

HOUSE BILL 745

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5lr3307

By: **Delegate Guyton**

Introduced and read first time: January 27, 2025

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Professional Counselors and Therapists – Behavior Analysts –**
3 **Licensure Applications**

4 FOR the purpose of requiring the State Board of Professional Counselors and Therapists
5 to issue a license to practice behavior analysis to qualified applicants within a certain
6 amount of time; requiring the State Board to provide a certain e-mail notification
7 regarding the status of an application for a license to practice behavior analysis; and
8 generally relating to behavior analyst licensure applications submitted to the State
9 Board of Professional Counselors and Therapists.

10 BY repealing and reenacting, with amendments,
11 Article – Health Occupations
12 Section 17–6A–13
13 Annotated Code of Maryland
14 (2021 Replacement Volume and 2024 Supplement)

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

17 **Article – Health Occupations**

18 17–6A–13.

19 (a) **(1)** The Board shall issue a license to any applicant who meets the
20 requirements of this subtitle.

21 **(2) IF AN APPLICANT SUBMITS A COMPLETE APPLICATION FOR**
22 **LICENSURE AND MEETS THE REQUIREMENTS OF THIS SUBTITLE, THE BOARD SHALL**
23 **ISSUE THE LICENSE WITHIN 10 DAYS AFTER RECEIVING THE COMPLETED**
24 **APPLICATION.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(3) IF AN APPLICANT SUBMITTED AN INCOMPLETE APPLICATION BUT IS DETERMINED TO MEET THE REQUIREMENTS UNDER THIS SUBTITLE BASED ON ADDITIONAL INFORMATION SUBMITTED BY THE APPLICANT, THE BOARD SHALL ISSUE THE LICENSE WITHIN 30 DAYS AFTER RECEIVING THE ADDITIONAL INFORMATION.

(b) The Board shall include on each license that the Board issues:

- (1) The full name of the licensed behavior analyst;
- (2) The dates of issuance and expiration;
- (3) A serial number;
- (4) The signatures of the chair and the vice chair of the Board; and
- (5) The seal of the Board.

(c) (1) On receipt of the criminal history record information of an applicant for licensure forwarded to the Board in accordance with § 17–501.1 of this title, in determining whether to grant a license, the Board shall consider:

- (i) The age at which the crime was committed;
- (ii) The circumstances surrounding the crime;
- (iii) The length of time that has passed since the crime;
- (iv) Subsequent work history;
- (v) Employment and character references; and
- (vi) Other evidence that demonstrates whether the applicant poses a threat to the public health or safety.

(2) The Board may not issue a license if the criminal history record information required under § 17–501.1 of this title has not been received.

(D) (1) THE BOARD SHALL SEND AN E-MAIL NOTIFICATION TO AN APPLICANT WHEN THE BOARD:

- (I) RECEIVES THE APPLICATION;**
- (II) BEGINS ITS REVIEW OF THE APPLICATION;**

1 **(III) DETERMINES THAT THE APPLICATION IS COMPLETE OR THE**
2 **APPLICATION NEEDS ADDITIONAL INFORMATION; OR**

3 **(IV) DECIDES TO ISSUE OR DENY THE LICENSE.**

4 **(2) AT THE REQUEST OF AN APPLICANT OR A THIRD PARTY**
5 **DESIGNATED BY THE APPLICANT, THE BOARD SHALL PROVIDE ADDITIONAL E-MAIL**
6 **NOTIFICATIONS REGARDING THE STATUS OF THE APPLICATION.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2025.