

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1430

Introduced by

Representatives VanWinkle, K. Anderson, Bolinske, Christianson, Frelich, Hoverson, Kasper, Koppelman, Louser, Heilman

Senators Paulson, Castaneda

1 A BILL for an Act to create and enact a new section to chapter 43-41 of the North Dakota
2 Century Code, relating to the regulation of social workers.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 43-41 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Ethics - Caring for individuals questioning sexuality or gender identity.**

- 7 1. For purposes of this section, "conversion therapy" means any treatment with the goal
8 of changing the sexual orientation or gender identity of an individual. The term
9 includes medication, psychotherapy, electroshock therapy, and aversion therapy.
- 10 2. It is an ethical violation for a licensee to conduct conversion therapy.
- 11 3. It is not an ethical violation for a licensed clinical social worker to counsel an individual
12 who is questioning their sexuality or gender and wants to align their sexuality or
13 gender with the individual's personal or spiritual beliefs.
- 14 4. As a condition of engaging in practices or treatment under this section, a licensee:
- 15 a. Shall ensure the practice or treatment is in alignment with the individual's self-
16 determination;
- 17 b. Shall disclose to the individual being treated the nature of the treatment or
18 practices; and
- 19 c. Must have received authorization from the individual being treated, or that
20 individual's parent or guardian, to engage in the practices or treatments.