

**By: Senator Collins**

Introduced and read first time: January 29, 1996  
Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments  
Senate action: Adopted with floor amendments  
Read second time: March 20, 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 ftpt]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 defining certain terms; repealing a certain provision of law that exempts the  
12 employment related activities and services of certain individuals from the Maryland  
13 Psychologists Act; providing for the effective dates of this Act; providing for the  
14 construction of this Act; and generally relating to the certification of counselors who  
15 provide ~~drug and alcohol therapy~~ alcohol and drug counseling.

16 BY repealing and reenacting, with amendments,

- 17 Article - Health Occupations
- 18 Section 17-101, 17-202, 17-205, 17-301, 17-302(d)(4), 17-305, 17-306, 17-308, and
- 19 17-401
- 20 Annotated Code of Maryland
- 21 (1994 Replacement Volume and 1995 Supplement)

22 BY adding to

- 23 Article - Health Occupations
- 24 Section 17-302.3 through 17-302.5
- 25 Annotated Code of Maryland

2

1 (1994 Replacement Volume and 1995 Supplement)

2 BY repealing and reenacting, with amendments,

3 Article - Health Occupations

4 Section 18-102

5 Annotated Code of Maryland

6 (1994 Replacement Volume and 1995 Supplement)

7 (As enacted by Chapter 598 of the Acts of the General Assembly of 1995)

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

10 **Article - Health Occupations**

11 17-101.

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

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

21 (1) TO DEVELOP UNDERSTANDING OF INTRAPERSONAL AND  
22 INTERPERSONAL SUBSTANCE ABUSE PROBLEMS;

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

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

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

28 (5) TO USE INFORMATIONAL AND COMMUNITY SUBSTANCE ABUSE  
29 RESOURCES RELATING TO PERSONAL, SOCIAL, EMOTIONAL, EDUCATIONAL, AND  
30 VOCATIONAL DEVELOPMENT AND ADJUSTMENT.

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

37 (C) "Appraisal" means:

3

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

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

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

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

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

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

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

15 (2) To define goals;

16 (3) To make decisions;

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

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

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

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

26 (2) The identification and assessment of client needs and the  
27 implementation of therapeutic intervention.

28 (I) (1) "~~CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-DRUG AND~~  
29 ~~ALCOHOL ALCOHOL AND DRUG THERAPIST~~" MEANS AN INDIVIDUAL WHO IS  
30 CERTIFIED BY THE BOARD TO PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
31 THERAPY COUNSELING IN THE STATE PURSUANT TO THE LIMITATIONS IN § 17-302.4  
32 OF THIS TITLE.

33 (2) "~~CERTIFIED ASSOCIATE COUNSELOR-DRUG AND ALCOHOL~~  
34 ~~ALCOHOL AND DRUG THERAPIST~~" MEANS AN INDIVIDUAL WHO IS CERTIFIED BY  
35 THE BOARD TO PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY  
36 COUNSELING IN THE STATE PURSUANT TO THE LIMITATIONS IN § 17-302.5 OF THIS  
37 TITLE.

4

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

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

8 (K) "~~PRACTICE ALCOHOL AND DRUG THERAPY COUNSELING~~" MEANS TO  
9 ENGAGE PROFESSIONALLY AND FOR COMPENSATION IN ALCOHOL AND DRUG  
10 ~~THERAPY COUNSELING~~ ACTIVITIES WHILE REPRESENTING ONESELF TO BE A  
11 CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
12 ~~THERAPIST~~, A CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-~~DRUG AND~~  
13 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPIST, OR A CERTIFIED ASSISTANT  
14 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST.

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

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

21 17-202.

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

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

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

- 26 1. One who is primarily engaged in professional counselor  
27 education;
- 28 2. One who is employed in the private sector;
- 29 3. One who is employed in the public sector; and
- 30 4. Two professional counselors at large;

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

33 (iii) ONE SHALL BE A CERTIFIED PROFESSIONAL  
34 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST; AND

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

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

5

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

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

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

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

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

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

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

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

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

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

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

22 (2) Meet the educational and supervised experience requirements of §  
23 17-302 of this title.

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

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

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

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

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

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

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

6

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

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

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

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

9 17-205.

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

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

13 (1) Maintain a registry of all currently:

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

15 (II) [certified] CERTIFIED professional counselors-marriage and  
16 family therapists;

17 (III) CERTIFIED PROFESSIONAL COUNSELORS-~~DRUG AND~~  
18 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPISTS;

19 (IV) CERTIFIED ASSOCIATE COUNSELORS-~~DRUG AND ALCOHOL~~  
20 ALCOHOL AND DRUG THERAPISTS; AND

21 (V) CERTIFIED ASSOCIATE SUPERVISED COUNSELORS-~~DRUG AND~~  
22 ALCOHOL ALCOHOL AND DRUG THERAPISTS.

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

24 (3) Adopt a code of ethics that the Board considers to be appropriate and  
25 applicable to certified professional counselors ~~and~~ certified professional  
26 counselors-marriage and family therapists, CERTIFIED PROFESSIONAL  
27 COUNSELORS-ALCOHOL AND DRUG, CERTIFIED ASSOCIATE  
28 COUNSELORS-ALCOHOL AND DRUG, AND CERTIFIED SUPERVISED  
29 COUNSELORS-ALCOHOL AND DRUG;

30 (4) Establish continuing education requirements for certified professional  
31 counselors ~~and~~ certified professional counselors-marriage and family therapists,  
32 CERTIFIED PROFESSIONAL COUNSELORS-ALCOHOL AND DRUG, CERTIFIED  
33 ASSOCIATE COUNSELORS-ALCOHOL AND DRUG, AND CERTIFIED SUPERVISED  
34 COUNSELORS-ALCOHOL AND DRUG;

35 (5) Adopt an official seal; and

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

7

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

4 (2) THE BOARD MAY NOT TAKE ACTION REGARDING ~~DRUG AND~~  
5 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPISTS COUNSELORS WITHOUT THE  
6 APPROVAL OF THE BOARD MEMBER WHO IS A CERTIFIED PROFESSIONAL  
7 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST.

8 (d) The Board shall establish or select an examination that the Board considers  
9 appropriate to determine the ability of an applicant to be a certified professional  
10 counselor ~~or~~ a certified professional counselor-marriage and family therapist,  
11 CERTIFIED PROFESSIONAL COUNSELOR-ALCOHOL AND DRUG, CERTIFIED  
12 ASSOCIATE COUNSELOR-ALCOHOL AND DRUG, OR CERTIFIED SUPERVISED  
13 COUNSELOR-ALCOHOL AND DRUG.

14 17-301.

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

- 18 (1) Use the title "certified professional counselor";
- 19 (2) Use the initials "C.P.C." after the name of the individual;or
- 20 (3) Represent to the public that the individual is certified asa professional  
21 counselor.

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

- 24 (1) Use the title "certified professional counselor-marriage and family  
25 therapist";
- 26 (2) Use the initials "C.P.C.-M.F.T." after the name of the individual; or
- 27 (3) Represent to the public that the individual is certified asa certified  
28 professional counselor-marriage and family therapist.

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

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

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

36 (III) REPRESENT TO THE PUBLIC THAT THE INDIVIDUAL IS  
37 CERTIFIED AS A CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~  
38 ALCOHOL AND DRUG THERAPIST.

8

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

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

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

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

11 (3) AN INDIVIDUAL SHALL BE CERTIFIED AS A CERTIFIED ~~ASSOCIATE~~  
12 SUPERVISED ~~COUNSELOR-DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST  
13 BY THE BOARD BEFORE THE INDIVIDUAL MAY:

14 (I) USE THE TITLE "CERTIFIED ~~ASSOCIATE~~ SUPERVISED  
15 ~~COUNSELOR-DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST";

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

18 (III) REPRESENT TO THE PUBLIC THAT THE INDIVIDUAL IS  
19 CERTIFIED AS A CERTIFIED ~~ASSOCIATE~~ SUPERVISED ~~COUNSELOR-DRUG AND~~  
20 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPIST.

21 17-302.

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

24 (i) Counseling theory and ethics;

25 (ii) Counseling techniques;

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

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

28 (v) Social and cultural foundations;

29 (vi) Lifestyle and career development;

30 (vii) Appraisal of individuals;

31 (viii) Research and evaluation;

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

33 [and]

34 (x) Marriage and family therapy; [.] AND

35 (XI) ALCOHOL AND DRUG COUNSELING.



1 17-302.3.

2 (A) ~~EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, TO QUALIFY AS A~~  
3 ~~CERTIFIED PROFESSIONAL COUNSELOR-DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
4 ~~THERAPIST AN APPLICANT SHALL BE AN INDIVIDUAL WHO MEETS THE~~  
5 ~~REQUIREMENTS OF THIS SECTION~~ MEET THE REQUIREMENTS OF § 17-302 OF THIS  
6 SUBTITLE.

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

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

9 (D) (1) THE APPLICANT SHALL HOLD A MASTER'S OR DOCTORAL DEGREE  
10 IN A HEALTH AND HUMAN SERVICES COUNSELING FIELD FROM AN ACCREDITED  
11 EDUCATIONAL INSTITUTION THAT IS APPROVED BY THE BOARD OR HAVE  
12 COMPLETED A PROGRAM OF STUDIES JUDGED BY THE BOARD TO BE  
13 SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND EXTENT OF TRAINING AS  
14 REQUIRED UNDER THIS SECTION.

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

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

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

24 (I) MEDICAL ASPECTS OF CHEMICAL DEPENDENCY;

25 (II) GROUP COUNSELING;

26 (III) INDIVIDUAL COUNSELING;

27 (IV) FAMILY COUNSELING;

28 (V) ASSESSMENT AND TREATMENT PLANNING;

29 (VI) ETHICS FOR ALCOHOL AND DRUG COUNSELORS;

30 (VII) HUMAN DEVELOPMENT;

31 (VIII) ABNORMAL PSYCHOLOGY; AND

32 (IX) COURSES PERTAINING TO COUNSELOR CORE FUNCTIONS OF  
33 SCREENING, INTAKE, ORIENTATION, CASE MANAGEMENT, CRISIS INTERVENTION,  
34 EDUCATION AND PREVENTION, REFERRAL, CONSULTATION, REPORTS AND  
35 RECORDKEEPING, AND SPECIAL ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
36 DEPENDENCY TOPICS.

10

1 17-302.4.

2 TO QUALIFY AS A CERTIFIED ASSOCIATE COUNSELOR-~~DRUG AND ALCOHOL~~  
3 ALCOHOL AND DRUG THERAPIST AN APPLICANT SHALL:

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

9 (2) HAVE COMPLETED NOT LESS THAN 3 YEARS, WITH A MINIMUM OF  
10 ~~200~~ 2000 HOURS OF SUPERVISED EXPERIENCE IN ALCOHOL AND DRUG ~~THERAPY~~  
11 COUNSELING APPROVED BY THE BOARD, 2 YEARS OF WHICH SHALL HAVE BEEN  
12 COMPLETED AFTER THE AWARD OF THE BACHELOR'S DEGREE;

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

15 (4) PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY  
16 COUNSELING UNDER THE SUPERVISION OF A CERTIFIED PROFESSIONAL  
17 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST OR PROVIDE  
18 ~~DRUG AND ALCOHOL THERAPY AS AN EMPLOYEE OF AN AGENCY OR FACILITY~~  
19 ~~WHICH IS ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF HEALTH~~  
20 ~~CARE ORGANIZATIONS OR THAT IS CERTIFIED UNDER TITLE 8, SUBTITLE 4 OF THE~~  
21 ~~HEALTH—GENERAL ARTICLE~~ ANOTHER HEALTH CARE PROVIDER APPROVED BY  
22 THE BOARD.

23 17-302.5.

24 TO QUALIFY AS A CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-~~DRUG AND~~  
25 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPIST AN APPLICANT SHALL:

26 (1) HOLD AN ASSOCIATE'S DEGREE IN A HEALTH OR HUMAN SERVICES  
27 COUNSELING FIELD OR HAVE COMPLETED A PROGRAM OF STUDIES JUDGED BY THE  
28 BOARD TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER TO SUCH A  
29 PROGRAM OF STUDIES;

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

32 ~~(3)~~ (2) HAVE COMPLETED NOT LESS THAN 2 YEARS, WITH A MINIMUM  
33 OF 2,000 HOURS OF SUPERVISED EXPERIENCE IN ~~DRUG AND ALCOHOL~~ ALCOHOL  
34 AND DRUG THERAPY COUNSELING APPROVED BY THE BOARD, 1 YEAR OF WHICH  
35 SHALL HAVE BEEN COMPLETED AFTER THE AWARD OF THE ASSOCIATE'S DEGREE;

36 ~~(4)~~ (3) HAVE A MINIMUM OF ~~240~~ 15 CREDIT HOURS IN ~~DRUG AND~~  
37 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPY COUNSELING TRAINING AS DEFINED IN §  
38 17-302.3(D)(4) OF THIS TITLE; AND

39 ~~(5)~~ (4) PRACTICE ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
40 THERAPY COUNSELING UNDER THE SUPERVISION OF A CERTIFIED PROFESSIONAL  
41 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST OR ANOTHER

11

1 HEALTH CARE PROVIDER APPROVED BY THE BOARD AND PROVIDE DRUG AND  
2 ALCOHOL ALCOHOL AND DRUG THERAPY COUNSELING AS AN EMPLOYEE OF AN  
3 AGENCY OR FACILITY WHICH IS ACCREDITED BY THE JOINT COMMISSION ON  
4 ACCREDITATION OF HEALTH CARE ORGANIZATIONS OR THAT IS CERTIFIED UNDER  
5 TITLE 8, SUBTITLE 4 OF THE HEALTH - GENERAL ARTICLE.

6 17-305.

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

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

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

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

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

16 (2) Provides adequate evidence that the applicant:

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

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

20 17-306.

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

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

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

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

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

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

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

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

12

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

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

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

11 (C) (1) THE BOARD SHALL WAIVE THE REQUIREMENTS FOR  
12 CERTIFICATION AS A CERTIFIED PROFESSIONAL COUNSELOR-~~DRUG AND ALCOHOL~~  
13 ALCOHOL AND DRUG THERAPIST UNDER § 17.302.3 OF THIS TITLE FOR ANY PERSON  
14 WHO:

15 (I) HAS FILED A LETTER OF INTENT WITH THE BOARD BY JULY 1,  
16 1997;

17 (II) HOLDS A MASTER'S OR DOCTORAL DEGREE IN A HEALTH AND  
18 HUMAN SERVICES COUNSELING FIELD OR HAS COMPLETED A PROGRAM THAT THE  
19 BOARD DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND  
20 EXTENT OF TRAINING AS A MASTER'S OR DOCTORAL DEGREE IN A HEALTH AND  
21 HUMAN SERVICES COUNSELING FIELD; ~~AND~~

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

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

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

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

35 (I) THE PERSON HOLDS A BACHELOR'S DEGREE IN A HEALTH OR  
36 HUMAN SERVICES COUNSELING FIELD OR HAS COMPLETED A PROGRAM THAT THE  
37 BOARD DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND  
38 EXTENT OF TRAINING TO A BACHELOR'S DEGREE IN A HEALTH OR HUMAN  
39 SERVICES COUNSELING FIELD; ~~OR~~

40 (II) THE PERSON, AS OF JULY 1, 1996, IS CERTIFIED AS A CERTIFIED  
41 CHEMICAL DEPENDENCY COUNSELOR OR CERTIFIED CLINICAL SUPERVISOR BY THE

13

1 MARYLAND ADDICTION COUNSELOR CERTIFICATION BOARD OR IS EMPLOYED ~~BY~~  
2 ~~THE STATE~~ IN THE CAPACITY OF A PROGRAM SPECIALIST I, II, OR III, OR ITS  
3 EQUIVALENT, IF THE PERSON IS EMPLOYED BY THE STATE, A POLITICAL  
4 SUBDIVISION OF THE STATE, OR AN ENTITY THAT PROVIDES ALCOHOL AND DRUG  
5 COUNSELING SERVICES UNDER CONTRACT WITH THE STATE OR A POLITICAL  
6 SUBDIVISION OF THE STATE; AND

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

11 (3) THE BOARD SHALL WAIVE THE REQUIREMENTS FOR  
12 CERTIFICATION AS A CERTIFIED ~~ASSOCIATE SUPERVISED COUNSELOR-DRUG AND~~  
13 ~~ALCOHOL~~ ALCOHOL AND DRUG THERAPIST FOR ANY PERSON WHO HAS FILED A  
14 LETTER OF INTENT WITH THE BOARD BY JULY 1, 1997 IF:

15 (I) THE PERSON HOLDS AN ASSOCIATE'S DEGREE IN HEALTH OR  
16 HUMAN SERVICES COUNSELING OR HAS COMPLETED A PROGRAM THAT THE BOARD  
17 DETERMINES TO BE SUBSTANTIALLY EQUIVALENT IN SUBJECT MATTER AND  
18 EXTENT OF TRAINING TO AN ASSOCIATE'S DEGREE IN HEALTH OR HUMAN  
19 SERVICES COUNSELING; OR

20 (II) THE PERSON IS CERTIFIED AS A CERTIFIED ALCOHOLISM  
21 COUNSELOR OR CERTIFIED DRUG COUNSELOR BY THE MARYLAND ADDICTION  
22 COUNSELOR CERTIFICATION BOARD OR IS EMPLOYED ~~BY THE STATE~~ IN THE  
23 CAPACITY OF AN ADDICTION COUNSELOR II OR III, OR ITS EQUIVALENT, IF THE  
24 PERSON IS EMPLOYED ~~IN~~ BY THE STATE, A POLITICAL SUBDIVISION OF THE STATE,  
25 OR AN ENTITY THAT PROVIDES ALCOHOL AND DRUG COUNSELING SERVICES  
26 UNDER CONTRACT WITH THE STATE OR A POLITICAL SUBDIVISION OF THE STATE.

27 17-308.

28 An individual who is certified by the Board may:

29 (1) Use the title "certified professional counselor" [or], "certified  
30 professional counselor-marriage and family therapist", "CERTIFIED PROFESSIONAL  
31 COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST", "CERTIFIED  
32 ASSOCIATE COUNSELOR-DRUG AND ALCOHOL ALCOHOL AND DRUG THERAPIST",  
33 OR "CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-DRUG AND ALCOHOL  
34 ALCOHOL AND DRUG THERAPIST";

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

38 (3) Represent to the public that the individual is certified asa professional  
39 counselor [or], certified professional counselor-marriage and family therapist,  
40 CERTIFIED PROFESSIONAL COUNSELOR ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG  
41 ~~THERAPIST~~, CERTIFIED ASSOCIATE COUNSELOR-DRUG AND ALCOHOL ALCOHOL  
42 AND DRUG THERAPIST, OR CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-DRUG  
43 ~~AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST.

14

1 17-401.

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

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

7 (2) Use any title, abbreviation, sign, card, or other representation that the  
8 person is a certified professional [counselor or] COUNSELOR, licensed professional  
9 counselor-marriage and family therapist, CERTIFIED PROFESSIONAL  
10 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST, CERTIFIED  
11 ASSOCIATE COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST, OR  
12 CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL  
13 AND DRUG THERAPIST; or

14 (3) Use the title "C.P.C." [or], "C.P.C."-"M.F.T.", "~~C.P.C.-D.A.T.~~"  
15 "~~C.P.C.-A.D.~~", "~~C.C.-D.A.T.~~" "~~C.A.C.-A.D.~~", OR "~~C.A.C.-D.A.T.~~" "~~C.S.C.-A.D.~~", the words  
16 "certified professional counselor" or "licensed professional counselor-marriage and  
17 family therapist", or the words "certified counselor" or "licensed marriage and family  
18 therapist" with the intent to represent that the person practices professional counseling  
19 or marriage and family therapy, OR THE WORDS "CERTIFIED PROFESSIONAL  
20 COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST", "CERTIFIED  
21 ASSOCIATE COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPIST",  
22 "CERTIFIED ASSOCIATE SUPERVISED COUNSELOR-~~DRUG AND ALCOHOL~~ ALCOHOL  
23 AND DRUG THERAPIST" WITH THE INTENT TO REPRESENT THAT THE PERSON  
24 PRACTICES ~~DRUG AND ALCOHOL~~ ALCOHOL AND DRUG THERAPY COUNSELING.

25 SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding whether  
26 the services are provided within the scope of practice of a certified professional  
27 counselor-drug and alcohol therapist, a certified counselor-drug and alcohol therapist, or  
28 a certified associate counselor-drug and alcohol therapist, nothing in this Act may be  
29 construed to require a nonprofit health service plan, insurer, health maintenance  
30 organization, or person acting as a third party administrator to reimburse a certified  
31 professional counselor-drug and alcohol therapist, a certified counselor-drug and alcohol  
32 therapist, or a certified associate counselor-drug and alcohol therapist.

33 SECTION 2- 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
34 read as follows:

35 **Article - Health Occupations**

36 18-102.

37 Unless the individual uses as a title or describes the services the individual provides  
38 by use of the words "psychological", "psychologist", or "psychology", this title does not  
39 limit:

40 (1) The right of an individual to practice a health occupation that the  
41 individual is licensed, certified, or otherwise authorized to practice under this article;

1                   (2) The right of an individual to provide vocational rehabilitation services as  
2 authorized under Title 9, Subtitle 6 of the Labor and Employment Article; OR

3                   [(3) The employment related activities and services of an individual who is  
4 employed by an alcohol and drug abuse program or facility that is accredited by the Joint  
5 Commission on Accreditation of Health Care Organizations or that is certified under  
6 Title 8, Subtitle 4 of the Health - General Article; or

7                   (4) (3) The nonprofit activities and services of a bona fide religious  
8 organization that is exempt from taxation under § 501(c)(3) of the Internal Revenue  
9 Code.

10           SECTION ~~2- 3- 4~~, AND BE IT FURTHER ENACTED, That ~~Section 1 of Sections~~  
11 1 and 2 of this Act shall take effect October 1, 1996.

12           SECTION ~~4- 5~~. AND BE IT FURTHER ENACTED, That Section ~~2 3~~ of this Act  
13 shall take effect October 1, 2001.