

HOUSE BILL No. 1209

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-23.9; IC 35-51-25-1.

Synopsis: Certified music therapists. Provides that an individual may not profess to be a certified music therapist unless the individual holds and maintains the credentialing administered by the Certification Board for Music Therapists (CBMT). Provides that an individual who practices music therapy without the CBMT credentialing commits a Class B misdemeanor. Makes a technical correction.

Effective: July 1, 2012.

Crouch

January 9, 2012, read first time and referred to Committee on Employment, Labor and Pensions.

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Second Regular Session 117th General Assembly (2012)

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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HOUSE BILL No. 1209



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 25-23.9 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2012]:

4 **ARTICLE 23.9. MUSIC THERAPISTS**

5 **Chapter 1. Definitions**

6 **Sec. 1. As used in this article, "music therapy" means the**
7 **clinical and evidence-based use of music interventions to**
8 **accomplish individualized goals within a therapeutic relationship**
9 **by a credentialed professional who has completed an approved**
10 **music therapy program.**

11 **Sec. 2. As used in this article, "practitioner" means a person**
12 **who holds:**

- 13 (1) **an unlimited certificate;**
- 14 (2) **a limited or probationary certificate;**
- 15 (3) **a temporary certificate; or**
- 16 (4) **an intern certificate;**
- 17 **issued by a board regulating a profession or an occupation.**



Chapter 2. Activity by Noncertified Individuals

Sec. 1. This chapter does not prohibit a practitioner from performing music therapy functions if the practitioner is acting within the scope of the practitioner's certificate.

Sec. 2. Except as provided in section 1 of this chapter, an individual may not:

- (1) profess to be a certified music therapist or music therapist;**
- (2) use the initials "MT-BC" or any other words, letters, abbreviations, or insignia indicating or implying that the individual is a certified music therapist; or**
- (3) practice music therapy;**

unless the individual holds and maintains the credentialing administered by the Certification Board for Music Therapists.

Sec. 3. An individual who recklessly, knowingly, or intentionally violates section 2 of this chapter commits a Class B misdemeanor.

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

- IC 25-2.1-13-3 (Concerning accountants).
- IC 25-2.5-3-4 (Concerning acupuncturists).
- IC 25-5.1-4-2 (Concerning athletic trainers).
- IC 25-5.2-2-12 (Concerning athlete agents).
- IC 25-6.1-7-1 (Concerning auctioneers and auctions).
- IC 25-6.1-7-2 (Concerning auctioneers and auctions).
- IC 25-8-15.4-25 (Concerning beauty culture).
- IC 25-10-1-11 (Concerning chiropractors).
- IC 25-11-1-12 (Concerning collection agencies).
- IC 25-13-1-3 (Concerning dental hygienists).
- IC 25-14-1-25 (Concerning dentists).
- IC 25-14-4-6 (Concerning dentists).
- IC 25-14.5-7-2 (Concerning dietitians).
- IC 25-16-1-18 (Concerning employment services).
- IC 25-17.3-5-3 (Concerning genetic counselors).
- IC 25-17.6-8-2 (Concerning geologists).
- IC 25-18-1-19 (Concerning distress sales).
- IC 25-20-1-21 (Concerning hearing aid dealers).
- IC 25-20.7-5-1 (Concerning interior designers).
- IC 25-21.5-5-10 (Concerning land surveyors).
- IC 25-21.5-13-2 (Concerning land surveyors).
- IC 25-21.8-7-1 (Concerning massage therapists).
- IC 25-22.5-8-2 (Concerning physicians).
- IC 25-22.5-8-3 (Concerning physicians).

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- 1 IC 25-23-1-27 (Concerning nurses).
 2 IC 25-23.5-3-2 (Concerning occupational therapists).
 3 IC 25-23.6-3-3 (Concerning marriage and family therapists).
 4 IC 25-23.6-4-4 (Concerning marriage and family therapists).
 5 IC 25-23.6-4.5-4 (Concerning marriage and family therapists).
 6 ~~IC 25-23.6-4.7-7~~ **IC 25-23.6-7-7** (Concerning marriage and
 7 family therapists).
 8 IC 25-23.6-10.1-6 (Concerning marriage and family therapists).
 9 IC 25-23.6-11-1 (Concerning marriage and family therapists).
 10 IC 25-23.6-11-2 (Concerning marriage and family therapists).
 11 IC 25-23.6-11-3 (Concerning marriage and family therapists).
 12 IC 25-23.7-7-5 (Concerning manufactured home installers).
 13 **IC 25-23.9-2-3 (Concerning music therapists).**
 14 IC 25-24-1-18 (Concerning optometrists).
 15 IC 25-24-3-17 (Concerning optometrists).
 16 IC 25-26-13-29 (Concerning pharmacists, pharmacies, and drug
 17 stores).
 18 IC 25-26-14-23 (Concerning pharmacists, pharmacies, and drug
 19 stores).
 20 IC 25-26-14-25 (Concerning pharmacists, pharmacies, and drug
 21 stores).
 22 IC 25-26-14-26 (Concerning pharmacists, pharmacies, and drug
 23 stores).
 24 IC 25-26-14-27 (Concerning pharmacists, pharmacies, and drug
 25 stores).
 26 IC 25-26-19-9 (Concerning pharmacists, pharmacies, and drug
 27 stores).
 28 IC 25-26-21-11 (Concerning pharmacists, pharmacies, and drug
 29 stores).
 30 IC 25-27-1-12 (Concerning physical therapists).
 31 IC 25-27.5-7-2 (Concerning physician assistants).
 32 IC 25-28.5-1-31 (Concerning plumbers).
 33 IC 25-29-9-1 (Concerning podiatrists).
 34 IC 25-30-1-21 (Concerning private investigator firms, security
 35 guards, and polygraph examiners).
 36 IC 25-30-1.3-23 (Concerning private investigator firms, security
 37 guards, and polygraph examiners).
 38 IC 25-31-1-13 (Concerning engineers).
 39 IC 25-31-1-27 (Concerning engineers).
 40 IC 25-31.5-8-7 (Concerning soil scientists).
 41 IC 25-33-1-15 (Concerning psychologists).
 42 IC 25-34.5-3-2 (Concerning respiratory care specialists).

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

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