

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6668

BILL NUMBER: HB 1209

NOTE PREPARED: Jan 3, 2012

BILL AMENDED:

SUBJECT: Certified Music Therapists.

FIRST AUTHOR: Rep. Crouch

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: GENERAL
 DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: The bill provides that an individual may not profess to be a certified music therapist unless the individual holds and maintains the credentialing administered by the Certification Board for Music Therapists (CBMT). The bill provides that an individual who practices music therapy without the CBMT credentialing commits a Class B misdemeanor. The bill makes a technical correction.

Effective Date: July 1, 2012.

Explanation of State Expenditures:

Explanation of State Revenues: *Summary:* Persons that recklessly, knowingly, or intentionally profess to be a certified music therapist, use the initials "MT-BC" or any other initials implying a certified music therapist, or practices music therapy without CBMT credentials would commit a Class B misdemeanor.

B Misdemeanor Penalty Provision: If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class B misdemeanor is \$1,000. However, any additional revenue would likely be small.

Background Information- As of December 2011, there were 134 persons practicing music therapy in Indiana that have a certification from the CBMT. A CBMT certification lasts for five years before requiring renewal. During the past five years, an average of about 12 persons have applied for initial CBMT certification annually, which is the equivalent to a 9% growth rate per year.

Explanation of Local Expenditures: *B Misdemeanor Penalty Provision:* A Class B misdemeanor is

punishable by up to 180 days in jail.

Explanation of Local Revenues: *B Misdemeanor Penalty Provision:* If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, any change in revenue would likely be small.

State Agencies Affected:

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources:

Fiscal Analyst: Chris Baker, 317-232-9851.