

**Subject** Clinical art therapist licensure

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## Overview

This bill establishes licensing requirements for clinical art therapists to be licensed by the Board of Marriage and Family Therapy.

## Summary

Section	Description
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1	<b>Definitions.</b>
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Proposes coding for § 148B.73. Defines the following terms for purposes of sections 148B.73 to 148B.89:

- Advisory council
- Art therapy
- Board
- Certified art therapist
- Clinical art therapy
- Licensed clinical art therapist
- Privileged communication
- Provisional licensed clinical art therapist
- Student
- Supervision

2	<b>Duties of the board.</b>
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Proposes coding for § 148B.74. Requires the Board of Marriage and Family Therapy to:

- Adopt necessary rules
- Prescribe licensure applications and issue licenses to qualified individuals
- Establish and implement procedures to ensure compliance with clinical art therapist statutes

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- Establish and implement requirements and procedures for license renewals and provisional licenses
- Establish continuing education requirements

3 **Scope of practice.**

Proposes coding for § 148B.75. Specifies clinical art therapy scope of practice, including:

- Implementation of art therapy interventions; evaluation; treatment planning; assessment; and referral
- Development of an art-based treatment plan
- Use of therapeutic interventions to facilitate alternative modes of communication
- Use of art media, creative processes, and resulting artwork to assist clients
- Use of crisis intervention
- Use of art-based treatments to effectively respond to multicultural populations

4 **Unauthorized practice; title protection.**

Proposes coding for § 148B.76.

**Subd. 1. Unlicensed practice prohibited.** Prohibits the practice of clinical art therapy without a license, effective July 1, 2025.

**Subd. 2. Protected titles.** Prohibits the use of specified art therapist titles or indication or implication of licensure unless the person is licensed as a clinical art therapist.

**Subd. 3. Sanctions.** Specifies that any person violating this section is guilty of a misdemeanor and subject to sanctions.

**Subd. 4. Exceptions.** Provides exceptions to unlicensed practice prohibitions and title protection under this section.

5 **Requirements for licensure.**

Proposes coding for § 148B.77.

**Subd. 1. General requirements.** In order to be licensed as a clinical art therapist, requires an applicant to submit an application and provide evidence that the applicant:

- 1) is at least 18 years of age;

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	<ol style="list-style-type: none"><li>2) is of good moral character;</li><li>3) holds a master's or doctoral degree from an accredited college or university in an approved program in art therapy;</li><li>4) has earned graduate-level credits in specified critical content areas;</li><li>5) has demonstrated competence in clinical art therapy by passing the Art Therapy Credentials Board certification examination;</li><li>6) has completed 4,000 hours of supervised postgraduate practice experience; and</li><li>7) has submitted all required fees.</li></ol> <p>Provides further requirements for educational programs and coursework.</p> <p><b>Subd. 2. Transition period.</b> Until July 1, 2026, allows the board to waive educational, coursework, and supervised practice requirements and issue clinical art therapist licenses to applicants who: (1) hold a certification credential, in good standing; and (2) have at least five years of full-time clinical art therapy practice.</p>
6	<p><b>Provisional license.</b></p> <p>Proposes coding for § 148B.78. Establishes provisional licensure and provisional license renewal requirements and limitations.</p>
7	<p><b>Licensure through reciprocity.</b></p> <p>Proposes coding for § 148B.79. Requires the board to issue a clinical art therapist license to an individual who holds a current equivalent license from another jurisdiction if the board determines that the standards for licensure in the other jurisdiction are at least equivalent to or exceed the requirements of section 148B.77.</p>
8	<p><b>License renewal.</b></p> <p>Proposes coding for § 148B.80. Establishes license renewal annual renewal requirements and procedures, including notice, receipt, late fees, and failure to renew.</p>
9	<p><b>Continuing education.</b></p> <p>Proposes coding for § 148B.81. Requires licensees to complete 40 hours of board-approved continuing education every two years; specifies content requirements for continuing education hours.</p>
10	<p><b>Supervised experience.</b></p> <p>Proposes coding for § 148B.82.</p>

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	<p><b>Subd. 1. Supervision requirements.</b> Requires 4,000 hours of postgraduate supervised work experience in clinical art therapy. Specifies further requirements for the 4,000 hours of supervised experience.</p> <p><b>Subd. 2. Qualified art therapy supervisors.</b> Lists individuals who are eligible for approval as qualified art therapy supervisors. Specifies requirements for approval as a qualified art therapy supervisor.</p>
11	<p><b>Refusal to grant license; suspension or revocation of license.</b></p> <p>Proposes coding for § 148B.83. Allows the board to refuse to grant a license to, or suspend, revoke, condition, limit, qualify, or restrict the license of, any individual who the board determines meets listed criteria, after a contested case hearing. Lists criteria for license refusal, suspension, revocation, conditions, or restrictions.</p>
12	<p><b>Complaints; investigation.</b></p> <p>Proposes coding for § 148B.84. Specifies that licensed clinical art therapists are subject to the complaint, investigation, and professional cooperation provisions for the Board of Marriage and Family Therapy.</p>
13	<p><b>Duty to maintain current information.</b></p> <p>Proposes coding for § 148B.85. Requires all licensees to notify the board within 30 days of any change in name, contact information, employment, or any other application information.</p>
14	<p><b>Nontransferability of licenses.</b></p> <p>Proposes coding for § 148B.86. Specifies that a clinical art therapist license or provisional license is not transferable.</p>
15	<p><b>Privileged communication; exceptions.</b></p> <p>Proposes coding for § 148B.87. Prohibits a licensed clinical art therapist from being required to disclose any privileged communication that the person, employee, or associate may have acquired in rendering clinical art therapy services; lists five exceptions to this prohibition.</p>
16	<p><b>Clinical Art Therapy Advisory Council.</b></p> <p>Proposes coding for § 148B.88. Establishes the Clinical Art Therapy Advisory Council, appointed by the Board of Marriage and Family Therapy. Specifies membership, organizational requirements, and duties of the advisory council. Specifies that the council does not expire.</p>

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17	<b>Fees.</b> Proposes coding for § 148B.89. Establishes fees for licensed clinical art therapists, provisional licensees, and applicants for licensure. Allows the board to prorate an initial license fee as necessary. Specifies that fees are nonrefundable and must be deposited into the state government special revenue fund.
18	<b>Initial advisory council.</b> Specifies that the first clinical art therapist members appointed to the advisory council need not be licensed, but must meet the qualifications for licensure under section 148B.77. Requires initial appointees to obtain licensure by January 1. Requires the executive director of the Board of Marriage and Family Therapy to convene the first meeting of the advisory council by October 1.
19	<b>Appropriation.</b> Appropriates money from the state government special revenue fund to the Board of Marriage and Family Therapy to implement the clinical art therapist licensure requirements.
20	<b>Effective date.</b> Makes sections 1 to 17 effective July 1, 2023.



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