

HOUSE BILL 358

J2

71r2175

By: **Delegate Donoghue**

Introduced and read first time: February 1, 2007

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Certified Social Workers–Clinical – Practice – Definition**

3 FOR the purpose of altering the definition of “practice social work” so as to authorize
4 a licensed certified social worker–clinical to practice social work by evaluating,
5 diagnosing, and treating certain mental and emotional conditions and
6 impairments in addition to certain other conditions and disorders; and generally
7 relating to defining the practice of social work for certified social
8 workers–clinical.

9 BY repealing and reenacting, with amendments,
10 Article – Health Occupations
11 Section 19–101
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2006 Supplement)

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

16 **Article – Health Occupations**

17 19–101.

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

19 (b) “Board” means the State Board of Social Work Examiners.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) “Certified” means having demonstrated to the satisfaction of the Board
2 that the individual has completed 2 years of supervised social work practice as defined
3 in § 19–302(d) or (e) of this title.

4 (d) “License” means, unless the context requires otherwise, one of four types
5 of licenses issued by the Board authorizing an individual to practice:

- 6 (1) Associate social work;
- 7 (2) Graduate social work;
- 8 (3) Certified social work; or
- 9 (4) Certified social work–clinical.

10 (e) “Licensed associate social worker” means an individual licensed by the
11 Board to practice associate social work.

12 (f) “Licensed certified social worker” means an individual licensed by the
13 Board to practice certified social work.

14 (g) “Licensed certified social worker–clinical” means an individual licensed
15 by the Board to practice clinical social work.

16 (h) “Licensed graduate social worker” means an individual licensed by the
17 Board to practice graduate social work.

18 (i) “Practice associate social work” means to practice social work:

19 (1) Under the supervision of a licensed certified social worker, licensed
20 certified social worker–clinical, or licensed graduate social worker who meets the
21 conditions specified in regulations; and

22 (2) Utilizing the education and training required under § 19–302(b) of
23 this title.

24 (j) “Practice certified social work” means to practice social work utilizing the
25 education, training, and experience required under § 19–302(d) or (e) of this title.

26 (k) “Practice clinical social work” means to practice social work utilizing the
27 specialized education, training, and experience required under § 19–302(e) of this title.

28 (l) “Practice graduate social work” means to practice social work:

1 (1) Under the supervision of a licensed certified social worker, licensed
2 certified social worker–clinical, or licensed graduate social worker who meets the
3 conditions specified in regulations; and

4 (2) Utilizing the education and training required under § 19–302(c) of
5 this title.

6 (m) (1) “Practice social work” means to apply the theories, knowledge,
7 procedures, methods, or ethics derived from a formal educational program in social
8 work to restore or enhance social functioning of individuals, couples, families, groups,
9 organizations, or communities through:

- 10 (i) Assessment;
- 11 (ii) Formulating diagnostic impressions;
- 12 (iii) Planning;
- 13 (iv) Intervention;
- 14 (v) Evaluation of intervention plans;
- 15 (vi) Case management;
- 16 (vii) Information and referral;
- 17 (viii) Counseling that does not include diagnosis or treatment of
18 mental disorders;
- 19 (ix) Advocacy;
- 20 (x) Consultation;
- 21 (xi) Education;
- 22 (xii) Research;
- 23 (xiii) Community organization; or
- 24 (xiv) Development, implementation, and administration of
25 policies, programs, and activities.

1 (2) For an individual licensed as a graduate social worker, “practice
2 social work” also includes:

3 (i) Supervision of other social workers if the graduate social
4 worker meets the requirements set out in regulations; and

5 (ii) Treatment of psychosocial conditions and mental disorders
6 and the provision of psychotherapy under the direct supervision of a licensed certified
7 social worker–clinical.

8 (3) For an individual licensed as a certified social worker, “practice
9 social work” also includes:

10 (i) Supervision of other social workers; and

11 (ii) Treatment of psychosocial conditions and mental disorders
12 and the provision of psychotherapy under the direct supervision of a licensed certified
13 social worker–clinical.

14 (4) For an individual licensed as a certified social worker–clinical,
15 “practice social work” also includes:

16 (i) Supervision of other social workers;

17 (ii) Evaluation, diagnosis, and treatment of psychosocial
18 conditions, **MENTAL AND EMOTIONAL CONDITIONS AND IMPAIRMENTS**, and
19 mental disorders as defined in § 10–101(f) of the Health – General Article; and

20 (iii) The provision of psychotherapy.

21 (n) “Psychotherapy” means a method for the treatment of mental disorders
22 and behavioral disturbances in which a licensed health care practitioner enters into a
23 professional contract with the patient and, through a therapeutic communication or
24 interaction, attempts to:

25 (1) Alleviate emotional disturbances;

26 (2) Reverse or alter maladaptive patterns of behavior; or

27 (3) Encourage personality growth and development.

28 (o) “Supervision” means a formalized professional relationship between a
29 supervisor and a supervisee that:

1 (1) Provides evaluation and direction of the supervisee; and

2 (2) Promotes continued development of the supervisee's knowledge,
3 skills, and abilities to provide social work services in an ethical and competent
4 manner.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2007.