
By: ~~Delegate Rudolph~~ **Delegates Rudolph, Hurson, Hammen, Benson,
Boteler, Boutin, Bromwell, Costa, Donoghue, Elliott, Goldwater,
Hubbard, Kach, Mandel, McDonough, Morhaim, Murray,
Nathan-Pulliam, Oaks, Pendergrass, Rosenberg, Rudolph, Smigiel,
V. Turner, and Weldon**

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Assigned to: Health and Government Operations

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 18, 2004

CHAPTER _____

1 AN ACT concerning

2 **State Board of Social Work Examiners - Appointment of Board Members -**
3 **Vacancies**

4 FOR the purpose of providing for the filling of a vacancy on the State Board of Social
5 Work Examiners of a licensed certified social worker or licensed social
6 worker-clinical with another licensee under certain circumstances; and
7 generally relating to the State Board of Social Work Examiners.

8 BY repealing and reenacting, with amendments,
9 Article - Health Occupations
10 Section 19-202(a)
11 Annotated Code of Maryland
12 (2000 Replacement Volume and 2003 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article - Health Occupations
15 Section 19-202(b), (c), and (d)
16 Annotated Code of Maryland
17 (2000 Replacement Volume and 2003 Supplement)

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

1

Article - Health Occupations

2 19-202.

3 (a) (1) The Board consists of 11 members.

4 (2) Of the 11 Board members:

5 (i) 9 shall be licensed social workers of whom:

6 1. Subject to paragraph (3) of this subsection, 1 is a licensed
7 social work associate;8 2. Subject to paragraph (3) of this subsection, 1 is a licensed
9 graduate social worker at the time of appointment;10 3. [At] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,
11 AT least 1 is a licensed certified social worker;12 4. ~~At~~ SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, AT
13 least 4 are licensed certified social workers-clinical; and14 5. 1 is a licensed social worker employed by the Department
15 of Human Resources; and

16 (ii) 2 shall be consumer members.

17 (3) If a licensed social work associate [or], a licensed graduate social
18 worker, ~~OR A LICENSED CERTIFIED SOCIAL WORKER, OR A LICENSED SOCIAL~~
19 WORKER-CLINICAL is not appointed to the Board under [paragraph (2)(i)1 and 2]
20 PARAGRAPH (2)(I) of this subsection within 6 months of a vacancy, a licensee of any
21 license level shall be appointed immediately if that licensee is qualified to be a
22 member of the Board under subsections (b) and (d) of this section.23 (4) The Governor shall appoint all members of the Board with the advice
24 of the Secretary and the advice and consent of the Senate.25 (5) The Governor shall appoint all social work members of the Board
26 from a list of nominees containing names submitted by:

27 (i) Professional social work associations in the State;

28 (ii) Any person who provides a statement of nomination signed by
29 at least 25 social workers licensed in the State; or30 (iii) The secretaries of public agencies of the State where social
31 workers are employed.

32 (b) Each member of the Board shall be a resident of this State.

33 (c) Each consumer member of the Board:

- 1 (1) Shall be a member of the general public;
- 2 (2) May not be or ever have been a social worker or in training to become
3 a social worker;
- 4 (3) May not have a household member who is a social worker or in
5 training to become a social worker;
- 6 (4) May not participate or ever have participated in a commercial or
7 professional field related to social work;
- 8 (5) May not have a household member who participates in a commercial
9 or professional field related to social work; and
- 10 (6) May not have had within 2 years before appointment a substantial
11 financial interest in a person regulated by the Board or a person that employs a
12 person regulated by the Board.
- 13 (d) Except for the licensed social worker associate member and the licensed
14 graduate social worker member, each social worker member of the Board shall have
15 been licensed in the State for 5 years immediately preceding the appointment and
16 actively employed in the field of social work for at least 3 of the 5 years immediately
17 preceding the appointment.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2004.