
HOUSE CONCURRENT RESOLUTION

REQUESTING THE AUDITOR TO PERFORM A SUNRISE ANALYSIS OF THE
REGULATION OF THE PROFESSION OF MUSIC THERAPY.

1 WHEREAS, the American Music Therapy Association defines
2 music therapy as the clinical and evidence-based use of music
3 interventions to accomplish individualized goals within a
4 therapeutic relationship by a credentialed professional who has
5 completed an approved music therapy program; and
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7 WHEREAS, research supports music therapy's effectiveness in
8 areas such as physical rehabilitation, pain management, speech
9 and communication development, social skills, cognitive
10 processing and attention to task, behavioral needs, academic
11 goals, treatment motivation, emotional support, and creative
12 expression; and
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14 WHEREAS, music therapy has sixty years of clinical history
15 in the United States and is recognized in Hawaii by the
16 Departments of Health, Human Services, and Education; and
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18 WHEREAS, professional music therapists hold a bachelor's
19 degree or higher level of study in music therapy from accredited
20 colleges or universities; and
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22 WHEREAS, music therapists obtain the national credential
23 Music Therapist-Board Certified from the Certification Board for
24 Music Therapists, an independent, nonprofit corporation fully
25 accredited by the National Commission for Certifying Agencies,
26 upon successful completion of:
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- 28 (1) An approved academic and clinical training program;
29 and
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31 (2) A written objective national examination; and
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1 WHEREAS, after the assessment of the strengths and needs of
2 each client, qualified board certified music therapists provide
3 treatment and participate as members of an interdisciplinary
4 team; and

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6 WHEREAS, consumers of music therapy services include
7 children and adults with medical illnesses, psychiatric
8 disorders, developmental disabilities, speech and hearing
9 impairments, physical disabilities, and neurological
10 impairments; and

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12 WHEREAS, music therapy is considered a related service
13 under the Individuals with Disabilities Education Act when
14 deemed necessary to assist a child in benefiting from the
15 child's special education; and

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17 WHEREAS, the profession of music therapy is separate and
18 distinct from the profession of music education, as music
19 therapists use music to address many of the goals targeted in an
20 individualized education program such as:

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22 (1) Learning of academic concepts;
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24 (2) Increasing cooperation and appropriate social
25 behavior;
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27 (3) Providing avenues for communication;
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29 (4) Increasing self-esteem and self-confidence;
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31 (5) Improving motor responses and agility; and
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33 (6) Encouraging exploration and examination of issues that
34 impact the life of the individual; and

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36 WHEREAS, the Departments of Health and Education provide
37 for allied health care interventions, early intervention, and
38 special education related services, within a variety of health
39 care and education settings but do not specifically include
40 music therapy provided by a board certified music therapist; and

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42 WHEREAS, the children of Hawaii are currently denied access
43 to music therapy services as a part of their individualized
44 family service plan or individualized service plan; and



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WHEREAS, the lack of state credentialing of individuals to provide music therapy services does a disservice to the public; and

WHEREAS, the establishment of a licensing program for unregulated professional board certified music therapists in Hawaii under the Department of Commerce and Consumer Affairs will provide necessary oversight; and

WHEREAS, under section 26H-6, Hawaii Revised Statutes, a sunrise analysis by the Auditor must occur prior to initiating the regulation of a profession; now, therefore,

BE IT RESOLVED by the House of Representatives of the Twenty-sixth Legislature of the State of Hawaii, Regular Session of 2012, the Senate concurring, that the Auditor is requested to perform an analysis of the proposed regulation of the profession of music therapy, as proposed in House Bill No. (2012); and

BE IT FURTHER RESOLVED that the Auditor is requested to consult with the American Music Therapy Association; the Certification Board for Music Therapists; representatives of the credentialed music therapists in Hawaii; and Sounding Joy Music Therapy, Inc., a certified music therapy organization in Honolulu, in developing the sunrise analysis; and

BE IT FURTHER RESOLVED that the Auditor is requested to set forth the probable effects of the proposed regulation and to assess whether the proposed regulation is consistent with the policies set forth in section 26H-2, Hawaii Revised Statutes and whether there are alternative appropriate forms of regulation; and

BE IT FURTHER RESOLVED that the Auditor is requested to transmit findings of the sunrise analysis to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Governor, Director of Commerce and Consumer Affairs, Auditor, Director of Health, Superintendent of Education, Director of Government Relations for the American Music Therapy Association, and the Regulatory

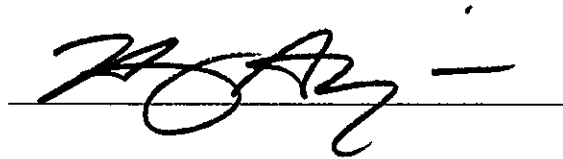


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1 Affairs Advisor for the Certification Board for Music
2 Therapists.

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OFFERED BY:

A handwritten signature in black ink, appearing to be "R. J. Ayres", is written over a horizontal line.

FEB 07 2012

