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By: **Delegate Hubbard**

Introduced and read first time: January 31, 2000

Assigned to: Environmental Matters

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A BILL ENTITLED

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; defining a certain term; altering certain definitions;  
8 making stylistic changes; and generally relating to professional counselors,  
9 alcohol and drug counselors, clinical marriage and family therapists, and  
10 clinical professional counselors.

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

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

24                           **Article - Health Occupations**

25                           Title 17. Professional Counselors, ALCOHOL AND DRUG COUNSELORS, CLINICAL  
26                           MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL PROFESSIONAL COUNSELORS.

27 17-101.

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

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

3 (1) To develop understanding of intrapersonal and interpersonal  
4 substance abuse problems;

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

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

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

9 (5) To use informational and community substance abuse resources  
10 relating to personal, social, emotional, educational, and vocational development and  
11 adjustment.

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

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

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

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

26 (d) "Board" means the State Board of Examiners of Professional Counselors,  
27 ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS,  
28 AND CLINICAL PROFESSIONAL COUNSELORS.

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

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

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

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

1 (2) To define goals;

2 (3) To make decisions;

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

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

8 (h) "FUND" MEANS THE STATE BOARD OF EXAMINERS OF PROFESSIONAL  
9 COUNSELORS, ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY  
10 THERAPISTS, AND CLINICAL PROFESSIONAL COUNSELORS FUND.

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

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

15 (2) The identification and assessment of client needs and the  
16 implementation of therapeutic intervention.

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

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

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

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

29 [(k)] (L) "Practice alcohol and drug counseling" means to engage  
30 professionally and for compensation in alcohol and drug counseling activities while  
31 representing oneself to be a certified professional counselor-alcohol and drug, a  
32 certified supervised counselor-alcohol and drug, or a certified associate  
33 counselor-alcohol and drug.

34 [(l)] (M) "Practice marriage and family therapy" means to engage  
35 professionally and for compensation in marriage and family therapy activities while  
36 representing oneself to be a certified professional counselor-marriage and family  
37 therapist.

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

4 Subtitle 2. State Board of Examiners of Professional Counselors, ALCOHOL AND  
5 DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL  
6 PROFESSIONAL COUNSELORS.

7 17-201.

8 There is a State Board of Examiners of Professional Counselors, ALCOHOL AND  
9 DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL  
10 PROFESSIONAL COUNSELORS.

11 17-206.

12 (a) There is a State Board of Examiners of Professional Counselors, ALCOHOL  
13 AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND  
14 CLINICAL PROFESSIONAL COUNSELORS Fund.

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

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

19 17-312.

20 (b) The professional disclosure statement shall contain:

21 (5) At the bottom of the first page of the disclosure statement, the words,  
22 "This information is required by the Board of Examiners of Professional Counselors,  
23 ALCOHOL AND DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS,  
24 AND CLINICAL PROFESSIONAL COUNSELORS which regulates all certified and  
25 licensed counselors and therapists"; and

26 17-501.

27 This title may be cited as the "Maryland Professional Counselors, ALCOHOL AND  
28 DRUG COUNSELORS, CLINICAL MARRIAGE AND FAMILY THERAPISTS, AND CLINICAL  
29 PROFESSIONAL COUNSELORS Act".

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 2000.