

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 178, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 25-20.5-1-7 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 7. (a) There is created
5 a six (6) member Indiana hypnotist committee to assist the board in
6 carrying out this chapter regarding the qualifications and examinations
7 of hypnotists. The committee is comprised of:
8 (1) three (3) hypnotists, **one (1) of whom must be the owner or**
9 **director of a school of hypnosis approved by the Indiana**
10 **commission on proprietary education under IC 20-1-19;**
11 (2) one (1) physician licensed under IC 25-22.5;
12 (3) one (1) licensed psychologist who has received a health
13 service provider endorsement under IC 25-33-1-5.1; and
14 (4) one (1) individual who is a resident of Indiana and who is not
15 associated with hypnotism in any way, other than as a consumer.
16 (b) The governor shall make each appointment for a term of three
17 (3) years. Each hypnotist appointed must:
18 (1) be a certified hypnotist for at least three (3) years under this
19 chapter;
20 (2) have at least three (3) years experience in the actual practice
21 of hypnotism immediately preceding appointment; and

1 (3) be a resident of Indiana and actively engaged in the practice
2 of hypnotism while a member of the committee.

3 (c) Not more than three (3) members of the committee may be from
4 the same political party. A member of the board is not required to be a
5 member of a professional hypnosis association.

6 (d) A member of the committee may be removed for cause by the
7 governor.

8 (e) The board shall appoint a chairman from among the members of
9 the committee."

10 Page 2, after line 26, begin a new paragraph and insert:

11 "SECTION 3. P.L.175-1997, SECTION 8, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: (a) The
13 governor shall make the initial appointments to the Indiana hypnotist
14 committee established by IC 25-20.5-1-7, as added by this act, before
15 July 1, 1997.

16 (b) Notwithstanding IC 25-20.5-1-7, as added by this act, the initial
17 terms of office of the members of the Indiana hypnotist committee are
18 as follows:

19 (1) One (1) hypnotist member and the licensed psychologist
20 member for terms of one (1) year.

21 (2) One (1) hypnotist member and the consumer member for
22 terms of two (2) years.

23 (3) One (1) hypnotist member and the physician member for
24 terms of three (3) years.

25 (c) Notwithstanding IC 25-20.5-1-7, as added by this act, an
26 individual appointed to the Indiana hypnotist committee as a member
27 under this SECTION does not need to be certified as a hypnotist.
28 However, a hypnotist member must have completed at least three
29 hundred (300) supervised classroom hours of hypnotism education
30 from a school that is approved by the Indiana commission on
31 proprietary education under IC 20-1-19 or by any other state that has
32 requirements as stringent as required in Indiana. No two (2) hypnotist
33 members appointed to the Indiana hypnotist committee may belong to
34 the same professional hypnosis association (as defined by
35 IC 25-20.5-1-6).

36 (d) Notwithstanding IC 25-20.5-1-15, as added by this act, an
37 individual who applies for certification to the Indiana hypnotist
38 committee before January 1, ~~1998~~, **1999**, may:

39 (1) be certified as a hypnotist without being required to take the
40 examination if the individual has completed at least three hundred
41 (300) supervised classroom hours of hypnotism education from a
42 school that is approved by the Indiana commission on proprietary

1 education under IC 20-1-19 or by any other state that has
 2 requirements as stringent as required in Indiana; or
 3 (2) take the examination, notwithstanding the individual's failure
 4 to meet the requirements of IC 25-20.5-1-10(a)(1)(C), as added by
 5 this act, if the individual meets the other requirements under
 6 IC 25-20.5-1-10, as added by this act, and has had at least ten (10)
 7 years of continued experience in hypnotism or has completed
 8 before July 1, 1997, a course in hypnotism from a state approved
 9 school that included less than three hundred (300) classroom
 10 hours.

11 (e) This SECTION expires July 1, ~~2000~~ **2005**.

12 SECTION 4. [EFFECTIVE UPON PASSAGE] (a)
 13 **Notwithstanding IC 4-22-2, each of the following proposed final**
 14 **rules in LSA document #99-52 as published in the May 1, 1999,**
 15 **Indiana Register have the force and effect of a final rule adopted**
 16 **under IC 4-22-2:**

17 (1) 844 IAC 12-1-4 (as printed at 22 IR 2643).

18 (2) 844 IAC 12-5-3(c) (as printed at 22 IR 2644).

19 (b) A proposed rule described in subsection (a) expires on the
 20 earlier of the following:

21 (1) The date a final rule based on the proposed rule described
 22 in subsection (a) is adopted.

23 (2) July 1, 2002.

24 (c) The medical licensing board of Indiana shall adopt final
 25 rules based on the proposed final rules described in subsection (a)
 26 before January 1, 2002. This SECTION does not relieve the
 27 medical licensing board of Indiana from complying with IC 4-22-2
 28 in the adoption of the final rules based upon the proposed rules
 29 described in subsection (a).

30 (d) This SECTION expires July 1, 2002.

31 SECTION 5. An emergency is declared for this act."

32 Renumber all SECTIONS consecutively.

(Reference is to SB 178 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

Senator Miller, Chairperson