



SB0872/943427/1

AMENDMENTS  
PREPARED  
BY THE  
DEPT. OF LEGISLATIVE  
SERVICES

09 MAR 23  
14:21:30

BY: Senator M. Washington  
(To be offered in the Finance Committee)

AMENDMENTS TO SENATE BILL 872  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “authorizing” and substitute “requiring”; in line 6, after “requirements;” insert “prohibiting certain persons from disclosing whether a licensed social worker holds a temporary license; prohibiting an employer from refusing to hire an applicant who holds a temporary license solely on the basis that the applicant holds a temporary license;”; after line 6, insert:

“BY repealing and reenacting, with amendments,

Article - General Provisions

Section 4-333

Annotated Code of Maryland

(2019 Replacement Volume and 2022 Supplement)”;

in line 14, after “19-101(e)” insert “, 19-205, 19-306(a) and (b)(1).”; and in line 19, after “19-101(u)” insert “, 19-306(c).”.

AMENDMENT NO. 2

On page 1, after line 23, insert:

**“Article – General Provisions**

4-333.

(a) Subject to subsections (b) through (d) of this section, a custodian shall deny inspection of the part of a public record that contains information about the licensing of an individual in an occupation or a profession.

(b) [A] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, A custodian shall allow inspection of the part of a public record that gives:

(1) the name of the licensee;

(2) the business address of the licensee or, if the business address is not available, the home address of the licensee after the custodian redacts any information that identifies the location as the home address of an individual with a disability as defined in § 20-701 of the State Government Article;

(3) the business telephone number of the licensee;

(4) the educational and occupational background of the licensee;

(5) the professional qualifications of the licensee;

(6) any orders and findings that result from formal disciplinary actions;

and

(7) any evidence that has been provided to the custodian to meet the requirements of a statute as to financial responsibility.

(c) [A] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, A custodian may allow inspection of other information about a licensee if:

(1) the custodian finds a compelling public purpose; and

(2) the rules or regulations of the official custodian allow the inspection.

(d) Except as otherwise provided by this section or other law, a custodian shall allow inspection by the person in interest.

(e) A custodian who sells lists of licensees shall omit from the lists:

(1) the name of any licensee, on written request of the licensee; AND

(2) IF THE LIST CONTAINS LICENSEES WHO ARE LICENSED UNDER TITLE 19 OF THE HEALTH OCCUPATIONS ARTICLE, WHETHER A LICENSEE HOLDS A TEMPORARY LICENSE ISSUED UNDER § 19-309.1 OF THE HEALTH OCCUPATIONS ARTICLE.

(F) A CUSTODIAN MAY NOT ALLOW INSPECTION OF THE PART OF A PUBLIC RECORD THAT INDICATES WHETHER A LICENSEE WHO IS LICENSED UNDER TITLE 19 OF THE HEALTH OCCUPATIONS ARTICLE HOLDS A TEMPORARY LICENSE ISSUED UNDER § 19-309.1 OF THE HEALTH OCCUPATIONS ARTICLE.”.

On page 2, after line 13, insert:

“19-205.

(A) In addition to the powers and duties set forth elsewhere in this title, the Board has the following powers and duties:

(1) To adopt rules and regulations to carry out the provisions of this title;

(2) To adopt a code of ethics;

(3) To adopt an official seal;

(4) To hold hearings and keep records and minutes necessary for the orderly conduct of business;

(Over)

(5) [To] SUBJECT TO SUBSECTION (B) OF THIS SECTION, TO issue a list annually of all currently licensed social workers and all social workers disciplined by the Board in the past year in accordance with § 4-333 of the General Provisions Article; and

(6) To investigate an alleged violation of this title.

**(B) THE BOARD MAY NOT INCLUDE ON THE LIST ISSUED UNDER SUBSECTION (A) OF THIS SECTION WHETHER A LICENSED SOCIAL WORKER HOLDS A TEMPORARY LICENSE ISSUED UNDER § 19-309.1 OF THIS TITLE.**

19-306.

(a) [The] SUBJECT TO SUBSECTION (C) OF THIS SECTION, THE Board shall maintain on its website a roster of all licensees who meet the requirements of this title.

(b) The Board shall include on each electronic license record:

(1) [The] SUBJECT TO SUBSECTION (C) OF THIS SECTION, THE category of license;

**(C) THE BOARD MAY NOT INCLUDE IN THE ROSTER MAINTAINED UNDER SUBSECTION (A) OF THIS SECTION OR ON AN ELECTRONIC LICENSE RECORD UNDER SUBSECTION (B) OF THIS SECTION WHETHER A LICENSED SOCIAL WORKER HOLDS A TEMPORARY LICENSE ISSUED UNDER § 19-309.1 OF THIS TITLE.**”;

in line 15, strike “MAY” and substitute “SHALL”; after line 25, insert:

**“(C) (1) THIS SUBSECTION DOES NOT APPLY TO A HOLDER OF A TEMPORARY LICENSE ISSUED UNDER THIS SECTION.**

**(2) A PERSON MAY NOT DISCLOSE WHETHER A LICENSEE HOLDS A TEMPORARY LICENSE ISSUED UNDER THIS SECTION.**

**(D) AN EMPLOYER MAY NOT REFUSE TO HIRE AN APPLICANT WHO HOLDS A TEMPORARY LICENSE SOLELY ON THE BASIS THAT THE APPLICANT HAS A TEMPORARY LICENSE.**”;

and in line 26, strike “(C)” and substitute “**(E)**”.