

SENATE BILL 575

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5r1534
CF 5r1533

By: **Senator Nathan–Pulliam**

Introduced and read first time: February 6, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations – Alcohol and Drug Counselors – Qualifications and**
3 **Practice Limitations**

4 FOR the purpose of altering the qualifications individuals are required to meet to be
5 licensed to practice clinical alcohol and drug counseling, to qualify to practice as a
6 licensed graduate alcohol and drug counselor under supervision for a limited period
7 of time, to qualify as a certified associate counselor–alcohol and drug, or to qualify
8 as a certified supervised counselor–alcohol and drug; requiring a certified associate
9 counselor–alcohol and drug to practice under the supervision of a Board–approved
10 alcohol and drug supervisor who meets certain requirements; providing that a
11 certified associate counselor–alcohol and drug may only provide counseling as an
12 employee of a certain agency or facility and under the supervision of a certain
13 supervisor; prohibiting a certified associate counselor–alcohol and drug from
14 practicing independently; requiring a certified supervised counselor–alcohol and
15 drug to practice under the supervision of a Board–approved alcohol and drug
16 supervisor who meets certain requirements; providing that a certified supervised
17 counselor–alcohol and drug may only provide counseling as an employee of a certain
18 agency or facility and under the supervision of a certain supervisor; prohibiting a
19 certified supervised counselor–alcohol and drug from providing supervision or
20 practicing independently; making conforming and clarifying changes; and generally
21 relating to qualifications for and practice of alcohol and drug counselors.

22 BY repealing and reenacting, with amendments,
23 Article – Health Occupations
24 Section 17–302, 17–309(a) and (c), 17–403, and 17–404
25 Annotated Code of Maryland
26 (2014 Replacement Volume)

27 BY repealing and reenacting, without amendments,
28 Article – Health Occupations
29 Section 17–309(b)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (2014 Replacement Volume)

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

5 **Article – Health Occupations**

6 17–302.

7 (a) To qualify for a license to practice clinical alcohol and drug counseling, an
8 applicant shall be an individual who meets the requirements of this section.

9 (b) The applicant shall be of good moral character.

10 (c) The applicant shall be at least 18 years old.

11 (d) (1) Except as provided in § 17–305 of this subtitle, the applicant shall **AT**
12 **A MINIMUM:**

13 (i) Hold a master’s or doctoral degree in a health and human
14 services counseling field from **[an] A REGIONALLY** accredited educational institution that
15 is approved by the Board; or

16 (ii) **[Have] HOLD A MASTER’S DEGREE FROM A REGIONALLY**
17 **ACCREDITED EDUCATIONAL INSTITUTION AND HAVE** completed a program of studies
18 judged by the Board to be substantially equivalent in subject matter **[and extent of**
19 **training]** as required under this section.

20 (2) **[(i)]** In the case of an applicant holding a doctoral degree, the
21 applicant shall have completed a minimum of 90 graduate credit hours approved by the
22 Board.

23 (ii) In the case of an applicant holding only a master’s degree, the]
24 **THE** applicant shall have completed a minimum of 60 **[graduate] SEMESTER** credit hours
25 **OR 90 QUARTER CREDIT HOURS** approved by the Board.

26 (3) The applicant shall have completed a minimum of **[26] 36 SEMESTER**
27 credit hours **OR 60 QUARTER CREDIT HOURS** in alcohol and drug counselor training,
28 including:

29 **(I) A 3 SEMESTER CREDIT HOUR OR 5 QUARTER CREDIT HOUR**
30 **COURSE TAKEN AT A REGIONALLY ACCREDITED EDUCATIONAL INSTITUTION IN**
31 **EACH OF THE FOLLOWING:**

32 **[(i)] 1.** Medical aspects of chemical dependency;

- 1 [(ii)] 2. Group counseling;
- 2 [(iii)] 3. Individual counseling;
- 3 [(iv)] 4. Family counseling;
- 4 [(v)] 5. [Assessment and treatment planning] ADDICTIONS
5 TREATMENT DELIVERY;
- 6 [(vi)] 6. Ethics [for alcohol and drug counselors] THAT INCLUDES
7 ALCOHOL AND DRUG COUNSELING ISSUES;
- 8 [(vii)] 7. Human development;
- 9 [(viii)] 8. Abnormal psychology; [and]
- 10 9. THEORIES OF COUNSELING;
- 11 10. TREATMENT OF CO-OCCURRING DISORDERS; AND
- 12 [(ix) Courses pertaining to counselor core functions of screening,
13 intake, orientation, case management, crisis intervention, education and prevention,
14 referral, consultation, reports and record keeping, and special alcohol and drug dependency
15 topics]
- 16 11. TOPICS IN SUBSTANCE-RELATED AND ADDICTIVE
17 DISORDERS; AND
- 18 (II) AN INTERNSHIP IN ALCOHOL AND DRUG COUNSELING THAT
19 TOTALS 6 SEMESTER CREDIT HOURS OR 10 QUARTER CREDIT HOURS.
- 20 (e) The applicant shall [have]:
- 21 (1) HAVE completed not less than [3] 2 years with a minimum of 2,000
22 hours of supervised experience in alcohol and drug counseling [approved by the Board, 2
23 years of], which shall have been completed after the award of the master's or doctoral
24 degree [or its substantial equivalent]; AND
- 25 (2) PROVIDE DOCUMENTATION AS REQUIRED BY THE BOARD
26 EVIDENCING THE COMPLETION OF THE POSTGRADUATE EXPERIENCE REQUIRED
27 UNDER ITEM (1) OF THIS SUBSECTION.

1 (f) The applicant shall provide documentation to the Board evidencing the
2 completion of 60 hours of graduate course work, completed at [an] A REGIONALLY
3 accredited [college or university] EDUCATIONAL INSTITUTION approved by the Board
4 that included training in:

- 5 (1) Personality development;
- 6 (2) Diagnosis and treatment of mental and emotional disorders;
- 7 (3) Psychopathology; and
- 8 (4) Psychotherapy [in alcohol and drug disorders].

9 [(g) The applicant shall provide documentation evidencing the completion of 2
10 years of postgraduate supervised clinical experience as required by the Board.]

11 [(h)] (G) Except as otherwise provided in this title, the applicant shall pass [an]:

- 12 (1) AN examination approved by the Board; AND
- 13 (2) THE LAW EXAMINATION ON THIS TITLE ADMINISTERED BY THE
14 BOARD.

15 17-309.

16 (a) The Board may adopt regulations to allow an individual to practice under
17 CLINICAL supervision as a licensed graduate alcohol and drug counselor, a licensed
18 graduate marriage and family therapist, a licensed graduate professional counselor, or a
19 licensed graduate professional art therapist.

20 (b) To qualify to practice as a licensed graduate alcohol and drug counselor, a
21 licensed graduate marriage and family therapist, a licensed graduate professional
22 counselor, or a licensed graduate professional art therapist, an individual shall be:

- 23 (1) Of good moral character; and
- 24 (2) At least 18 years old.

25 (c) An individual may practice graduate alcohol and drug counseling under
26 supervision for a limited period of time if the individual has:

- 27 (1) [A] AT A MINIMUM, A master's or doctoral degree in a health and
28 human services counseling field [that meets the educational requirements of § 17-302 of
29 this subtitle] FROM A REGIONALLY ACCREDITED EDUCATIONAL INSTITUTION; [and]

1 **(2) A MINIMUM OF 48 SEMESTER CREDIT HOURS OR 72 QUARTER**
2 **CREDIT HOURS IN ALCOHOL AND DRUG COUNSELOR TRAINING, INCLUDING:**

3 **(I) A 3 SEMESTER CREDIT HOUR OR 5 QUARTER CREDIT HOUR**
4 **COURSE TAKEN AT A REGIONALLY ACCREDITED EDUCATIONAL INSTITUTION IN**
5 **EACH OF THE FOLLOWING:**

- 6 1. **MEDICAL ASPECTS OF CHEMICAL DEPENDENCY;**
- 7 2. **ADDICTIONS TREATMENT DELIVERY;**
- 8 3. **ETHICS THAT INCLUDES ALCOHOL AND DRUG**
9 **COUNSELING ISSUES;**
- 10 4. **ABNORMAL PSYCHOLOGY;**
- 11 5. **GROUP COUNSELING; AND**
- 12 6. **INDIVIDUAL COUNSELING; AND**

13 **(II) ANY THREE OF THE FOLLOWING 3 SEMESTER CREDIT HOUR**
14 **OR 5 QUARTER CREDIT HOUR COURSES TAKEN AT A REGIONALLY ACCREDITED**
15 **EDUCATIONAL INSTITUTION:**

- 16 1. **FAMILY COUNSELING;**
- 17 2. **THEORIES OF COUNSELING;**
- 18 3. **HUMAN DEVELOPMENT;**
- 19 4. **TOPICS IN SUBSTANCE-RELATED AND ADDICTIVE**
20 **DISORDERS; AND**
- 21 5. **TREATMENT OF CO-OCCURRING DISORDERS; AND**

22 **[(2)] (3) Passed [the National Alcohol and Drug Counselor Examination]:**

23 **(I) A NATIONAL ALCOHOL AND DRUG COUNSELOR**
24 **EXAMINATION approved by the Board; AND**

25 **(II) THE LAW EXAMINATION ON THIS TITLE ADMINISTERED BY**
26 **THE BOARD.**

1 (a) Except as provided in § 17-405 of this subtitle, to qualify as a certified
2 associate counselor—alcohol and drug, an applicant shall:

3 (1) **BE OF GOOD MORAL CHARACTER;**

4 (2) **AT A MINIMUM:**

5 (I) Hold a bachelor's degree from [an] **A REGIONALLY** accredited
6 educational institution approved by the Board in a health and human services counseling
7 field; or

8 (II) **HOLD A BACHELOR'S DEGREE FROM A REGIONALLY**
9 **ACCREDITED EDUCATIONAL INSTITUTION AND** have completed a program of studies
10 judged by the Board to be substantially equivalent in subject matter [and extent of training
11 to such a program of studies];

12 [(2)] (3) Have completed not less than [3 years,] **1 YEAR** with a minimum
13 of 2,000 hours of clinically supervised experience in alcohol and drug counseling approved
14 by the Board[, 2 years of which shall have been completed after the award of the bachelor's
15 degree]; **AND**

16 [(3)] (4) Have a minimum of [21] **33 SEMESTER** credit hours **OR 50**
17 **QUARTER CREDIT HOURS** in alcohol and drug counselor training, including [instruction
18 in]:

19 (I) **A 3 SEMESTER CREDIT HOUR OR 5 QUARTER CREDIT HOUR**
20 **COURSE TAKEN AT A REGIONALLY ACCREDITED EDUCATIONAL INSTITUTION IN**
21 **EACH OF THE FOLLOWING:**

22 [(i)] 1. Medical aspects of chemical dependency;

23 2. **ADDICTIONS TREATMENT DELIVERY;**

24 [(ii)] 3. Group counseling;

25 [(iii)] 4. Individual counseling;

26 [(iv)] Family counseling;

27 (v) Assessment and treatment planning;

28 [(vi)] 5. Ethics [for alcohol and drug counselors] **THAT INCLUDES**
29 **ALCOHOL AND DRUG COUNSELING ISSUES; AND**

1 [(vii) Human development;

2 (viii)] **6.** Abnormal psychology; and

3 **(II) ANY THREE OF THE FOLLOWING 3 SEMESTER CREDIT HOUR**
4 **OR 5 QUARTER CREDIT HOUR COURSES TAKEN AT A REGIONALLY ACCREDITED**
5 **EDUCATIONAL INSTITUTION:**

6 **1. FAMILY COUNSELING;**

7 **2. THEORIES OF COUNSELING;**

8 **3. HUMAN DEVELOPMENT;**

9 **4. TOPICS IN SUBSTANCE-RELATED AND ADDICTIVE**
10 **DISORDERS; AND**

11 **5. TREATMENT OF CO-OCCURRING DISORDERS; AND**

12 **(III) AN INTERNSHIP IN ALCOHOL AND DRUG COUNSELING THAT**
13 **TOTALS 6 SEMESTER CREDIT HOURS OR 10 QUARTER CREDIT HOURS.**

14 [(ix) Courses pertaining to counselor core functions of screening,
15 intake, orientation, case management, crisis intervention, education and prevention,
16 referral, consultation, reports and record keeping, and special alcohol and drug dependency
17 topics; and

18 (4) (i) Practice alcohol and drug counseling under the supervision of a
19 certified professional counselor-alcohol and drug or another health care provider approved
20 by the Board; or

21 (ii) Provide alcohol and drug counseling as an employee of an agency
22 or facility that is accredited by the Joint Commission on Accreditation of Healthcare
23 Organizations or that is certified under Title 8, Subtitle 4 of the Health – General Article.]

24 (b) Except as otherwise provided in this title, the applicant shall pass [an]:

25 **(1) AN examination approved by the Board under this title; AND**

26 **(2) THE LAW EXAMINATION ON THIS TITLE ADMINISTERED BY THE**
27 **BOARD.**

1 **(C) A CERTIFIED ASSOCIATE COUNSELOR—ALCOHOL AND DRUG SHALL**
 2 **PRACTICE ALCOHOL AND DRUG COUNSELING UNDER THE SUPERVISION OF A**
 3 **BOARD—APPROVED ALCOHOL AND DRUG SUPERVISOR WHO IS:**

4 **(1) A LICENSED CLINICAL ALCOHOL AND DRUG COUNSELOR;**

5 **(2) A CERTIFIED PROFESSIONAL COUNSELOR—ALCOHOL AND DRUG;**

6 **(3) A LICENSED CLINICAL PROFESSIONAL COUNSELOR;**

7 **(4) A LICENSED CLINICAL MARRIAGE AND FAMILY THERAPIST;**

8 **(5) A LICENSED CLINICAL PROFESSIONAL ART THERAPIST; OR**

9 **(6) A HEALTH CARE PROVIDER LICENSED UNDER THIS ARTICLE WITH**
 10 **DOCUMENTED EXPERTISE IN ALCOHOL AND DRUG COUNSELING.**

11 **(D) A CERTIFIED ASSOCIATE COUNSELOR—ALCOHOL AND DRUG:**

12 **(1) MAY PROVIDE ONLY:**

13 **(I) ALCOHOL AND DRUG COUNSELING AS AN EMPLOYEE OF AN**
 14 **AGENCY OR A FACILITY THAT IS CERTIFIED OR LICENSED BY THE STATE;**

15 **(II) ALCOHOL AND DRUG COUNSELING UNDER THE**
 16 **SUPERVISION OF A BOARD—APPROVED SUPERVISOR AS SPECIFIED IN SUBSECTION**
 17 **(C) OF THIS SECTION; AND**

18 **(III) SUPERVISION WITH APPROVAL BY THE BOARD; AND**

19 **(2) MAY NOT PRACTICE INDEPENDENTLY.**

20 17-404.

21 (a) To qualify as a certified supervised counselor—alcohol and drug, an applicant
 22 shall:

23 **(1) BE OF GOOD MORAL CHARACTER;**

24 **(2) AT A MINIMUM:**

25 **(I) Hold an associate's degree FROM A REGIONALLY ACCREDITED**
 26 **EDUCATIONAL INSTITUTION in a health and human services counseling field; or**

- 1 **4. THEORIES OF COUNSELING;**
2 **5. HUMAN DEVELOPMENT;**
3 **6. ABNORMAL PSYCHOLOGY;**
4 **7. TOPICS IN SUBSTANCE-RELATED AND ADDICTIVE**
5 **DISORDERS; AND**
6 **8. TREATMENT OF CO-OCCURRING DISORDERS; AND**

7 **(III) AN INTERNSHIP IN ALCOHOL AND DRUG COUNSELING THAT**
8 **TOTALS 6 SEMESTER CREDIT HOURS OR 10 QUARTER CREDIT HOURS.**

9 [(ix) Courses pertaining to counselor core functions of screening,
10 intake, orientation, case management, crisis intervention, education and prevention,
11 referral, consultation, reports and record keeping, and special alcohol and drug dependency
12 topics; and

13 (4) Practice alcohol and drug counseling under the supervision of a certified
14 professional counselor-alcohol and drug or another health care provider approved by the
15 Board and provide alcohol and drug counseling as an employee of an agency or facility that
16 is accredited by the Joint Commission on Accreditation of Healthcare Organizations or that
17 is certified under Title 8, Subtitle 4 of the Health – General Article.]

18 (b) Except as otherwise provided in this title, the applicant shall pass [an]:

19 (1) AN examination approved by the Board under this title; AND

20 (2) THE LAW EXAMINATION ON THIS TITLE ADMINISTERED BY THE
21 BOARD.

22 (c) A CERTIFIED SUPERVISED COUNSELOR-ALCOHOL AND DRUG SHALL
23 PRACTICE ALCOHOL AND DRUG COUNSELING UNDER THE SUPERVISION OF A
24 BOARD-APPROVED ALCOHOL AND DRUG SUPERVISOR WHO IS:

25 (1) A LICENSED CLINICAL ALCOHOL AND DRUG COUNSELOR;

26 (2) A CERTIFIED PROFESSIONAL COUNSELOR-ALCOHOL AND DRUG;

27 (3) A CERTIFIED ASSOCIATE COUNSELOR-ALCOHOL AND DRUG;

28 (4) A LICENSED CLINICAL PROFESSIONAL COUNSELOR;

1 **(5) A LICENSED CLINICAL MARRIAGE AND FAMILY THERAPIST;**

2 **(6) A LICENSED CLINICAL PROFESSIONAL ART THERAPIST; OR**

3 **(7) A HEALTH CARE PROVIDER LICENSED UNDER THIS ARTICLE WITH**
4 **DOCUMENTED EXPERTISE IN ALCOHOL AND DRUG COUNSELING.**

5 **(D) A CERTIFIED SUPERVISED COUNSELOR—ALCOHOL AND DRUG:**

6 **(1) MAY PROVIDE ONLY:**

7 **(I) ALCOHOL AND DRUG COUNSELING AS AN EMPLOYEE OF AN**
8 **AGENCY OR FACILITY THAT IS CERTIFIED OR LICENSED BY THE STATE; AND**

9 **(II) ALCOHOL AND DRUG COUNSELING UNDER THE**
10 **SUPERVISION OF A BOARD—APPROVED SUPERVISOR AS SPECIFIED IN SUBSECTION**
11 **(C) OF THIS SECTION; AND**

12 **(2) MAY NOT:**

13 **(I) PROVIDE SUPERVISION; OR**

14 **(II) PRACTICE INDEPENDENTLY.**

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2015.