

SENATE BILL No. 203

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-4.5; IC 35-51-25-1.

Synopsis: Art therapists. Provides that an individual may not profess to be a registered art therapist unless the individual holds and maintains the credentialing administered by the Art Therapy Credentials Board. Establishes a Class B misdemeanor for practicing art therapy without the credentialing.

Effective: July 1, 2012.

Breaux

January 4, 2012, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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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 2011 Regular Session of the General Assembly.

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SENATE BILL No. 203



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 25-4.5 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2012]:

4 **ARTICLE 4.5. ART THERAPISTS**

5 **Chapter 1. Activity by Nonregistered Individuals**

6 **Sec. 1. As used in this article, "art therapy" means the use of the**
7 **creative process, visual art media, and psychotherapeutic**
8 **principles within the therapeutic relationship with a patient in the**
9 **assessment and treatment of emotional, cognitive, psychosocial,**
10 **physical, neurological, and developmental disorders in children,**
11 **adolescents, adults, families, and other groups.**

12 **Sec. 2. (a) As used in the section, "practitioner" means a person**
13 **that holds:**

- 14 (1) **an unlimited license, certificate, registration, or permit;**
- 15 (2) **a limited or probationary license, certificate, registration,**
- 16 **or permit;**
- 17 (3) **a temporary license, certificate, registration, or permit; or**



1 **(4) an intern permit;**
 2 **issued by a board regulating a profession or an occupation.**

3 **(b) This chapter does not prohibit a practitioner from**
 4 **performing art therapy functions if the practitioner is acting**
 5 **within the scope of the practitioner's license, permit, registration,**
 6 **or certificate.**

7 **Sec. 3. Except as provided in section 2 of this chapter, an**
 8 **individual may not:**

9 **(1) profess to be a registered art therapist or art therapist;**

10 **(2) use the initials "ATR", or any other words, letters,**
 11 **abbreviations, or insignia indicating or implying that the**
 12 **individual is a registered art therapist; or**

13 **(3) practice art therapy;**

14 **unless the individual holds and maintains the registration**
 15 **credentialing administered by the Art Therapy Credentials Board.**

16 **Sec. 4. An individual who knowingly, recklessly, or intentionally**
 17 **violates section 3 of this chapter commits a Class B misdemeanor.**

18 SECTION 2. IC 35-51-25-1, AS ADDED BY P.L.70-2011,
 19 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2012]: Sec. 1. The following statutes define crimes in IC 25:

21 IC 25-2.1-13-3 (Concerning accountants).

22 IC 25-2.5-3-4 (Concerning acupuncturists).

23 **IC 25-4.5-1-4 (Concerning art therapists).**

24 IC 25-5.1-4-2 (Concerning athletic trainers).

25 IC 25-5.2-2-12 (Concerning athlete agents).

26 IC 25-6.1-7-1 (Concerning auctioneers and auctions).

27 IC 25-6.1-7-2 (Concerning auctioneers and auctions).

28 IC 25-8-15.4-25 (Concerning beauty culture).

29 IC 25-10-1-11 (Concerning chiropractors).

30 IC 25-11-1-12 (Concerning collection agencies).

31 IC 25-13-1-3 (Concerning dental hygienists).

32 IC 25-14-1-25 (Concerning dentists).

33 IC 25-14-4-6 (Concerning dentists).

34 IC 25-14.5-7-2 (Concerning dietitians).

35 IC 25-16-1-18 (Concerning employment services).

36 IC 25-17.3-5-3 (Concerning genetic counselors).

37 IC 25-17.6-8-2 (Concerning geologists).

38 IC 25-18-1-19 (Concerning distress sales).

39 IC 25-20-1-21 (Concerning hearing aid dealers).

40 IC 25-20.7-5-1 (Concerning interior designers).

41 IC 25-21.5-5-10 (Concerning land surveyors).

42 IC 25-21.5-13-2 (Concerning land surveyors).

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- 1 IC 25-21.8-7-1 (Concerning massage therapists).
- 2 IC 25-22.5-8-2 (Concerning physicians).
- 3 IC 25-22.5-8-3 (Concerning physicians).
- 4 IC 25-23-1-27 (Concerning nurses).
- 5 IC 25-23.5-3-2 (Concerning occupational therapists).
- 6 IC 25-23.6-3-3 (Concerning marriage and family therapists).
- 7 IC 25-23.6-4-4 (Concerning marriage and family therapists).
- 8 IC 25-23.6-4.5-4 (Concerning marriage and family therapists).
- 9 IC 25-23.6-4.7-7 (Concerning marriage and family therapists).
- 10 IC 25-23.6-10.1-6 (Concerning marriage and family therapists).
- 11 IC 25-23.6-11-1 (Concerning marriage and family therapists).
- 12 IC 25-23.6-11-2 (Concerning marriage and family therapists).
- 13 IC 25-23.6-11-3 (Concerning marriage and family therapists).
- 14 IC 25-23.7-7-5 (Concerning manufactured home installers).
- 15 IC 25-24-1-18 (Concerning optometrists).
- 16 IC 25-24-3-17 (Concerning optometrists).
- 17 IC 25-26-13-29 (Concerning pharmacists, pharmacies, and drug
- 18 stores).
- 19 IC 25-26-14-23 (Concerning pharmacists, pharmacies, and drug
- 20 stores).
- 21 IC 25-26-14-25 (Concerning pharmacists, pharmacies, and drug
- 22 stores).
- 23 IC 25-26-14-26 (Concerning pharmacists, pharmacies, and drug
- 24 stores).
- 25 IC 25-26-14-27 (Concerning pharmacists, pharmacies, and drug
- 26 stores).
- 27 IC 25-26-19-9 (Concerning pharmacists, pharmacies, and drug
- 28 stores).
- 29 IC 25-26-21-11 (Concerning pharmacists, pharmacies, and drug
- 30 stores).
- 31 IC 25-27-1-12 (Concerning physical therapists).
- 32 IC 25-27.5-7-2 (Concerning physician assistants).
- 33 IC 25-28.5-1-31 (Concerning plumbers).
- 34 IC 25-29-9-1 (Concerning podiatrists).
- 35 IC 25-30-1-21 (Concerning private investigator firms, security
- 36 guards, and polygraph examiners).
- 37 IC 25-30-1.3-23 (Concerning private investigator firms, security
- 38 guards, and polygraph examiners).
- 39 IC 25-31-1-13 (Concerning engineers).
- 40 IC 25-31-1-27 (Concerning engineers).
- 41 IC 25-31.5-8-7 (Concerning soil scientists).
- 42 IC 25-33-1-15 (Concerning psychologists).

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- 1 IC 25-34.5-3-2 (Concerning respiratory care specialists).
- 2 IC 25-35.6-3-10 (Concerning speech pathologists and
- 3 audiologists).
- 4 IC 25-36.1-1-2 (Concerning surgical technologists).
- 5 IC 25-36.5-1-10 (Concerning timber buyers).
- 6 IC 25-36.5-1-15 (Concerning timber buyers).
- 7 IC 25-38.1-4-10 (Concerning veterinarians).
- 8 IC 25-38.1-4-11 (Concerning veterinarians).
- 9 IC 25-39-5-1 (Concerning water well drilling contractors).
- 10 IC 25-39-5-7 (Concerning water well drilling contractors).
- 11 IC 25-41-1-2 (Concerning behavior analysts).

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