



DOUGLAS A. DUCEY
GOVERNOR

STATE OF ARIZONA
OFFICE OF THE GOVERNOR

EXECUTIVE OFFICE

May 1, 2017

The Honorable Michele Reagan
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Re: Senate Bill 1434 (art therapy services; contracting services)

Dear Secretary Reagan:

Today, I signed Senate Bill 1434.

Though I would not support full licensure, Senate Bill 1434 will protect families making use of art therapy services for their children, specifically those with non-verbal and special needs children, from exploitation by bad actors.

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: The Honorable Steve Yarbrough
The Honorable J.D. Mcsnard
The Honorable Nancy Barto

House Engrossed Senate Bill

FILED

MICHELE REAGAN

SECRETARY OF STATE

State of Arizona
Senate
Fifty-third Legislature
First Regular Session
2017

CHAPTER 242

SENATE BILL 1434

AN ACT

AMENDING TITLE 32, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 46; AMENDING TITLE 36, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-218; AMENDING TITLE 36, CHAPTER 5.1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-575; AMENDING TITLE 36, CHAPTER 34, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-3416; RELATING TO BEHAVIORAL HEALTH SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, Arizona Revised Statutes, is amended by adding
3 chapter 46, to read:

4 CHAPTER 46

5 ART THERAPISTS

6 ARTICLE 1. GENERAL PROVISIONS

7 32-4601. Art therapists; title; violation

8 A. A PERSON MAY NOT ASSUME OR USE THE TITLE OR DESIGNATION OF "ART
9 THERAPIST" UNLESS THE PERSON HOLDS AN ACTIVE NATIONAL REGISTRATION IN ART
10 THERAPY WITH THE ART THERAPY CREDENTIALS BOARD.

11 B. A VIOLATION OF THIS SECTION CONSTITUTES AN UNLAWFUL PRACTICE
12 UNDER SECTION 44-1522. THE ATTORNEY GENERAL MAY INVESTIGATE AND TAKE
13 APPROPRIATE ACTION AS PRESCRIBED BY TITLE 44, CHAPTER 10, ARTICLE 7.

14 Sec. 2. Title 36, chapter 2, article 1, Arizona Revised Statutes,
15 is amended by adding section 36-218, to read:

16 36-218. Contracting requirements; art therapy services;
17 definition

18 A. THE DEPARTMENT MAY CONTRACT FOR ART THERAPY SERVICES, DIRECTLY
19 OR THROUGH A CONTRACTOR, ONLY WITH AN ART THERAPIST WHO HOLDS AN ACTIVE
20 NATIONAL BOARD CERTIFICATION IN ART THERAPY FROM THE ART THERAPY
21 CREDENTIALS BOARD OR WHO IS A MASTER'S LEVEL GRADUATE IN ART THERAPY UNDER
22 THE ACTIVE SUPERVISION OF A BOARD-CERTIFIED ART THERAPIST TO QUALIFY FOR
23 NATIONAL REGISTRATION OR BOARD CERTIFICATION WITH THE ART THERAPY
24 CREDENTIALS BOARD.

25 B. SUBSECTION A OF THIS SECTION DOES NOT REQUIRE THE DEPARTMENT TO
26 CONTRACT OR REIMBURSE FOR ART THERAPY SERVICES.

27 C. FOR THE PURPOSES OF THIS SECTION, "ART THERAPY" MEANS THE
28 INTERACTIVE USE OF PSYCHOTHERAPEUTIC PRINCIPLES AND METHODS FROM AN
29 INDIVIDUAL WITH MASTER'S LEVEL TRAINING IN ART MEDIA, THE NEUROBIOLOGICAL
30 IMPLICATIONS OF ART-MAKING AND ART-BASED ASSESSMENT MODELS TO FACILITATE
31 ALTERNATIVE MODES OF RECEPTIVE AND EXPRESSIVE COMMUNICATION AND TO DEFINE
32 AND IMPLEMENT THERAPEUTIC INTERVENTIONS TO MEET COGNITIVE, DEVELOPMENTAL,
33 BEHAVIORAL AND EMOTIONAL NEEDS.

34 Sec. 3. Title 36, chapter 5.1, article 1, Arizona Revised Statutes,
35 is amended by adding section 36-575, to read:

36 36-575. Contracting requirements; art therapy services;
37 definition

38 A. THE DIVISION MAY CONTRACT FOR ART THERAPY SERVICES, DIRECTLY OR
39 THROUGH A CONTRACTOR, ONLY WITH AN ART THERAPIST WHO HOLDS AN ACTIVE
40 NATIONAL BOARD CERTIFICATION IN ART THERAPY FROM THE ART THERAPY
41 CREDENTIALS BOARD OR WHO IS A MASTER'S LEVEL GRADUATE IN ART THERAPY UNDER
42 THE ACTIVE SUPERVISION OF A BOARD-CERTIFIED ART THERAPIST TO QUALIFY FOR
43 NATIONAL REGISTRATION OR BOARD CERTIFICATION WITH THE ART THERAPY
44 CREDENTIALS BOARD.

1 B. SUBSECTION A OF THIS SECTION DOES NOT REQUIRE THE DIVISION TO
2 CONTRACT OR REIMBURSE FOR ART THERAPY SERVICES.

3 C. FOR THE PURPOSES OF THIS SECTION, "ART THERAPY" MEANS THE
4 INTERACTIVE USE OF PSYCHOTHERAPEUTIC PRINCIPLES AND METHODS FROM AN
5 INDIVIDUAL WITH MASTER'S LEVEL TRAINING IN ART MEDIA, THE NEUROBIOLOGICAL
6 IMPLICATIONS OF ART-MAKING AND ART-BASED ASSESSMENT MODELS TO FACILITATE
7 ALTERNATIVE MODES OF RECEPTIVE AND EXPRESSIVE COMMUNICATION AND TO DEFINE
8 AND IMPLEMENT THERAPEUTIC INTERVENTIONS TO MEET COGNITIVE, DEVELOPMENTAL,
9 BEHAVIORAL AND EMOTIONAL NEEDS.

10 Sec. 4. Title 36, chapter 34, article 1, Arizona Revised Statutes,
11 is amended by adding section 36-3416, to read:

12 36-3416. Contracting requirements; art therapy services;
13 definition

14 A. THE ADMINISTRATION MAY CONTRACT FOR ART THERAPY SERVICES,
15 DIRECTLY OR THROUGH A CONTRACTOR, ONLY WITH AN ART THERAPIST WHO HOLDS AN
16 ACTIVE NATIONAL BOARD CERTIFICATION IN ART THERAPY FROM THE ART THERAPY
17 CREDENTIALS BOARD OR WHO IS A MASTER'S LEVEL GRADUATE IN ART THERAPY UNDER
18 THE ACTIVE SUPERVISION OF A BOARD-CERTIFIED ART THERAPIST TO QUALIFY FOR
19 NATIONAL REGISTRATION OR BOARD CERTIFICATION WITH THE ART THERAPY
20 CREDENTIALS BOARD.

21 B. SUBSECTION A OF THIS SECTION DOES NOT REQUIRE THE ADMINISTRATION
22 TO CONTRACT OR REIMBURSE FOR ART THERAPY SERVICES.

23 C. FOR THE PURPOSES OF THIS SECTION, "ART THERAPY" MEANS THE
24 INTERACTIVE USE OF PSYCHOTHERAPEUTIC PRINCIPLES AND METHODS FROM AN
25 INDIVIDUAL WITH MASTER'S LEVEL TRAINING IN ART MEDIA, THE NEUROBIOLOGICAL
26 IMPLICATIONS OF ART-MAKING AND ART-BASED ASSESSMENT MODELS TO FACILITATE
27 ALTERNATIVE MODES OF RECEPTIVE AND EXPRESSIVE COMMUNICATION AND TO DEFINE
28 AND IMPLEMENT THERAPEUTIC INTERVENTIONS TO MEET COGNITIVE, DEVELOPMENTAL,
29 BEHAVIORAL AND EMOTIONAL NEEDS.

APPROVED BY THE GOVERNOR MAY 1, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2017.

Passed the House April 20, 2017,

Passed the Senate February 23, 2017,

by the following vote: 43 Ayes,

by the following vote: 24 Ayes,

13 Nays, 3 Not Voting
1 vacant

6 Nays, 0 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

S.B. 1434

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 25, 2017

by the following vote: 27 Ayes,

1 Nays, 2 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

25th day of April, 20 17

at 1:25 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 1st day of

May 2017

at 2:20 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 1 day of May, 20 17

at 7:03 o'clock P. M.

[Signature]
Secretary of State