

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**H. B. No. 587**

**Representative McGregor, J.**

**Cosponsors: Representatives Setzer, Okey, Harwood, Skindell, Stebelton**

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**A B I L L**

To enact sections 4757.50 to 4757.64 of the Revised Code to provide for art therapist certificates. 1  
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**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4757.50, 4757.51, 4757.52, 4757.53, 3  
4757.54, 4757.55, 4757.56, 4757.57, 4757.58, 4757.59, 4757.60, 4  
4757.61, 4757.62, 4757.63, and 4757.64 of the Revised Code be 5  
enacted to read as follows: 6

**Sec. 4757.50.** As used in sections 4757.51 to 4757.64 of the 7  
Revised Code: 8

(A) "Art therapy" means the use of art media, images, and the 9  
creative art process, and an individual's responses to them to 10  
help identify the individual's development, abilities, 11  
personality, interests, concerns, and conflicts for the purpose of 12  
assisting the individual to reconcile emotional conflicts, foster 13  
self-awareness, develop social skills, manage behavior, solve 14  
problems, reduce anxiety, aid reality orientation, or increase 15  
self-esteem. 16

(B) "Art therapy credentials board" means the art therapy 17  
credentials board of the American art therapy association. 18

Sec. 4757.51. No person shall do any of the following with 19  
the intent of holding the person out to the public as having an 20  
art therapist certificate unless the person holds a valid art 21  
therapist certificate: 22

(A) Use the title "art therapist," "certified art therapist," 23  
or "registered art therapist"; 24

(B) Use the initials "A.T." or "A.T.R."; 25

(C) Use any other title, initials, or description that 26  
indicates that the person holds an art therapist certificate. 27

Sec. 4757.52. The counselor, social worker, and marriage and 28  
family therapist board shall prescribe by rule adopted under 29  
Chapter 119. of the Revised Code the application form and 30  
procedures for applying for an art therapist certificate or 31  
temporary art therapist certificate. 32

Sec. 4757.53. The counselor, social worker, and marriage and 33  
family therapist board shall issue an art therapist certificate to 34  
a person who does both of the following: 35

(A) Completes and submits to the board the application 36  
prescribed under section 4757.52 of the Revised Code accompanied 37  
by a one hundred dollar application fee; 38

(B) Provides evidence satisfactory to the board that shows 39  
all of the following: 40

(1) That the applicant has passed the art therapy credentials 41  
board certification examination; 42

(2) That the applicant holds a valid certificate as a 43  
registered art therapist issued by the art therapy credentials 44  
board; 45

(3) That the applicant earned a master's degree in art 46

therapy from a graduate program that was approved by the American 47  
art therapy association at the time the master's degree was 48  
earned. 49

**Sec. 4757.54.** An art therapist certificate is valid for three 50  
years unless suspended or revoked earlier under section 4757.59 of 51  
the Revised Code and may be renewed in accordance with the 52  
standard renewal procedure established under Chapter 4745. of the 53  
Revised Code. 54

The counselor, social worker, and marriage and family 55  
therapist board shall renew an art therapist certificate if the 56  
certificate holder does all of the following: 57

(A) Complies with section 4745.02 of the Revised Code; 58

(B) Provides the board evidence satisfactory to the board 59  
showing that the certificate holder continues to hold a valid 60  
certificate as a registered art therapist with the art therapy 61  
credential board; 62

(C) Pays a one hundred dollar renewal fee. 63

**Sec. 4757.55.** The counselor, social worker, and marriage and 64  
family therapist board shall reinstate a lapsed regular art 65  
therapist certificate if the person who allowed the certificate to 66  
lapse does all of the following: 67

(A) Applies to the board for reinstatement in accordance with 68  
rules adopted under section 4757.63 of the Revised Code; 69

(B) Provides the board evidence satisfactory to the board 70  
showing that the certificate holder holds a valid certificate as a 71  
registered art therapist with the art therapy credential board; 72

(C) Pays the one hundred dollar renewal fee; 73

(D) Pays the reinstatement fee specified in rules adopted 74  
under section 4757.63 of the Revised Code. 75

Sec. 4757.56. The counselor, social worker, and marriage and family therapist board shall issue a temporary art therapist certificate to a person who does both of the following: 76  
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(A) Completes and submits to the board the application prescribed under section 4757.52 of the Revised Code accompanied by a one hundred dollar application fee; 79  
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(B) Provides evidence satisfactory to the board of either of the following: 82  
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(1) That the applicant earned a master's degree in art therapy from a graduate program that was approved by the American art therapy association at the time the master's degree was earned; 84  
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(2) That the applicant completed at least twenty-four graduate semester credit hours in the core art therapy curriculum specified by the American art therapy association. 88  
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Sec. 4757.57. A temporary art therapist certificate shall be valid for a period of time specified in rules adopted under section 4757.63 of the Revised Code unless suspended or revoked earlier under section 4757.59 of the Revised Code. The counselor, social worker, and marriage and family therapist board may renew a temporary art therapist certificate for a period of time specified in rules adopted under section 4757.51 of the Revised Code if the certificate holder does all of the following: 91  
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(A) Applies to the board for renewal in accordance with rules adopted under section 4757.63 of the Revised Code; 99  
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(B) Provides evidence satisfactory to the board showing that there is an exceptional need for renewal; 101  
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(C) Pays a one hundred dollar renewal fee. 103

Sec. 4757.58. The counselor, social worker, and marriage and family therapist board shall issue or deny an art therapist certificate not later than ninety days after the date an application is submitted to the board. 104  
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Sec. 4757.59. The counselor, social worker, and marriage and family therapist board may deny, refuse to renew, suspend, or revoke an art therapist certificate in accordance with Chapter 119. of the Revised Code for any of the following reasons: 108  
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(A) The applicant or certificate holder commits fraud in applying for the certificate; 112  
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(B) The certificate holder's advertising is deceptive to the public; 114  
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(C) The applicant or certificate holder engages in conduct that the board determines makes the applicant or certificate holder unfit to hold an art therapist certificate. 116  
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Sec. 4757.60. A person whose art therapist certificate is suspended or revoked may apply to the counselor, social worker, and marriage and family therapist board to end the suspension or revocation not earlier than one year after the date the board suspends or revokes the certificate. The board may end the suspension or revocation if the board determines that ending the suspension or revocation is in the public interest. 119  
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Sec. 4757.61. The counselor, social worker, and marriage and family therapist board shall investigate alleged violations of section 4757.51 of the Revised Code. As part of an investigation, the board may issue subpoenas, examine witnesses, and administer oaths. 126  
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The board may receive any information necessary to conduct an 131

investigation under this section that has been obtained in 132  
accordance with federal laws and regulations. 133

The board shall ensure, in accordance with rules adopted 134  
under section 4757.63 of the Revised Code, that all records it 135  
holds pertaining to an investigation remain confidential during 136  
the investigation. After the investigation, the records are public 137  
records except as otherwise provided by federal or state law. 138

Sec. 4757.62. Any facility, including a hospital or clinic, 139  
that utilizes the services of an individual holding a valid art 140  
therapist certificate for the purpose of providing art therapy 141  
shall post a notice to that effect in a prominent location within 142  
the facility that is accessible to the public. 143

Sec. 4757.63. The counselor, social worker, and marriage and 144  
family therapist board shall adopt the following rules in 145  
accordance with Chapter 119. of the Revised Code: 146

(A) Pursuant to section 4757.52 of the Revised Code, the 147  
application form and procedures for applying for an art therapist 148  
certificate or temporary art therapist certificate. 149

(B) Pursuant to section 4757.55 of the Revised Code, 150  
requirements and fees for the reinstatement of a lapsed regular 151  
art therapist certificate. 152

(C) Pursuant to section 4757.57 of the Revised Code, duration 153  
of time a temporary art therapist certificate or renewed temporary 154  
certificate is to be valid. 155

(D) Pursuant to section 4757.60 of the Revised Code, 156  
procedures to ensure that all records the board holds pertaining 157  
to an investigation remain confidential during the investigation. 158

(E) Any other requirements the board considers necessary to 159  
implement sections 4757.50 to 4757.64 of the Revised Code. 160

Sec. 4757.64. Whoever violates section 4757.51 of the Revised 161  
Code shall be fined not more than one thousand dollars. 162