

Proposed Rule
LSA Document #10-63

DIGEST

Adds [844 IAC 14](#) to establish definitions; education, examination, and licensure requirements; and licensure renewal requirements. Effective 30 days after filing with the Publisher.

[IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses](#)

[844 IAC 14](#)

SECTION 1. [844 IAC 14](#) IS ADDED TO READ AS FOLLOWS:

ARTICLE 14. GENETIC COUNSELORS

Rule 1. Definitions

[844 IAC 14-1-1](#) Applicability

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 1. The definitions in this rule and in [IC 25-17.3](#) apply throughout this article.

(Medical Licensing Board of Indiana; [844 IAC 14-1-1](#))

[844 IAC 14-1-2](#) "ABGC" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 2. "ABGC" means the American Board of Genetic Counseling.

(Medical Licensing Board of Indiana; [844 IAC 14-1-2](#))

[844 IAC 14-1-3](#) "Active candidate status" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 3. "Active candidate status" means a person who has:

- (1) met the requirements established by the ABGC to take the ABGC certification examination in genetic counseling; and**
- (2) been granted this designation by ABGC.**

(Medical Licensing Board of Indiana; [844 IAC 14-1-3](#))

[844 IAC 14-1-4](#) "Board" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#); [IC 25-22.5-2-1](#)

Sec. 4. "Board" means the medical licensing board of Indiana established by [IC 25-22.5-2-1](#).

(Medical Licensing Board of Indiana; [844 IAC 14-1-4](#))

[844 IAC 14-1-5](#) "Direct supervision" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 5. "Direct supervision" means a genetic supervisor who has the overall responsibility to assess the work of the holder of a temporary license, including regular meetings and chart review, provided that a supervision contract signed by the genetic supervisor and supervisee be on file with both parties. The genetic supervisor shall not be required to be physically present where such licensee provides genetic counseling services; however, the supervisor shall be readily accessible during the performance of the services.

(Medical Licensing Board of Indiana; [844 IAC 14-1-5](#))

[844 IAC 14-1-6](#) "Genetic counseling" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3-2-4](#)

Sec. 6. "Genetic counseling" has the meaning set forth in [IC 25-17.3-2-4](#).

(Medical Licensing Board of Indiana; [844 IAC 14-1-6](#))

[844 IAC 14-1-7](#) "Licensee" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 7. "Licensee" means a licensed genetic counselor under this title.

(Medical Licensing Board of Indiana; [844 IAC 14-1-7](#))

[844 IAC 14-1-8](#) "Licensing agency" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-1-5-3](#); [IC 25-17.3](#)

Sec. 8. "Licensing agency" means the Indiana professional licensing agency established under [IC 25-1-5-3](#).

(Medical Licensing Board of Indiana; [844 IAC 14-1-8](#))

[844 IAC 14-1-9](#) "Supervisee" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 9. "Supervisee" means a genetic counselor with a temporary license.

(Medical Licensing Board of Indiana; [844 IAC 14-1-9](#))

[844 IAC 14-1-10](#) "Supervision contract" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#); [IC 25-22.5](#)

Sec. 10. "Supervision contract" means a written contract between the holder of a temporary license and a licensed genetic counselor or physician licensed under [IC 25-22.5](#), that sets forth the manner in which the genetic supervisor will supervise the supervisee and specify the following:

- (1) Assess and document the professional competence, skill, and experience of the supervisee.
- (2) Determine the nature and level of the supervision required by the supervisee.
- (3) Convene monthly to review clinical services and administrative practices.
- (4) Conduct monthly chart or case reviews.
- (5) Provide coverage during absence, incapacity, infirmity, or emergency by the genetic supervisor.

(Medical Licensing Board of Indiana; [844 IAC 14-1-10](#))

[844 IAC 14-1-11](#) "Supervisor" defined

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#); [IC 25-22.5](#)

Sec. 11. "Supervisor" means an individual who is a genetic counselor licensed under [IC 25-17.3](#), or a physician licensed to practice medicine under [IC 25-22.5](#) and supervises the holder of a temporary permit.

(Medical Licensing Board of Indiana; [844 IAC 14-1-11](#))

Rule 2. Licensure

[844 IAC 14-2-1](#) Requirements for licensure

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3-4-1](#)

Sec. 1. In order to be licensed as a genetic counselor, all applicants shall do the following:

- (1) File a completed application in the form and manner required by the board.
- (2) Pay fees established by the board in [844 IAC 14-3-1](#).
- (3) Official transcripts showing proof that applicant has received a degree specified in [IC 25-17.3-4-1\(3\)](#).
- (4) Obtain a passing score on the examination specified by [IC 25-17.3-4-1\(4\)](#), as evidenced by a statement sent directly to the board by the certifying agency that verifies such passing score or current certification, or both.
- (5) Cause each state where the applicant is licensed or has been licensed in, as a genetic counselor or any other health profession, to submit to the board verification of the applicant's current status and whether the applicant has been subject to disciplinary action in that state.
- (6) Provide a work history in the practice of genetic counseling on a form provided by the board.

(Medical Licensing Board of Indiana; [844 IAC 14-2-1](#))

[844 IAC 14-2-2](#) Requirements for a temporary license

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 2. The board may grant a temporary license to an applicant who meets all the qualifications in section 1 of this rule, with the exception of having passed the examination and must provide proof of active candidate status with the ABGC.

(Medical Licensing Board of Indiana; [844 IAC 14-2-2](#))

Rule 3. Fees

[844 IAC 14-3-1](#) Fees

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 1. An applicant for licensure to practice as a genetic counselor shall pay to the board the following fees:

Application for permanent licensure	\$40
Application for a temporary license	\$10
Renewal fee	\$30 per biennium

(Medical Licensing Board of Indiana; [844 IAC 14-3-1](#))

Rule 4. Renewal

[844 IAC 14-4-1](#) Licensure expiration and renewal

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 1. (a) A genetic counselor license issued under this article expires on a date established by the licensing agency, and every two (2) years thereafter.

(b) Applicants for renewal must:

- (1) apply for renewal in the manner required by the board in [844 IAC 14-3-1](#);
- (2) pay a renewal fee established by the board; and
- (3) affirm they have completed the required continuing education.

(c) If a renewal application is not submitted before the license expires under subsection (a), the certificate:

- (1) is delinquent; and
- (2) may be reinstated under section 2 of this rule.

(d) A license holder's failure to receive notice of the upcoming license expiration because of failure to notify the board of a change of address or change of name shall not:

- (1) constitute an error on the part of the board or the licensing agency; or
- (2) excuse the license holder from timely renewal of the certification.

(Medical Licensing Board of Indiana; [844 IAC 14-4-1](#))

[844 IAC 14-4-2](#) Reinstatement of delinquent license

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-1-8-6](#); [IC 25-17.3](#)

Sec. 2. (a) The holder of a certificate that was issued by the board that is three (3) years or less delinquent shall be reinstated upon meeting the requirements of [IC 25-1-8-6\(c\)](#).

(b) The holder of a certificate that was issued by the board that is more than three (3) years delinquent shall be reinstated upon meeting the requirements of [IC 25-1-8-6\(d\)](#).

(Medical Licensing Board of Indiana; [844 IAC 14-4-2](#))

[844 IAC 14-4-3](#) Verification of attendance of continuing education

Authority: [IC 25-17.3-3-2](#)

Affected: [IC 25-17.3](#)

Sec. 3. The licensed genetic counselor shall:

(1) retain copies of certificates of completion for continuing education courses for three (3) years from the end of the licensing period for which the continuing education applied; and

(2) provide the board with copies of the certificates of completion upon the board's request for a compliance audit.

(Medical Licensing Board of Indiana; [844 IAC 14-4-3](#))

[Notice of Public Hearing](#)

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