

HOUSE BILL 494

J2

(8lr2107)

ENROLLED BILL

—Health and Government Operations/Education, Health, and Environmental Affairs—

Introduced by ~~Delegate Hubbard~~ **Delegates Hubbard, V. Turner, Donoghue, Montgomery, and Pena-Melnyk**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Licensed Counselors and Therapists – Appraisal Activities – Training**
3 **Requirements**

4 FOR the purpose of ~~altering the definition of “appraisal” relating to the use of certain~~
5 ~~instruments by certain licensed counselors and therapists~~ repealing a certain
6 requirement that the Board of Examiners of Psychologists and the State Board
7 of Professional Counselors and Therapists jointly approve certain training for
8 licensed counselors and therapists; authorizing certain licensed counselors and
9 therapists to engage in certain appraisal activities that include the use of
10 certain instruments if certain training has been completed; and generally
11 relating to appraisal activities and licensed counselors and therapists.

12 BY repealing and reenacting, without amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Article – Health Occupations
2 Section 17–101(a)
3 Annotated Code of Maryland
4 (2005 Replacement Volume and 2007 Supplement)

5 BY repealing and reenacting, with amendments,
6 Article – Health Occupations
7 Section 17–101(c)
8 Annotated Code of Maryland
9 (2005 Replacement Volume and 2007 Supplement)

10 BY adding to
11 Article – Health Occupations
12 Section 17–3A–03.1
13 Annotated Code of Maryland
14 (2005 Replacement Volume and 2007 Supplement)

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

17 **Article – Health Occupations**

18 17–101.

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

20 (c) (1) “Appraisal” means:

21 (i) Selecting, administering, scoring, and interpreting
22 instruments designed to assess an individual’s aptitudes, attitudes, abilities,
23 achievements, interests, and personal characteristics; and

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

27 (2) “Appraisal” does not include instruments which require specialized
28 psychological training for administration and interpretation unless the licensed [or
29 certified professional] counselor **OR THERAPIST** has completed **THE** training [deemed
30 by the Board of Examiners of Psychologists and the State Board of Professional
31 Counselors and Therapists to be equivalent to that of a licensed psychologist who is
32 qualified to administer the same types of instruments] **REQUIRED UNDER §**
33 **17–3A–03.1 OF THIS TITLE.**

34 **17–3A–03.1.**

1 A LICENSED COUNSELOR OR THERAPIST MAY ENGAGE IN APPRAISAL
 2 ACTIVITIES THAT INCLUDE INSTRUMENTS THAT REQUIRE SPECIALIZED
 3 PSYCHOLOGICAL TRAINING FOR ADMINISTRATION AND INTERPRETATION IF
 4 THE LICENSED COUNSELOR OR THERAPIST HAS COMPLETED TRAINING THAT
 5 INCLUDES:

6 (1) POSSESSION OF A DOCTORAL OR MASTER'S DEGREE IN AN
 7 AREA OF MENTAL HEALTH COUNSELING OR A RELATED FIELD THAT INCLUDES A
 8 MINIMUM OF 9 NINE GRADUATE COURSES OF AT LEAST 3 SEMESTER HOURS IN
 9 EACH OF THE FOLLOWING COURSES:

10 (I) PSYCHOPATHOLOGY;

11 (II) BIOLOGICAL BASES OF BEHAVIOR;

12 (III) RESEARCH METHODS;

13 (IV) ADVANCED STATISTICS;

14 (V) TESTS AND MEASURES;

15 (VI) INTELLECTUAL ASSESSMENT;

16 (VII) PERSONALITY ASSESSMENT;

17 ~~(IX)~~ (VIII) ETHICS; AND

18 ~~(X)~~ (IX) PRACTICUM IN ADVANCED ASSESSMENT; OR

19 ~~(2) (I) POSSESSION OF A DOCTORAL OR MASTER'S DEGREE IN~~
 20 ~~A COUNSELING OR RELATED FIELD;~~

21 ~~(II) A MINIMUM OF NINE GRADUATE COURSES, AS VERIFIED~~
 22 ~~TO THE BOARD ON THE FORM THAT THE BOARD REQUIRES, OF AT LEAST 3~~
 23 ~~SEMESTER HOURS IN EACH OF THE COURSES LISTED IN ITEM (1) OF THIS~~
 24 ~~SECTION;~~

25 ~~(III)~~ (2) COMPLETION OF 500 HOURS OF FACE-TO-FACE
 26 SUPERVISED, DIRECT, CLIENT-RELATED, ADVANCED ASSESSMENT TESTING
 27 CONTACT THAT IS COMPLETED NOT LESS THAN 2 YEARS FOLLOWING THE
 28 COMPLETION OF THE MASTER'S DEGREE, OF WHICH A MINIMUM OF 100 HOURS
 29 SHALL INCLUDE FACE-TO-FACE SUPERVISION OF ADVANCED ASSESSMENT
 30 RELATED ACTIVITIES BY A SUPERVISOR WHO IS:

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- 1 ~~1.~~ ~~A SUPERVISOR;~~
- 2 ~~2.~~ (I) A LICENSED MENTAL HEALTH PROFESSIONAL; OR
- 3 ~~3.~~ (II) AN INDIVIDUAL PROFICIENT PROFICIENT IN THE
- 4 USE OF ADVANCED ASSESSMENT TESTS, APPROVED; AND
- 5 (III) APPROVED BY THE BOARD; AND
- 6 ~~(IV)~~ (3) PASSAGE OF A NATIONAL EXAMINATION THAT
- 7 INCLUDES ITEMS ON ADVANCED ASSESSMENT THAT EVALUATE KNOWLEDGE OF
- 8 ADVANCED ASSESSMENT PROCEDURES.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 10 October 1, 2008.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.