

CHAPTER 93

(Senate Bill 103)

AN ACT concerning

State Board of Examiners of Professional Counselors – Denial, Suspension, or Revocation of Certificates

FOR the purpose of authorizing the State Board of Examiners of Professional Counselors to deny, suspend, or revoke certain certificates or reprimand a certificate holder under specified circumstances, if an applicant for a certificate or a certificate holder pleads guilty or nolo contendere to a felony or certain crimes; providing that certain actions by the State Board of Examiners of Professional Counselors relating to reprimands and to the denial, suspension, or revocation of certain certificates shall remain in effect during the pendency of certain criminal appeals; and generally relating to the effect of criminal appeals on the actions of denial, suspension, or revocation of certain certificates and the reprimand of certificate holders by the State Board of Examiners of Professional Counselors.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 17-313

Annotated Code of Maryland

(1991 Replacement Volume)

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

Article – Health Occupations

17-313.

Subject to the hearing provisions of § 17-314 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a certificate to any applicant, reprimand any certificate holder, or suspend or revoke a certificate of any certificate holder if the applicant or certificate holder:

- (1) Fraudulently or deceptively obtains or attempts to obtain a certificate for the applicant or certificate holder or for another;
- (2) Is addicted to any narcotic or is habitually intoxicated;
- (3) Aids or abets an unauthorized person in practicing professional counseling or representing to be a certified professional counselor;
- (4) Violates the code of ethics adopted by the Board;
- (5) Knowingly violates any provision of this title;
- (6) [Is convicted of a felony or a crime involving moral turpitude;] IS