

HOUSE BILL No. 1060

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-8-3; IC 25-14-1; IC 25-23.6; IC 25-31-1; IC 25-38.1-2.

Synopsis: Professional licensing agency. Reduces the membership of the following boards to five members: (1) The state board of dentistry. (2) The state board of registration for professional engineers. (3) The Indiana board of veterinary medical examiners. Reduces the membership of the state board of cosmetology and barber examiners to six members. Eliminates certain requirements for an applicant seeking licensure as a clinical social worker, marriage and family therapist, mental health counselor, addiction counselor, or clinical addiction counselor. Makes conforming amendments and a technical correction.

Effective: July 1, 2022.

Zent

January 4, 2022, read first time and referred to Committee on Employment, Labor and Pensions.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

HOUSE BILL No. 1060

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-8-3-2 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2022]: Sec. 2. The board consists of ~~seven (7)~~
3 **six (6)** members. The governor shall appoint all the members of the
4 board.

5 SECTION 2. IC 25-8-3-5, AS AMENDED BY P.L.249-2019,
6 SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2022]: Sec. 5. (a) Each of the members of the board must
8 reside in Indiana.

9 (b) Subject to IC 25-1-6.5-3, the members of the board must meet
10 the following qualifications:

- 11 (1) Two (2) of the members must:
12 (A) possess a current cosmetologist license; and
13 (B) have practiced cosmetology in Indiana continuously for at
14 least five (5) years immediately before appointment.
15 (2) Two (2) of the members of the board must:
16 (A) possess a current barber license; and
17 (B) have practiced barbering in Indiana continuously for at



1 least five (5) years immediately before appointment.
 2 ~~(3) One (1) of the members must be an owner or operator of a~~
 3 ~~beauty culture school. However, the member may not be a~~
 4 ~~licensed barber or cosmetologist.~~

5 ~~(4) (3) One (1) of the members must be licensed as an~~
 6 ~~electrologist, an esthetician, or a manicurist.~~

7 ~~(5) (4) One (1) of the members must not have any association~~
 8 ~~with the practice of beauty culture, except as a consumer.~~

9 SECTION 3. IC 25-8-3-6, AS AMENDED BY P.L.84-2010,
 10 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2022]: Sec. 6. No more than ~~five (5)~~ **four (4)** members of the
 12 board may belong to the same political party.

13 SECTION 4. IC 25-14-1-2, AS AMENDED BY P.L.249-2019,
 14 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2022]: Sec. 2. (a) The state board of dentistry is established
 16 and consists of:

17 (1) ~~nine (9)~~ **three (3)** practicing dentists licensed under IC 25-14
 18 who must have been in practice in Indiana for not less than ~~the~~
 19 five (5) years;

20 (2) one (1) practicing dental hygienist who:

21 (A) has been practicing in Indiana as a dental hygienist:

22 (i) in 2011 and 2012, for at least three (3) years; and

23 (ii) after 2012, for at least five (5) years; and

24 (B) is licensed under IC 25-13-1; and

25 (3) one (1) member to represent the general public who must be
 26 a resident to this state and in no way associated with the
 27 profession of dentistry other than as a consumer.

28 (b) All ~~eleven (11)~~ members of the board appointed before July 1,
 29 2019, shall be appointed by the governor for a term of three (3) years
 30 each.

31 (c) All ~~eleven (11)~~ members of the board appointed after June 30,
 32 2019, shall be appointed under IC 25-1-6.5.

33 (d) A member of the board may be removed under IC 25-1-6.5-4.

34 (e) ~~The appointment of the dentist members shall be made in a~~
 35 ~~manner that, at all times, each dentist member on the board represents~~
 36 ~~and is a resident of one (1) of nine (9) examiner districts set forth in~~
 37 ~~this subsection. Each dentist member shall be chiefly responsible in the~~
 38 ~~performance of his or her duties with regard to the district from which~~
 39 ~~he or she is appointed. The nine (9) dentist members' districts consist~~
 40 ~~of the following counties:~~

41 ~~(1) District 1. Tipton; Hamilton; Hendricks; Marion; Hancock;~~
 42 ~~Morgan; Johnson; and Shelby.~~



- 1 (2) District 2: Lake, Porter, LaPorte, and Jasper.
 2 (3) District 3: St. Joseph, Elkhart, Starke, Marshall, Kosciusko,
 3 and Fulton.
 4 (4) District 4: LaGrange, Steuben, Jay, Noble, Whitley, Allen,
 5 Huntington, Wells, DeKalb, and Adams.
 6 (5) District 5: Knox, Daviess, Gibson, Pike, Dubois, Posey,
 7 Vanderburgh, Warrick, Spencer, and Perry.
 8 (6) District 6: Newton, Benton, White, Pulaski, Cass, Miami,
 9 Wabash, Grant, Howard, Carroll, Warren, Tippecanoe, and
 10 Clinton.
 11 (7) District 7: Vermillion, Parke, Fountain, Montgomery, Boone,
 12 Putnam, Vigo, Clay, Sullivan, Owen, Greene, and Martin.
 13 (8) District 8: Madison, Delaware, Blackford, Randolph, Rush,
 14 Fayette, Union, Henry, and Wayne.
 15 (9) District 9: Monroe, Brown, Bartholomew, Decatur, Franklin,
 16 Lawrence, Jackson, Jennings, Ripley, Dearborn, Orange,
 17 Washington, Scott, Jefferson, Switzerland, Ohio, Crawford,
 18 Harrison, Floyd, and Clark.

19 (f) (e) The board may issue licenses to applicants who pass an
 20 examination administered by an entity that has been approved by the
 21 board.

22 SECTION 5. IC 25-14-1-12, AS AMENDED BY P.L.103-2011,
 23 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2022]: Sec. 12. (a) The board shall hold not less than two (2)
 25 regular meetings in each year at such place as may be fixed by the
 26 board and as often in addition as may be necessary for the transaction
 27 of such business as may properly come under the provisions of this
 28 chapter, and it shall have power to make all necessary rules in
 29 accordance with this chapter. Additional meetings may be called at any
 30 time by the president or any ~~six (6)~~ **three (3)** members of the board to
 31 be held at such time and place as may be designated in the call. ~~Six (6)~~
 32 **Three (3)** members of the board constitute a quorum. A majority of the
 33 quorum may transact business. The board shall elect a president and a
 34 secretary. For their services, the members shall receive per diem and
 35 travel expenses as otherwise provided by law.

36 (b) It shall be the duty of the board through the agency to keep a
 37 record of all applications for licenses for a period of time designated by
 38 the board, subject to the final approval of the oversight committee on
 39 public records under IC 5-15-5.1-19. Such records shall contain all the
 40 facts set forth in the application, including the action of the board. The
 41 agency shall carry out the administrative functions of the board and
 42 shall provide necessary personnel to enable the board to properly carry



1 out and enforce this chapter.

2 (c) The board may affiliate with the American Association of Dental
3 Boards as an active member thereof and may pay the regular annual
4 dues of the association out of any available funds of the board, which
5 are obtained by examination fees or registration renewal fees as
6 provided by law. However, the affiliation with the American
7 Association of Dental Boards shall not impair, restrict, enlarge, or
8 modify any of the rights, powers, duties, or functions of the board as
9 prescribed by the laws of this state. The board may designate one (1)
10 of its members as a delegate of any meeting of the association, and
11 such delegate member shall receive the regular per diem paid to
12 members of the board for their services on the board and the member's
13 necessary expenses while traveling to and from and attending such
14 meetings.

15 SECTION 6. IC 25-23.6-5-3.1 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 3.1. (a) Except as
17 provided in subsection (b), a graduate program is considered to have
18 emphasized direct clinical patient or clinic health care services if the
19 graduate program meets the following requirements:

20 (1) Required coursework in clinical social work and related areas
21 such as psychiatric social work, medical social work, social case
22 work, case management, psychotherapy, group therapy, and any
23 other coursework accepted by the board.

24 (2) Required a supervised field placement that was part of the
25 applicant's advanced concentration in direct practice, during
26 which the applicant provided clinical services directly to clients.

27 ~~(3) Required completion of twenty-four (24) semester hours or~~
28 ~~thirty-seven (37) quarter hours of clinically oriented services~~
29 ~~courses in the theory and research of human behavior and social~~
30 ~~environment and practice methods. However, if the graduate~~
31 ~~degree was obtained before October 1, 1990, and the applicant~~
32 ~~submitted an application under section 3 of this chapter (before~~
33 ~~its repeal) before July 1, 1999, twenty-one (21) semester hours or~~
34 ~~thirty-one (31) quarter hours in clinically oriented services are~~
35 ~~required. Not more than six (6) semester hours or nine (9) quarter~~
36 ~~hours of the clinically oriented services courses may be from~~
37 ~~independent study coursework.~~

38 If the applicant's transcript does not clearly identify the content of the
39 coursework, the applicant shall submit a syllabus, a course catalog
40 description, or other documentation that describes the coursework.

41 (b) An applicant who graduated from a graduate program that did
42 not emphasize direct patient or client services may complete the



1 clinical curriculum requirement by returning to a graduate program
 2 allowed under section 2(1)(B) of this chapter to complete the education
 3 requirements.

4 (c) Coursework that was taken at a baccalaureate level does not
 5 meet the requirements under this section unless an official of the
 6 graduate program certifies that the specific course, which a student
 7 enrolled in the same graduate program was ordinarily required to
 8 complete at the graduate level, was waived or exempted based on
 9 completion of a similar course at the baccalaureate level.

10 SECTION 7. IC 25-23.6-8-2.5, AS AMENDED BY P.L.49-2019,
 11 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2022]: Sec. 2.5. (a) An applicant for a license as a marriage
 13 and family therapist under section 1 of this chapter or an applicant for
 14 a license as a marriage and family therapist associate under section 1.5
 15 of this chapter must complete the following educational requirements:

16 (1) Except as provided in subsection (b), ~~complete twenty-seven~~
 17 ~~(27) semester hours or forty-one (41) quarter hours of graduate~~
 18 ~~course work that must include graduate level course credits with~~
 19 ~~material in at least the following content areas:~~

- 20 (A) Theoretical foundations of marriage and family therapy.
- 21 (B) Major models of marriage and family therapy.
- 22 (C) Individual development.
- 23 (D) Family development and family relationships.
- 24 (E) Clinical problems.
- 25 (F) Collaboration with other disciplines.
- 26 (G) Sexuality.
- 27 (H) Gender and sexual orientation.
- 28 (I) Issues of ethnicity, race, socioeconomic status, and culture.
- 29 (J) Therapy techniques.
- 30 (K) Behavioral research that focuses on the interpretation and
 31 application of research data as it applies to clinical practice.

32 The content areas may be combined into any one (1) graduate
 33 level course. ~~if the applicant can prove that the course work was~~
 34 ~~devoted to each content area.~~

35 (2) ~~Not less than one (1) graduate level course of two (2) semester~~
 36 ~~hours or three (3) quarter hours~~ **Graduate course work** in the
 37 following areas:

- 38 (A) Legal, ethical, and professional standards issues in the
 39 practice of marriage and family therapy or an equivalent
 40 course approved by the board.
- 41 (B) Appraisal and assessment for individual or interpersonal
 42 disorder or dysfunction.



1 (3) At least one (1) supervised clinical practicum, internship, or
 2 field experience in a marriage and family counseling setting that
 3 meets the following requirements:

4 (A) The applicant provided five hundred (500) hours of
 5 marriage and family therapy services, including at least four
 6 hundred (400) face to face client contact hours, of which at
 7 least two hundred (200) hours must be relational, under the
 8 supervision of a licensed marriage and family therapist who
 9 has at least five (5) years of experience or a qualified
 10 supervisor approved by the board.

11 (B) The applicant received one hundred (100) hours of
 12 supervision from a licensed marriage and family therapist who
 13 has at least five (5) years experience as a qualified supervisor.

14 The requirements under clauses (A) and (B) may be met by a
 15 supervised practice experience that took place away from an
 16 institution of higher education but that is certified by an official
 17 of the eligible postsecondary educational institution as being
 18 equivalent to a graduate level practicum or internship program at
 19 an institution accredited by an accrediting agency approved by the
 20 United States Department of Education Commission on
 21 Recognition of Postsecondary Education, the Association of
 22 Universities and Colleges of Canada, or the Commission on
 23 Accreditation for Marriage and Family Therapy Education.

24 (b) The following graduate work may not be used to satisfy the
 25 content area requirements under subsection (a):

26 (1) Thesis or dissertation work.

27 (2) Practicums, internships, or fieldwork.

28 SECTION 8. IC 25-23.6-8.5-3, AS AMENDED BY P.L.160-2018,
 29 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2022]: Sec. 3. An applicant as a mental health counselor
 31 under section 1 of this chapter or a mental health counselor associate
 32 under section 1.5 of this chapter must complete the following
 33 educational requirements:

34 (1) ~~Complete sixty (60) semester hours of Graduate course work~~
 35 ~~in counseling that must include either a master's degree that~~
 36 ~~required not less than forty-eight (48) semester hours or a doctor's~~
 37 ~~degree in counseling. The graduate course work must include the~~
 38 ~~following content areas:~~

39 (A) Human growth and development.

40 (B) Social and cultural foundations of counseling.

41 (C) Helping relationship, including counseling theory and
 42 practice.



- 1 (D) Group dynamics, processes, counseling, and consultation.
 2 (E) Lifestyle and career development.
 3 (F) Assessment and appraisal of individuals.
 4 (G) Research and program evaluation.
 5 (H) Professional orientation and ethics.
 6 (I) Foundations of mental health counseling.
 7 (J) Contextual dimensions of mental health counseling.
 8 (K) Knowledge and skills for the practice of mental health
 9 counseling and psychotherapy.
 10 (L) Clinical instruction.
- 11 (2) Not less than one (1) supervised clinical practicum, internship,
 12 or field experience in a counseling setting, which must include a
 13 minimum of seven hundred (700) clock hours consisting of one
 14 (1) practicum of one hundred (100) hours, and one (1) internship
 15 of six hundred (600) hours with at least sixty-six (66) hours of
 16 face to face supervision. This requirement may be met by a
 17 supervised practice experience that took place away from an
 18 eligible postsecondary educational institution but that is certified
 19 by an official of the eligible postsecondary educational institution
 20 as being equivalent to a clinical mental health graduate level
 21 practicum or internship program at an institution accredited by an
 22 accrediting agency approved by the United States Department of
 23 Education or the Association of Universities and Colleges of
 24 Canada.
- 25 SECTION 9. IC 25-23.6-10.5-5, AS AMENDED BY P.L.49-2019,
 26 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2022]: Sec. 5. (a) An applicant under section 1 of this chapter
 28 must complete the following educational requirements:
- 29 (1) ~~Forty (40) semester hours or sixty (60) quarter hours~~ of Course
 30 work from an eligible postsecondary educational institution that
 31 includes the following content areas:
- 32 (A) Addictions theory.
 33 (B) Psychoactive drugs.
 34 (C) Addictions counseling skills.
 35 (D) Theories of personality.
 36 (E) Developmental psychology.
 37 (F) Abnormal psychology.
 38 (G) Group work.
 39 (H) Cultural competency.
 40 (I) Ethics and professional development.
 41 (J) Family education.
 42 (K) Areas of content as approved by the board.



1 (2) At least one (1) supervised practicum, internship, or field
 2 experience in an addiction counseling setting that requires the
 3 applicant to provide at least three hundred fifty (350) hours of
 4 addiction counseling services.

5 (b) The content areas under subsection (a)(1) may be combined into
 6 any one (1) college level course. ~~if the applicant can prove that the~~
 7 ~~course work was devoted to each content area listed in subsection~~
 8 ~~(a)(1):~~

9 SECTION 10. IC 25-23.6-10.5-6, AS AMENDED BY
 10 P.L.207-2021, SECTION 27, IS AMENDED TO READ AS
 11 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 6. (a) An applicant
 12 under section 2 of this chapter must complete the following educational
 13 requirements:

14 (1) ~~Twenty-seven (27) semester hours or forty-one (41) quarter~~
 15 ~~hours of Graduate course work that must include graduate level~~
 16 ~~course credits with material in at least the following content areas:~~

17 (A) Addiction counseling theories and techniques.

18 (B) Psychopharmacology.

19 (C) Psychopathology.

20 (D) Clinical appraisal and assessment.

21 (E) Theory and practice of group addiction counseling.

22 (F) Counseling addicted family systems.

23 (G) Multicultural counseling.

24 (H) Research methods in addictions.

25 (I) Areas of content as approved by the board.

26 (2) ~~At least one (1) graduate level course of two (2) semester~~
 27 ~~hours or three (3) quarter hours Graduate course work in the~~
 28 ~~following areas:~~

29 (A) Legal, ethical, and professional standards issues in the
 30 practice of addiction counseling and therapy or an equivalent
 31 course approved by the board.

32 (B) Appraisal and assessment for individual or interpersonal
 33 disorder or dysfunction.

34 (3) At least one (1) supervised clinical practicum, internship, or
 35 field experience in an addiction counseling setting that requires
 36 the applicant to provide seven hundred (700) hours of clinical
 37 addiction counseling services and that must include the following:

38 (A) Two hundred eighty (280) face to face client contact hours
 39 of addiction counseling services under the supervision of a
 40 qualified supervisor, as determined by the board.

41 (B) Thirty-five (35) hours of supervision from a qualified
 42 supervisor, as determined by the board.



1 However, an applicant who has completed a clinical practicum,
 2 an internship, or field experience to obtain another license under
 3 this article is not required to complete the clinical addiction
 4 counseling services hours required under this subdivision.

5 (4) Any qualifications established by the board under subsection
 6 (c).

7 (b) The content areas under subsection (a)(1) may be combined into
 8 any one (1) graduate level course. ~~if the applicant can prove that the~~
 9 ~~course work was devoted to each content area.~~

10 (c) The board shall adopt rules to establish any additional
 11 educational or clinical qualifications as specified by the Council for
 12 Accreditation of Counseling and Related Educational Programs or a
 13 successor organization.

14 SECTION 11. IC 25-31-1-3, AS AMENDED BY P.L.249-2019,
 15 SECTION 125, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) The state board of registration
 17 for professional engineers is created.

18 (b) The board consists of ~~seven (7)~~ **five (5)** members, ~~six (6)~~ **four**
 19 **(4)** of whom shall be registered professional engineers.

20 (c) Subject to IC 25-1-6.5-3, one (1) member must be appointed to
 21 represent the general public who is:

22 (1) a resident of this state; and

23 (2) not associated with professional engineering other than as a
 24 consumer.

25 (d) All members of the board shall be appointed by the governor.

26 (e) Subject to IC 25-1-6.5-3, ~~six (6)~~ **four (4)** professional engineer
 27 members shall be appointed to the board.

28 (f) A person appointed as a professional engineer member of the
 29 board must:

30 (1) be a citizen of the United States;

31 (2) have been a resident of this state for a period of at least five
 32 (5) years immediately before the time of the member's
 33 appointment;

34 (3) be registered as a professional engineer and must have been
 35 engaged in the lawful practice of engineering for at least twelve
 36 (12) years; and

37 (4) have been in responsible charge of engineering work or
 38 engineering teaching for at least five (5) years.

39 To the extent possible, the governor shall appoint members to the board
 40 who serve or have served in diverse areas of professional practice.

41 (g) Every member of the board shall be appointed under
 42 IC 25-1-6.5.



1 (h) Every member of the board shall receive a certificate of
 2 appointment from the governor, and, before beginning the member's
 3 term of office, file with the secretary of the board a written oath or
 4 affirmation for the faithful discharge of the member's official duties.

5 (i) The governor may remove any member of the board under
 6 IC 25-1-6.5-4.

7 SECTION 12. IC 25-31-1-5, AS AMENDED BY P.L.2-2014,
 8 SECTION 109, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2022]: Sec. 5. (a) The board shall hold in the
 10 city of Indianapolis at least two (2) regular meetings each year and
 11 special meetings as the board considers necessary. Regular and special
 12 meetings must be held at times and places as the rules of the board may
 13 provide. Notice of all meetings must be given according to IC 5-14-1.5.

14 (b) The board shall elect, annually, from its own members, a
 15 chairman and a vice chairman.

16 (c) A quorum of the board consists of ~~four (4)~~ **three (3)** members
 17 and no official action of any meeting may be taken without at least ~~four~~
 18 **(3) three (3)** votes being in accord.

19 (d) Suitable office quarters shall be provided by the state for the use
 20 of the board in the city of Indianapolis. This office may be shared with
 21 the state board of registration for professional surveyors.

22 SECTION 13. IC 25-38.1-2-1, AS AMENDED BY P.L.249-2019,
 23 SECTION 137, IS AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2022]: Sec. 1. (a) The Indiana board of
 25 veterinary medical examiners is established.

26 (b) Subject to IC 25-1-6.5-3, the board consists of ~~seven (7)~~ **five (5)**
 27 members appointed by the governor.

28 (c) One (1) of the board members must be a registered veterinary
 29 technician.

30 (d) One (1) of the board members must be appointed to represent
 31 the general public.

32 (e) Not more than ~~four (4)~~ **three (3)** board members may be
 33 affiliated with the same political party.

34 (f) A board member may be removed under IC 25-1-6.5-4.

35 SECTION 14. IC 25-38.1-2-5, AS ADDED BY P.L.2-2008,
 36 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2022]: Sec. 5. (a) The board shall hold an annual meeting in
 38 Indianapolis and other regular meetings during the year at places the
 39 board sets.

40 (b) The board may hold special meetings as necessary. The
 41 chairperson or two (2) members of the board may call a special
 42 meeting.



- 1 (c) ~~Four (4)~~ **Three (3)** members of the board constitute a quorum.
- 2 (d) All meetings must be open and public. However, the board may
- 3 meet in closed session:
- 4 (1) to prepare, approve, administer, or grade examinations;
- 5 (2) to deliberate the qualifications of an applicant for license or
- 6 registration; or
- 7 (3) to deliberate the disposition of a proceeding to discipline a
- 8 licensed veterinarian or registered veterinary technician.
- 9 (e) Minutes of each regular and special meeting shall be compiled
- 10 and kept as a permanent record in the same office as other records of
- 11 the board are kept. The agency is responsible for the care and
- 12 safekeeping of the minutes.

