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By: **Senator Hollinger**

Introduced and read first time: January 21, 2004

Assigned to: Education, Health, and Environmental Affairs

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A BILL ENTITLED

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 with another licensee  
6 under certain circumstances; and generally relating to the State Board of Social  
7 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:

20                                   **Article - Health Occupations**

21 19-202.

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

23                   (2)       Of the 11 Board members:

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

25                                   1.       Subject to paragraph (3) of this subsection, 1 is a licensed

26 social work associate;

1                                    2.            Subject to paragraph (3) of this subsection, 1 is a licensed  
2 graduate social worker at the time of appointment;

3                                    3.            [At] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,  
4 AT least 1 is a licensed certified social worker;

5                                    4.            At least 4 are licensed certified social workers-clinical;  
6 and

7                                    5.            1 is a licensed social worker employed by the Department  
8 of Human Resources; and

9                                    (ii)        2 shall be consumer members.

10                                (3)        If a licensed social work associate [or], a licensed graduate social  
11 worker, OR A LICENSED CERTIFIED SOCIAL WORKER is not appointed to the Board  
12 under [paragraph (2)(i)1 and 2] PARAGRAPH (2)(I) of this subsection within 6 months  
13 of a vacancy, a licensee of any license level shall be appointed immediately if that  
14 licensee is qualified to be a member of the Board under subsections (b) and (d) of this  
15 section.

16                                (4)        The Governor shall appoint all members of the Board with the advice  
17 of the Secretary and the advice and consent of the Senate.

18                                (5)        The Governor shall appoint all social work members of the Board  
19 from a list of nominees containing names submitted by:

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

21                                (ii)        Any person who provides a statement of nomination signed by  
22 at least 25 social workers licensed in the State; or

23                                (iii)        The secretaries of public agencies of the State where social  
24 workers are employed.

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

26                                (c)        Each consumer member of the Board:

27                                (1)        Shall be a member of the general public;

28                                (2)        May not be or ever have been a social worker or in training to become  
29 a social worker;

30                                (3)        May not have a household member who is a social worker or in  
31 training to become a social worker;

32                                (4)        May not participate or ever have participated in a commercial or  
33 professional field related to social work;

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

3           (6)     May not have had within 2 years before appointment a substantial  
4 financial interest in a person regulated by the Board or a person that employs a  
5 person regulated by the Board.

6     (d)     Except for the licensed social worker associate member and the licensed  
7 graduate social worker member, each social worker member of the Board shall have  
8 been licensed in the State for 5 years immediately preceding the appointment and  
9 actively employed in the field of social work for at least 3 of the 5 years immediately  
10 preceding the appointment.

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