

1 A bill to be entitled
 2 An act relating to fees; amending s. 491.019, F.S.;
 3 requiring an applicant for a professional art
 4 therapist license or an art therapist intern
 5 registration to pay a nonrefundable application fee
 6 set by rule of the Board of Clinical Social Work,
 7 Marriage and Family Therapy, and Mental Health
 8 Counseling; providing for fees for annual license and
 9 registration renewal, inactive licenses, and license
 10 reactivation; providing a contingent effective date.

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 12 Be It Enacted by the Legislature of the State of Florida:

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 14 Section 1. Paragraph (a) of subsection (2), paragraph (b)
 15 of subsection (3), and subsections (4), (5), and (6) of section
 16 491.019, Florida Statutes, as created by HB 343, 2023 Regular
 17 Session, are amended to read:

18 491.019 Professional art therapy.-

19 (2) The department shall issue a professional art
 20 therapist license to an applicant who the board certifies has
 21 met all of the following requirements:

22 (a) Has submitted a completed application and paid a
 23 nonrefundable application fee set by rule of the board.

24 (3)

25 (b) The department shall register an applicant as an art

26 | therapist intern after the board certifies that he or she has
27 | met all of the following requirements:

28 | 1. Has submitted a completed application and paid a
29 | nonrefundable application fee set by rule of the board.

30 | 2. Has completed the education requirements specified in
31 | paragraph (2)(b).

32 | 3. Has submitted an acceptable supervision plan, as
33 | determined by rule of the board.

34 | 4. Has identified a qualified supervisor, as determined by
35 | rule of the board.

36 | (4)(a) The department shall issue a license by endorsement
37 | to an applicant who the board certifies has met all of the
38 | following requirements:

39 | 1. Has submitted a completed application and paid a
40 | nonrefundable application fee set by rule of the board.

41 | 2. Holds a professional art therapist license in good
42 | standing, or its equivalent, issued by another state or
43 | jurisdiction, if the qualifications for licensure in such other
44 | state or jurisdiction are equal to or greater than those
45 | specified in subsection (2).

46 | 3. Has demonstrated, in a manner designated by rule of the
47 | board, knowledge of the laws and rules governing the practice of
48 | clinical social work, marriage and family therapy, mental health
49 | counseling, and professional art therapy.

50 | 4. Has actively engaged in the practice of professional

51 art therapy in such other state or jurisdiction for 3 of the 5
52 years immediately preceding his or her application for licensure
53 by endorsement under this subsection.

54 5. Is not under investigation for, and has not been found
55 guilty of, any act that would constitute a violation of this
56 chapter.

57 (b) The department shall waive the requirements of
58 subsection (2) and issue a professional art therapist license to
59 an applicant who, before July 1, 2024, submits a completed
60 application, pays a nonrefundable application fee set by rule of
61 the board, and demonstrates to the board that he or she has met
62 all of the following requirements:

63 1. Has passed the Art Therapy Credentials Board
64 Examination offered by the Art Therapy Credentials Board, Inc.,
65 or an examination offered by any successor organization.

66 2. Has engaged in the practice of professional art therapy
67 for at least 5 years, which may include up to 1 year of practice
68 under supervision, as determined by rule of the board.

69 3. Has completed appropriate training, as determined by
70 rule of the board, in the assessment, diagnosis, treatment, or
71 resolution of mental, behavioral, and emotional disorders and
72 dysfunctions as part of the approved course of study for his or
73 her master's or doctoral degree or following completion of such
74 degree.

75 4. Has demonstrated, in a manner designated by rule of the

76 board, knowledge of the laws and rules governing the practice of
 77 clinical social work, marriage and family therapy, mental health
 78 counseling, and professional art therapy.

79 5. Is not under investigation for, and has not been found
 80 guilty of, any act that would constitute a violation of this
 81 chapter.

82 (5)(a) The board or department shall adopt rules
 83 establishing requirements for the annual renewal of professional
 84 art therapist licenses at a fee set by rule of the board.

85 (b)1. An applicant for license renewal shall present
 86 satisfactory evidence that, in the period since the license was
 87 issued, the applicant has completed continuing education
 88 requirements, as determined by rule of the board or department.

89 2. The board or department shall require continuing
 90 education which must include, at a minimum, the continuing
 91 education requirements for maintaining national board
 92 certification in good standing with the Art Therapy Credentials
 93 Boards, Inc., or any successor organization. The board or
 94 department may not require more than 100 hours of continuing
 95 education in a 5-year period.

96 (c) Continuing education providers, programs, and courses,
 97 and laws and rules governing such providers, programs, and
 98 courses, must be approved by the board or department as
 99 specified in s. 491.0085.

100 (d) The board or department shall adopt rules establishing

101 requirements for the annual renewal of art therapist intern
102 registrations at a fee set by rule of the board.

103 (6) (a) Inactive status is the licensure status that
104 results when a licensee has applied to the department to be
105 placed on inactive status and has paid a nonrefundable fee set
106 by rule of the board.

107 (b) An inactive license may be renewed annually by paying
108 a nonrefundable fee set by rule of the board.

109 (c) An inactive license may be reactivated by submitting a
110 completed application to the department and paying a
111 nonrefundable fee set by rule of the board.

112 Section 2. This act shall take effect on the same date
113 that HB 343 or other similar legislation takes effect, if such
114 legislation is adopted in the same legislative session or an
115 extension thereof and becomes law.