

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 396

By: Bergstrom

AS INTRODUCED

An Act relating to professions and occupations;  
amending 59 O.S. 2021, Section 1873, as amended by  
Section 1, Chapter 88, O.S.L. 2023 (59 O.S. Supp.  
2024, Section 1873), which relates to the Oklahoma  
Board of Licensed Alcohol and Drug Counselors;  
extending sunset date; updating statutory language;  
providing an effective date; and declaring an  
emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 2021, Section 1873, as  
amended by Section 1, Chapter 88, O.S.L. 2023 (59 O.S. Supp. 2024,  
Section 1873), is amended to read as follows:

Section 1873. A. There is hereby re-created, to continue until  
~~July 1, 2025~~ July 1, 2026, in accordance with the provisions of the  
Oklahoma Sunset Law, the Oklahoma Board of Licensed Alcohol and Drug  
Counselors, consisting of seven (7) members, to be appointed by the  
Governor, with the advice and consent of the Senate, as follows:

1. a. Six members who shall be alcohol and drug counselors  
certified by an entity recognized to do professional  
alcohol and drug counseling certification in this

1 state; provided, however, five of such members shall  
2 subsequently secure licensure and one such member  
3 shall subsequently secure certification, pursuant to  
4 the provisions of the Licensed Alcohol and Drug  
5 Counselors Act, no later than January 1, 2005.

6 b. Thereafter, five members shall be licensed alcohol and  
7 drug counselors at the time of appointment, and one  
8 member shall be certified as an alcohol and drug  
9 counselor at the time of appointment.

10 c. Pursuant to the provisions of this paragraph, the  
11 Governor shall appoint:

12 (1) four members from a list of names submitted by  
13 the Oklahoma Drug and Alcohol Professional  
14 ~~Counselors~~ Counselor Association,

15 (2) one member from a list of names submitted by the  
16 Oklahoma Substance Abuse Services Alliance, and

17 (3) one member from a list of names submitted by the  
18 Oklahoma Citizen Advocates for Recovery and  
19 ~~Treatment~~ Transformation Association.

20 d. One member shall be appointed from and shall represent  
21 the general public. Such member shall be a resident  
22 of this state who has attained the age of majority and  
23 shall not be, nor shall ever have been, a licensed or  
24 certified alcohol and drug counselor, or the spouse of  
25

1 a licensed or certified alcohol and drug counselor, or  
2 a person who has ever had any material financial  
3 interest in the provision of alcohol and drug  
4 counseling services or has engaged in any activity  
5 directly related to the practice of alcohol and drug  
6 counseling.

7 2. The composition of the Board shall include five members who  
8 hold a master's or higher degree and one member whose highest degree  
9 held is a bachelor's degree.

10 3. The Governor shall appoint the members to the Board no later  
11 than July 1, 2004.

12 B. Each member of the Board appointed as a licensed alcohol and  
13 drug counselor shall:

14 1. Be certified or licensed to engage in the practice of  
15 alcohol and drug counseling in this state and shall be in good  
16 standing; and

17 2. Have at least three (3) years of experience in the practice  
18 of alcohol and drug counseling in this state.

19 C. Two of the members initially appointed shall serve three-  
20 year terms; two shall serve four-year terms; and three shall serve  
21 five-year terms, as designated by the Governor. Thereafter, the  
22 terms of all members shall be five (5) years.

23 D. A vacancy on the Board shall be filled in the same manner as  
24 the original appointment for the balance of the unexpired term.

1 Members may succeed themselves but shall serve no more than two  
2 consecutive terms. Each member shall serve until a successor is  
3 appointed and qualified.

4 E. Members of the Board may be removed from office for one or  
5 more of the following reasons:

6 1. The refusal or inability for any reason to perform the  
7 duties of a Board member in an efficient, responsible and  
8 professional manner;

9 2. The misuse of office for pecuniary or material gain or for  
10 personal advantage for self or another;

11 3. A violation of the laws or rules governing the practice of  
12 alcohol and drug counseling; or

13 4. Conviction of a felony as verified by a certified copy of  
14 the record of the court of conviction.

15 F. Members of the Board shall serve without compensation, but  
16 shall be reimbursed for actual and necessary travel expenses as  
17 provided in the State Travel Reimbursement Act.

18 SECTION 2. This act shall become effective July 1, 2025.

19 SECTION 3. It being immediately necessary for the preservation  
20 of the public peace, health or safety, an emergency is hereby  
21 declared to exist, by reason whereof this act shall take effect and  
22 be in full force from and after its passage and approval.  
23

24 60-1-1045

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