

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

Music therapy-use of title.

Sponsored by: Joint Labor, Health & Social Services Interim
Committee

A BILL

for

1 AN ACT relating to professions and occupations; authorizing
2 title protection for music therapists; providing
3 exceptions; providing definitions; and providing for an
4 effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 33-50-101 and 33-50-102 are created

9 to read:

10

11

CHAPTER 50

12

MUSIC THERAPISTS

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2 **33-50-101. Definitions.**

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4 (a) As used in this chapter:

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6 (i) "Music therapist" means a person who holds
7 an active music therapist board-certified credential
8 granted by the certification board for music therapists;

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10 (ii) "Music therapy" means the clinical and
11 evidence-based use of music interventions to accomplish
12 individualized goals for persons of all ages and ability
13 levels that are delivered during the course of a
14 therapeutic relationship.

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16 **33-50-102. Practice or use of title; exceptions.**

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18 (a) It is unlawful for a person to profess to be a
19 music therapist or advertise in any form or hold themselves
20 out to the public as a music therapist, board-certified
21 music therapist or use the initials "MT-BC" or any other
22 words, letters, abbreviations or insignia indicating or
23 implying that the person is a music therapist unless the

1 person holds and maintains a music therapist board-
2 certified credential granted by the certification board for
3 music therapists.

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5 (b) This chapter shall not prohibit a person from
6 using music in the performance of the person's profession
7 or occupation if the person does not represent that they
8 are a music therapist.

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12 **STAFF COMMENT**

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14 The Iowa legislation this bill draft was modeled after
15 contains a criminal penalty for persons who hold themselves
16 out to be music therapists but are not credentialed by the
17 Certification Board for Music Therapists, a national, out-
18 of-state entity. The penalty modeling Iowa's legislation
19 was removed from this bill draft because it could likely be
20 a due process violation under Article 1, Section 6 of the
21 Wyoming Constitution and the Fourteenth Amendment of the
22 United States Constitution for someone to be charged with a
23 crime for not meeting an out-of-state entity's
24 credentialing requirement where Wyoming has no control over
25 the out-of-state entity. In other words, a private entity
26 like the Certification Board for Music Therapists cannot
27 decide whether someone can be licensed or credentialed and
28 then if the Board refuses to issue a license or credential,
29 the State charges a person with a crime if they hold
30 themselves out to be a music therapist based on the
31 determination of the out-of-state Certification Board.

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1 **Section 2.** This act is effective July 1, 2025.

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(END)