
By: **Delegate Hubbard**
Introduced and read first time: January 31, 2000
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 23, 2000

CHAPTER 358

1 AN ACT concerning

2 **Health Occupations - Renaming the State Board of Examiners of**
3 **Professional Counselors**

4 FOR the purpose of renaming the State Board of Examiners of Professional
5 Counselors to the State Board of ~~Examiners of Professional Counselors, Alcohol~~
6 ~~and Drug Counselors, Clinical Marriage and Family Therapists, and Clinical~~
7 ~~Professional Counselors~~ Professional Counselors and Therapists; defining a
8 certain term; altering certain definitions; making stylistic changes; and
9 generally relating to professional counselors, ~~alcohol and drug counselors,~~
10 ~~clinical marriage and family therapists, and clinical professional counselors and~~
11 therapists.

12 BY repealing and reenacting, with amendments,
13 Article - Health Occupations
14 Section 17-101; 17-201 and 17-206(a) and (c) to be under the amended subtitle
15 "Subtitle 2. State Board of ~~Examiners of Professional Counselors, Alcohol~~
16 ~~and Drug Counselors, Clinical Marriage and Family Therapists, and~~
17 ~~Clinical Professional Counselors~~ Professional Counselors and Therapists";
18 and 17-312(b)(5) and 17-501 to be under the amended title "Title 17.
19 Professional Counselors, ~~Alcohol and Drug Counselors, Clinical Marriage~~
20 ~~and Family Therapists, and Clinical Professional Counselors and~~
21 Therapists"
22 Annotated Code of Maryland
23 (1994 Replacement Volume and 1999 Supplement)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Health Occupations**

2 Title 17. Professional Counselors, ~~ALCOHOL AND DRUG COUNSELORS, CLINICAL~~
 3 ~~MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL PROFESSIONAL COUNSELORS~~
 4 AND THERAPISTS.

5 17-101.

6 (a) In this title the following words have the meanings indicated.

7 (b) "Alcohol and drug counseling" means assisting an individual, family, or
 8 group through the client-counselor relationship:

9 (1) To develop understanding of intrapersonal and interpersonal
 10 substance abuse problems;

11 (2) To define goals relating to substance abuse;

12 (3) To make decisions relating to substance abuse;

13 (4) To plan a course of action reflecting the needs, interests, and abilities
 14 of the individual, family, or group relating to substance abuse; and

15 (5) To use informational and community substance abuse resources
 16 relating to personal, social, emotional, educational, and vocational development and
 17 adjustment.

18 (c) (1) "Appraisal" means:

19 (i) Selecting, administering, scoring, and interpreting instruments
 20 designed to assess an individual's aptitudes, attitudes, abilities, achievements,
 21 interests, and personal characteristics; and

22 (ii) Using nonstandardized methods and techniques for
 23 understanding human behavior in relation to coping with, adapting to, or changing
 24 life situations.

25 (2) "Appraisal" does not include instruments which require specialized
 26 psychological training for administration and interpretation unless the licensed or
 27 certified professional counselor has completed training deemed by the Board of
 28 Examiners of Psychologists and the STATE Board of ~~EXAMINERS OF Professional~~
 29 ~~Counselors, ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY~~
 30 ~~THERAPISTS, AND CLINICAL PROFESSIONAL COUNSELORS~~ PROFESSIONAL
 31 COUNSELORS AND THERAPISTS to be equivalent to that of a licensed psychologist who
 32 is qualified to administer the same types of instruments.

33 (d) "Board" means the State Board of ~~Examiners of Professional Counselors,~~
 34 ~~ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS,~~
 35 ~~AND CLINICAL PROFESSIONAL COUNSELORS~~ PROFESSIONAL COUNSELORS AND
 36 THERAPISTS.

1 (e) "Certificate" means a certificate issued by the Board to practice
2 professional counseling.

3 (f) "Certified professional counselor" means a professional counselor who is
4 certified by the Board.

5 (g) "Counseling" means assisting an individual, family, or group through the
6 client-counselor relationship:

7 (1) To develop understanding of intrapersonal and interpersonal
8 problems;

9 (2) To define goals;

10 (3) To make decisions;

11 (4) To plan a course of action reflecting the needs, interests, and abilities
12 of the individual, family, or group; and

13 (5) To use informational and community resources, as these procedures
14 are related to personal, social, emotional, educational, and vocational development
15 and adjustment.

16 (h) "FUND" MEANS THE STATE BOARD OF ~~EXAMINERS OF PROFESSIONAL~~
17 ~~COUNSELORS, ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY~~
18 ~~THERAPISTS, AND CLINICAL PROFESSIONAL COUNSELORS~~ PROFESSIONAL
19 COUNSELORS AND THERAPISTS FUND.

20 (I) "Marriage and family therapy" means applying marriage and family
21 systems theory, principles, methods, therapeutic techniques, and research in:

22 (1) Resolving emotional conflict and modifying perception and behavior
23 in the context of marriage and family life; and

24 (2) The identification and assessment of client needs and the
25 implementation of therapeutic intervention.

26 [(i)] (J) (1) "Certified supervised counselor-alcohol and drug" means an
27 individual who is certified by the Board to practice alcohol and drug counseling in the
28 State pursuant to the limitations in § 17-302.4 of this title.

29 (2) "Certified associate counselor-alcohol and drug" means an individual
30 who is certified by the Board to practice alcohol and drug counseling in the State
31 pursuant to the limitations in § 17-302.5 of this title.

32 (3) "Certified professional counselor-alcohol and drug" means an
33 individual who is certified by the Board to practice alcohol and drug counseling in the
34 State.

1 [(j)] (K) "Certified professional counselor-marriage and family therapist"
 2 means an individual who is certified by the Board to practice marriage and family
 3 therapy in the State.

4 [(k)] (L) "Practice alcohol and drug counseling" means to engage
 5 professionally and for compensation in alcohol and drug counseling activities while
 6 representing oneself to be a certified professional counselor-alcohol and drug, a
 7 certified supervised counselor-alcohol and drug, or a certified associate
 8 counselor-alcohol and drug.

9 [(l)] (M) "Practice marriage and family therapy" means to engage
 10 professionally and for compensation in marriage and family therapy activities while
 11 representing oneself to be a certified professional counselor-marriage and family
 12 therapist.

13 [(m)] (N) "Practice professional counseling" means to engage professionally
 14 and for compensation in counseling and appraisal activities while representing
 15 oneself to be a professional counselor.

16 Subtitle 2. State Board of ~~Examiners of Professional Counselors, ALCOHOL AND~~
 17 ~~DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL~~
 18 ~~PROFESSIONAL COUNSELORS~~ PROFESSIONAL COUNSELORS AND THERAPISTS.

19 17-201.

20 There is a State Board of ~~Examiners of Professional Counselors, ALCOHOL AND~~
 21 ~~DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL~~
 22 ~~PROFESSIONAL COUNSELORS~~ PROFESSIONAL COUNSELORS AND THERAPISTS.

23 17-206.

24 (a) There is a State Board of ~~Examiners of Professional Counselors, ALCOHOL~~
 25 ~~AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND~~
 26 ~~CLINICAL PROFESSIONAL COUNSELORS~~ PROFESSIONAL COUNSELORS AND
 27 THERAPISTS Fund.

28 (c) (1) The Board shall pay all [funds] FEES collected under this title to the
 29 Comptroller of the State.

30 (2) The Comptroller shall distribute the fees to the [State Board of
 31 Examiners of Professional Counselors] Fund.

32 17-312.

33 (b) The professional disclosure statement shall contain:

34 (5) At the bottom of the first page of the disclosure statement, the words,
 35 "This information is required by the Board of ~~Examiners of Professional Counselors,~~
 36 ~~ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS,~~
 37 ~~AND CLINICAL PROFESSIONAL COUNSELORS~~ PROFESSIONAL COUNSELORS AND

1 THERAPISTS which regulates all certified and licensed counselors and therapists";

2 and

3 17-501.

4 This title may be cited as the "Maryland Professional Counselors, ~~ALCOHOL AND~~
5 ~~DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL~~
6 ~~PROFESSIONAL COUNSELORS AND THERAPISTS~~ Act".

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

8 October 1, 2000.