clock hour. (7-1-95)

i. Courses that are part of the curriculum of a university, college or other educational institution shall be allotted CE credit at the rate of fifteen (15) CE hours for each semester hour or ten (10) CE hours for each quarter hour of school credit awarded. (7-1-95)

j. No more than ten (10) continuing education hours may be obtained from category II. (7-1-95)

k. As part of the required hours of continuing education, all licensees must complete at least four (4) hours of training every four (4) years in professional ethics. (7-1-95)

02. Categories Of Continuing Education. (7-1-95)

a. Category I. Category I includes formally organized learning events, ideally involving face-to-face interaction with a teacher for the purpose of accomplishing specific learning objectives. Courses, workshops, conferences, practice oriented seminars, staff development and training activities coordinated and/or taught by approved and recognized educators also are included in this category. Because of our geographic location and sparse population, closed circuit T.V., video tapes, and correspondence courses may be substituted for face-to-face contact if coordinated by an approved instructor. Videotaped presentations require a discussion period to follow that reviews the learning objectives of the taped program. (7-1-95)

b. Category II. Category II consists of a variety of self-directed professional study activities and growth experiences. Examples include making presentations on professional issues or programs, teaching a course, presenting a lecture, or conducting a workshop for the first time, editing or writing professional books or articles, and conducting professional research. (7-1-95)

03. Continuing Education Sources. (7-1-95)

a. Continuing education courses which are offered or approved by the National Association of Social Workers are automatically acceptable to the Board. (7-1-95)

i. Professional Associations. Continuing education hours may be obtained by participating in activities sponsored by or approved by professional associations including but not limited to the specialties of Professional Counseling, Social Work, Marriage and Family Therapy, Psychiatry, Psychiatric Nursing, Psychology or Pastoral Counseling. The professional association shall certify the number of clock hours of educational content in each sponsored or approved activity. (7-1-95)

ii. Educational Institutions. Continuing education hours may be obtained by completing coursework not below your level of licensing or by participating in continuing education programs sponsored by or approved by educational institutions accredited by a regional body recognized by the Council on Post Secondary Accreditation. The educational institution shall certify the number of clock hours of educational content in each sponsored or approved program. (7-1-95)

iii. Government Agencies, Schools and Hospitals. Continuing education hours may be obtained by participating in in-service training, courses or workshops sponsored by federal, state, or local government agencies, public school systems and licensed hospitals. The provider shall certify the number of clock hours of educational content in each approved activity. (7-1-95)

b. All continuing education hours must be relevant to the profession of social work at the individual's particular level of social work licensure. Final approval of acceptable programs rests with the Board. (7-1-95)

04. Documentation. (7-1-95)

a. Each licensee shall maintain for three (3) years from the date of submission to the Board their own

record of the continuing education activities which they have completed. (7-1-95)

b. Licensees shall attest, on their annual license renewal application, that they have satisfied the continuing education requirements. Documentation of these activities should be retained by the licensee and also sent to the Board. False attestation of satisfaction of the continuing education requirements on a renewal application shall subject the licensee to disciplinary action, including revocation. (7-1-95)

c. Category I documents must be in the form of a certificate of attendance, a statement signed by the provider verifying participation in the activity, or an official transcript. Documentation of Category II shall be in the form of an affidavit which includes a description of the activity, the subject material covered, the dates and number of hours involved. (7-1-95)

d. In the event a licensee fails to provide the Board with acceptable documentation of the hours attested to on the renewal application, the license will not be renewed. (7-1-95)

352. -- 399. (RESERVED).

400. UNPROFESSIONAL CONDUCT (Rule 400).

“Unprofessional conduct” is further defined as any violation of the Social Work Code of Professional Conduct. (7-1-93)

401. -- 449. (RESERVED).

450. STATEMENT OF PUBLIC POLICY AND CODE OF PROFESSIONAL CONDUCT (Rule 450).

The profession of social work is dedicated to serving people; the professional relationship between social workers and clients thus shall be governed by the highest moral and ethical values. The client is in a vulnerable role that extends beyond the time frame of actual services. In both social and professional interactions, this vulnerability shall be taken into consideration whether the person is currently or has been a client. Following is the Code of Professional Conduct: (5-24-95)

01. The Social Worker’s Ethical Responsibility To Clients. (7-1-93)

a. For the purpose of this Code of Professional Conduct, a client is anyone for whom the social worker provides social work services directly or indirectly through consultations, staffings, or supervision with other professionals. (7-1-93)

b. The social worker shall not commit fraud nor misrepresent services performed. (7-1-93)

c. The social worker shall not solicit the clients of an agency for which they provide services for his private practice. (7-1-93)

d. The social worker shall not divide a fee or accept or give anything of value for receiving or making a referral. (7-1-93)

e. The social worker shall provide clients with accurate and complete information regarding the extent and nature of the services available to them. (7-1-93)

f. The social worker shall terminate service to clients, and professional relationships with them, when such service and relationships are no longer required or in which a conflict of interest arises. (7-1-93)

g. A social worker shall not violate a position of trust by knowingly committing any act detrimental to a client. (7-1-93)

h. A social worker shall not exploit their professional relationships with clients (or former clients), supervisees, supervisors, students, employees, or research participants, sexually or otherwise. Social workers shall not condone or engage in sexual harassment. Sexual harassment is defined as deliberate or repeated comments, gestures, or physical contacts of a sexual nature that are unwelcomed by the recipient. (7-1-93)

i. A social worker shall not engage in sexual acts with a client or with a person who has been a client

within the past three (3) years. A social worker shall not provide social work services to a person with whom he/she has had a sexual relationship. (7-1-93)

02. The Social Worker's Conduct And Comportment As A Social Worker. (7-1-93)

a. In providing services, a social worker shall not discriminate on the basis of age, sex, race, color, religion, national origin, mental or physical handicap, political belief, or any other preference or personal characteristic, condition or status. (7-1-93)

b. Social workers shall not undertake any activity in which their personal problems are likely to lead to inadequate performance or harm to a client, colleague, student, or research participant. If engaged in such activity when they become aware of their personal problems, they shall seek competent professional assistance to determine whether they should suspend, terminate, or limit the scope of their professional activities. (7-1-93)

c. A social worker shall not provide social work service while under the influence of alcohol or other mind-altering or mood-altering drugs which impair delivery of services. (7-1-93)

d. A social worker shall not repeatedly fail to keep scheduled appointments. (7-1-93)

e. The social worker who anticipates the termination or interruption of service to clients shall notify clients promptly and seek the transfer, referral, or continuation of services in relation to the clients' needs and preferences. (7-1-93)

f. The social worker shall attempt to make appropriate referrals as indicated by the client's need for services. (7-1-93)

g. A social worker shall obtain the client's or legal guardian's informed written consent when a client is to be involved in any research project. A social worker shall explain the research, including any implications. (7-1-93)

h. The social worker shall obtain informed consent of clients before taping, recording, or permitting third party observation of their activities. (7-1-93)

i. A social worker shall safeguard information given by clients in providing client services. Except when required by law or judicial order, a social worker shall obtain the client's informed written consent before releasing confidential information from the setting or facility except for compelling reasons defined as but not limited to: (7-1-93)

i. Consultation with another professional on behalf of the client thought to be dangerous to self or others; (7-1-93)

ii. Duty to warn pursuant to Chapter 19, Title 6, Idaho Code; (5-24-95)

iii. Child abuse and sexual molestation pursuant to Chapter 16, Title 16, Idaho Code; and (5-24-95)

iv. Any other situation in accordance with statutory requirements. (7-1-93)

j. A social worker shall report any violation of the law or rules, including Code of Professional Conduct, by a person certified under Chapter 32, Title 54, Idaho Code. (7-1-93)

03. The Advertising Rules For Social Workers. No social worker shall disseminate or cause the dissemination of any advertisement or advertising which is any way fraudulent, false, deceptive or misleading. Any advertisement or advertising shall be deemed by the board to be fraudulent, false, deceptive, or misleading if it: (7-1-93)

a. Contains a misrepresentation of fact; or (7-1-93)

b. Is misleading or deceptive because in its content or in the context in which it is presented it makes

only a partial disclosure of relevant facts. More specifically, it is misleading and deceptive for a social worker to advertise free services or services for a specific charge when in fact the social worker is transmitting a higher charge for the advertised services to a third party payor for payment or charges the patient or a third party. It is misleading and deceptive for a social worker or a group of social workers to advertise a social work referral service or bureau unless the advertisement specifically names each of the individual social workers who are participating in the referral service or bureau. (7-1-93)

- c.** Creates false or unjustified expectations of beneficial treatment or successful outcomes; or (7-1-93)
- d.** Fails to identify conspicuously the social worker or social workers referred to in the advertising as a social worker or social workers; or (7-1-93)
- e.** Contains any representation or claims, as to which the social worker, referred to in the advertising, fails to perform; or (7-1-93)
- f.** Contains any representation which identifies the social worker practice being advertised by a name which does not include the terms "social worker," "social work," or some easily recognizable derivation thereof; or (7-1-93)
- g.** Contains any representation that the practitioner has received any license or recognition by the state of Idaho or its authorized agents, which is superior to the license and recognition granted to any social worker who successfully meets the licensing requirements of Chapter 32, Title 54, Idaho Code; or (7-1-93)
- h.** Appears in any classified directory, listing, or compendium under a heading, which when considered together with the advertisement, has the capacity or tendency to be deceptive or misleading with respect to the profession or professional status of the social worker; or (7-1-93)
- i.** Contains any other representation, statement, or claim which is misleading or deceptive. (7-1-93)

451. -- 474. (RESERVED).

475. DISCIPLINE (Rule 475).

01. Civil Fine. The Board may impose a civil fine not to exceed one thousand dollars (\$1,000) upon a licensed social worker for each violation of Section 54-3211, Idaho Code. (3-18-99)

02. Costs And Fees. The Board may order a licensed social worker to pay the costs and fees incurred by the Board in the investigation or prosecution of the licensee for violation of Section 54-3211, Idaho Code. (3-18-99)

476. -- 499. (RESERVED).

500. RULE MAKING HISTORY PRIOR TO JULY, 1993 (Rule 500).

Adopted January 30, 1980

Re-adopted October 11, 1983

Revised December 15, 1983

Rule C.4. and E.1.c. Adopted Emergency

Re-adopted February 23, 1985

Re-adopted November 25, 1985

Re-adopted February 16, 1988

Re-adopted January 22, 1990 (7-1-93)

501. -- 999. (RESERVED).

Subject Index

A
Administration And Accounting, Social Work Examiners 4
All Fees Under This Act Are Non-Refundable 6
Application And Original License Fee 6
Application Deadline, Social Work Examiners 7
Application For Certification For Private And Independent Practice, Social Work 5
Application For Licensure, Social Work Licensing 4
Appropriate Supervision, Private/Independent Practice Of Social Work 5
Approved Colleges And Related Fields, Social Work Examiners 2

B
Board Meetings, Social Work Examiners 6
Board Shall Contract With The Bureau Of Occupational Licenses, Social Work Examiners 4

C
Categories Of Continuing Education, Social Work Licensure 8
Civil Fine, Social Workers Discipline 11
College Or University Approved By The Board, Social Work Examiners 2
Continuing Education Requirements, Social Work Licensure 7
Continuing Education Sources, Social Work Licensure 8
Continuing Education, Social Work Licensure 7
Costs And Fees, Social Workers Discipline 11

D
Dates Of Exams, Social Work Examiners 7
Definitions, IDAPA 24.14.01, Rules Of The State Board Of Social Work Examiners 2
Discipline, Social Workers 11
Documentation, Social Work Continuing Education 8

E
Educational Requirements, Social Work Licensing 4
Eligibility To Receive Permit, Social Work Temporary Permit 5
Employment Of A Social Worker, Private/Independent Practice Of Social Work 5
Endorsement And License Fee 6
Endorsement, Social Work Examiners 7
Exam Utilized, Social Work Examiners 6
Examination Fee 6
Examinations And Board Meetings, Social Work Examiners 6
Exemption From Exam, Social Work Examiners 7

F
Fees, Social Work Examiners 6

G
Good Moral Character, Social Work Licensing 4
Graduation Date To Qualify For Exam, Social Work Examiners 7

L
Licensing Qualifications And Definition Of Terms, Social Work Licensing 4

O
Obligation Of The Board, Social Work Temporary Permit 5
Other College Or University Approved By The Board, Social Work Examiners 2

P
Post Graduate Experience, Private/Independent Practice Of Social Work 5
Private And Independent Practice Of Clinical Social Work 4
Private And Independent Practice Of Social Work 4

R
Reimbursement Of Board Members, Social Work Examiners 4
Reinstatement Fee 6
Reinstatement Requirements, Social Work License 6
Related Fields, Social Work

Examiners 3
Renewal Fee 6

S
Statement Of Public Policy And Code Of Professional Conduct, Social Worker's Ethical Responsibility 9
Supervision While On A Permit, Social Work Temporary Permit 5

T
Temporary Permit, Social Work 5
Termination Of Permit, Social Work Temporary Permit 5
The Advertising Rules For Social Workers, Social Worker's Ethical Responsibility 10
The Social Worker's Conduct And Compartment As A Social Worker 10
The Social Worker's Ethical Responsibility To Clients 9

U
Unprofessional Conduct, Social Work Code Of Professional Conduct 9

V
Validity Of Permit, Social Work Temporary Permit 5