

# SENATE BILL 931

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By: **Senator Klausmeier**

Introduced and read first time: February 2, 2024

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation – Rehabilitation Practitioners – Licensed Social**  
3 **Workers**

4 FOR the purpose of authorizing certain licensed social workers to register as a  
5 rehabilitation practitioner; authorizing a licensed certified social worker–clinical to  
6 provide evaluation services for workers' compensation claims related to permanent  
7 impairments involving a behavioral or mental disorder; and generally relating to  
8 rehabilitation practitioners.

9 BY repealing and reenacting, without amendments,  
10 Article – Labor and Employment  
11 Section 9–6A–01(a)  
12 Annotated Code of Maryland  
13 (2016 Replacement Volume and 2023 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Labor and Employment  
16 Section 9–6A–01(d), 9–6A–04(c), 9–6A–09, and 9–721(c)  
17 Annotated Code of Maryland  
18 (2016 Replacement Volume and 2023 Supplement)

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

21 **Article – Labor and Employment**

22 9–6A–01.

23 (a) In this subtitle the following words have the meanings indicated.

24 (d) (1) “Rehabilitation practitioner” means an individual who provides

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 vocational rehabilitation services.

2 (2) "Rehabilitation practitioner" includes:

3 (I) AN INDIVIDUAL LICENSED AS A SOCIAL WORKER WHO HAS  
4 BEEN DETERMINED BY THE STATE BOARD OF SOCIAL WORK EXAMINERS AS HAVING  
5 SUFFICIENT TRAINING AND EXPERIENCE TO PROVIDE VOCATIONAL  
6 REHABILITATION SERVICES, AS CERTIFIED BY THE STATE BOARD OF SOCIAL WORK  
7 EXAMINERS;

8 [(i)] (II) a nurse certified by the State Board of Nursing as a nurse  
9 case manager;

10 [(ii)] (III) a rehabilitation counselor; and

11 [(iii)] (IV) a vocational evaluator.

12 9-6A-04.

13 (c) Violation of the rules and regulations adopted or enforced by the Commission,  
14 THE STATE BOARD OF SOCIAL WORK EXAMINERS, or the State Board of Nursing in  
15 accordance with this title by a rehabilitation practitioner shall be grounds for denial of a  
16 registration to any applicant, or suspension or revocation of a registrant's registration  
17 [pursuant to] IN ACCORDANCE WITH §§ 9-6A-15 and 9-6A-16 of this subtitle.

18 9-6A-09.

19 (A) TO QUALIFY FOR REGISTRATION, A LICENSED SOCIAL WORKER SHALL  
20 BE:

21 (1) CERTIFIED AS SUCH BY THE STATE BOARD OF SOCIAL WORK  
22 EXAMINERS; AND

23 (2) CERTIFIED BY THE STATE BOARD OF SOCIAL WORK EXAMINERS  
24 AS HAVING SUFFICIENT TRAINING AND EXPERIENCE TO PROVIDE VOCATIONAL  
25 REHABILITATION SERVICES.

26 [(a)] (B) To qualify for registration, a nurse case manager shall be certified as  
27 such by the State Board of Nursing.

28 [(b)] (C) To qualify for registration, a rehabilitation counselor shall:

29 (1) have a bachelor's degree from an accredited institution in rehabilitation  
30 counseling, human services, psychology, or a related field with at least 1 year of work  
31 experience in a human services occupation;

1           (2)     have a master's or doctoral degree in rehabilitation counseling, human  
2 services, psychology, education, or a related field; or

3           (3)     be a certified rehabilitation counselor, certified vocational evaluator,  
4 certified disability management specialist, hold an equivalent national certification that is  
5 acceptable to the Commission, or have met all of the education and experience  
6 requirements to be eligible to be certified.

7           **[(c)] (D)**     To qualify for registration, a vocational evaluator shall:

8           (1)     have a bachelor's degree from an accredited institution in vocational  
9 evaluation, rehabilitation psychology, human services, education, or a related field with 1  
10 year of work experience in that field;

11          (2)     have a master's or doctoral degree in rehabilitation, vocational  
12 evaluation, psychology, human services, education, or a related field; or

13          (3)     be certified or have met all of the educational and experience  
14 requirements to be eligible to be certified in vocational evaluation by the Commission on  
15 certification of work adjustment and vocational evaluation specialists, or have met all of  
16 the education and experience requirements to be eligible for certification.

17          **[(d)] (E)     (1)     THIS SUBSECTION DOES NOT APPLY TO A LICENSED SOCIAL**  
18 **WORKER OR LICENSED CERTIFIED SOCIAL WORKER–CLINICAL.**

19          **(2)**     In addition to the requirements of subsections **[(b)] (C)** and **[(c)] (D)** of  
20 this section:

21                 **[(1)] (I)**     a rehabilitation counselor who has met the education  
22 requirements under subsection **[(b)(1)] (C)(1)** or (2) of this section to qualify for registration  
23 shall work under the administrative supervision of a certified rehabilitation counselor,  
24 certified vocational evaluator, certified disability management specialist, certified case  
25 manager, or certified rehabilitation registered nurse; and

26                 **[(2)] (II)**    a vocational evaluator who has met the education requirements  
27 under subsection **[(c)(1)] (D)(1)** or (2) of this section shall work under the administrative  
28 supervision of a certified vocational evaluator, certified rehabilitation counselor, certified  
29 disability management specialist, certified case manager, or certified rehabilitation  
30 registered nurse.

31     9–721.

32           (c)     If a permanent impairment involves a behavioral or mental disorder, a  
33 licensed psychologist, **A LICENSED CERTIFIED SOCIAL WORKER–CLINICAL**, or qualified  
34 physician shall:

1                   (1)     perform an evaluation of only the mental or behavioral portion of the  
2 permanent impairment; and

3                   (2)     report the evaluation to the Commission in accordance with the  
4 regulations of the Commission.

5           SECTION 2. AND BE IT FURTHER ENACTED, That the State Workers'  
6 Compensation Commission shall grant a waiver of education and training requirements to  
7 any applicant who was licensed as a rehabilitation practitioner before the effective date of  
8 this Act.

9           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2024.