

HOUSE BILL No. 1295

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-15-5-1; IC 16-18-2-295; IC 25-0.5; IC 25-23.6; IC 31-32-11-1; IC 35-52-25.

Synopsis: Art and music therapy. Provides that art therapy services provided by a licensed art therapist to an individual who receives mental health services or to an individual who receives services from a community mental health center are reimbursable under Medicaid. Provides for the licensure of music therapists, art therapists, and art therapist associates. Adds music therapists and art therapists to the behavioral health and human services licensing board (board). Creates the music therapist and art therapist sections of the board. Requires music therapists to be licensed. Establishes requirements and procedures for an individual to be licensed as a music therapist, art therapist, and art therapist associate. Prohibits a person who is not licensed as a music therapist, art therapist, or an art therapist associate from using certain titles or certain words in a title. Makes technical and conforming changes.

Effective: July 1, 2023.

VanNatter

January 11, 2023, read first time and referred to Committee on Public Health.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1295

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 12-15-5-1, AS AMENDED BY P.L.180-2022(ss),
2 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2023]: Sec. 1. (a) Except as provided in IC 12-15-2-12,
4 IC 12-15-6, and IC 12-15-21, the following services and supplies are
5 provided under Medicaid:
6 (1) Inpatient hospital services.
7 (2) Nursing facility services.
8 (3) Physician's services, including services provided under
9 IC 25-10-1 and IC 25-22.5-1.
10 (4) Outpatient hospital or clinic services.
11 (5) Home health care services.
12 (6) Private duty nursing services.
13 (7) Physical therapy and related services.
14 (8) Dental services.
15 (9) Prescribed laboratory and x-ray services.
16 (10) Prescribed drugs and pharmacist services.
17 (11) Eyeglasses and prosthetic devices.



- 1 (12) Optometric services.
 2 (13) Diagnostic, screening, preventive, and rehabilitative services.
 3 (14) Podiatric medicine services.
 4 (15) Hospice services.
 5 (16) Services or supplies recognized under Indiana law and
 6 specified under rules adopted by the office.
 7 (17) Family planning services except the performance of
 8 abortions.
 9 (18) Nonmedical nursing care given in accordance with the tenets
 10 and practices of a recognized church or religious denomination to
 11 an individual qualified for Medicaid who depends upon healing
 12 by prayer and spiritual means alone in accordance with the tenets
 13 and practices of the individual's church or religious denomination.
 14 (19) Services provided to individuals described in IC 12-15-2-8.
 15 (20) Services provided under IC 12-15-34 and IC 12-15-32.
 16 (21) Case management services provided to individuals described
 17 in IC 12-15-2-13.
 18 (22) Any other type of remedial care recognized under Indiana
 19 law and specified by the United States Secretary of Health and
 20 Human Services.
 21 (23) Examinations required under IC 16-41-17-2(a)(10).
 22 (24) Inpatient substance abuse detoxification services.
 23 (25) Chronic pain management.
 24 (26) Donated breast milk that meets requirements developed by
 25 the office of Medicaid policy and planning.
 26 **(27) Art therapy provided by an art therapist licensed under**
 27 **IC 25-23.6-10.8 to an individual who receives:**
 28 **(A) mental health services under IC 12-17.6-4-2; or**
 29 **(B) services from a community mental health center under**
 30 **IC 12-29-2.**
 31 (b) The office shall do the following:
 32 (1) Apply to the United States Department of Health and Human
 33 Services for any state plan amendment or waiver necessary to
 34 implement the services or supplies described in subsection
 35 (a)(26).
 36 (2) Develop requirements for donated breast milk as described in
 37 subsection (a)(26).
 38 (3) As soon as practicable, but not later than January 1, 2023, the
 39 office shall:
 40 (A) seek any necessary approval from the United States
 41 Department of Health and Human Services; and
 42 (B) adopt any written policies, procedures, or regulations



- 1 determined necessary;
 2 to provide reimbursement for long-acting reversible
 3 contraception. This subdivision expires June 30, 2023.
 4 SECTION 2. IC 16-18-2-295, AS AMENDED BY P.L.161-2014,
 5 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2023]: Sec. 295. (a) "Provider", for purposes of IC 16-21-8,
 7 has the meaning set forth in IC 16-21-8-0.2.
 8 (b) "Provider", for purposes of IC 16-38-5, IC 16-39 (except for
 9 IC 16-39-7), and IC 16-41-1 through IC 16-41-9, means any of the
 10 following:
 11 (1) An individual (other than an individual who is an employee or
 12 a contractor of a hospital, a facility, or an agency described in
 13 subdivision (2) or (3)) who is licensed, registered, or certified as
 14 a health care professional, including the following:
 15 (A) A physician.
 16 (B) A psychotherapist.
 17 (C) A dentist.
 18 (D) A registered nurse.
 19 (E) A licensed practical nurse.
 20 (F) An optometrist.
 21 (G) A podiatrist.
 22 (H) A chiropractor.
 23 (I) A physical therapist.
 24 (J) A psychologist.
 25 (K) An audiologist.
 26 (L) A speech-language pathologist.
 27 (M) A dietitian.
 28 (N) An occupational therapist.
 29 (O) A respiratory therapist.
 30 (P) A pharmacist.
 31 (Q) A sexual assault nurse examiner.
 32 **(R) An art therapist.**
 33 (2) A hospital or facility licensed under IC 16-21-2 or IC 12-25 or
 34 described in IC 12-24-1 or IC 12-29.
 35 (3) A health facility licensed under IC 16-28-2.
 36 (4) A home health agency licensed under IC 16-27-1.
 37 (5) An employer of a certified emergency medical technician, a
 38 certified advanced emergency medical technician, or a licensed
 39 paramedic.
 40 (6) The state department or a local health department or an
 41 employee, agent, designee, or contractor of the state department
 42 or local health department.



1 (c) "Provider", for purposes of IC 16-39-7-1, has the meaning set
2 forth in IC 16-39-7-1(a).

3 (d) "Provider", for purposes of IC 16-48-1, has the meaning set forth
4 in IC 16-48-1-3.

5 SECTION 3. IC 25-0.5-1-14, AS ADDED BY P.L.3-2014,
6 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2023]: Sec. 14. IC 25-1-1.1-4 applies to an individual licensed
8 or certified under IC 25-23.6 (social workers, marriage and family
9 therapists, ~~and~~ counselors, **and art and music therapists**).

10 SECTION 4. IC 25-0.5-2-22, AS ADDED BY P.L.3-2014,
11 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2023]: Sec. 22. IC 25-1-2-2.1 applies to licenses held by
13 social workers, marriage and family therapists, ~~and~~ mental health
14 counselors, **music therapists, and art therapists**.

15 SECTION 5. IC 25-23.6-1-1.6 IS ADDED TO THE INDIANA
16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 2023]: **Sec. 1.6. "Art therapist" means an**
18 **individual who is licensed under IC 25-23.6-10.8-1.**

19 SECTION 6. IC 25-23.6-1-1.7 IS ADDED TO THE INDIANA
20 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2023]: **Sec. 1.7. "Art therapist associate"**
22 **means an individual who is licensed under IC 25-23.6-10.8-2.**

23 SECTION 7. IC 25-23.6-1-3.8, AS AMENDED BY P.L.122-2009,
24 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2023]: Sec. 3.8. Except as provided in IC 25-23.6-7-5,
26 "counselor" refers to a social worker, a clinical social worker, a
27 marriage and family therapist, a mental health counselor, an addiction
28 counselor, ~~or~~ a clinical addiction counselor, **a music therapist, an art**
29 **therapist, or an art therapist associate** who is licensed under this
30 article.

31 SECTION 8. IC 25-23.6-1-5.4 IS ADDED TO THE INDIANA
32 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
33 [EFFECTIVE JULY 1, 2023]: **Sec. 5.4. "Music therapist" means an**
34 **individual who is licensed under IC 25-23.6-12.**

35 SECTION 9. IC 25-23.6-1-5.8 IS ADDED TO THE INDIANA
36 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2023]: **Sec. 5.8. "Practice of art therapy"**
38 **means the application of art, art media, and the creative process in**
39 **the education, assessment, prevention, treatment, and amelioration**
40 **of cognitive, physical, developmental, and behavioral conditions**
41 **and disabilities. The term includes the:**

42 (1) use of art creation to assess a client's issues with the goal



- 1 of improving physical, psychological, and emotional
 2 functioning and well-being;
 3 **(2) employment of art based techniques to:**
 4 **(A) assess levels of functioning;**
 5 **(B) determine treatment goals; and**
 6 **(C) implement appropriate interventions;**
 7 **to treat a client;**
 8 **(3) use of therapeutic interventions to facilitate alternative**
 9 **modes of receptive and expressive communication and**
 10 **engagement;**
 11 **(4) use of art to help clients:**
 12 **(A) improve cognitive and sensory motor functions;**
 13 **(B) reduce symptoms of depression, anxiety, posttraumatic**
 14 **stress, and attachment disorders;**
 15 **(C) resolve conflicts and distress;**
 16 **(D) develop interpersonal skills;**
 17 **(E) manage behavior;**
 18 **(F) improve social functioning; and**
 19 **(G) achieve self-esteem and self-awareness;**
 20 **(5) adjustment of techniques and treatments to address**
 21 **multicultural and diversity issues; and**
 22 **(6) provision of:**
 23 **(A) consultation;**
 24 **(B) referral;**
 25 **(C) crisis intervention;**
 26 **(D) client advocacy; and**
 27 **(E) education;**
 28 **services to clients.**
- 29 SECTION 10. IC 25-23.6-1-7.7 IS ADDED TO THE INDIANA
 30 CODE AS A NEW SECTION TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2023]: **Sec. 7.7. (a) "Practice of music**
 32 **therapy" means providing professional services that are delivered**
 33 **by a music therapist, that use clinical and evidence based music**
 34 **interventions to accomplish individualized goals for clients of any**
 35 **age or ability level within a therapeutic relationship, and that**
 36 **include the following:**
 37 **(1) Developing individualized music therapy treatment plans**
 38 **specific to the needs and strengths of each client.**
 39 **(2) Establishing goals, objectives, and potential strategies of**
 40 **the music therapy services that are appropriate for the client**
 41 **and setting.**
 42 **(b) The term does not include the screening, diagnosis, or**



1 **assessment of any physical, mental, or communication disorder.**

2 SECTION 11. IC 25-23.6-2-2, AS AMENDED BY THE
3 TECHNICAL CORRECTIONS BILL OF THE 2023 GENERAL
4 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2023]: Sec. 2. (a) The board consists of ~~ten (10)~~ **fifteen (15)**
6 members appointed by the governor. Subject to IC 25-1-6.5-3, the
7 board must include the following:

8 (1) Two (2) marriage and family therapists who:

9 (A) have at least a master's degree in marriage and family
10 therapy or a related field from an eligible postsecondary
11 educational institution;

12 (B) are licensed under this ~~chapter~~ **article**; and

13 (C) have five (5) years of experience in marriage and family
14 therapy.

15 (2) One (1) social worker who:

16 (A) has at least a master's degree in social work from an
17 eligible postsecondary educational institution accredited by the
18 Council on Social Work Education;

19 (B) is licensed under this article; and

20 (C) has at least five (5) years of experience as a social worker.

21 (3) One (1) social services director of a hospital with a social
22 work degree who has at least three (3) years of experience in a
23 hospital setting.

24 (4) Two (2) mental health counselors who:

25 (A) have at least a master's degree in mental health counseling;

26 (B) are licensed under this article; and

27 (C) have at least five (5) years experience as a mental health
28 counselor.

29 (5) ~~One (1) consumer~~ **Two (2) consumers** who ~~has~~ **have** never
30 been credentialed under this article.

31 (6) One (1) physician licensed under IC 25-22.5 who has training
32 in psychiatric medicine.

33 (7) Two (2) licensed clinical addiction counselors who:

34 (A) are licensed under IC 25-23.6-10.5; and

35 (B) have at least five (5) years experience in clinical addiction
36 counseling.

37 (8) **Two (2) music therapists who:**

38 (A) **are licensed under this article; and**

39 (B) **have at least five (5) years experience in music therapy.**

40 (9) **Two (2) art therapists who:**

41 (A) **have at least a master's degree in art therapy;**

42 (B) **are licensed under this article; and**



1 **(C) have at least five (5) years experience as an art**
 2 **therapist.**

3 (b) Not more than ~~six (6)~~ **eight (8)** members of the board may be
 4 from the same political party.

5 (c) A member appointed
 6 ~~(1) before July 1, 2019, serves a three (3) year term; and~~
 7 ~~(2) after June 30, 2019, under this chapter serves a term as~~
 8 **provided** under IC 25-1-6.5.

9 SECTION 12. IC 25-23.6-2-8, AS AMENDED BY P.L.192-2017,
 10 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2023]: Sec. 8. (a) The board shall adopt rules under IC 4-22-2
 12 establishing standards for the following:

13 (1) The competent practice of marriage and family therapy,
 14 bachelor's degree social work, social work, clinical social work,
 15 mental health counseling, addiction counseling, ~~and~~ clinical
 16 addiction counseling, **music therapy, and art therapy.**

17 (2) The renewal of licenses issued under this article.

18 (3) Standards for the administration of this article.

19 (4) Continuing education requirements for an individual seeking
 20 renewal of licensure as a bachelor's degree social worker, social
 21 worker, clinical social worker, ~~or~~ marriage and family therapist,
 22 **music therapist, art therapist, or an art therapist associate.**

23 (5) The retention of patient records and reports by a counselor.

24 (6) The approval of continuing education providers, programs,
 25 courses, fees, and proof of course completion.

26 (b) The board shall establish fees under IC 25-1-8-2.

27 (c) The board shall do the following:

28 (1) Consider the qualifications of individuals who apply for a
 29 license under this article.

30 (2) Provide for examinations required under this article.

31 (3) Subject to IC 25-1-8-6, renew licenses under this article.

32 (4) Conduct proceedings under IC 25-1-9.

33 SECTION 13. IC 25-23.6-2-9.7 IS ADDED TO THE INDIANA
 34 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 35 [EFFECTIVE JULY 1, 2023]: **Sec. 9.7. (a) The art therapist section**
 36 **of the board is established. The section consists of the following:**

37 **(1) Two (2) art therapist members of the board.**

38 **(2) Two (2) consumer members of the board.**

39 **(3) One (1) physician member of the board.**

40 **(b) Three (3) members of the art therapist section of the board,**
 41 **two (2) of whom must be art therapists, constitute a quorum.**

42 SECTION 14. IC 25-23.6-2-10.7 IS ADDED TO THE INDIANA



1 CODE AS A NEW SECTION TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2023]: **Sec. 10.7. (a) The music therapist**
 3 **section of the board is established. The section consists of the**
 4 **following:**

- 5 (1) **Two (2) licensed music therapist members of the board.**
- 6 (2) **Two (2) consumer members of the board.**
- 7 (3) **One (1) physician member of the board.**

8 (b) **Three (3) members of the music therapist section of the**
 9 **board, two (2) of whom must be music therapists, constitute a**
 10 **quorum.**

11 SECTION 15. IC 25-23.6-2-11, AS AMENDED BY P.L.122-2009,
 12 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2023]: Sec. 11. The social worker, marriage and family
 14 therapist, mental health counselor, ~~and~~ addiction counselor, **music**
 15 **therapist, and art therapist** sections of the board shall do the
 16 following:

- 17 (1) Approve continuing education courses authorized under this
 18 article.
- 19 (2) Propose rules to the board concerning the practice of the
 20 profession regulated by each section.
- 21 (3) Other duties as directed by the board.

22 SECTION 16. IC 25-23.6-4.7 IS ADDED TO THE INDIANA
 23 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2023]:

25 **Chapter 4.7. Art Therapists; Unlawful Practices**

26 **Sec. 1. This chapter applies after December 31, 2023.**

27 **Sec. 2. (a) An individual may not:**

- 28 (1) **profess to be a licensed art therapist;**
- 29 (2) **use the title:**
 - 30 (A) **"licensed art therapist"; or**
 - 31 (B) **"art therapist"; or**
- 32 (3) **use any other words, letters, abbreviations, or insignia**
 33 **indicating or implying that the individual is a licensed art**
 34 **therapist;**

35 **unless the individual is licensed under this article.**

36 **(b) An individual may not:**

- 37 (1) **profess to be a licensed art therapist associate;**
- 38 (2) **use the title:**
 - 39 (A) **"licensed art therapist associate"; or**
 - 40 (B) **"art therapist associate"; or**
- 41 (3) **use any other words, letters, abbreviations, or insignia**
 42 **indicating or implying that the individual is a licensed art**



1 therapist associate;
2 unless the individual is licensed under this article.

3 **Sec. 3. (a) This article may not be construed to limit the practice**
4 **of art therapy performed by an individual who does not use a title**
5 **specified in this chapter and who is any of the following:**

6 (1) A student, an intern, or a trainee pursuing a course of
7 study in art therapy to gain licensure under this article in an
8 accredited postsecondary educational institution if:

9 (A) the services are performed under qualified supervision
10 and constitute a part of the individual's supervised course
11 of study or other level of supervision; and

12 (B) the student or graduate uses a title that contains the
13 term "student", "intern", or "trainee".

14 (2) Not a resident of Indiana if the individual performed the
15 services in Indiana for not more than five (5) days in any one
16 (1) month or fifteen (15) days within any one (1) calendar year
17 and the person is authorized to perform such services under
18 the laws of the state or country in which the individual
19 resides.

20 (3) A rabbi, priest, Christian Science practitioner, minister, or
21 other member of the clergy.

22 (4) An employee or a volunteer for an organization
23 performing charitable, religious, or educational functions,
24 providing pastoral counseling, or providing other assistance.

25 (5) An individual who is licensed or certified by a state or
26 national organization that is recognized by the division of
27 mental health and addiction and who provides services in the
28 areas of alcohol or drug abuse addiction.

29 (6) A governmental employee who remains in the same job
30 classification or job family of that job classification.

31 (b) This article may not be construed to prohibit or limit any
32 service or treatment that involves the use of art or art media by a
33 licensed health care professional who:

34 (1) is acting within the scope of the person's license; and

35 (2) does not use a title specified in this article.

36 (c) Nothing in this section prohibits a person referred to in
37 subsection (a) from qualifying for licensure under this article.

38 **Sec. 4. (a) An individual who is licensed as an art therapist shall:**

39 (1) display the license or a clear copy of the license at each
40 location where the art therapist regularly practices; and

41 (2) include the words "art therapist" or the letters "AT" on
42 all promotional materials, including business cards,



- 1 brochures, stationery, advertisements, and signs that name
- 2 the individual.
- 3 (b) An individual who is licensed as an art therapist associate
- 4 shall:
- 5 (1) display the license or a clear copy of the license at each
- 6 location where the art therapist associate regularly practices;
- 7 and
- 8 (2) include the words "art therapist associate" or the letters
- 9 "ATA" on all promotional materials, including business
- 10 cards, brochures, stationery, advertisements, and signs that
- 11 name the individual.

12 **Sec. 5. An individual who knowingly or intentionally violates**
 13 **section 2 or 4 of this chapter after December 31, 2023, commits a**
 14 **Class A misdemeanor.**

15 SECTION 17. IC 25-23.6-10.1-2, AS AMENDED BY P.L.49-2019,
 16 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2023]: Sec. 2. (a) This article may not be construed to limit
 18 addiction counselor or clinical addiction counselor services performed
 19 by a person who does not use a title specified in this article and who is
 20 any of the following:

- 21 (1) A licensed or certified health care professional acting within
- 22 the scope of the person's license or certificate, including: ~~a~~
- 23 (A) a social worker licensed under this article;
- 24 (B) a clinical social worker licensed under this article;
- 25 (C) a marriage and family therapist licensed under this article;
- 26 (D) a mental health counselor licensed under this article;
- 27 (E) a psychologist licensed under IC 25-33;
- 28 (F) a physician licensed under IC 25-22.5; ~~or~~
- 29 (G) a nurse licensed under IC 25-23;
- 30 **(H) an art therapist or art therapist associate licensed**
- 31 **under this article; or**

- 32 **(I) a music therapist licensed under this article;**
- 33 and who has training and experience in addiction counseling.
- 34 (2) A student, an intern, or a trainee pursuing a course of study in
- 35 medicine or psychology or a course of study to gain licensure
- 36 under this article as follows:

- 37 (A) In an accredited eligible postsecondary educational
- 38 institution or training institution recognized by the Council for
- 39 Higher Education Accreditation (CHEA) for undergraduate
- 40 and graduate institutions. Accreditation by the Council for
- 41 Accreditation of Counseling and Related Educational
- 42 Programs or a substantially equivalent accreditation program



- 1 approved by the board is required for graduate institutions.
- 2 (B) Through a National Association of Alcohol and Drug
- 3 Abuse Counselors approved academic education provider; or
- 4 (C) By a graduate accumulating experience required for
- 5 licensure if:
- 6 (i) the services are performed under qualified supervision
- 7 and constitute a part of the person's supervised course of
- 8 study or other level of supervision; and
- 9 (ii) the student or graduate uses a title that contains the term
- 10 "intern", "student", or "trainee".
- 11 (3) A nonresident of Indiana if the person performs addiction
- 12 counseling or therapy in Indiana for not more than:
- 13 (A) five (5) days in any one (1) month; or
- 14 (B) fifteen (15) days in any one (1) calendar year;
- 15 and the person is authorized to perform such services under the
- 16 laws of the state or country in which the person resides.
- 17 (4) A rabbi, priest, Christian Science practitioner, minister, or
- 18 other member of the clergy.
- 19 (5) An employee or a volunteer for an organization performing
- 20 charitable, religious, or educational functions or providing
- 21 pastoral counseling or other assistance.
- 22 (6) A person who provides school counseling.
- 23 (7) A governmental employee who remains in the same job
- 24 classification or job family of that job classification.
- 25 (8) An employee of a court alcohol and drug program, a drug
- 26 court, or a reentry court certified by the office of judicial
- 27 administration when performing assigned job duties.
- 28 (9) A probation officer when performing assigned job duties.
- 29 (b) This section does not prohibit a person referred to in subsection
- 30 (a) from qualifying for licensure under this article.

31 SECTION 18. IC 25-23.6-10.8 IS ADDED TO THE INDIANA
 32 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2023]:

34 **Chapter 10.8. Art Therapist Licensure**

35 **Sec. 1. (a) An individual who applies to be licensed as an art**
 36 **therapist must furnish satisfactory evidence to the board that the**
 37 **individual:**

- 38 (1) has received:
- 39 (A) a master's or doctoral degree from an accredited
- 40 postsecondary educational institution in a program in art
- 41 therapy, or a related field as approved by the board, that:
- 42 (i) is approved by the American Art Therapy Association



- 1 or accredited by the Commission on Accreditation of
 2 Allied Health Education Programs; or
 3 (ii) is determined by the board to be substantially
 4 equivalent to an approved or accredited program in art
 5 therapy under sections 3 and 4 of this chapter; or
 6 (B) at least a master's degree from an accredited
 7 postsecondary educational institution in a program or
 8 course of studies that:
 9 (i) is determined by the board to meet the educational
 10 requirements under sections 3 and 4 of this chapter; or
 11 (ii) has been accepted by the Art Therapy Credentials
 12 Board, Inc., or a successor organization, as meeting the
 13 educational requirements to qualify an individual for a
 14 credential as a registered art therapist;
 15 (2) has met the work experience requirements under section
 16 5 of this chapter;
 17 (3) has not been convicted of a crime that has a direct bearing
 18 on the individual's ability to practice competently;
 19 (4) has not been the subject of a disciplinary action by a
 20 licensing or certification agency of another state or
 21 jurisdiction prohibiting the individual from practicing as an
 22 art therapist or art therapist associate;
 23 (5) pays the fee established by the board; and
 24 (6) has passed an examination provided by the board.
 25 (b) An individual who applies to be licensed as an art therapist
 26 under this section, except as provided in section 14 of this chapter,
 27 must furnish satisfactory evidence to the board that the individual:
 28 (1) holds a valid art therapist associate license issued under
 29 section 8 of this chapter and has met the work experience
 30 requirements under section 5 of this chapter;
 31 (2) has met the work experience requirements under section
 32 5 of this chapter in another state or jurisdiction; or
 33 (3) is licensed or certified to practice as an art therapist in
 34 another state or jurisdiction under section 12 of this chapter.
 35 Sec. 2. (a) An individual who applies to be licensed as an art
 36 therapist associate must furnish satisfactory evidence to the board
 37 that the individual has:
 38 (1) received a master's or doctoral degree in art therapy that
 39 meets the requirements under section 1(a)(1) of this chapter;
 40 (2) not been convicted of a crime that has a direct bearing on
 41 the individual's ability to practice competently;
 42 (3) not been the subject of a disciplinary action by a licensing



1 or certification agency of another state or jurisdiction
 2 prohibiting the individual from practicing as an art therapist
 3 or art therapist associate; and

4 (4) paid a fee established by the board.

5 (b) The board may require an individual who applies to be
 6 licensed as an art therapist associate to pass an examination
 7 administered by an entity approved by the board.

8 **Sec. 3. (a) For purposes of section 1(a)(1)(A)(ii) and 1(a)(1)(B)(i)**
 9 **of this chapter, an individual who applies for a license as an art**
 10 **therapist or as an art therapist associate must have:**

11 (1) received a master's or doctoral degree that meets the
 12 educational requirements for licensure under section 1(a) of
 13 this chapter; and

14 (2) attended an eligible postsecondary educational institution
 15 that meets the following requirements:

16 (A) If the institution is located in the United States or a
 17 territory of the United States, the institution must be
 18 accredited by a regional accrediting body recognized by
 19 the Council for Higher Education Accreditation.

20 (B) If the institution is located in Canada, the institution
 21 must be a member in good standing with the Association of
 22 Universities and Colleges of Canada.

23 (C) If the institution is located in a foreign country other
 24 than Canada, the institution must:

25 (i) be recognized as a program to train in the practice of
 26 mental health counseling or psychotherapy; and

27 (ii) have maintained a standard of training that is
 28 substantially equivalent to the standards of institutions
 29 accredited by a regional accrediting body recognized by
 30 the Council for Higher Education Accreditation.

31 (b) An individual who applies to be licensed as an art therapist
 32 under section 1 of this chapter or as an art therapist associate
 33 under section 2 of this chapter and who has a master's or doctoral
 34 degree from a program that did not emphasize art therapy may
 35 complete the course work requirements from an institution:

36 (1) with a program in art therapy accredited by the
 37 Commission on Accreditation of Allied Health Education
 38 Programs; or

39 (2) that is accredited by a regional accrediting body
 40 recognized by the Council for Higher Education
 41 Accreditation, as approved by the board.

42 **Sec. 4. (a) For purposes of section 1(a)(1)(A)(ii) and 1(a)(1)(B)(i)**



1 of this chapter, the board may determine that an individual's
 2 graduate level education program or course of study is
 3 substantially equivalent to an approved or accredited program in
 4 art therapy if the individual has completed the following
 5 requirements:

6 (1) Except as provided in subsection (b), qualifying course
 7 work that must include graduate level course credits in at
 8 least the following content areas:

9 (A) Application of art therapy with people in different
 10 treatment settings.

11 (B) Art therapy assessment.

12 (C) Counseling or psychological theories.

13 (D) Ethical and legal issues of art therapy practice.

14 (E) Group art therapy.

15 (F) History of art therapy.

16 (G) Human growth and development.

17 (H) Matters of cultural and social diversity bearing on the
 18 practice of art therapy.

19 (I) Psychological assessment.

20 (J) Psychopathology or abnormal psychology.

21 (K) Research.

22 (L) Standards of good art therapy practice.

23 (M) Techniques of practice in art therapy.

24 (N) Theory of art therapy.

25 The content areas may be combined into any one (1) graduate
 26 level course if the applicant can prove that the course
 27 included instruction in all cognitive, psychomotor, and
 28 behavior competencies required in the content area for
 29 competent entry level practice of art therapy.

30 (2) At least one (1):

31 (A) supervised clinical practicum of at least one hundred
 32 (100) hours; or

33 (B) qualifying internship or field experience in an art
 34 therapy setting of at least six hundred (600) hours.

35 The requirements under clauses (A) and (B) may be met by
 36 experience away from a postsecondary educational
 37 institution, but the experience must be certified by an official
 38 of that institution as equivalent to a graduate level practicum
 39 or internship program.

40 (b) The following may not be used to satisfy the educational
 41 requirements under subsection (a):

42 (1) Thesis or dissertation work.



- 1 **(2) Practicums.**
 2 **(3) Internships.**
 3 **(4) Fieldwork.**
 4 **Sec. 5. (a) An individual who applies for a license as an art**
 5 **therapist must have:**
 6 **(1) at least two (2) years of paid or volunteer supervised work**
 7 **experience in the delivery of art therapy services; and**
 8 **(2) supervised work experience conducted according to**
 9 **requirements in subsections (b) through (g).**
 10 **(b) An individual who applies for a license as an art therapist**
 11 **must have:**
 12 **(1) at least three thousand (3,000) hours of postgraduate work**
 13 **experience in a clinical setting under supervision of a qualified**
 14 **supervisor;**
 15 **(2) at least one thousand (1,000) hours of contact with clients;**
 16 **and**
 17 **(3) at least one hundred (100) hours of face-to-face supervised**
 18 **training with a qualified supervisor.**
 19 **(c) A qualified supervisor may be a licensed art therapist, a**
 20 **board certified art therapist, or other licensed mental health**
 21 **professional who has met standards for supervision specified in**
 22 **rules approved by the board.**
 23 **(d) A qualified supervisor must observe the successful**
 24 **application of art therapy knowledge, skills, and values in the**
 25 **diagnosis and treatment of psychological function, disability, or**
 26 **impairment.**
 27 **(e) Except as provided in subsection (f), the work experience**
 28 **requirement may be met by work performed either at the premises**
 29 **of the supervisor or away from the premises of the supervisor.**
 30 **(f) The work experience requirement may not be performed**
 31 **away from the premises of the supervisor if:**
 32 **(1) the work premises is the independent private practice of a**
 33 **licensed art therapist; and**
 34 **(2) the work is not performed at a place that has the**
 35 **supervision of a licensed art therapist or qualified supervisor.**
 36 **(g) A doctoral internship may be applied toward the supervised**
 37 **work experience requirement.**
 38 **Sec. 6. An individual who satisfies the requirements of section**
 39 **1(a)(1) through 1(a)(5) of this chapter may take the examination**
 40 **provided by the board.**
 41 **Sec. 7. The board shall provide for examinations to be given at**
 42 **least once each year at times and places established by the board.**



1 **Sec. 8. (a) The board shall issue an art therapist license to an**
 2 **applicant under section 1 of this chapter who:**

3 **(1) achieves a passing score on the examination under this**
 4 **chapter; and**

5 **(2) is otherwise qualified under this chapter.**

6 **(b) The board shall issue an art therapist associate license to an**
 7 **applicant under section 2 of this chapter who is otherwise qualified**
 8 **under this chapter.**

9 **(c) A person issued a license under this section may engage in**
 10 **the practice of art therapy.**

11 **Sec. 9. (a) Subject to IC 25-1-2-6(e), an art therapist license**
 12 **issued by the board is valid for the remainder of the renewal**
 13 **period in effect on the date the license was issued.**

14 **(b) An individual may renew an art therapist license by:**

15 **(1) paying a renewal fee on or before the expiration date of**
 16 **the license; and**

17 **(2) completing at least twenty (20) hours of continuing**
 18 **education each licensure year.**

19 **(c) If an individual fails to pay a renewal fee on or before the**
 20 **expiration of a license, the license becomes invalid.**

21 **Sec. 10. (a) Subject to IC 25-1-2-6(e), an art therapist associate**
 22 **license issued by the board is valid for the remainder of the**
 23 **renewal period in effect on the date the license was issued.**

24 **(b) An individual may renew an art therapist associate license**
 25 **two (2) times by paying a renewal fee on or before the expiration**
 26 **date of the license.**

27 **(c) If an individual fails to pay a renewal fee on or before the**
 28 **expiration of a license, the license is invalid.**

29 **(d) The board may renew an art therapist associate license for**
 30 **additional periods at the board's discretion.**

31 **(e) An art therapist associate license expires when:**

32 **(1) the individual is issued an art therapist license under this**
 33 **chapter;**

34 **(2) the board denies the individual's application for an art**
 35 **therapist license under this chapter; or**

36 **(3) the individual fails to apply for renewal of the art therapist**
 37 **associate license under this chapter.**

38 **Sec. 11. (a) The board may reinstate an invalid art therapist**
 39 **license issued under section 9 of this chapter up to three (3) years**
 40 **after the expiration date of the license if the individual holding the**
 41 **invalid license meets the requirements under IC 25-1-8-6.**

42 **(b) If more than three (3) years have elapsed since the date an**



1 art therapist license expired, the individual holding the license may
 2 renew the license by satisfying the requirements for renewal
 3 established by the board and meeting the requirements under
 4 IC 25-1-8-6.

5 (c) The board may reinstate an invalid art therapist associate
 6 license issued under section 10 of this chapter up to one (1) year
 7 after the expiration date of the license if the individual holding the
 8 invalid license meets the requirements under IC 25-1-8-6. An art
 9 therapist associate license that has been expired for more than one
 10 (1) year may not be reinstated under IC 25-1-8-6.

11 Sec. 12. The board shall issue an art therapist license to an
 12 individual if the individual:

- 13 (1) has a valid license or certificate to practice art therapy
 14 from another state or jurisdiction;
- 15 (2) has engaged in at least three (3) years of full-time,
 16 postdegree practice of art therapy, or its equivalent in
 17 part-time practice as determined by the board;
- 18 (3) has passed an examination substantially equivalent to the
 19 examination provided by the board under this chapter;
- 20 (4) has not been the subject of a disciplinary action by a
 21 licensing or certification agency of another state or
 22 jurisdiction prohibiting the individual from practicing as an
 23 art therapist or art therapist associate without endangering
 24 the public; and
- 25 (5) has paid a fee established by the board.

26 Sec. 13. (a) An individual who has an art therapist license under
 27 this chapter shall notify the board in writing when the individual
 28 retires from practice.

29 (b) Upon receipt of the notice, the board shall:

- 30 (1) record the individual as retired;
- 31 (2) release the individual from further payment of renewal
 32 fees; and
- 33 (3) release the individual from further continuing education
 34 requirements.

35 Sec. 14. The board may waive the requirements of section
 36 1(a)(1) and 1(a)(6) of this chapter and issue an art therapy license
 37 to an individual who furnishes satisfactory evidence to the board
 38 that the individual:

- 39 (1) is a resident of Indiana;
- 40 (2) holds a credential in good standing as a board certified art
 41 therapist with the Art Therapy Credentials Board;
- 42 (3) has at least three (3) years of full-time, postdegree practice



1 of art therapy, or its equivalent in part-time practice prior to
2 submitting an application to the board;

3 (4) does not have a conviction for a crime that has a direct
4 bearing on the individual's ability to practice competently;

5 (5) has not been the subject of a disciplinary action by a
6 licensing or certification agency of another state or
7 jurisdiction prohibiting the individual from practicing as an
8 art therapist or art therapist associate without endangering
9 the public; and

10 (6) has paid the fee established by the board.

11 SECTION 19. IC 25-23.6-12 IS ADDED TO THE INDIANA
12 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2023]:

14 **Chapter 12. Music Therapists; Licensure; Examinations**

15 **Sec. 1. An individual who applies for a license as a music
16 therapist must meet the following requirements:**

17 (1) Furnish satisfactory evidence to the board that the
18 individual has received a bachelor's degree or higher in music
19 therapy or in a related area as determined by the board from:

20 (A) an accredited postsecondary educational institution; or

21 (B) a foreign school that has a program of study;

22 that meets the requirements under section 2 of this chapter or
23 has been approved by the board or the American Music
24 Therapy Association or its successor organization.

25 (2) Furnish satisfactory evidence to the board that the
26 individual does not have a:

27 (A) conviction for a crime of violence (as defined in
28 IC 35-50-1-2(a)(1) through IC 35-50-1-2(a)(13)); or

29 (B) conviction in the previous two (2) years that has a
30 direct bearing on the individual's ability to practice
31 competently.

32 (3) Furnish satisfactory evidence to the board that the
33 individual has not been the subject of a disciplinary action by
34 a licensing or certification agency of another state or
35 jurisdiction on the grounds that the individual was not able to
36 practice as a music therapist without endangering the public.

37 (4) Pass an examination provided by the Certification Board
38 for Music Therapists or its successor organization.

39 (5) Pay the fee established by the board.

40 **Sec. 2. An applicant under section 1 of this chapter must have
41 a baccalaureate or higher degree in music therapy or in a related
42 area as determined by the board from an eligible postsecondary**



1 educational institution that meets the following requirements:

2 (1) If the institution is located in the United States or a
3 territory of the United States, at the time of the applicant's
4 graduation the institution was accredited by a regional
5 accrediting body recognized by the Commission on
6 Recognition of Postsecondary Accreditation.

7 (2) If the institution is located in Canada, at the time of the
8 applicant's graduation the institution was a member in good
9 standing with the Association of Universities and Colleges of
10 Canada.

11 (3) If the institution is located in a foreign country other than
12 Canada, at the time of the applicant's graduation the
13 institution:

14 (A) was recognized by the government of the country
15 where the school was located as a program to train in the
16 practice of music therapy; and

17 (B) maintained a standard of training substantially
18 equivalent to the standards of institutions accredited by a
19 regional accrediting body recognized by the Commission
20 on Recognition of Postsecondary Accreditation.

21 **Sec. 3. An individual who applies for music therapist licensure**
22 **under this article may be exempted by the board from the**
23 **examination requirement under section 1 of this chapter if the**
24 **individual:**

25 (1) is licensed or certified as a music therapist in another state
26 or jurisdiction and has passed a licensing or certification
27 examination substantially equivalent to the certification
28 examination required under this chapter;

29 (2) has engaged in the practice of music therapy for at least
30 three (3) of the previous five (5) years;

31 (3) has passed an examination pertaining to the music therapy
32 laws and rules of Indiana; and

33 (4) has not committed any act and is not under investigation
34 for any act that constitutes a violation of this article.

35 **Sec. 4. (a) A license issued by the board under this chapter is**
36 **valid for the remainder of the renewal period in effect on the date**
37 **the license was issued.**

38 **(b) An individual may renew a license by paying a renewal fee**
39 **on or before the expiration date of the license.**

40 **(c) If an individual fails to pay a renewal fee on or before the**
41 **expiration date of a license, the license is invalid.**

42 **Sec. 5. (a) The board may reinstate an invalid license up to three**



1 (3) years after the expiration date of the license if the individual
2 holding the invalid license meets the requirements under
3 IC 25-1-8-6.

4 (b) If more than three (3) years have elapsed since the date the
5 license expired, the individual holding the license may renew the
6 license by satisfying the requirements for renewal established by
7 the board and meeting the requirements of IC 25-1-8-6.

8 Sec. 6. (a) The board shall exempt an individual from the
9 requirements set forth in this article and grant the individual a
10 music therapy license if the individual meets the following
11 requirements:

12 (1) Holds, before July 1, 2024, a bachelor's degree or higher
13 in music therapy or a related discipline from an eligible
14 postsecondary educational institution.

15 (2) Furnishes satisfactory evidence to the board that the
16 individual does not have a:

17 (A) conviction for a crime of violence (as defined in
18 IC 35-50-1-2(a)(1) through IC 35-50-1-2(a)(13)); or

19 (B) conviction in the previous two (2) years that has a
20 direct bearing on the individual's ability to practice
21 competently.

22 (3) Has engaged in the practice of music therapy for at least
23 three (3) years.

24 (4) Files an initial application to the board before July 1, 2025.

25 (b) This section expires January 1, 2026.

26 Sec. 7. A licensed music therapist may do the following:

27 (1) Accept referrals for music therapy services from medical,
28 developmental, mental health, or education professionals,
29 family members, and client caregivers or others involved and
30 authorized with the provision of client services. However,
31 before engaging in the practice of music therapy with:

32 (A) a client for an identified clinical or developmental
33 need, the music therapist shall review with the health care
34 provider involved in the client's care the client's diagnosis,
35 treatment needs, and treatment plan; and

36 (B) a client who is a primary or secondary school student
37 who is referred for an identified educational need, the
38 music therapist shall review with the individualized family
39 service plan team or individual education plan team
40 concerning the student's diagnosis, treatment needs, and
41 treatment plan.

42 (2) Conduct a music therapy assessment of a client to



- 1 determine if music therapy treatment is indicated. If
2 treatment is indicated, the music therapist shall collect
3 systematic, comprehensive, and accurate information to
4 determine the appropriateness and type of music therapy
5 services to provide for the client.
- 6 (3) Develop an individualized music therapy treatment plan
7 for the client that is based upon the results of the music
8 therapy assessment. The music therapy treatment plan must
9 include individualized goals and objectives that focus on the
10 assessed needs and strengths of the client and specify music
11 therapy approaches and interventions to be used to address
12 these goals and objectives.
- 13 (4) Implement an individualized music therapy treatment plan
14 that is consistent with any other developmental, rehabilitative,
15 habilitative, medical, mental health, preventive, wellness care,
16 or educational services being provided to the client. When
17 providing educational or health care services, a music
18 therapist may not replace the services provided by an
19 audiologist or a speech-language pathologist.
- 20 (5) Evaluate the client's response to music therapy and the
21 music therapy treatment plan, that includes documenting the
22 change and progress of the client and suggesting
23 modifications, as appropriate.
- 24 (6) Develop a plan for determining when the provision of
25 music therapy is no longer needed in collaboration with the
26 client, physician, or other health care or educational provider
27 of the client, family members of the client, and any other
28 appropriate person upon whom the client relies for support.
- 29 (7) Minimize any barriers to ensure that the client receives
30 music therapy in the least restrictive environment.
- 31 (8) Collaborate with and educate the client, the client's family,
32 caregiver, and any other appropriate person regarding the
33 needs of the client that are being addressed in music therapy
34 and the manner in which the music therapy treatment
35 addresses those needs.
- 36 (9) Use appropriate knowledge and skills to provide an
37 informed practice, including use of research, reasoning, and
38 problem solving skills to determine appropriate actions in the
39 context of each specific clinical setting.
- 40 (10) Provide music therapy to the client in an individual or
41 group setting.
- 42 (11) Provide music therapy that includes music improvisation,



1 receptive music listening, song writing, lyric discussion, music
 2 and imagery, singing, music performance, learning through
 3 music, music combined with other arts, music assisted
 4 relaxation, music based patient education, electronic music
 5 technology, adapted music intervention, and movement to
 6 music.

7 **Sec. 8. A licensed music therapist shall do the following:**

8 **(1) When engaging in the practice of music therapy with a**
 9 **client, the music therapist shall collaborate, as applicable,**
 10 **with the client's treatment team, including a physician,**
 11 **psychologist, licensed social worker or clinical social worker,**
 12 **or other mental health professional.**

13 **(2) When engaging in the practice of music therapy with a**
 14 **client who has a communication disorder, the music therapist**
 15 **shall collaborate and discuss the music therapy treatment**
 16 **plan with the client's audiologist or speech-language**
 17 **pathologist.**

18 SECTION 20. IC 25-23.6-13 IS ADDED TO THE INDIANA
 19 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2023]:

21 **Chapter 13. Music Therapist; Unlawful Practices; Penalty**

22 **Sec. 1. Beginning July 1, 2024, an individual may not:**

23 **(1) profess to be a licensed music therapist;**

24 **(2) use the title:**

25 **(A) "licensed music therapist"; or**

26 **(B) "music therapist"; or**

27 **(3) use any other words indicating or implying that the**
 28 **individual is a licensed music therapist;**

29 **unless the individual is licensed under this article.**

30 **Sec. 2. This article may not be construed to limit music therapy**
 31 **services performed by a person who does not use a title specified in**
 32 **this chapter and who is any of the following:**

33 **(1) A licensed, certified, or registered health care professional,**
 34 **counselor, or educational professional acting within the scope**
 35 **of the person's license, certificate, or registration.**

36 **(2) A student, an intern, or a trainee pursuing a course of**
 37 **study in a health care profession, counseling, or education or**
 38 **a course of study to gain licensure under this article.**

39 **(3) A nonresident of Indiana if the person performs music**
 40 **therapy in Indiana for not more than:**

41 **(A) five (5) days in any one (1) month; or**

42 **(B) fifteen (15) days in any one (1) calendar year;**



1 **and the person is authorized to perform such services under**
 2 **the laws of the state or country in which the person resides.**

3 **(4) A person who performs music therapy under the**
 4 **supervision of a music therapist.**

5 **Sec. 3. An individual who knowingly and intentionally violates**
 6 **section 1 of this chapter after July 1, 2024, commits a Class A**
 7 **misdemeanor.**

8 SECTION 21. IC 31-32-11-1, AS AMENDED BY P.L.122-2009,
 9 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2023]: Sec. 1. The privileged communication between:

11 (1) a husband and wife;

12 (2) a health care provider and the health care provider's patient;

13 (3) a:

14 (A) licensed social worker;

15 (B) licensed clinical social worker;

16 (C) licensed marriage and family therapist;

17 (D) licensed mental health counselor;

18 (E) licensed addiction counselor; ~~or~~

19 (F) licensed clinical addiction counselor;

20 **(G) licensed music therapist; or**

21 **(H) licensed art therapist;**

22 and a client of any of the professionals described in clauses (A)
 23 through ~~(F)~~; **(H)**;

24 (4) a school counselor and a student; or

25 (5) a school psychologist and a student;

26 is not a ground for excluding evidence in any judicial proceeding
 27 resulting from a report of a child who may be a victim of child abuse
 28 or neglect or relating to the subject matter of the report or failing to
 29 report as required by IC 31-33.

30 SECTION 22. IC 35-52-25-31.2 IS ADDED TO THE INDIANA
 31 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2023]: **Sec. 31.2. IC 25-23.6-4.7-5 defines a**
 33 **crime concerning unlawful practice of art therapy.**

34 SECTION 23. IC 35-52-25-34, AS ADDED BY P.L.169-2014,
 35 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2023]: Sec. 34. IC 25-23.6-11-1 defines a crime concerning
 37 **marriage and family therapists: a description of services an**
 38 **individual performs.**

39 SECTION 24. IC 35-52-25-35, AS ADDED BY P.L.169-2014,
 40 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2023]: Sec. 35. IC 25-23.6-11-2 defines a crime concerning
 42 **marriage and family therapists: the use of a license issued.**



1 SECTION 25. IC 35-52-25-36, AS ADDED BY P.L.169-2014,
 2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2023]: Sec. 36. IC 25-23.6-11-3 defines a crime concerning
 4 **marriage and family therapists: false or forged information or**
 5 **documents.**

6 SECTION 26. IC 35-52-25-36.5 IS ADDED TO THE INDIANA
 7 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2023]: **Sec. 36.5. IC 25-23.6-13-3 defines a**
 9 **crime concerning unlawful practice of music therapy.**

10 SECTION 27. [EFFECTIVE JULY 1, 2023] (a) **The definitions in**
 11 **IC 25-23.6-1, as amended by this act, apply throughout this**
 12 **SECTION.**

13 (b) **Notwithstanding IC 25-23.6-2-2(a)(8) and**
 14 **IC 25-23.6-2-2(a)(9), as amended by this act, before July 1, 2024,**
 15 **a music therapist or art therapist member of the board is not**
 16 **required to be licensed under IC 25-23.6.**

17 (c) **Notwithstanding IC 25-23.6-2-2(a), as amended by this act,**
 18 **the two (2) members initially appointed to the board under**
 19 **IC 25-23.6-2-2(a)(8), as amended by this act, shall be appointed to**
 20 **terms beginning July 1, 2023, as follows:**

21 (1) **One (1) music therapist shall be appointed to a term of one**
 22 **(1) year by the governor.**

23 (2) **One (1) music therapist shall be appointed to a term of**
 24 **three (3) years by the governor.**

25 (d) **Notwithstanding IC 25-23.6-2-2(a), as amended by this act,**
 26 **the two (2) members initially appointed to the board under**
 27 **IC 25-23.6-2-2(a)(9), as amended by this act, shall be appointed to**
 28 **terms beginning July 1, 2023, as follows:**

29 (1) **One (1) art therapist shall be appointed to a term of two**
 30 **(2) years by the governor.**

31 (2) **One (1) art therapist shall be appointed to a term of four**
 32 **(4) years by the governor.**

33 (e) **This SECTION expires July 1, 2026.**

