
SENATE BILL 5848

State of Washington

67th Legislature

2022 Regular Session

By Senators Cleveland and Keiser

1 AN ACT Relating to licensure for music therapists; amending RCW
2 18.120.020, 18.120.020, 18.130.040, and 18.130.040; adding a new
3 chapter to Title 18 RCW; providing an effective date; and providing
4 an expiration date.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** The legislature intends to:

7 (1) Recognize that music therapy affects public health, safety,
8 and welfare and that the practice of music therapy should be subject
9 to regulation;

10 (2) Assure the highest degree of professional conduct on the part
11 of music therapists;

12 (3) Guarantee the availability of music therapy services provided
13 by a qualified professional to persons in need of those services; and

14 (4) Protect the public from the practice of music therapy by
15 unqualified individuals.

16 NEW SECTION. **Sec. 2.** The definitions in this section apply
17 throughout this chapter unless the context clearly requires
18 otherwise.

19 (1) "Advisory committee" means the music therapy advisory
20 committee.

1 (2) "Board certified music therapist" means an individual who has
2 completed the education and clinical training requirements
3 established by the American music therapy association, and who holds
4 current board certification from the certification board for music
5 therapists.

6 (3) "Commission" means the Washington medical commission.

7 (4) "Department" means the department of health.

8 (5) "Music therapist" means a person licensed to practice music
9 therapy pursuant to this chapter.

10 (6) (a) "Music therapy" means the clinical and evidence-based use
11 of music interventions to accomplish individualized goals of music
12 therapy clients by employing strategies and tools that include but
13 are not limited to:

14 (i) Accepting referrals for music therapy services from health
15 care or educational professionals, family members, or caregivers;

16 (ii) Conducting music therapy assessments of a client to
17 determine appropriate music therapy services;

18 (iii) Developing and implementing individualized music therapy
19 treatment plans that identify goals, objectives, and strategies of
20 music therapy that are appropriate for clients;

21 (iv) Using music therapy techniques such as improvisation,
22 performance, receptive music listening, song writing, lyric
23 discussion, guided imagery with music, learning through music, and
24 movement to music;

25 (v) During the provision of music therapy services to a client,
26 collaborating, as applicable, with the client's treatment team,
27 including physicians, psychologists, licensed clinical social
28 workers, or other mental health professionals. During the provision
29 of music therapy services to a client with a communication disorder,
30 the licensed professional music therapist shall collaborate and
31 discuss the music therapy treatment plan with the client's
32 audiologist or speech-language pathologist. When providing
33 educational or health care services, a music therapist may not
34 replace the services provided by an audiologist or a speech-language
35 pathologist;

36 (vi) Evaluating a client's response to music therapy techniques
37 and the individualized music therapy treatment plan;

38 (vii) Any necessary modification of the client's individualized
39 music therapy treatment plan;

1 (viii) Any necessary collaboration with other health care
2 professionals treating a client;

3 (ix) Minimizing barriers that may restrict a client's ability to
4 receive or fully benefit from music therapy services; and

5 (x) Developing a plan for determining when the provision of music
6 therapy services is no longer needed.

7 (b) "Music therapy" does not include the screening, diagnosis, or
8 assessment of any physical, mental, or communication disorder.

9 (7) "Secretary" means the secretary of health or his or her
10 designee.

11 NEW SECTION. **Sec. 3.** (1) A music therapy advisory committee is
12 created within the department. The committee consists of five members
13 as follows: Three who practice as music therapists in Washington
14 state, one member who is a licensed health care provider but not a
15 music therapist, and one member who is a consumer.

16 (2) The secretary shall appoint all members of the advisory
17 committee. All members must be familiar with the practice of music
18 therapy and able to provide the department with expertise and
19 assistance in carrying out the following duties pursuant to this
20 chapter:

21 (a) Developing regulations;

22 (b) Establishing licensure fees;

23 (c) Developing and maintaining a publicly available record of
24 music therapists; and

25 (d) Establishing standards of practice and professional
26 responsibility for music therapists.

27 (3) Members shall serve a term of four years without
28 compensation.

29 (4) Members may serve consecutive terms at the direction of the
30 department. Any vacancy shall be filled in the same manner as regular
31 appointments.

32 (5) The advisory committee shall meet at least once per year or
33 as otherwise called by the department.

34 (6) The advisory committee shall provide analysis of disciplinary
35 actions taken, appeals, denials, or revocations of licenses at least
36 once per year to the commission and the department.

37 (7) The department shall seek the advice of the advisory
38 committee for issues related to music therapy.

1 NEW SECTION. **Sec. 4.** The department shall issue a license to
2 practice music therapy to an applicant who meets the following
3 requirements:

4 (1) Is at least 18 years of age;

5 (2) Is in good standing in any other states where the applicant
6 is licensed or certified to practice music therapy;

7 (3) Submits sufficient documentation as determined by the
8 department in rule and includes the following requirements:

9 (a) A current certification with the certification board for
10 music therapists; and

11 (b) Completion of the certification board for music therapists
12 examination, any successor organization, or documentation of being
13 transitioned into board certification;

14 (4) Provides a receipt of the paid licensure fee; and

15 (5) Meets any other qualifications as determined by the
16 department in rule.

17 NEW SECTION. **Sec. 5.** Every license issued under this chapter
18 must be renewed biennially. Each licensee is responsible for timely
19 renewal of the licensee's license. To renew a license, a licensee
20 must:

21 (1) Pay a renewal fee;

22 (2) Provide proof of the applicant's current status as a board
23 certified music therapist; and

24 (3) Not be in violation of any requirements of this chapter.

25 NEW SECTION. **Sec. 6.** (1) Beginning January 1, 2024, a person
26 may not practice music therapy or use any title or designation of
27 "music therapist" that indicates that the person is authorized to
28 practice music therapy unless the person is licensed under this act.

29 (2) Nothing in this chapter may be construed to prohibit or
30 restrict the practices, services, or activities of the following:

31 (a) Any person licensed, certified, or regulated under the laws
32 of Washington state in another profession or occupation or personnel
33 supervised by a licensed professional in this state performing work,
34 including the use of music, incidental to the practice of the
35 licensed, certified, or regulated profession or occupation, if the
36 person does not represent that the person is a music therapist;

37 (b) Any person whose training and national certification attests
38 to the individual's preparation and ability to practice the certified

1 profession or occupation, if the person does not represent that the
2 person is a music therapist; and

3 (c) Any use and practice of music therapy as an integral part of
4 a program of study for students enrolled in a music therapy education
5 program.

6 NEW SECTION. **Sec. 7.** (1) The department may issue a sanction
7 for any of the following acts:

8 (a) Ineligibility for licensure, which includes but is not
9 limited to:

- 10 (i) Falsification of information submitted for licensure; or
- 11 (ii) Failure to maintain current certification as a board
12 certified music therapist;

13 (b) Failure to pay fees when due;

14 (c) Failure to provide requested information in a timely manner;

15 (d) Conviction of a felony or any crime that reflects an
16 inability to practice music therapy as it relates to:

17 (i) The health and safety of clients and patients; or

18 (ii) Filing claims with medicare, medicaid, or any third-party
19 payors;

20 (e) Inability or failure to practice music therapy with
21 reasonable skill and consistent with the welfare of clients and
22 patients, which includes but is not limited to:

23 (i) Negligence in the practice of music therapy;

24 (ii) Intoxication or incapacity; or

25 (iii) Abuse or engagement in sexual contact with a client or
26 patient; and

27 (f) Disciplinary action by another jurisdiction.

28 (2) The department shall conduct investigations into allegations
29 of conduct described in subsection (1) of this section.

30 (3) The department may impose one or more of the following
31 sanctions for a violation of this chapter:

32 (a) Suspension, revocation, or denial of a license;

33 (b) Refusal for license renewal;

34 (c) Probation term with conditions;

35 (d) Reprimand; or

36 (e) A fine in the amount of no less than \$100 and no more than
37 \$1,000 for each violation.

1 NEW SECTION. **Sec. 8.** (1) The department shall establish and
2 adopt rules governing the administration of this chapter in
3 accordance with chapter 34.05 RCW.

4 (2) The uniform disciplinary act, chapter 18.130 RCW, governs
5 unlicensed practice, the issuance and denial of a license, and the
6 discipline of persons licensed under this chapter. The secretary is
7 the disciplining authority under this chapter.

8 **Sec. 9.** RCW 18.120.020 and 2019 c 308 s 17 are each amended to
9 read as follows:

10 The definitions in this section apply throughout this chapter
11 unless the context clearly requires otherwise.

12 (1) "Applicant group" includes any health professional group or
13 organization, any individual, or any other interested party which
14 proposes that any health professional group not presently regulated
15 be regulated or which proposes to substantially increase the scope of
16 practice of the profession.

17 (2) "Certificate" and "certification" mean a voluntary process by
18 which a statutory regulatory entity grants recognition to an
19 individual who (a) has met certain prerequisite qualifications
20 specified by that regulatory entity, and (b) may assume or use
21 "certified" in the title or designation to perform prescribed health
22 professional tasks.

23 (3) "Grandfather clause" means a provision in a regulatory
24 statute applicable to practitioners actively engaged in the regulated
25 health profession prior to the effective date of the regulatory
26 statute which exempts the practitioners from meeting the prerequisite
27 qualifications set forth in the regulatory statute to perform
28 prescribed occupational tasks.

29 (4) "Health professions" means and includes the following health
30 and health-related licensed or regulated professions and occupations:
31 Podiatric medicine and surgery under chapter 18.22 RCW; chiropractic
32 under chapter 18.25 RCW; dental hygiene under chapter 18.29 RCW;
33 dentistry under chapter 18.32 RCW; denturism under chapter 18.30 RCW;
34 dental anesthesia assistants under chapter 18.350 RCW; dispensing
35 opticians under chapter 18.34 RCW; hearing instruments under chapter
36 18.35 RCW; naturopaths under chapter 18.36A RCW; embalming and
37 funeral directing under chapter 18.39 RCW; midwifery under chapter
38 18.50 RCW; nursing home administration under chapter 18.52 RCW;
39 optometry under chapters 18.53 and 18.54 RCW; ocularists under

1 chapter 18.55 RCW; osteopathic medicine and surgery under chapters
2 18.57 and 18.57A RCW; pharmacy under chapters 18.64 and 18.64A RCW;
3 medicine under chapters 18.71 and 18.71A RCW; emergency medicine
4 under chapter 18.73 RCW; physical therapy under chapter 18.74 RCW;
5 practical nurses under chapter 18.79 RCW; psychologists under chapter
6 18.83 RCW; registered nurses under chapter 18.79 RCW; occupational
7 therapists licensed under chapter 18.59 RCW; respiratory care
8 practitioners licensed under chapter 18.89 RCW; veterinarians and
9 veterinary technicians under chapter 18.92 RCW; massage therapists
10 under chapter 18.108 RCW; acupuncturists or acupuncture and Eastern
11 medicine practitioners licensed under chapter 18.06 RCW; persons
12 registered under chapter 18.19 RCW; persons licensed as mental health
13 counselors, marriage and family therapists, and social workers under
14 chapter 18.225 RCW; dietitians and nutritionists certified by chapter
15 18.138 RCW; radiologic technicians under chapter 18.84 RCW; nursing
16 assistants registered or certified under chapter 18.88A RCW;
17 reflexologists certified under chapter 18.108 RCW; medical
18 assistants-certified, medical assistants-hemodialysis technician,
19 medical assistants-phlebotomist, forensic phlebotomist, and medical
20 assistants-registered certified and registered under chapter 18.360
21 RCW; ~~((and))~~ licensed behavior analysts, licensed assistant behavior
22 analysts, and certified behavior technicians under chapter 18.380
23 RCW; and music therapists certified under chapter 18.--- RCW (the new
24 chapter created in section 13 of this act).

25 (5) "Inspection" means the periodic examination of practitioners
26 by a state agency in order to ascertain whether the practitioners'
27 occupation is being carried out in a fashion consistent with the
28 public health, safety, and welfare.

29 (6) "Legislative committees of reference" means the standing
30 legislative committees designated by the respective rules committees
31 of the senate and house of representatives to consider proposed
32 legislation to regulate health professions not previously regulated.

33 (7) "License," "licensing," and "licensure" mean permission to
34 engage in a health profession which would otherwise be unlawful in
35 the state in the absence of the permission. A license is granted to
36 those individuals who meet prerequisite qualifications to perform
37 prescribed health professional tasks and for the use of a particular
38 title.

1 (8) "Practitioner" means an individual who (a) has achieved
2 knowledge and skill by practice, and (b) is actively engaged in a
3 specified health profession.

4 (9) "Professional license" means an individual, nontransferable
5 authorization to carry on a health activity based on qualifications
6 which include: (a) Graduation from an accredited or approved program,
7 and (b) acceptable performance on a qualifying examination or series
8 of examinations.

9 (10) "Public member" means an individual who is not, and never
10 was, a member of the health profession being regulated or the spouse
11 of a member, or an individual who does not have and never has had a
12 material financial interest in either the rendering of the health
13 professional service being regulated or an activity directly related
14 to the profession being regulated.

15 (11) "Registration" means the formal notification which, prior to
16 rendering services, a practitioner shall submit to a state agency
17 setting forth the name and address of the practitioner; the location,
18 nature and operation of the health activity to be practiced; and, if
19 required by the regulatory entity, a description of the service to be
20 provided.

21 (12) "Regulatory entity" means any board, commission, agency,
22 division, or other unit or subunit of state government which
23 regulates one or more professions, occupations, industries,
24 businesses, or other endeavors in this state.

25 (13) "State agency" includes every state office, department,
26 board, commission, regulatory entity, and agency of the state, and,
27 where provided by law, programs and activities involving less than
28 the full responsibility of a state agency.

29 **Sec. 10.** RCW 18.120.020 and 2020 c 80 s 22 are each amended to
30 read as follows:

31 The definitions in this section apply throughout this chapter
32 unless the context clearly requires otherwise.

33 (1) "Applicant group" includes any health professional group or
34 organization, any individual, or any other interested party which
35 proposes that any health professional group not presently regulated
36 be regulated or which proposes to substantially increase the scope of
37 practice of the profession.

38 (2) "Certificate" and "certification" mean a voluntary process by
39 which a statutory regulatory entity grants recognition to an

1 individual who (a) has met certain prerequisite qualifications
2 specified by that regulatory entity, and (b) may assume or use
3 "certified" in the title or designation to perform prescribed health
4 professional tasks.

5 (3) "Grandfather clause" means a provision in a regulatory
6 statute applicable to practitioners actively engaged in the regulated
7 health profession prior to the effective date of the regulatory
8 statute which exempts the practitioners from meeting the prerequisite
9 qualifications set forth in the regulatory statute to perform
10 prescribed occupational tasks.

11 (4) "Health professions" means and includes the following health
12 and health-related licensed or regulated professions and occupations:
13 Podiatric medicine and surgery under chapter 18.22 RCW; chiropractic
14 under chapter 18.25 RCW; dental hygiene under chapter 18.29 RCW;
15 dentistry under chapter 18.32 RCW; denturism under chapter 18.30 RCW;
16 dental anesthesia assistants under chapter 18.350 RCW; dispensing
17 opticians under chapter 18.34 RCW; hearing instruments under chapter
18 18.35 RCW; naturopaths under chapter 18.36A RCW; embalming and
19 funeral directing under chapter 18.39 RCW; midwifery under chapter
20 18.50 RCW; nursing home administration under chapter 18.52 RCW;
21 optometry under chapters 18.53 and 18.54 RCW; ocularists under
22 chapter 18.55 RCW; osteopathic medicine and surgery under chapter
23 18.57 RCW; pharmacy under chapters 18.64 and 18.64A RCW; medicine
24 under chapters 18.71 and 18.71A RCW; emergency medicine under chapter
25 18.73 RCW; physical therapy under chapter 18.74 RCW; practical nurses
26 under chapter 18.79 RCW; psychologists under chapter 18.83 RCW;
27 registered nurses under chapter 18.79 RCW; occupational therapists
28 licensed under chapter 18.59 RCW; respiratory care practitioners
29 licensed under chapter 18.89 RCW; veterinarians and veterinary
30 technicians under chapter 18.92 RCW; massage therapists under chapter
31 18.108 RCW; acupuncturists or acupuncture and Eastern medicine
32 practitioners licensed under chapter 18.06 RCW; persons registered
33 under chapter 18.19 RCW; persons licensed as mental health
34 counselors, marriage and family therapists, and social workers under
35 chapter 18.225 RCW; dietitians and nutritionists certified by chapter
36 18.138 RCW; radiologic technicians under chapter 18.84 RCW; nursing
37 assistants registered or certified under chapter 18.88A RCW;
38 reflexologists certified under chapter 18.108 RCW; medical
39 assistants-certified, medical assistants-hemodialysis technician,
40 medical assistants-phlebotomist, forensic phlebotomist, and medical

1 assistants-registered certified and registered under chapter 18.360
2 RCW; (~~and~~) licensed behavior analysts, licensed assistant behavior
3 analysts, and certified behavior technicians under chapter 18.380
4 RCW; and music therapists certified under chapter 18.--- RCW (the new
5 chapter created in section 13 of this act).

6 (5) "Inspection" means the periodic examination of practitioners
7 by a state agency in order to ascertain whether the practitioners'
8 occupation is being carried out in a fashion consistent with the
9 public health, safety, and welfare.

10 (6) "Legislative committees of reference" means the standing
11 legislative committees designated by the respective rules committees
12 of the senate and house of representatives to consider proposed
13 legislation to regulate health professions not previously regulated.

14 (7) "License," "licensing," and "licensure" mean permission to
15 engage in a health profession which would otherwise be unlawful in
16 the state in the absence of the permission. A license is granted to
17 those individuals who meet prerequisite qualifications to perform
18 prescribed health professional tasks and for the use of a particular
19 title.

20 (8) "Practitioner" means an individual who (a) has achieved
21 knowledge and skill by practice, and (b) is actively engaged in a
22 specified health profession.

23 (9) "Professional license" means an individual, nontransferable
24 authorization to carry on a health activity based on qualifications
25 which include: (a) Graduation from an accredited or approved program,
26 and (b) acceptable performance on a qualifying examination or series
27 of examinations.

28 (10) "Public member" means an individual who is not, and never
29 was, a member of the health profession being regulated or the spouse
30 of a member, or an individual who does not have and never has had a
31 material financial interest in either the rendering of the health
32 professional service being regulated or an activity directly related
33 to the profession being regulated.

34 (11) "Registration" means the formal notification which, prior to
35 rendering services, a practitioner shall submit to a state agency
36 setting forth the name and address of the practitioner; the location,
37 nature and operation of the health activity to be practiced; and, if
38 required by the regulatory entity, a description of the service to be
39 provided.

1 (12) "Regulatory entity" means any board, commission, agency,
2 division, or other unit or subunit of state government which
3 regulates one or more professions, occupations, industries,
4 businesses, or other endeavors in this state.

5 (13) "State agency" includes every state office, department,
6 board, commission, regulatory entity, and agency of the state, and,
7 where provided by law, programs and activities involving less than
8 the full responsibility of a state agency.

9 **Sec. 11.** RCW 18.130.040 and 2021 c 179 s 6 are each amended to
10 read as follows:

11 (1) This chapter applies only to the secretary and the boards and
12 commissions having jurisdiction in relation to the professions
13 licensed under the chapters specified in this section. This chapter
14 does not apply to any business or profession not licensed under the
15 chapters specified in this section.

16 (2) (a) The secretary has authority under this chapter in relation
17 to the following professions:

18 (i) Dispensing opticians licensed and designated apprentices
19 under chapter 18.34 RCW;

20 (ii) Midwives licensed under chapter 18.50 RCW;

21 (iii) Ocularists licensed under chapter 18.55 RCW;

22 (iv) Massage therapists and businesses licensed under chapter
23 18.108 RCW;

24 (v) Dental hygienists licensed under chapter 18.29 RCW;

25 (vi) Acupuncturists or acupuncture and Eastern medicine
26 practitioners licensed under chapter 18.06 RCW;

27 (vii) Radiologic technologists certified and X-ray technicians
28 registered under chapter 18.84 RCW;

29 (viii) Respiratory care practitioners licensed under chapter
30 18.89 RCW;

31 (ix) Hypnotherapists and agency affiliated counselors registered
32 and advisors and counselors certified under chapter 18.19 RCW;

33 (x) Persons licensed as mental health counselors, mental health
34 counselor associates, marriage and family therapists, marriage and
35 family therapist associates, social workers, social work associates—
36 advanced, and social work associates—independent clinical under
37 chapter 18.225 RCW;

38 (xi) Persons registered as nursing pool operators under chapter
39 18.52C RCW;

- 1 (xii) Nursing assistants registered or certified or medication
2 assistants endorsed under chapter 18.88A RCW;
- 3 (xiii) Dietitians and nutritionists certified under chapter
4 18.138 RCW;
- 5 (xiv) Substance use disorder professionals, substance use
6 disorder professional trainees, or co-occurring disorder specialists
7 certified under chapter 18.205 RCW;
- 8 (xv) Sex offender treatment providers and certified affiliate sex
9 offender treatment providers certified under chapter 18.155 RCW;
- 10 (xvi) Persons licensed and certified under chapter 18.73 RCW or
11 RCW 18.71.205;
- 12 (xvii) Orthotists and prosthetists licensed under chapter 18.200
13 RCW;
- 14 (xviii) Surgical technologists registered under chapter 18.215
15 RCW;
- 16 (xix) Recreational therapists under chapter 18.230 RCW;
- 17 (xx) Animal massage therapists certified under chapter 18.240
18 RCW;
- 19 (xxi) Athletic trainers licensed under chapter 18.250 RCW;
- 20 (xxii) Home care aides certified under chapter 18.88B RCW;
- 21 (xxiii) Genetic counselors licensed under chapter 18.290 RCW;
- 22 (xxiv) Reflexologists certified under chapter 18.108 RCW;
- 23 (xxv) Medical assistants-certified, medical assistants-
24 hemodialysis technician, medical assistants-phlebotomist, forensic
25 phlebotomist, and medical assistants-registered certified and
26 registered under chapter 18.360 RCW; (~~and~~)
- 27 (xxvi) Behavior analysts, assistant behavior analysts, and
28 behavior technicians under chapter 18.380 RCW; and
- 29 (xxvii) Music therapists certified under chapter 18.--- RCW (the
30 new chapter created in section 13 of this act).
- 31 (b) The boards and commissions having authority under this
32 chapter are as follows:
- 33 (i) The podiatric medical board as established in chapter 18.22
34 RCW;
- 35 (ii) The chiropractic quality assurance commission as established
36 in chapter 18.25 RCW;
- 37 (iii) The dental quality assurance commission as established in
38 chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW,
39 licenses and registrations issued under chapter 18.260 RCW, and
40 certifications issued under chapter 18.350 RCW;

1 (iv) The board of hearing and speech as established in chapter
2 18.35 RCW;

3 (v) The board of examiners for nursing home administrators as
4 established in chapter 18.52 RCW;

5 (vi) The optometry board as established in chapter 18.54 RCW
6 governing licenses issued under chapter 18.53 RCW;

7 (vii) The board of osteopathic medicine and surgery as
8 established in chapter 18.57 RCW governing licenses issued under
9 chapters 18.57 and 18.57A RCW;

10 (viii) The pharmacy quality assurance commission as established
11 in chapter 18.64 RCW governing licenses issued under chapters 18.64
12 and 18.64A RCW;

13 (ix) The Washington medical commission as established in chapter
14 18.71 RCW governing licenses and registrations issued under chapters
15 18.71 and 18.71A RCW;

16 (x) The board of physical therapy as established in chapter 18.74
17 RCW;

18 (xi) The board of occupational therapy practice as established in
19 chapter 18.59 RCW;

20 (xii) The nursing care quality assurance commission as
21 established in chapter 18.79 RCW governing licenses and registrations
22 issued under that chapter;

23 (xiii) The examining board of psychology and its disciplinary
24 committee as established in chapter 18.83 RCW;

25 (xiv) The veterinary board of governors as established in chapter
26 18.92 RCW;

27 (xv) The board of naturopathy established in chapter 18.36A RCW,
28 governing licenses and certifications issued under that chapter; and

29 (xvi) The board of denturists established in chapter 18.30 RCW.

30 (3) In addition to the authority to discipline license holders,
31 the disciplining authority has the authority to grant or deny
32 licenses. The disciplining authority may also grant a license subject
33 to conditions.

34 (4) All disciplining authorities shall adopt procedures to ensure
35 substantially consistent application of this chapter, the uniform
36 disciplinary act, among the disciplining authorities listed in
37 subsection (2) of this section.

38 **Sec. 12.** RCW 18.130.040 and 2021 c 179 s 7 are each amended to
39 read as follows:

1 (1) This chapter applies only to the secretary and the boards and
2 commissions having jurisdiction in relation to the professions
3 licensed under the chapters specified in this section. This chapter
4 does not apply to any business or profession not licensed under the
5 chapters specified in this section.

6 (2) (a) The secretary has authority under this chapter in relation
7 to the following professions:

8 (i) Dispensing opticians licensed and designated apprentices
9 under chapter 18.34 RCW;

10 (ii) Midwives licensed under chapter 18.50 RCW;

11 (iii) Ocularists licensed under chapter 18.55 RCW;

12 (iv) Massage therapists and businesses licensed under chapter
13 18.108 RCW;

14 (v) Dental hygienists licensed under chapter 18.29 RCW;

15 (vi) Acupuncturists or acupuncture and Eastern medicine
16 practitioners licensed under chapter 18.06 RCW;

17 (vii) Radiologic technologists certified and X-ray technicians
18 registered under chapter 18.84 RCW;

19 (viii) Respiratory care practitioners licensed under chapter
20 18.89 RCW;

21 (ix) Hypnotherapists and agency affiliated counselors registered
22 and advisors and counselors certified under chapter 18.19 RCW;

23 (x) Persons licensed as mental health counselors, mental health
24 counselor associates, marriage and family therapists, marriage and
25 family therapist associates, social workers, social work associates—
26 advanced, and social work associates—independent clinical under
27 chapter 18.225 RCW;

28 (xi) Persons registered as nursing pool operators under chapter
29 18.52C RCW;

30 (xii) Nursing assistants registered or certified or medication
31 assistants endorsed under chapter 18.88A RCW;

32 (xiii) Dietitians and nutritionists certified under chapter
33 18.138 RCW;

34 (xiv) Substance use disorder professionals, substance use
35 disorder professional trainees, or co-occurring disorder specialists
36 certified under chapter 18.205 RCW;

37 (xv) Sex offender treatment providers and certified affiliate sex
38 offender treatment providers certified under chapter 18.155 RCW;

39 (xvi) Persons licensed and certified under chapter 18.73 RCW or
40 RCW 18.71.205;

1 (xvii) Orthotists and prosthetists licensed under chapter 18.200
2 RCW;
3 (xviii) Surgical technologists registered under chapter 18.215
4 RCW;
5 (xix) Recreational therapists under chapter 18.230 RCW;
6 (xx) Animal massage therapists certified under chapter 18.240
7 RCW;
8 (xxi) Athletic trainers licensed under chapter 18.250 RCW;
9 (xxii) Home care aides certified under chapter 18.88B RCW;
10 (xxiii) Genetic counselors licensed under chapter 18.290 RCW;
11 (xxiv) Reflexologists certified under chapter 18.108 RCW;
12 (xxv) Medical assistants-certified, medical assistants-
13 hemodialysis technician, medical assistants-phlebotomist, forensic
14 phlebotomist, and medical assistants-registered certified and
15 registered under chapter 18.360 RCW; (~~and~~)
16 (xxvi) Behavior analysts, assistant behavior analysts, and
17 behavior technicians under chapter 18.380 RCW; and
18 (xxvii) Music therapists certified under chapter 18.--- RCW (the
19 new chapter created in section 13 of this act).

20 (b) The boards and commissions having authority under this
21 chapter are as follows:

22 (i) The podiatric medical board as established in chapter 18.22
23 RCW;

24 (ii) The chiropractic quality assurance commission as established
25 in chapter 18.25 RCW;

26 (iii) The dental quality assurance commission as established in
27 chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW,
28 licenses and registrations issued under chapter 18.260 RCW, and
29 certifications issued under chapter 18.350 RCW;

30 (iv) The board of hearing and speech as established in chapter
31 18.35 RCW;

32 (v) The board of examiners for nursing home administrators as
33 established in chapter 18.52 RCW;

34 (vi) The optometry board as established in chapter 18.54 RCW
35 governing licenses issued under chapter 18.53 RCW;

36 (vii) The board of osteopathic medicine and surgery as
37 established in chapter 18.57 RCW governing licenses issued under
38 chapter 18.57 RCW;

1 (viii) The pharmacy quality assurance commission as established
2 in chapter 18.64 RCW governing licenses issued under chapters 18.64
3 and 18.64A RCW;

4 (ix) The Washington medical commission as established in chapter
5 18.71 RCW governing licenses and registrations issued under chapters
6 18.71 and 18.71A RCW;

7 (x) The board of physical therapy as established in chapter 18.74
8 RCW;

9 (xi) The board of occupational therapy practice as established in
10 chapter 18.59 RCW;

11 (xii) The nursing care quality assurance commission as
12 established in chapter 18.79 RCW governing licenses and registrations
13 issued under that chapter;

14 (xiii) The examining board of psychology and its disciplinary
15 committee as established in chapter 18.83 RCW;

16 (xiv) The veterinary board of governors as established in chapter
17 18.92 RCW;

18 (xv) The board of naturopathy established in chapter 18.36A RCW,
19 governing licenses and certifications issued under that chapter; and

20 (xvi) The board of denturists established in chapter 18.30 RCW.

21 (3) In addition to the authority to discipline license holders,
22 the disciplining authority has the authority to grant or deny
23 licenses. The disciplining authority may also grant a license subject
24 to conditions.

25 (4) All disciplining authorities shall adopt procedures to ensure
26 substantially consistent application of this chapter, the uniform
27 disciplinary act, among the disciplining authorities listed in
28 subsection (2) of this section.

29 NEW SECTION. **Sec. 13.** Sections 1 through 8 of this act
30 constitute a new chapter in Title 18 RCW.

31 NEW SECTION. **Sec. 14.** Section 9 and 11 of this act expire July
32 1, 2022.

33 NEW SECTION. **Sec. 15.** Section 10 and 12 of this act take effect
34 July 1, 2022.

--- END ---