

Secretary of State  
Certificate and Order for Filing  
**PERMANENT ADMINISTRATIVE RULES**

**FILED**  
4-1-16 2:59 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

I certify that the attached copies are true, full and correct copies of the PERMANENT Rule(s) adopted on Upon filing, by the  
Board of Licensed Professional Counselors and Therapists 833  
\_\_\_\_\_  
Agency and Division Administrative Rules Chapter Number  
LaRee' Felton (503) 373-1196  
\_\_\_\_\_  
Rules Coordinator Telephone  
3218 Pringle Rd. SE, Suite 250, Salem, OR 97302  
\_\_\_\_\_  
Address

To become effective Upon filing. Rulemaking Notice was published in the March 2016 Oregon Bulletin.

**RULE CAPTION**

Criminal background checks for renewing licensees.  
\_\_\_\_\_  
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

**RULEMAKING ACTION**

Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

- ADOPT:**
- AMEND:**  
833-120-0011
- REPEAL:**
- RENUMBER:**
- AMEND AND RENUMBER:**

**Statutory Authority:**  
ORS 181.534, 675.705 - 675.835, 676.303

**Other Authority:**

**Statutes Implemented:**  
ORS 181.534, 675.785, 676.303

**RULE SUMMARY**

This rulemaking removes the requirement that renewing licensed professional counselors, licensed marriage and family therapists, and registered interns complete a fingerprint-based criminal background check at least once every five years.

\_\_\_\_\_  
LaRee' Felton laree.felton@state.or.us  
Rules Coordinator Name Email Address

**BOARD OF LICENSED PROFESSIONAL COUNSELORS AND THERAPISTS**

**DIVISION 120**

**CRIMINAL HISTORY CHECKS**

**833-120-0011**

**Purpose and Scope**

(1) The purpose of these rules, OAR 833-120-0011 to 833-120-0041, is to provide for the screening under ORS 181.534 of licensees, registered interns, and applicants for licensure with the Oregon Board of Licensed Professional Counselors and Therapists to determine if they have a history of criminal behavior such that they would be unable to, or should not be allowed to, perform the services of a Licensed Professional Counselor or Licensed Marriage and Family Therapist.

(2) The following persons must take the steps necessary to complete a nationwide criminal history check under ORS 181.534:

(a) A person who, on or after January 1, 2010, submits an application for licensure to the Board in accordance with OAR 833 Division 20; and

(b) A licensee or registered intern who is the subject of inquiry or investigation by the Board.

Stat. Auth.: ORS 675.785 - 675.835 & 676.160 - 676.180

Stats. Implemented: ORS 675.785 - 675.835

Hist.: BLPCT 1-2010, f. & cert. ef. 1-5-10; BLPCT 2-2011(Temp), f. 5-13-11, cert. ef. 5-15-11 thru 11-10-11; Administrative correction 11-18-11; BLPCT 3-2011, f. 12-3-11, cert. ef. 12-15-11