

## School Counseling in the Ohio Revised and Administrative Code

1. Licensure requirement for school counselors are in the Administrative Code section 3301-24-05.  
<http://codes.ohio.gov/oac/3301-24-05>
2. Provisional license renewal for school counselors is addressed in Administrative Code section 3301-24-07.  
<http://codes.ohio.gov/oac/3301-24-07>
3. Temporary licensing for school counselors is addressed in Administrative Code section 3301-23-44. It allows for temporary licensed to be issued to those who already hold a valid teaching certificate and is enrolled in a school counseling program and also to a professional counselor or professional clinical counselor licensed under 4757 of the Ohio Revised Code who is enrolled in a school counseling program.  
<http://codes.ohio.gov/oac/3301-23-44>
4. License renewal processes are addressed in Administrative Code section 3301-24-08.  
<http://codes.ohio.gov/oac/3301-24-08>
5. Ohio Administrative Code section 3301-47-01 allows for a school counselor (guidance counselor) to participate on any education program committee for the development of education programs for parents of truant students.  
<http://codes.ohio.gov/oac/3301-47-01>
6. Administrative Code section 3301-51-15 addresses identifying and serving gifted students and allows that a continuum of services provided by each district board of education may include such options including “guidance” which is identified as “Guidance services received from a guidance counselor and/or a guidance program specifically designed to meet the social and emotional needs of gifted children, including making academic and career choices.”  
<http://codes.ohio.gov/oac/3301-51-15>
7. Ohio Revised Code section 4758.61 allows school counselors to supervise an individual who holds a valid prevention specialist assistant certificate or registered applicant certificate engaging in the practice of alcohol and other drug prevention services.  
<http://codes.ohio.gov/orc/4758.61>
8. Ohio Revised Code section 3333.43 requires that school counselors (guidance counselors) receive a copy of institutions of higher education’s three year baccalaureate degree options from the Department of Education.  
<http://codes.ohio.gov/orc/3333.43>
9. Ohio Revised Code section 2317.02 addresses the privileged communications and includes communications between a school counselor (guidance counselor) and their students. Specifically, the law says confidential communication received from a client in that relation or the person's advice to a client is privileged unless any of the following applies:
  - The communication or advice indicates clear and present danger to the client or other persons. For the purposes of this division, cases in which there are indications of present or past child abuse or neglect of the client constitute a clear and present danger.
  - The client gives express consent to the testimony.
  - If the client is deceased, the surviving spouse or the executor or administrator of the estate of the deceased client gives express consent.

- The client voluntarily testifies, in which case the school guidance counselor or person licensed or registered under Chapter 4757. of the Revised Code may be compelled to testify on the same subject.
- The court in camera determines that the information communicated by the client is not germane to the counselor-client, marriage and family therapist-client, or social worker-client relationship.
- A court, in an action brought against a school, its administration, or any of its personnel by the client, rules after an in-camera inspection that the testimony of the school guidance counselor is relevant to that action.
- The testimony is sought in a civil action and concerns court-ordered treatment or services received by a patient as part of a case plan journalized under section 2151.412 of the Revised Code or the court-ordered treatment or services are necessary or relevant to dependency, neglect, or abuse or temporary or permanent custody proceedings under Chapter 2151. of the Revised Code.

The law also specifies that this nothing in this section shall relieve a school guidance counselor or a person licensed or registered under Chapter 4757. of the Revised Code from the requirement to report information concerning child abuse or neglect under section 2151.421 of the Revised Code. (The provisions of 2151.421 apply to all school personnel <http://codes.ohio.gov/orc/2151.421>).  
<http://codes.ohio.gov/orc/2317.02>