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By: Delegates Nathan-Pulliam, Pitkin, Walkup, D. Davis, Workman, Goldwater, and E. Burns
~~E. Burns, Hubbard, and Oaks~~

Introduced and read first time: January 29, 1996

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 1996

CHAPTER ____

1 AN ACT concerning

2 **State Board of Examiners of Professional Counselors - ~~Drug and Alcohol Therapists~~**

3 **Alcohol and Drug Counselors - Certification**

4 [TAG fipo]FOR the purpose of certifying certain counselors who provide ~~drug and alcohol therapy~~
5 alcohol and drug counseling; establishing certain qualifications for certification of
6 counselors who provide ~~drug and alcohol therapy~~ alcohol and drug counseling;
7 restricting the use of certain titles and initials; altering the membership of the State
8 Board of Examiners of Professional Counselors; authorizing the State Board of
9 Examiners of Professional Counselors to waive examination requirements for
10 certain applicants and to waive certification requirements for certain individuals;
11 providing for the construction of this Act; defining certain terms; and generally
12 relating to the certification of counselors who provide ~~drug and alcohol therapy~~
13 alcohol and drug counseling.

14 BY repealing and reenacting, with amendments,

15 Article - Health Occupations

16 Section 17-101, 17-202, 17-205, 17-301, 17-302(d)(4), 17-305, 17-306, 17-308, and

17 17-401

18 Annotated Code of Maryland

19 (1994 Replacement Volume and 1995 Supplement)

20 BY adding to

21 Article - Health Occupations

22 Section 17-302.3 ~~through 17-302.5~~ and 17-302.4

23 Annotated Code of Maryland

24 (1994 Replacement Volume and 1995 Supplement)

2

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

3 **Article - Health Occupations**

4 17-101.

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

6 (b) ~~(4)~~ "ALCOHOL AND DRUG THERAPY COUNSELING" MEANS APPLYING
7 THEORIES, METHODS, AND TECHNIQUES OF COUNSELING, PSYCHOTHERAPY, AND
8 THE STUDY OF ADDICTIONS TO INDIVIDUALS, FAMILIES, ORGANIZATIONS, GROUPS,
9 SCHOOLS, OR COMMUNITIES WHO ARE EXPERIENCING COGNITIVE, AFFECTIVE,
10 BEHAVIORAL, OR PSYCHOSOCIAL DYSFUNCTION AS A DIRECT OR INDIRECT RESULT
11 OF DRUG AND ALCOHOL ABUSE, DEPENDENCY, OR ADDICTION ASSISTING AN
12 INDIVIDUAL, FAMILY, OR GROUP THROUGH THE CLIENT-COUNSELOR
13 RELATIONSHIP:

14 (1) TO DEVELOP UNDERSTANDING OF INTRAPERSONAL AND
15 INTERPERSONAL SUBSTANCE ABUSE PROBLEMS;

16 (2) TO DEFINE GOALS RELATING TO SUBSTANCE ABUSE;

17 (3) TO MAKE DECISIONS RELATING TO SUBSTANCE ABUSE;

18 (4) TO PLAN A COURSE OF ACTION REFLECTING THE NEEDS,
19 INTERESTS, AND ABILITIES OF THE INDIVIDUAL, FAMILY, OR GROUP RELATING TO
20 SUBSTANCE ABUSE; AND

21 (5) TO USE INFORMATIONAL AND COMMUNITY SUBSTANCE ABUSE
22 RESOURCES RELATING TO PERSONAL, SOCIAL, EMOTIONAL, EDUCATIONAL, AND
23 VOCATIONAL DEVELOPMENT AND ADJUSTMENT.

24 ~~(2) "ALCOHOL AND DRUG THERAPY" DOES NOT INCLUDE THE~~
25 ~~EMPLOYMENT RELATED ACTIVITIES AND SERVICES OF AN INDIVIDUAL WHO IS~~
26 ~~EMPLOYED BY AN ALCOHOL AND DRUG ABUSE PROGRAM OR FACILITY THAT IS~~
27 ~~ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF HEALTH CARE~~
28 ~~ORGANIZATIONS OR THAT IS CERTIFIED UNDER TITLE 8, SUBTITLE 4 OF THE~~
29 ~~HEALTH—GENERAL ARTICLE.~~

30 (C) "Appraisal" means:

31 (1) Selecting, administering, scoring, and interpreting instruments designed
32 to assess an individual's aptitudes, attitudes, abilities, achievements, interests, and
33 personal characteristics; and

34 (2) Using nonstandardized methods and techniques for understanding
35 human behavior in relation to coping with, adapting to, or changing life situations.

36 [(c)] (D) "Board" means the State Board of Examiners of Professional
37 Counselors.

38 [(d)] (E) "Certificate" means a certificate issued by the Board to practice
39 professional counseling.

3

1 [(e)] (F) "Certified professional counselor" means a professional counselor who
2 is certified by the Board.

3 [(f)] (G) "Counseling" means assisting an individual, family, or group through the
4 client-counselor relationship:

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

6 (2) To define goals;

7 (3) To make decisions;

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

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

13 [(g)] (H) "Marriage and family therapy" means applying marriage and family
14 systems theory, principles, methods, therapeutic techniques, and research in:

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

17 (2) The identification and assessment of client needs and the
18 implementation of therapeutic intervention.

19 (I) (1) "CERTIFIED ASSOCIATE COUNSELOR-~~DRUG AND ALCOHOL~~
20 ALCOHOL AND DRUG THERAPIST" MEANS AN INDIVIDUAL WHO IS CERTIFIED BY
21 THE BOARD TO PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY
22 COUNSELING IN THE STATE PURSUANT TO THE LIMITATIONS IN § 17-302.4 OF THIS
23 TITLE.

24 ~~(2) "CERTIFIED COUNSELOR-DRUG AND ALCOHOL THERAPIST" MEANS~~
25 ~~AN INDIVIDUAL WHO IS CERTIFIED BY THE BOARD TO PRACTICE DRUG AND~~
26 ~~ALCOHOL THERAPY IN THE STATE PURSUANT TO THE LIMITATIONS IN § 17-302.5 OF~~
27 ~~THIS TITLE.~~

28 ~~(3) (2) "CERTIFIED PROFESSIONAL COUNSELOR-DRUG AND ALCOHOL~~
29 ~~ALCOHOL AND DRUG THERAPIST" MEANS AN INDIVIDUAL WHO IS CERTIFIED BY~~
30 ~~THE BOARD TO PRACTICE DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY
31 COUNSELING IN THE STATE.

32 [(h)] (J) "Certified professional counselor-marriage and family therapist" means
33 an individual who is certified by the Board to practice marriage and family therapy in the
34 State.

35 (K) "PRACTICE ALCOHOL AND DRUG ~~THERAPY~~ COUNSELING" MEANS TO
36 ENGAGE PROFESSIONALLY AND FOR COMPENSATION IN ALCOHOL AND DRUG
37 ~~THERAPY~~ COUNSELING ACTIVITIES WHILE REPRESENTING ONESELF TO BE A
38 CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG
39 ~~THERAPIST, OR A CERTIFIED ASSOCIATE COUNSELOR-DRUG AND ALCOHOL~~

4

1 ~~ALCOHOL AND DRUG THERAPIST, OR A CERTIFIED ASSISTANT COUNSELOR DRUG~~
2 ~~AND ALCOHOL THERAPIST.~~

3 [(i)] (L) "Practice marriage and family therapy" means to engage professionally
4 and for compensation in marriage and family therapy activities while representing oneself
5 to be a certified professional counselor-marriage and family therapist.

6 [(j)] (M) "Practice professional counseling" means to engage professionally and
7 for compensation in counseling and appraisal activities while representing oneself to be a
8 professional counselor.

9 17-202.

10 (a) (1) The Board consists of [seven] NINE members appointed by the
11 Governor with the advice of the Secretary.

12 (2) Of the [seven] NINE Board members:

13 (i) Five shall be certified as professional counselors, including:

14 1. One who is primarily engaged in professional counselor
15 education;

16 2. One who is employed in the private sector;

17 3. One who is employed in the public sector; and

18 4. Two professional counselors at large;

19 (ii) One shall be a certified professional counselor-marriage and
20 family therapist; [and]

21 (iii) ONE SHALL BE A CERTIFIED PROFESSIONAL
22 COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST; AND

23 (IV) [One] TWO shall be [a] consumer [member] MEMBERS.

24 (3) The composition of the Board as to the race and sex of its members shall
25 reflect the composition of the population of the State.

26 (4) The Governor shall appoint the professional counselors from a list
27 submitted to the Governor by the Secretary. Any association representing professional
28 counselors may submit recommendations for Board members to the Secretary.

29 (b) The consumer [member] MEMBERS of the Board:

30 (1) Shall be [a member] MEMBERS of the general public;

31 (2) May not be or ever have been a certified professional counselor or in
32 training to become a certified professional counselor;

33 (3) May not have a household member who is a certified professional
34 counselor or in training to become a certified professional counselor;

35 (4) May not participate or ever have participated in a commercial or
36 professional field related to professional counseling;

5

1 (5) May not have a household member who participates in a commercial or
2 professional field related to professional counseling;

3 (6) May not have had within 2 years before appointment a substantial
4 financial interest in a person regulated by the Board; and

5 (7) While [a member] MEMBERS of the Board, may not have a substantial
6 financial interest in a person regulated by the Board.

7 (c) The certified professional counselor-marriage and family therapy member of
8 the Board shall:

9 (1) Have a master's or doctoral degree in a marriage and family therapy
10 field; and

11 (2) Meet the educational and supervised experience requirements of §
12 17-302 of this title.

13 (d) ~~THE CERTIFIED PROFESSIONAL COUNSELOR-DRUG AND ALCOHOL~~
14 ALCOHOL AND DRUG THERAPIST MEMBER OF THE BOARD SHALL:

15 (1) HAVE A MASTER'S OR DOCTORAL DEGREE IN A HEALTH AND
16 HUMAN SERVICES COUNSELING FIELD; AND

17 (2) MEET THE EDUCATIONAL AND SUPERVISED EXPERIENCE
18 REQUIREMENTS OF § 17-302.3 OF THIS TITLE.

19 (E) Before taking office, each appointee to the Board shall take the oath required
20 by Article I, § 9 of the State Constitution.

21 [(e)] (F) (1) The term of a member is 4 years.

22 (2) The terms of the members of the Board are staggered as required by the
23 terms of the members of the Board serving on July 1, 1988.

24 (3) At the end of a term, a member continues to serve until a successor is
25 appointed and qualifies.

26 (4) A member may not serve more than 2 consecutive full terms.

27 (5) To the extent practicable, the Governor shall fill any vacancy on the
28 Board within 60 days of the date of the vacancy.

29 [(f)] (G) (1) The Governor may remove a member for incompetency,
30 misconduct, or neglect of duty.

31 (2) Upon the recommendation of the Secretary, the Governor may remove a
32 member whom the Secretary finds to have been absent from 2 successive Board meetings
33 without adequate reason.

34 17-205.

35 (a) In addition to the powers set forth elsewhere in this title, the Board may adopt
36 rules and regulations to carry out the provisions of this title.

6

1 (b) In addition to the duties set forth elsewhere in this title, the Board shall:

2 (1) Maintain a registry of all currently:

3 (I) [certified] CERTIFIED professional counselors; [and]

4 (II) [certified] CERTIFIED professional counselors-marriage and
5 family therapists;

6 (III) CERTIFIED PROFESSIONAL COUNSELORS-~~DRUG AND~~
7 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPISTS; AND

8 (IV) CERTIFIED ASSOCIATE COUNSELORS-~~DRUG AND ALCOHOL~~
9 ~~ALCOHOL AND DRUG THERAPISTS; AND~~

10 (~~V) CERTIFIED ASSOCIATE COUNSELORS-DRUG AND ALCOHOL~~
11 ~~THERAPISTS.~~

12 (2) Submit an annual report to the Governor and the Secretary;

13 (3) Adopt a code of ethics that the Board considers to be appropriate and
14 applicable to certified professional counselors ~~and~~ certified professional
15 counselors-marriage and family therapists, CERTIFIED PROFESSIONAL
16 COUNSELORS-ALCOHOL AND DRUG, AND CERTIFIED ASSOCIATE
17 COUNSELORS-ALCOHOL AND DRUG;

18 (4) Establish continuing education requirements for certified professional
19 counselors ~~and~~ certified professional counselors-marriage and family therapists,
20 CERTIFIED PROFESSIONAL COUNSELORS-ALCOHOL AND DRUG, AND CERTIFIED
21 ASSOCIATE COUNSELORS-ALCOHOL AND DRUG;

22 (5) Adopt an official seal; and

23 (6) Create committees as it deems appropriate to advise the Board on
24 special issues.

25 (c) (1) The Board may not take action regarding certified professional
26 counselors-marriage and family therapists without the approval of the Board member
27 who is a certified professional counselor-marriage and family therapist.

28 (2) ~~THE BOARD MAY NOT TAKE ACTION REGARDING DRUG AND~~
29 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPISTS COUNSELORS WITHOUT THE
30 APPROVAL OF THE BOARD MEMBER WHO IS A CERTIFIED PROFESSIONAL
31 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST.

32 (d) The Board shall establish or select an examination that the Board considers
33 appropriate to determine the ability of an applicant to be a certified professional
34 counselor ~~or~~ a certified professional counselor-marriage and family therapist,
35 CERTIFIED PROFESSIONAL COUNSELOR-ALCOHOL AND DRUG, OR CERTIFIED
36 ASSOCIATE COUNSELOR-ALCOHOL AND DRUG.

7

1 17-301.

2 (a) An individual shall be certified as a professional counselor or licensed
3 professional counselor-marriage and family therapist by the Board before the individual
4 may:

5 (1) Use the title "certified professional counselor";

6 (2) Use the initials "C.P.C." after the name of the individual;or

7 (3) Represent to the public that the individual is certified asa professional
8 counselor.

9 (b) An individual shall be certified as a professional counselor-marriage and
10 family therapist by the Board before the individual may:

11 (1) Use the title "certified professional counselor-marriage and family
12 therapist";

13 (2) Use the initials "C.P.C.-M.F.T." after the name of the individual; or

14 (3) Represent to the public that the individual is certified asa certified
15 professional counselor-marriage and family therapist.

16 (C) (1) AN INDIVIDUAL SHALL BE CERTIFIED AS A CERTIFIED
17 PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST
18 BY THE BOARD BEFORE THE INDIVIDUAL MAY:

19 (I) USE THE TITLE "CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG~~
20 ~~AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST";

21 (II) USE THE INITIALS "~~C.P.C.-D.A.T.~~" "C.P.C.-A.D." AFTER THE NAME
22 OF THE INDIVIDUAL; OR

23 (III) REPRESENT TO THE PUBLIC THAT THE INDIVIDUAL IS
24 CERTIFIED AS A CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~
25 ALCOHOL AND DRUG THERAPIST.

26 (2) AN INDIVIDUAL SHALL BE CERTIFIED AS A CERTIFIED ASSOCIATE
27 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST BY THE BOARD
28 BEFORE THE INDIVIDUAL MAY:

29 (I) USE THE TITLE "CERTIFIED ASSOCIATE COUNSELOR-~~DRUG~~
30 ~~AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST";

31 (II) USE THE INITIALS "~~C.C.-D.A.T.~~" "C.A.C.-A.D." AFTER THE NAME
32 OF THE INDIVIDUAL; OR

33 (III) REPRESENT TO THE PUBLIC THAT THE INDIVIDUAL IS
34 CERTIFIED AS A CERTIFIED ASSOCIATE COUNSELOR-~~DRUG AND ALCOHOL~~
35 ALCOHOL AND DRUG THERAPIST.

8

1 ~~(3) AN INDIVIDUAL SHALL BE CERTIFIED AS A CERTIFIED ASSOCIATE~~
 2 ~~COUNSELOR DRUG AND ALCOHOL THERAPIST BY THE BOARD BEFORE THE~~
 3 ~~INDIVIDUAL MAY:~~

4 ~~(I) USE THE TITLE "CERTIFIED ASSOCIATE COUNSELOR DRUG~~
 5 ~~AND ALCOHOL THERAPIST";~~

6 ~~(II) USE THE INITIALS "C.A.C. D.A.T." AFTER THE NAME OF THE~~
 7 ~~INDIVIDUAL; OR~~

8 ~~(III) REPRESENT TO THE PUBLIC THAT THE INDIVIDUAL IS~~
 9 ~~CERTIFIED AS A CERTIFIED ASSOCIATE COUNSELOR DRUG AND ALCOHOL~~
 10 ~~THERAPIST.~~

11 17-302.

12 (d) (4) In this subsection, "counselor training" includes but is not limited to
 13 instruction in:

14 (i) Counseling theory and ethics;

15 (ii) Counseling techniques;

16 (iii) Human growth and development and maladaptive behaviors;

17 (iv) Group dynamics, processing, and counseling;

18 (v) Social and cultural foundations;

19 (vi) Lifestyle and career development;

20 (vii) Appraisal of individuals;

21 (viii) Research and evaluation;

22 (ix) Participation in a supervised practicum in professional counseling;

23 [and]

24 (x) Marriage and family therapy; AND

25 (XI) ALCOHOL AND DRUG COUNSELING.

26 17-302.3.

27 (A) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, TO QUALIFY AS A
 28 CERTIFIED PROFESSIONAL COUNSELOR DRUG AND ALCOHOL ALCOHOL AND DRUG
 29 THERAPIST AN APPLICANT SHALL BE AN INDIVIDUAL WHO MEETS THE
 30 REQUIREMENTS OF THIS SECTION MEET THE REQUIREMENTS OF § 17-302 OF THIS
 31 SUBTITLE.

32 (B) THE APPLICANT SHALL BE OF GOOD MORAL CHARACTER.

33 (C) THE APPLICANT SHALL BE AT LEAST 18 YEARS OLD.

34 (D) (1) THE APPLICANT SHALL HOLD A MASTER'S OR DOCTORAL DEGREE
 35 IN A HEALTH AND HUMAN SERVICES COUNSELING FIELD FROM AN ACCREDITED

9

1 EDUCATIONAL INSTITUTION THAT IS APPROVED BY THE BOARD OR HAVE
2 COMPLETED A PROGRAM OF STUDIES JUDGED BY THE BOARD TO BE
3 SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND EXTENT OF TRAINING AS
4 REQUIRED UNDER THIS SECTION.

5 (2) THE APPLICANT SHALL HAVE COMPLETED A MINIMUM OF ~~360~~ 25
6 CREDIT HOURS IN ALCOHOL AND DRUG COUNSELOR TRAINING.

7 (3) THE APPLICANT SHALL HAVE COMPLETED NOT LESS THAN 3 YEARS
8 WITH A MINIMUM OF 2,000 HOURS OF SUPERVISED EXPERIENCE IN ALCOHOL AND
9 DRUG COUNSELING APPROVED BY THE BOARD, 2 YEARS OF WHICH SHALL HAVE
10 BEEN COMPLETED AFTER THE AWARD OF THE MASTER'S OR DOCTORAL DEGREE
11 OR ITS SUBSTANTIAL EQUIVALENT.

12 (4) IN THIS SUBSECTION, "ALCOHOL AND DRUG COUNSELOR TRAINING"
13 INCLUDES BUT IS NOT LIMITED TO INSTRUCTION IN:

14 (I) MEDICAL ASPECTS OF CHEMICAL DEPENDENCY;

15 (II) GROUP COUNSELING;

16 (III) INDIVIDUAL COUNSELING;

17 (IV) FAMILY COUNSELING;

18 (V) ASSESSMENT AND TREATMENT PLANNING;

19 (VI) ETHICS FOR ALCOHOL AND DRUG COUNSELORS;

20 (VII) HUMAN DEVELOPMENT;

21 (VIII) ABNORMAL PSYCHOLOGY; AND

22 (IX) COURSES PERTAINING TO COUNSELOR CORE FUNCTIONS OF
23 SCREENING, INTAKE, ORIENTATION, CASE MANAGEMENT, CRISIS INTERVENTION,
24 EDUCATION AND PREVENTION, REFERRAL, CONSULTATION, REPORTS AND
25 RECORDKEEPING, AND SPECIAL ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG
26 DEPENDENCY TOPICS.

27 17-302.4.

28 TO QUALIFY AS A CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~
29 ALCOHOL AND DRUG THERAPIST AN APPLICANT SHALL:

30 (1) HOLD A BACHELOR'S DEGREE FROM AN ACCREDITED
31 EDUCATIONAL INSTITUTION APPROVED BY THE BOARD IN A HEALTH OR HUMAN
32 SERVICES COUNSELING FIELD OR HAVE COMPLETED A PROGRAM OF STUDIES
33 JUDGED BY THE BOARD TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER
34 AND EXTENT OF TRAINING TO SUCH A PROGRAM OF STUDIES;

35 (2) HAVE COMPLETED NOT LESS THAN 3 YEARS, WITH A MINIMUM OF
36 ~~200~~ 2,000 HOURS OF SUPERVISED EXPERIENCE IN ALCOHOL AND DRUG ~~THERAPY~~
37 COUNSELING APPROVED BY THE BOARD, 2 YEARS OF WHICH SHALL HAVE BEEN
38 COMPLETED AFTER THE AWARD OF THE BACHELOR'S DEGREE;

10

1 (3) HAVE A MINIMUM OF ~~300~~ 20 CREDIT HOURS IN ALCOHOL AND DRUG
2 COUNSELOR TRAINING AS DEFINED IN § 17-302.3(D)(4) OF THIS TITLE; AND

3 (4) PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY
4 COUNSELING UNDER THE SUPERVISION OF A CERTIFIED PROFESSIONAL
5 COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST OR PROVIDE
6 ~~DRUG AND ALCOHOL THERAPY AS AN EMPLOYEE OF AN AGENCY OR FACILITY~~
7 ~~WHICH IS ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF HEALTH~~
8 ~~CARE ORGANIZATIONS OR THAT IS CERTIFIED UNDER TITLE 8, SUBTITLE 4 OF THE~~
9 ~~HEALTH—GENERAL ARTICLE~~ ANOTHER HEALTH CARE PROVIDER APPROVED BY
10 THE BOARD.

11 ~~17-302.5.~~

12 TO QUALIFY AS A CERTIFIED ASSOCIATE COUNSELOR DRUG AND ALCOHOL
13 THERAPIST AN APPLICANT SHALL:

14 ~~(1) HOLD AN ASSOCIATE'S DEGREE IN A HEALTH OR HUMAN SERVICES~~
15 ~~COUNSELING FIELD OR HAVE COMPLETED A PROGRAM OF STUDIES JUDGED BY THE~~
16 ~~BOARD TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER TO SUCH A~~
17 ~~PROGRAM OF STUDIES;~~

18 ~~(2) HAVE A CERTIFICATE IN CHEMICAL DEPENDENCY COUNSELING~~
19 ~~FROM AN ACCREDITED EDUCATIONAL INSTITUTION APPROVED BY THE BOARD;~~

20 ~~(3) HAVE COMPLETED NOT LESS THAN 2 YEARS, WITH A MINIMUM OF~~
21 ~~2000 HOURS OF SUPERVISED EXPERIENCE IN DRUG AND ALCOHOL THERAPY~~
22 ~~APPROVED BY THE BOARD, 1 YEARS OF WHICH SHALL HAVE BEEN COMPLETED~~
23 ~~AFTER THE AWARD OF THE ASSOCIATE'S DEGREE;~~

24 ~~(4) HAVE A MINIMUM OF 240 HOURS IN DRUG AND ALCOHOL THERAPY~~
25 ~~TRAINING AS DEFINED IN § 17-302.3(D)(4) OF THIS TITLE; AND~~

26 ~~(5) PRACTICE DRUG AND ALCOHOL THERAPY UNDER THE~~
27 ~~SUPERVISION OF A CERTIFIED PROFESSIONAL COUNSELOR DRUG AND ALCOHOL~~
28 ~~THERAPIST OR PROVIDE DRUG AND ALCOHOL THERAPY AS AN EMPLOYEE OF AN~~
29 ~~AGENCY OR FACILITY WHICH IS ACCREDITED BY THE JOINT COMMISSION ON~~
30 ~~ACCREDITATION OF HEALTH CARE ORGANIZATIONS OR THAT IS CERTIFIED UNDER~~
31 ~~TITLE 8, SUBTITLE 4 OF THE HEALTH—GENERAL ARTICLE.~~

32 17-305.

33 (a) Subject to the provisions of this section, the Board may waive any examination
34 requirement of this title for an applicant who:

35 (1) Is certified or licensed to provide professional counseling[or], marriage
36 and family therapy services, OR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY
37 COUNSELING SERVICES in any other state or country if that state or country grants a
38 similar waiver to licensees of this State; or

39 (2) Has successfully passed an examination approved by the Board.

40 (b) The Board may grant a waiver under this section only if the applicant:

11

1 (1) Pays the application fee set by the Board under this subtitle; and

2 (2) Provides adequate evidence that the applicant:

3 (i) Meets the qualifications otherwise required by this title; and

4 (ii) Became certified or licensed in the other state or country after
5 passing an examination that is approved by the Board.

6 17-306.

7 (a) The Board shall waive the requirements for certification as a professional
8 counselor under § 17-302(d) of this title for any person who:

9 (1) Has filed a letter of intent with the Board by July 1, 1989;

10 (2) Holds a master's degree in a professional counseling field or completed
11 a program of studies judged by the Board to be substantially equivalent in subject matter
12 and extent of training to a master's degree in a professional counseling field;

13 (3) Has completed not less than 3 years of supervised experience in
14 counseling approved by the Board, 2 years of which shall have been completed after the
15 award of the master's degree or its substantial equivalent;

16 (4) Has, by July 1, 1995, passed an examination approved by the Board; and

17 (5) Has furnished to the Board a professional disclosure statement.

18 (b) The Board may waive requirements for certification as a professional
19 counselor-marriage and family therapist under § 17-302(d) of this subtitle for any person
20 who:

21 (1) Has filed an application for certification by July 1, 1995;

22 (2) Holds a master's degree in a marriage and family field or completed a
23 program of studies judged by the Board to be substantially equivalent in subject matter
24 and extent of training to a master's degree in a marriage and family therapy field;

25 (3) Has completed not less than 3 years with a minimum of 3,000 hours of
26 supervised experience in marriage and family therapy approved by the Board, 2 years of
27 which shall have been completed after the award of the master's degree or its substantial
28 equivalent; and

29 (4) On or before January 1, 1994 has demonstrated clinical membership in a
30 national marriage and family association that establishes educational, training, and
31 supervision requirements for that designation.

32 (C) (1) THE BOARD SHALL WAIVE THE REQUIREMENTS FOR
33 CERTIFICATION AS A CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~
34 ALCOHOL AND DRUG THERAPIST UNDER 17.302.3 OF THIS TITLE FOR ANY PERSON
35 WHO:

36 (I) HAS FILED A LETTER OF INTENT WITH THE BOARD BY JULY 1,
37 1997;

12

1 (II) HOLDS A MASTER'S OR DOCTORAL DEGREE IN A HEALTH AND
2 HUMAN SERVICES COUNSELING FIELD OR HAS COMPLETED A PROGRAM THAT THE
3 BOARD DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND
4 EXTENT OF TRAINING AS A MASTER'S OR DOCTORAL DEGREE IN A HEALTH AND
5 HUMAN SERVICES COUNSELING FIELD; ~~AND~~

6 (III) AS OF JULY 1, 1996, IS CERTIFIED AS A CERTIFIED CHEMICAL
7 DEPENDENCY COUNSELOR OR CERTIFIED CLINICAL SUPERVISOR BY THE
8 MARYLAND ADDICTION COUNSELOR CERTIFICATION BOARD;

9 (IV) HAS COMPLETED NOT LESS THAN 3 YEARS WITH A MINIMUM
10 OF 3,000 HOURS OF SUPERVISED EXPERIENCE IN ALCOHOL AND DRUG ABUSE
11 COUNSELING APPROVED BY THE BOARD, 2 YEARS OF WHICH SHALL HAVE BEEN
12 COMPLETED AFTER THE AWARD OF THE MASTER'S OR DOCTORAL DEGREE; AND

13 (V) HAS, BY JULY 1, 2001, SUCCESSFULLY PASSED AN EXAMINATION
14 APPROVED BY THE BOARD.

15 (2) THE BOARD SHALL WAIVE THE REQUIREMENTS FOR
16 CERTIFICATION AS A CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~
17 ~~ALCOHOL AND DRUG THERAPIST~~ FOR ANY PERSON WHO HAS FILED A LETTER OF
18 INTENT WITH THE BOARD BY JULY 1, 1997 IF:

19 (I) THE PERSON HOLDS A BACHELOR'S DEGREE IN A HEALTH OR
20 HUMAN SERVICES COUNSELING FIELD OR HAS COMPLETED A PROGRAM THAT THE
21 BOARD DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND
22 EXTENT OF TRAINING TO A BACHELOR'S DEGREE IN A HEALTH OR HUMAN
23 SERVICES COUNSELING FIELD; ~~OR~~

24 (II) THE PERSON, AS OF JULY 1, 1996, IS CERTIFIED AS A CERTIFIED
25 CHEMICAL DEPENDENCY COUNSELOR OR CERTIFIED CLINICAL SUPERVISOR BY THE
26 MARYLAND ADDICTION COUNSELOR CERTIFICATION BOARD OR IS EMPLOYED ~~BY~~
27 ~~THE STATE~~ IN THE CAPACITY OF A PROGRAM SPECIALIST I, II, OR III, OR ITS
28 EQUIVALENT, IF THE PERSON IS EMPLOYED BY THE STATE, A POLITICAL
29 SUBDIVISION OF THE STATE, OR AN ENTITY THAT PROVIDES ALCOHOL AND DRUG
30 COUNSELING SERVICES UNDER CONTRACT WITH THE STATE OR A POLITICAL
31 SUBDIVISION OF THE STATE; AND

32 (III) THE PERSON HAS COMPLETED NOT LESS THAN 3 YEARS WITH A
33 MINIMUM OF 3,000 HOURS OF SUPERVISED EXPERIENCE IN ALCOHOL AND DRUG
34 ABUSE COUNSELING APPROVED BY THE BOARD, 2 YEARS OF WHICH SHALL HAVE
35 BEEN COMPLETED AFTER THE AWARD OF THE BACHELOR'S DEGREE.

36 ~~(3) THE BOARD SHALL WAIVE THE REQUIREMENTS FOR~~
37 ~~CERTIFICATION AS A CERTIFIED ASSOCIATE COUNSELOR DRUG AND ALCOHOL~~
38 ~~THERAPIST FOR ANY PERSON WHO HAS FILED A LETTER OF INTENT WITH THE~~
39 ~~BOARD BY JULY 1, 1997 IF:~~

40 ~~(I) THE PERSON HOLDS AN ASSOCIATE'S DEGREE IN HEALTH OR~~
41 ~~HUMAN SERVICES COUNSELING OR HAS COMPLETED A PROGRAM THAT THE BOARD~~
42 ~~DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND~~

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1 ~~EXTENT OF TRAINING TO AN ASSOCIATE'S DEGREE IN HEALTH OR HUMAN~~
 2 ~~SERVICES COUNSELING; OR~~

3 ~~(H) THE PERSON IS CERTIFIED AS A CERTIFIED ALCOHOLISM~~
 4 ~~COUNSELOR OR CERTIFIED DRUG COUNSELOR BY THE MARYLAND ADDICTION~~
 5 ~~COUNSELOR CERTIFICATION BOARD OR IS EMPLOYED BY THE STATE IN THE~~
 6 ~~CAPACITY OF AN ADDICTION COUNSELOR II OR III, OR ITS EQUIVALENT, IF THE~~
 7 ~~PERSON IS EMPLOYED IN A POLITICAL SUBDIVISION OF THE STATE.~~

8 17-308.

9 An individual who is certified by the Board may:

10 (1) Use the title "certified professional counselor" [or], "certified
 11 professional counselor-marriage and family therapist", "CERTIFIED PROFESSIONAL
 12 COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST", OR
 13 "CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG
 14 THERAPIST", OR "CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~
 15 THERAPIST";

16 (2) Use the initials "C.P.C." [or], "C.P.C.-M.F.T.", "~~C.P.C.-D.A.T.~~"
 17 "C.P.C.-A.D.", OR "~~C.C.-D.A.T.~~" "C.A.C.-A.D.", OR "~~C.A.C.-D.A.T.~~" after the name of the
 18 individual; and

19 (3) Represent to the public that the individual is certified as a professional
 20 counselor [or], certified professional counselor-marriage and family therapist,
 21 CERTIFIED PROFESSIONAL COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG
 22 THERAPIST, OR CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL
 23 AND DRUG THERAPIST, OR CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND~~
 24 ALCOHOL THERAPIST.

25 17-401.

26 Except as otherwise provided in this title, unless a person is certified to practice
 27 professional counseling, the person may not:

28 (1) Represent to the public by title, by description of services, methods, or
 29 procedures, or otherwise, that the person is certified by the Board to provide professional
 30 counseling services in this State;

31 (2) Use any title, abbreviation, sign, card, or other representation that the
 32 person is a certified professional [counselor or] COUNSELOR, licensed professional
 33 counselor-marriage and family therapist, CERTIFIED PROFESSIONAL
 34 COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST, CERTIFIED
 35 ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST, OR
 36 CERTIFIED ASSOCIATE COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG
 37 THERAPIST; or

38 (3) Use the title "C.P.C." [or], "C.P.C."-"M.F.T.", "~~C.P.C.-D.A.T.~~"
 39 "C.P.C.-A.D.", OR "~~C.C.-D.A.T.~~" "C.A.C.-A.D.", OR "~~C.A.C.-D.A.T.~~", the words "certified
 40 professional counselor" or "licensed professional counselor-marriage and family
 41 therapist", or the words "certified counselor" or "licensed marriage and family therapist"
 42 with the intent to represent that the person practices professional counseling or marriage

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1 and family therapy, OR THE WORDS "CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG~~
2 ~~AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST"; OR "CERTIFIED ASSOCIATE
3 ~~COUNSELOR-DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST"; "~~CERTIFIED~~
4 ~~ASSOCIATE COUNSELOR-DRUG AND ALCOHOL THERAPIST~~" WITH THE INTENT TO
5 REPRESENT THAT THE PERSON PRACTICES ~~DRUG AND ALCOHOL~~ ALCOHOL AND
6 DRUG THERAPY COUNSELING.

7 SECTION 2. AND BE IT FURTHER ENACTED, That nothing in this Act may
8 be construed to require a nonprofit health service plan, an insurer, health maintenance
9 organization, or a person acting as a third party administrator to reimburse a certified
10 associate counselor-alcohol and drug for any services rendered.

11 SECTION 2: 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 1996.