SENATE BILL No. 350

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-23.6-2-8.5.

Synopsis: Behavioral health and human services licensing. Specifies that a political subdivision may not regulate the performance of behavioral health and human services by a person who is: (1) licensed or certified by the state; or (2) exempted from licensure or certification by the state.

Effective: Upon passage.

Raatz

January 12, 2023, read first time and referred to Committee on Local Government.

Introduced

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

SENATE BILL No. 350

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:

SECTION 1. IC 25-23.6-2-8.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 8.5. (a) As used in this section, "services" means behavioral health and human services, the performance of which is:**

(1) subject to licensing or certification by the board under this article, including:

(A) marriage and family therapy services under IC 25-23.6-3 and IC 25-23.6-8;

(B) social work or clinical social work services under IC 25-23.6-4 and IC 25-23.6-5;

(C) mental health counseling services under IC 25-23.6-4.5 and IC 25-23.6-8.5; and

(D) addiction counselor or clinical addiction counselor services under IC 25-23.6-10.1 and IC 25-23.6-10.5; or

(2) exempt from licensing or certification by the board under this article, including:

(A) marriage and family therapy services under IC 25-23.6-3-2;

(B) social work or clinical social work services under IC 25-23.6-4-2;

(C) mental health counseling services under IC 25-23.6-4.5-2; and

(D) addiction counselor or clinical addiction counselor services under IC 25-23.6-10.1-2.

(b) A political subdivision (as defined in IC 6-1.1-1-12) may not regulate the performance of services by a person.

SECTION 2. **An emergency is declared for this act.**