

2021 MD testimony_SB 82.pdf

Uploaded by: Sena Moore, Kimberly

Position: FAV

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Certification Board for Music Therapists

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January 21, 2021

Re: SB 82

Dear Chair Pinsky and Members of the Education, Health, and Environmental Affairs Committee:

My name is Dr. Kimberly Sena Moore and I am the Regulatory Affairs Associate for the Certification Board for Music Therapists. Thank you for the opportunity to speak on behalf of the national government relations team of the Certification Board for Music Therapists and the American Music Therapy Association regarding Senate Bill 82. This bill creates a music therapy license, and as such helps remove barriers to music therapy services by qualified professionals in the state of Maryland.

Officially recognizing music therapy through state licensure, would protect consumers in Maryland by limiting the potential for harm to citizens through ensuring that only those who are *qualified* can call themselves “music therapists” or say they offer “music therapy.” This would create channels for access while also allowing employers, potential employers, and private citizens to feel confident in the training and education of the music therapists they employ to work with their loved ones.

Despite the numerous health, economic, and social challenges of the previous year, music therapy remains an essential service for clients, family members, and healthcare providers as they navigate myriad challenges. Since the onset of the COVID-19 pandemic in March 2020, music therapists have adapted the delivery of their services and diversified service options to meet emerging needs of clients, family members, and healthcare providers. In addition, music therapy interventions are frequently considered when identifying potential pandemic-related treatment and support services for consumers and healthcare professionals.

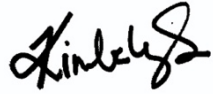
In response to a national survey sent to music therapists in June 2020, almost two-thirds of respondents indicated they have added telepractice as a service delivery option, the vast majority of which are live virtual music therapy sessions. This has not only allowed for continuity of services, it has also enhanced therapeutic outcomes and improved family involvement in their loved ones’ progress.

The majority of survey respondents (75%) agree that clients are responding positively to telepractice music therapy services; in fact, some report that certain clients are thriving in ways that did not happen when seen in person. Many respondents also noted that family members are more involved during sessions, so can witness the work and change that occurs when clients are engaged in music therapy.

Survey respondents also indicated benefits for healthcare providers. Music therapists are supporting their coworkers in in-patient and residential settings such as hospitals and long-term care facilities. These colleagues express joy and gratitude for the connections made through shared musical experiences during a period of increased isolation and stress.

Thank you for your consideration of this SB 82, which will create access to a beneficial therapeutic service for some of Maryland's most vulnerable citizens.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kimberly". The signature is fluid and cursive, with a large initial "K" and a stylized "y" at the end.

Kimberly Sena More, Ph.D., MT-BC
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SB82 Testimony-Niki Runge.pdf

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Position: FWA

SB0082

Education, Health and Environmental Affairs Committee

January 26, 2021

Niki Runge, MCAT, MT-BC

Mr. Chair and Members of the Committee,

My name is Niki Runge. I am a board-certified music therapist, Co-Chair of the Maryland Music Therapy State Task Force for Occupational Regulation and the Government Relations Chair for the Maryland Association for Music Therapy. I want to thank the committee for the opportunity to be heard again on behalf of our clients and the Maryland music therapists. Our goal has always been, and continues to be, to increase access to music therapy services and assure that these services are provided by qualified professionals who have completed the education, clinical training, and continuing education required of board-certified music therapists.

I wanted to take the time today to highlight the COVID-19 response from Maryland music therapists. A national COVID-19 survey was conducted in 2020 and found that in Maryland, 2/3 of music therapists who responded were considered essential workers. Music Therapists continued to serve Maryland's most vulnerable citizens through the continuation of in-person sessions and telehealth. Music therapists across the state were able to safely adapt, in the moment to continue to provide services based on clients' needs, and the current level of COVID restrictions. Sessions were conducted through telehealth via pre-recorded videos, live videos, and audio sessions, as well as continued in-person sessions, involving outdoor, and window visits. As we continue through the pandemic, without a state license these frontline workers are not eligible for the Phase 1A distribution of the COVID vaccine with related healthcare professionals. This puts clients, family members of clients, and colleagues at increased risk of contracting the virus. This is one more example of the inconsistencies in the ability to keep our clients safe when accessing services and how music therapists are recognized in the state without a license.

As we are working with the Board of Audiologists, Hearing-Aid Dispensers and Speech-Language Pathologists, we ask that the committee approve SB0082, with amendments suggested by the board.

Thank you for your time.



Niki Runge, MCAT, MT-BC

SB 82

Uploaded by: Augustine, Senator

Position: INFO



SB0082/933322/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

22 JAN 21
12:05:58

BY: Senator Augustine
(To be offered in the Education, Health, and Environmental
Affairs Committee)

AMENDMENTS TO SENATE BILL 82
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Professional Counselors and Therapists**” and substitute “**Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists**”; strike beginning with “establishing” in line 4 down through “Therapists” in line 5 and substitute “renaming the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists to be the State Board of Examiners for Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists; adding music therapist members to the Board and providing for the appointment of the members”; in line 6, after “ethics;” insert “authorizing the Board to facilitate the dissemination of certain information to certain persons.”; and strike beginning with “providing” in line 9 down through the second “Committee;” in line 14.

On page 2, in line 15, strike “a” and substitute “and altering”; in the same line, strike “title” and substitute “titles”; strike beginning with “providing” in line 15 down through “Act;” in line 16 and substitute “providing for the application of certain provisions of law;”; in line 17, strike “specifying the terms of the initial members of the Committee;”; in line 18, strike “providing for the termination of certain provisions of this Act;” and substitute “requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross-references or terminology rendered incorrect by this Act and to describe any corrections made in an editor’s note following the section affected;”; in lines 19 and 20, strike “and the Music Therapist Advisory Committee”; after line 20, insert:

(Over)

“BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 2–101(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article - Health Occupations
Section 2–101(c) and 2–102(a) to be under the amended title “Title 2.
Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and
Music Therapists”; 2–201, 2–202(a), and 2–206(a) and (d)(2) to be under
the amended subtitle “Subtitle 2. State Board of Examiners for
Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and
Music Therapists”; and 2–501
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)”;

in line 23, strike “17–6B–01” and substitute “2–4A–01”; in the same line, strike “17–6B–31” and substitute “2–4A–25”; in the same line, strike “6B.” and substitute “4A.”; and strike in their entirety lines 27 through 31, inclusive.

AMENDMENT NO. 2

On page 2, after line 34, insert:

“Title 2. Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists,
AND MUSIC THERAPISTS.

2–101.

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

(c) “Board” means the State Board of Examiners for Audiologists, Hearing Aid
Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS.

2–102.

(a) This title applies to an individual who practices audiology, hearing aid dispensing, [or] speech–language pathology, OR MUSIC THERAPY, or assists in the practice of speech–language pathology in the State.

Subtitle 2. State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS.

2–201.

There is a State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS in the Department.

2–202.

(a) (1) The Board consists of [13] 15 members.

(2) Of the [13] 15 Board members:

(i) 3 shall be licensed audiologists who have at least 5 years' paid work experience in audiology and are currently practicing audiology in the State;

(ii) 3 shall be licensed speech–language pathologists who have at least 5 years' paid work experience in speech–language pathology and are currently practicing speech–language pathology in the State;

(iii) 2 shall be physicians who shall be voting members of the Board, except on proposals that expand or restrict the practice of audiology as defined in § 2–101(q) of this title or that expand or restrict the practice of speech–language pathology as defined in § 2–101(r) of this title, and who:

(Over)

1. Are licensed to practice medicine in the State;
2. Hold a certificate of qualification from the American Board of Otolaryngology; and
3. Are currently practicing in the State;

(iv) 2 shall be consumer members, 1 of whom shall be a consumer of services provided by an individual licensed by the Board; [and]

(v) 3 shall be licensed hearing aid dispensers who have at least 5 years' paid work experience in dispensing hearing aids and are currently practicing hearing aid dispensing in the State; AND

(VI) 2 SHALL BE LICENSED MUSIC THERAPISTS WHO HAVE AT LEAST 5 YEARS' PAID WORK EXPERIENCE IN MUSIC THERAPY AND ARE CURRENTLY PRACTICING MUSIC THERAPY IN THE STATE.

(3) The Governor shall appoint the physician members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland Society of Otolaryngology. There shall be at least 3 names on the list.

(4) The Governor shall appoint the speech–language pathologist members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland Speech–Language and Hearing Association. The number of names on the list shall be at least 3 times the number of vacancies.

(5) (i) Subject to subparagraph (ii) of this paragraph, the Governor shall appoint the audiologist members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor, jointly by the Maryland Academy of

Audiology and the Maryland Speech–Language and Hearing Association. The number of names on the list shall be at least 3 times the number of vacancies.

(ii) For each audiologist vacancy, the Maryland Academy of Audiology and the Maryland Speech–Language and Hearing Association shall:

1. Notify all licensed audiologists in the State of the vacancy to solicit nominations to fill the vacancy; and

2. Conduct a balloting process by which every licensed audiologist in the State is eligible to vote on the names of the licensed audiologists to be submitted to the Secretary and the Governor.

(6) (i) The Governor shall appoint the hearing aid dispenser members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland members of the Hearing Society of Maryland, Washington, D.C., and Delaware.

(ii) The number of names on the list shall be at least 3 times the number of vacancies.

(7) (i) The Governor shall appoint the consumer members with the advice of the Secretary and the advice and consent of the Senate.

(ii) 1. The Governor shall appoint the consumer member who is a consumer of services provided by an individual licensed by the Board from a list submitted to the Secretary and the Governor by the Department of Disabilities.

2. The Department of Disabilities shall solicit nominees from associations representing hearing or communication impaired individuals in the State.

(8) (I) THE GOVERNOR SHALL APPOINT THE MUSIC THERAPIST MEMBERS, WITH THE ADVICE OF THE SECRETARY, FROM A LIST SUBMITTED TO THE SECRETARY AND THE GOVERNOR BY THE MARYLAND ASSOCIATION FOR MUSIC THERAPY.

(II) THE NUMBER OF NAMES ON THE LIST SHALL BE AT LEAST 3 TIMES THE NUMBER OF VACANCIES.

(III) ON OR BEFORE DECEMBER 31, 2021, THE MUSIC THERAPIST MEMBERS SHALL BE BOARD CERTIFIED MUSIC THERAPISTS, AS DEFINED IN § 2-4A-01 OF THIS TITLE.

(IV) ON OR AFTER JANUARY 1, 2022, THE MUSIC THERAPIST MEMBERS SHALL BE LICENSED PROFESSIONAL MUSIC THERAPISTS, AS DEFINED IN § 2-4A-01 OF THIS TITLE.

2-206.

(a) There is a State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS Fund.

(d) (2) The Comptroller shall distribute the fees to the State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS Fund.”;

in line 35, strike “6B.” and substitute “4A.”; and in line 36, strike “17-6B-01.” and substitute “2-4A-01.”.

On page 3, strike in their entirety lines 7 and 8; and in lines 9, 22, 24, and 27, strike “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively.

On page 5, in line 28, strike “17-6B-02.” and substitute “2-4A-02.”.

On page 6, in lines 18 and 23, strike “17-6B-03.” and “17-6B-04.”, respectively, and substitute “2-4A-03.” and “2-4A-04.”, respectively; in line 19, strike “SHALL ADOPT”; in line 20, strike “REGULATIONS” and substitute “SHALL ADOPT REGULATIONS”; in line 21, strike “AND”; in line 22, strike “A” and substitute “SHALL ADOPT A”; and in the same line, after “THERAPY” insert “; AND”.

(3) MAY FACILITATE THE STATEWIDE DISSEMINATION OF MUSIC THERAPY INFORMATION TO MUSIC THERAPISTS, THE AMERICAN MUSIC THERAPY ASSOCIATION OR ANY SUCCESSOR ORGANIZATION, AND THE CERTIFICATION BOARD FOR MUSIC THERAPISTS OR ANY SUCCESSOR ORGANIZATION”.

On pages 7 through 10, strike in their entirety the lines beginning with line 6 on page 7 through line 4 on page 10, inclusive.

On page 10, in lines 5 and 9, strike “17-6B-10.” and “17-6B-11.”, respectively, and substitute “2-4A-05.” and “2-4A-06.”, respectively; and in line 26, after “EQUIVALENT,” insert “INCLUDING CLINICAL TRAINING.”.

On page 11, strike in their entirety lines 3 through 11, inclusive; in lines 12 and 16, strike “(4)” and “(5)”, respectively, and substitute “(3)” and “(4)”, respectively; and in lines 17 and 25, strike “17-6B-12.” and “17-6B-13.”, respectively, and substitute “2-4A-07.” and “2-4A-08.”, respectively.

On page 11 in line 24, on page 12 in lines 17 and 27, and on page 17 in line 11, in each instance, strike “**§ 17-501.1**” and substitute “**§ 2-303.1**”.

On page 12, in line 1, strike “**§ 17-6B-12**” and substitute “**§ 2-4A-07**”.

On page 13, in lines 2 and 5, strike “**17-6B-14.**” and “**17-6B-15.**”, respectively, and substitute “**2-4A-09.**” and “**2-4A-10.**”, respectively.

On page 14, in line 10, strike “**17-6B-16.**” and substitute “**2-4A-11.**”; and in lines 18 and 19 and 27, in each instance, strike “**§ 17-6B-15**” and substitute “**§ 2-4A-10**”.

On page 15, in lines 7 and 8, strike “**§ 17-6B-11**” and substitute “**§ 2-4A-06**”; and in lines 9, 16, and 20, strike “**17-6B-17.**”, “**17-6B-18.**”, and “**17-6B-19.**”, respectively, and substitute “**2-4A-12.**”, “**2-4A-13.**”, and “**2-4A-14.**”, respectively.

On page 15 in line 21, and on page 17 in line 21, in each instance, strike “**§ 17-6B-21**” and substitute “**§ 2-4A-16**”.

On page 16, in line 8, strike “**§ 17-6B-03(2)**” and substitute “**§ 2-4A-03(2)**”.

On page 17, in line 20, strike “**17-6B-20.**” and substitute “**2-4A-15.**”.

On page 17 in line 22, on page 18 in lines 3 and 29 and 30, on page 19 in lines 4 and 5 and 26, and on page 20 in lines 12 and 13, in each instance, strike “**§ 17-6B-19**” and substitute “**§ 2-4A-14**”.

On page 18, in lines 1 and 28, strike “**17-6B-21.**” and “**17-6B-22.**”, respectively, and substitute “**2-4A-16.**” and “**2-4A-17.**”, respectively.

On page 19, in lines 11, 18, and 21, strike “~~17-6B-23.~~”, “~~17-6B-24.~~”, and “~~17-6B-25.~~”, respectively, and substitute “2-4A-18.”, “2-4A-19.”, and “2-4A-20.”, respectively.

On page 20 in line 12, and on page 22 in line 4, in each instance, strike “§ ~~17-6B-27~~” and substitute “§ 2-4A-22”.

On page 20, in line 14, strike “~~17-6B-26.~~” and substitute “2-4A-21.”; and in lines 16 and 25, in each instance, strike “~~COMMITTEE~~” and substitute “BOARD”.

On page 21, in lines 20, 25, and 32, strike “~~17-6B-27.~~”, “~~17-6B-28.~~”, and “~~17-6B-29.~~”, respectively, and substitute “2-4A-22.”, “2-4A-23.”, and “2-4A-24.”, respectively.

On page 22, in line 7, strike “~~17-6B-30.~~” and substitute “2-4A-25.”; strike in their entirety lines 9 through 13, inclusive, and substitute:

“2-501.”

This title may be cited as the “Maryland Audiology, Hearing Aid Dispensing, [and] Speech–Language Pathology, AND MUSIC THERAPY Act”.”;

and strike in their entirety lines 14 through 25, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross–references and terminology rendered incorrect by this Act or by any other Act of the General Assembly of 2021 that affects provisions enacted by the Act. The publisher shall adequately describe any correction that is made in an editor’s note following the section affected.”.

2021 LCPCM SB 82 Senate Side.pdf

Uploaded by: Faulkner, Rachael

Position: INFO



Committee: Senate Education, Health, and Environmental Affairs Committee
Bill Number: Senate Bill 82
Title: State Board of Professional Counselors and Therapists – Maryland Music Therapists Act
Hearing Date: January 26, 2021
Position: Letter of Information

The Licensed Clinical Professional Counselors of Maryland (LCPCM) is providing this letter of information for *Senate Bill 82 – State Board of Professional Counselors and Therapists – Maryland Music Therapists Act*. As introduced, this bill would create a new licensing category under the Board of Professional Counselors and Therapists for music therapists.

LCPCM does not support the inclusion of any new licensing categories under the Board of Professional Counselors and Therapists, including the licensing for music therapists. We would ask that there be serious consideration of the following key issues:

- **Resources of the Board of Professional Counselors:** Over the past several years, the Board has made great stride in addressing over 30 recommendations from its 2017 Sunset Review. While we are happy by this progress, the composition of the Board, by design, was created through a piece-meal approach without assessing the functionality of the Board as licensure categories were added.

To provide a practice example, LCPCM worked with the Board for over 5 years to update the practice act regulations for LCPCs. One of the primary causes for the delay is the divergent needs of the Board in responding to new laws and requirements for other licensure categories, including Alcohol and Drug Counselors, Art Therapists, etc. While we are encouraged that the regulations were posted for public comment late last year, we are still waiting for them to be finalized.

- **Expands the Scope of the Board Beyond Clinical Behavioral Health Services:** It is our understanding that only a small percentage of music therapists work in behavioral

health settings, with the majority of music therapists working in other practice settings, including somatic care. In fact, the American Music Therapy Association describes the work of music therapists as assessing the “emotional well-being, physical health, social functioning, communication abilities and cognitive skills through music responses”. Further, the Association references the work of music therapists to address physical disabilities and acute and chronic pain, including mothers during labor.ⁱ Establishing a new licensure category under this board sets a precedent to expand the scope of the Board beyond its expertise of behavioral health.

For these reasons, we would ask that no additional licenses and/or certifications, including music therapists, be added under the Board of Professional Counselors and Therapists.

Thank you for your consideration of our testimony. If we can provide any further information, please contact Rachael faulkner at rfaulkner@policypartners.net or 410-693-4000.

ⁱ <https://www.musictherapy.org/about/find/>