

HOUSE BILL No. 1496

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-1; IC 25-14.3.

Synopsis: Licensing of diabetes educators. Creates the diabetes educator board, and provides for the licensure of diabetes educators.

Effective: July 1, 2011.

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January 20, 2011, read first time and referred to Committee on Public Health.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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HOUSE BILL No. 1496



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 25-1-2-2.1, AS AMENDED BY P.L.84-2010,
- 2 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2011]: Sec. 2.1. Rather than being issued annually, the
- 4 following permits, licenses, certificates of registration, or evidences of
- 5 authority granted by a state agency must be issued for a period of two
- 6 (2) years or for the period specified in the article under which the
- 7 permit, license, certificate of registration, or evidence of authority is
- 8 issued if the period specified in the article is longer than two (2) years:
- 9 (1) Certified public accountants, public accountants, and
- 10 accounting practitioners.
- 11 (2) Architects and landscape architects.
- 12 (3) Dry cleaners.
- 13 (4) Professional engineers.
- 14 (5) Land surveyors.
- 15 (6) Real estate brokers.
- 16 (7) Real estate agents.
- 17 (8) Security dealers' licenses issued by the securities



- 1 commissioner.
- 2 (9) Dental hygienists.
- 3 (10) Dentists.
- 4 (11) Veterinarians.
- 5 (12) Physicians.
- 6 (13) Chiropractors.
- 7 (14) Physical therapists.
- 8 (15) Optometrists.
- 9 (16) Pharmacists and assistants, drugstores or pharmacies.
- 10 (17) Motels and mobile home community licenses.
- 11 (18) Nurses.
- 12 (19) Podiatrists.
- 13 (20) Occupational therapists and occupational therapy assistants.
- 14 (21) Respiratory care practitioners.
- 15 (22) Social workers, marriage and family therapists, and mental
- 16 health counselors.
- 17 (23) Real estate appraiser licenses and certificates issued by the
- 18 real estate appraiser licensure and certification board.
- 19 (24) Wholesale legend drug distributors.
- 20 (25) Physician assistants.
- 21 (26) Dietitians.
- 22 (27) Athlete agents.
- 23 (28) Manufactured home installers.
- 24 (29) Home inspectors.
- 25 (30) Massage therapists.
- 26 (31) Interior designers.
- 27 (32) Genetic counselors.
- 28 **(33) Diabetes educators.**

29 SECTION 2. IC 25-1-2-6, AS AMENDED BY P.L.84-2010,
 30 SECTION 7, AND AS AMENDED BY P.L.113-2010, SECTION 100,
 31 IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2011]: Sec. 6. (a) As used in this section,
 33 "license" includes all occupational and professional licenses,
 34 registrations, permits, and certificates issued under the Indiana Code,
 35 and "licensee" includes all occupational and professional licensees,
 36 registrants, permittees, and certificate holders regulated under the
 37 Indiana Code.

38 (b) This section applies to the following entities that regulate
 39 occupations or professions under the Indiana Code:

- 40 (1) Indiana board of accountancy.
- 41 (2) Indiana grain buyers and warehouse licensing agency.
- 42 (3) Indiana auctioneer commission.

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- 1 (4) Board of registration for architects and landscape architects.
 2 ~~(5) State board of barber examiners.~~
 3 ~~(6) (5) State board of cosmetology and barber examiners.~~
 4 ~~(7) (6) Medical licensing board of Indiana.~~
 5 ~~(8) (7) Secretary of state.~~
 6 ~~(9) (8) State board of dentistry.~~
 7 ~~(10) (9) State board of funeral and cemetery service.~~
 8 ~~(11) (10) Worker's compensation board of Indiana.~~
 9 ~~(12) (11) Indiana state board of health facility administrators.~~
 10 ~~(13) (12) Committee of hearing aid dealer examiners.~~
 11 ~~(14) (13) Indiana state board of nursing.~~
 12 ~~(15) (14) Indiana optometry board.~~
 13 ~~(16) (15) Indiana board of pharmacy.~~
 14 ~~(17) (16) Indiana plumbing commission.~~
 15 ~~(18) (17) Board of podiatric medicine.~~
 16 ~~(19) (18) Private investigator and security guard licensing board.~~
 17 ~~(20) (19) State board of registration for professional engineers.~~
 18 ~~(21) Board of environmental health specialists.~~
 19 ~~(22) (20) State psychology board.~~
 20 ~~(23) (21) Indiana real estate commission.~~
 21 ~~(24) (22) Speech-language pathology and audiology board.~~
 22 ~~(25) (23) Department of natural resources.~~
 23 ~~(26) (24) State athletic commission.~~
 24 ~~(26) (25) (24) Board of chiropractic examiners.~~
 25 ~~(27) (26) (25) Mining board.~~
 26 ~~(28) (27) (26) Indiana board of veterinary medical examiners.~~
 27 ~~(29) (28) (27) State department of health.~~
 28 ~~(30) (29) (28) Indiana physical therapy committee.~~
 29 ~~(31) (30) (29) Respiratory care committee.~~
 30 ~~(32) (31) (30) Occupational therapy committee.~~
 31 ~~(33) (32) (31) Behavioral health and human services licensing~~
 32 ~~board.~~
 33 ~~(34) (33) (32) Real estate appraiser licensure and certification~~
 34 ~~board.~~
 35 ~~(35) (34) (33) State board of registration for land surveyors.~~
 36 ~~(36) (35) (34) Physician assistant committee.~~
 37 ~~(37) (36) (35) Indiana dietitians certification board.~~
 38 ~~(38) Indiana hypnotist committee.~~
 39 ~~(39) (37) (36) Attorney general (only for the regulation of athlete~~
 40 ~~agents).~~
 41 ~~(40) (38) (37) Manufactured home installer licensing board.~~
 42 ~~(41) (39) (38) Home inspectors licensing board.~~

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1 ~~(#2) (#0)~~ **(39)** State board of massage therapy.
 2 **(40) Indiana diabetes educators board.**
 3 ~~(#3)~~ **(41)** Any other occupational or professional agency created
 4 after June 30, 1981.

5 (c) Notwithstanding any other law, the entities included in
 6 subsection (b) shall send a notice of the upcoming expiration of a
 7 license to each licensee at least sixty (60) days prior to the expiration
 8 of the license. The notice must inform the licensee of the need to renew
 9 and the requirement of payment of the renewal fee. If this notice of
 10 expiration is not sent by the entity, the licensee is not subject to a
 11 sanction for failure to renew if, once notice is received from the entity,
 12 the license is renewed within forty-five (45) days of the receipt of the
 13 notice.

14 SECTION 3. IC 25-1-6-3, AS AMENDED BY P.L.84-2010,
 15 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2011]: Sec. 3. (a) The licensing agency shall perform all
 17 administrative functions, duties, and responsibilities assigned by law
 18 or rule to the executive director, secretary, or other statutory
 19 administrator of the following:

- 20 (1) Indiana board of accountancy (IC 25-2.1-2-1).
- 21 (2) Board of registration for architects and landscape architects
 22 (IC 25-4-1-2).
- 23 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
- 24 (4) State board of cosmetology **and barber** examiners
 25 (IC 25-8-3-1).
- 26 (5) State board of funeral and cemetery service (IC 25-15-9).
- 27 (6) State board of registration for professional engineers
 28 (IC 25-31-1-3).
- 29 (7) Indiana plumbing commission (IC 25-28.5-1-3).
- 30 (8) Indiana real estate commission (IC 25-34.1).
- 31 (9) Real estate appraiser licensure and certification board
 32 (IC 25-34.1-8-1).
- 33 (10) Private investigator and security guard licensing board
 34 (IC 25-30-1-5.2).
- 35 (11) State board of registration for land surveyors
 36 (IC 25-21.5-2-1).
- 37 (12) Manufactured home installer licensing board (IC 25-23.7).
- 38 (13) Home inspectors licensing board (IC 25-20.2-3-1).
- 39 (14) State board of massage therapy (IC 25-21.8-2-1).
- 40 **(15) Indiana diabetes educators board (IC 25-14.3-2-1).**

41 (b) Nothing in this chapter may be construed to give the licensing
 42 agency policy making authority, which remains with each board.

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1 SECTION 4. IC 25-1-7-1, AS AMENDED BY P.L.84-2010,
 2 SECTION 12, AND AS AMENDED BY P.L.113-2010, SECTION
 3 101, IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 4 [EFFECTIVE JULY 1, 2011]: Sec. 1. As used in this chapter:

5 "Board" means the appropriate agency listed in the definition of
 6 regulated occupation in this section.

7 "Director" refers to the director of the division of consumer
 8 protection.

9 "Division" refers to the division of consumer protection, office of
 10 the attorney general.

11 "Licensee" means a person who is:

12 (1) licensed, certified, or registered by a board listed in this
 13 section; and

14 (2) the subject of a complaint filed with the division.

15 "Person" means an individual, a partnership, a limited liability
 16 company, or a corporation.

17 "Regulated occupation" means an occupation in which a person is
 18 licensed, certified, or registered by one (1) of the following:

19 (1) Indiana board of accountancy (IC 25-2.1-2-1).

20 (2) Board of registration for architects and landscape architects
 21 (IC 25-4-1-2).

22 (3) Indiana auctioneer commission (IC 25-6.1-2-1).

23 ~~(4) State board of barber examiners (IC 25-7-5-1):~~

24 ~~(4) State athletic commission (IC 25-9-1):~~

25 ~~(5) (4) Board of chiropractic examiners (IC 25-10-1).~~

26 ~~(6) (5) State board of cosmetology and barber examiners~~
 27 ~~(IC 25-8-3-1).~~

28 ~~(7) (6) State board of dentistry (IC 25-14-1).~~

29 ~~(8) (7) State board of funeral and cemetery service (IC 25-15-9).~~

30 ~~(9) (8) State board of registration for professional engineers~~
 31 ~~(IC 25-31-1-3).~~

32 ~~(10) (9) Indiana state board of health facility administrators~~
 33 ~~(IC 25-19-1).~~

34 ~~(11) (10) Medical licensing board of Indiana (IC 25-22.5-2).~~

35 ~~(12) (11) Indiana state board of nursing (IC 25-23-1).~~

36 ~~(13) (12) Indiana optometry board (IC 25-24).~~

37 ~~(14) (13) Indiana board of pharmacy (IC 25-26).~~

38 ~~(15) (14) Indiana plumbing commission (IC 25-28.5-1-3).~~

39 ~~(16) (15) Board of podiatric medicine (IC 25-29-2-1).~~

40 ~~(17) Board of environmental health specialists (IC 25-32-1):~~

41 ~~(18) (16) State psychology board (IC 25-33).~~

42 ~~(19) (17) Speech-language pathology and audiology board~~

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- 1 (IC 25-35.6-2).
- 2 ~~(19)~~ ~~(20)~~ **(18)** Indiana real estate commission (IC 25-34.1-2).
- 3 ~~(20)~~ ~~(21)~~ **(19)** Indiana board of veterinary medical examiners
- 4 (IC 25-38.1).
- 5 ~~(21)~~ ~~(22)~~ **(20)** Department of natural resources for purposes of
- 6 licensing water well drillers under IC 25-39-3.
- 7 ~~(22)~~ ~~(23)~~ **(21)** Respiratory care committee (IC 25-34.5).
- 8 ~~(23)~~ ~~(24)~~ **(22)** Private investigator and security guard licensing
- 9 board (IC 25-30-1-5.2).
- 10 ~~(24)~~ ~~(25)~~ **(23)** Occupational therapy committee (IC 25-23.5).
- 11 ~~(25)~~ ~~(26)~~ **(24)** Behavioral health and human services licensing
- 12 board (IC 25-23.6).
- 13 ~~(26)~~ ~~(27)~~ **(25)** Real estate appraiser licensure and certification
- 14 board (IC 25-34.1-8).
- 15 ~~(27)~~ ~~(28)~~ **(26)** State board of registration for land surveyors
- 16 (IC 25-21.5-2-1).
- 17 ~~(28)~~ ~~(29)~~ **(27)** Physician assistant committee (IC 25-27.5).
- 18 ~~(29)~~ ~~(30)~~ **(28)** Indiana athletic trainers board (IC 25-5.1-2-1).
- 19 ~~(30)~~ ~~(31)~~ **(29)** Indiana dietitians certification board
- 20 (IC 25-14.5-2-1).
- 21 ~~(32)~~ *Indiana hypnotist committee (IC 25-20.5-1-7)*.
- 22 ~~(31)~~ ~~(33)~~ **(30)** Indiana physical therapy committee (IC 25-27).
- 23 ~~(32)~~ ~~(34)~~ **(31)** Manufactured home installer licensing board
- 24 (IC 25-23.7).
- 25 ~~(33)~~ ~~(35)~~ **(32)** Home inspectors licensing board (IC 25-20.2-3-1).
- 26 ~~(34)~~ ~~(36)~~ **(33)** State department of health, for out-of-state mobile
- 27 health care entities.
- 28 ~~(35)~~ ~~(37)~~ **(34)** State board of massage therapy (IC 25-21.8-2-1).
- 29 **(35) Indiana diabetes educators board (IC 25-14.3-2-1).**
- 30 ~~(36)~~ ~~(38)~~ Any other occupational or professional agency created
- 31 after June 30, 1981.
- 32 SECTION 5. IC 25-1-8-1, AS AMENDED BY P.L.84-2010,
- 33 SECTION 14, AND AS AMENDED BY P.L.113-2010,
- 34 SECTION 102, IS CORRECTED AND AMENDED TO READ
- 35 AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 1. As used in
- 36 this chapter, "board" means any of the following:
- 37 (1) Indiana board of accountancy (IC 25-2.1-2-1).
- 38 (2) Board of registration for architects and landscape architects
- 39 (IC 25-4-1-2).
- 40 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
- 41 ~~(4)~~ *State board of barber examiners (IC 25-7-5-1)*.
- 42 ~~(4)~~ *State athletic commission (IC 25-9-1)*.

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- 1 ~~(5)~~ **(4)** Board of chiropractic examiners (IC 25-10-1).
2 ~~(6)~~ **(5)** State board of cosmetology *and barber* examiners
3 (IC 25-8-3-1).
4 ~~(7)~~ **(6)** State board of dentistry (IC 25-14-1).
5 ~~(8)~~ **(7)** State board of funeral and cemetery service (IC 25-15).
6 ~~(9)~~ **(8)** State board of registration for professional engineers
7 (IC 25-31-1-3).
8 ~~(10)~~ **(9)** Indiana state board of health facility administrators
9 (IC 25-19-1).
10 ~~(11)~~ **(10)** Medical licensing board of Indiana (IC 25-22.5-2).
11 ~~(12)~~ **(11)** Mining board (IC 22-10-1.5-2).
12 ~~(13)~~ **(12)** Indiana state board of nursing (IC 25-23-1).
13 ~~(14)~~ **(13)** Indiana optometry board (IC 25-24).
14 ~~(15)~~ **(14)** Indiana board of pharmacy (IC 25-26).
15 ~~(16)~~ **(15)** Indiana plumbing commission (IC 25-28.5-1-3).
16 ~~(17)~~ *Board of environmental health specialists (IC 25-32-1)*.
17 ~~(17)~~ ~~(18)~~ **(16)** State psychology board (IC 25-33).
18 ~~(18)~~ ~~(19)~~ **(17)** Speech-language pathology and audiology board
19 (IC 25-35.6-2).
20 ~~(19)~~ ~~(20)~~ **(18)** Indiana real estate commission (IC 25-34.1-2-1).
21 ~~(20)~~ ~~(21)~~ **(19)** Indiana board of veterinary medical examiners
22 (IC 25-38.1-2-1).
23 ~~(21)~~ ~~(22)~~ **(20)** Department of insurance (IC 27-1).
24 ~~(22)~~ ~~(23)~~ **(21)** State police department (IC 10-11-2-4), for
25 purposes of certifying polygraph examiners under IC 25-30-2.
26 ~~(23)~~ ~~(24)~~ **(22)** Department of natural resources for purposes of
27 licensing water well drillers under IC 25-39-3.
28 ~~(24)~~ ~~(25)~~ **(23)** Private investigator and security guard licensing
29 board (IC 25-30-1-5.2).
30 ~~(25)~~ ~~(26)~~ **(24)** Occupational therapy committee (IC 25-23.5-2-1).
31 ~~(26)~~ ~~(27)~~ **(25)** Behavioral health and human services licensing
32 board (IC 25-23.6-2-1).
33 ~~(27)~~ ~~(28)~~ **(26)** Real estate appraiser licensure and certification
34 board (IC 25-34.1-8).
35 ~~(28)~~ ~~(29)~~ **(27)** State board of registration for land surveyors
36 (IC 25-21.5-2-1).
37 ~~(29)~~ ~~(30)~~ **(28)** Physician assistant committee (IC 25-27.5).
38 ~~(30)~~ ~~(31)~~ **(29)** Indiana athletic trainers board (IC 25-5.1-2-1).
39 ~~(31)~~ ~~(32)~~ **(30)** Board of podiatric medicine (IC 25-29-2-1).
40 ~~(32)~~ ~~(33)~~ **(31)** Indiana dietitians certification board
41 (IC 25-14.5-2-1).
42 ~~(33)~~ ~~(34)~~ **(32)** Indiana physical therapy committee (IC 25-27).

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- 1 ~~(34)~~ ~~(35)~~ **(33)** Manufactured home installer licensing board
- 2 (IC 25-23.7).
- 3 ~~(35)~~ ~~(36)~~ **(34)** Home inspectors licensing board (IC 25-20.2-3-1).
- 4 ~~(36)~~ ~~(37)~~ **(35)** State board of massage therapy (IC 25-21.8-2-1).
- 5 **(36) Indiana diabetes educators board (IC 25-14.3-2-1).**
- 6 ~~(37)~~ ~~(38)~~ Any other occupational or professional agency created
- 7 after June 30, 1981.

8 SECTION 6. IC 25-1-11-1, AS AMENDED BY P.L.84-2010,
 9 SECTION 18, AND AS AMENDED BY P.L.113-2010, SECTION
 10 103, IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2011]: Sec. 1. As used in this chapter, "board"
 12 means any of the following:

- 13 (1) Indiana board of accountancy (IC 25-2.1-2-1).
- 14 (2) Board of registration for architects and landscape architects
- 15 (IC 25-4-1-2).
- 16 (3) Indiana auctioneer commission (IC 25-6.1-2).
- 17 ~~(4) State board of barber examiners (IC 25-7-5-1).~~
- 18 ~~(4) State athletic commission (IC 25-9-1).~~
- 19 ~~(5)~~ **(4)** State board of cosmetology *and barber* examiners
- 20 (IC 25-8-3-1).
- 21 ~~(6)~~ **(5)** State board of registration ~~of for~~ land surveyors
- 22 (IC 25-21.5-2-1).
- 23 ~~(7)~~ **(6)** State board of funeral and cemetery service (IC 25-15-9).
- 24 ~~(8)~~ **(7)** State board of registration for professional engineers
- 25 (IC 25-31-1-3).
- 26 ~~(9)~~ **(8)** Indiana plumbing commission (IC 25-28.5-1-3).
- 27 ~~(10)~~ **(9)** Indiana real estate commission (IC 25-34.1-2-1).
- 28 ~~(11)~~ **(10)** Real estate appraiser licensure and certification board
- 29 (IC 25-34.1-8).
- 30 ~~(12)~~ **(11)** Private investigator and security guard licensing board
- 31 (IC 25-30-1-5.2).
- 32 ~~(13)~~ **(12)** Manufactured home installer licensing board
- 33 (IC 25-23.7).
- 34 ~~(14)~~ **(13)** Home inspectors licensing board (IC 25-20.2-3-1).
- 35 ~~(15)~~ **(14)** State board of massage therapy (IC 25-21.8-2-1).
- 36 **(15) Indiana diabetes educators board (IC 25-14.3-2-1).**

37 SECTION 7. IC 25-14.3 IS ADDED TO THE INDIANA CODE AS
 38 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 39 2011]:

40 **ARTICLE 14.3. DIABETES EDUCATORS**

41 **Chapter 1. Definitions**

42 **Sec. 1. The definitions in this chapter apply throughout this**

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article.

Sec. 2. "Agency" refers to the Indiana professional licensing agency established by IC 25-1-5-3.

Sec. 3. "Board" refers to the Indiana diabetes educators board established by IC 25-14.3-2-1.

Sec. 4. "Diabetes education" means a collaborative process through which persons with or at risk for diabetes gain the knowledge and skills needed to modify behavior and successfully self-manage diabetes and conditions related to diabetes.

Sec. 5. "Licensed diabetes educator" refers to an individual who is licensed under this article.

Chapter 2. Indiana Diabetes Educators Board

Sec. 1. The Indiana diabetes educators board is established.

Sec. 2. The board consists of five (5) members appointed by the governor as follows:

- (1) One (1) member who is a physician licensed under IC 25-22.5.
- (2) One (1) member who is a registered nurse licensed under IC 25-23.
- (3) One (1) member who is a pharmacist licensed under IC 25-26 who has experience in diabetes education.
- (4) One (1) member who is a dietitian licensed under IC 25-14.5.
- (5) One (1) member who is a citizen at large who is not employed in the health care field.

One (1) of the members appointed under subdivisions (2) through (4) must have completed either the credentialing program of the American Association of Diabetes Educators or the National Certification Board for Diabetes Educators.

Sec. 3. Each member of the board serves a term of four (4) years or until a successor is appointed. The governor shall initially appoint:

- (1) two (2) members for a term of four (4) years;
- (2) two (2) members for a term of three (3) years; and
- (3) one (1) member for a term of two (2) years.

Sec. 4. A member may not serve for more than two (2) consecutive terms.

Sec. 5. The board shall organize annually and elect one (1) of the members as chairperson and one (1) of the members as secretary.

Sec. 6. A quorum consists of three (3) members.

Sec. 7. The board shall meet at least semiannually and upon the call of the chairperson or at the request of two (2) members.

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Sec. 8. (a) The board shall adopt rules under IC 4-22-2 establishing:

- (1) standards for professional responsibility or a code of ethics for the profession of diabetes counselor;**
- (2) standards of practice that are based upon policies and positions adopted by the American Association of Diabetes Educators; and**
- (3) standards for continuing education requirements for diabetes educators.**

(b) The board shall adopt rules under IC 4-22-2 to establish fees under IC 25-1-8-2 for:

- (1) filing an application for licensure under this article;**
- (2) issuing an original license under this article;**
- (3) renewing a license issued under this article;**
- (4) replacing a license that has been lost or destroyed; and**
- (5) any other purposes prescribed by IC 25-1-8-2.**

(c) The board shall investigate alleged violations brought under this article, conduct investigations, and schedule and conduct administrative hearings under IC 4-21.5.

(d) The board shall keep a record of:

- (1) the proceedings of the board; and**
- (2) all individuals licensed by the board.**

Chapter 3. License Requirements

Sec. 1. (a) After July 1, 2012, a person may not use the title of "licensed diabetes educator" or profess to be a licensed diabetes educator unless the person holds a license under this article.

(b) This section does not apply to a person licensed, certified, or registered under any other provision of this title, including:

- (1) a physician licensed under IC 25-22.5;**
- (2) a nurse licensed under IC 25-23;**
- (3) a pharmacist licensed under IC 25-26;**
- (4) a dietitian certified under IC 25-14.5; and**
- (5) a student in accredited programs for the provisions listed in this subsection.**

Sec. 2. An applicant for a license must file a written application with the board on forms provided by the board.

Sec. 3. An applicant must provide evidence to the board showing successful completion of one (1) of the following:

- (1) The American Association of Diabetes Educators core concepts course with demonstrable experience in the care of individuals with diabetes under supervision that meets requirements specified in rules adopted by the board.**

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1 **(2) The credentialing program of the American Association of**
2 **Diabetes Educators or the National Certification Board of**
3 **Diabetes Educators.**
4 **(3) An equivalent credentialing program as determined by the**
5 **board.**
6 **Sec. 4. Requirements established by the board must include a**
7 **core body of knowledge and skills in:**
8 **(1) the biological and social sciences;**
9 **(2) communication;**
10 **(3) counseling;**
11 **(4) education; and**
12 **(5) experience in the care of individuals with diabetes.**
13 **Sec. 5. A license issued under this chapter is valid for two (2)**
14 **years after the date of issuance.**
15 **Sec. 6. The board shall require each licensee to complete fifteen**
16 **(15) hours of board approved continuing education annually.**
17 **Chapter 4. License Revocation or Suspension**
18 **Sec. 1. For purposes of this chapter, "unprofessional conduct"**
19 **includes the following:**
20 **(1) Obtaining or attempting to obtain a license by fraud,**
21 **misrepresentation, concealment of material facts, or making**
22 **a false statement to the board.**
23 **(2) Conviction of a felony if the conviction has direct bearing**
24 **on whether the person is trustworthy to serve the public as a**
25 **licensed diabetes educator.**
26 **(3) Violation of any lawful order issued or rule adopted by the**
27 **board.**
28 **Sec. 2. The board may:**
29 **(1) suspend or revoke a license; or**
30 **(2) issue a reprimand;**
31 **if the licensee engages in unprofessional conduct that has**
32 **endangered or is likely to endanger the health, welfare, or safety of**
33 **the public.**
34 **Chapter 5. Unlawful Practices**
35 **Sec. 1. A person who recklessly, knowingly, or intentionally**
36 **violates this article commits a Class A misdemeanor.**

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