

MINUTES
of the Fourth Meeting—Public Hearing—of the
Art Therapy Technical Review Committee

February 4, 2020
1:00 p.m.
Lower Level Conference Room “C”
The Nebraska State Office Building, Lincoln, NE

Members Present

Kevin Low, DDS (Chair)
Su Eells
Karen Jones
Wendy McCarty, Ed.D.
Michael J. O’Hara
Ben Greenfield, Perfusionist
Marcy Wyrens, RRT

Members Absent

Staff Present

Matt Gelvin
Ron Briel
Marla Scheer

I. Call to Order, Roll Call, Approval of the Agenda

Dr. Low called the meeting to order at 1:00 p.m. The roll was called; a quorum was present. Dr. Low welcomed all attendees and committee members. The Open Meetings Law was posted in the meeting room, and the meeting date and time were advertised online at <http://dhhs.ne.gov/Licensure/Pages/Credentialing-Review.aspx>. The committee members unanimously approved the agenda for the fourth meeting and the minutes of the third meeting.

II. Testimony presented by the Applicant Group

Applicant testimony consisted of presentations by the following members of the Art Therapy Coalition:

- Jennifer Jackson: This testifier commented that the proposal would end the confusion surrounding who can versus cannot provide art therapy services safely and effectively. Currently, there are no limitations or restrictions on who can provide these services which creates potential for harm to the public.

Dr. Low asked Ms. Jackson if the proposal would enable art therapists to bill third party payers for services. Ms. Jackson replied in the affirmative.

- Douglas Zbylut: Mr. Zbylut commented that the applicant group seeks to be inclusive of all qualified practitioners who want to provide art therapy services.
- Jasmin Tucker: Dr. Low asked Ms. Tucker if the proposal would enable her to bill third party payers for services. Ms. Tucker replied that she currently bills Medicaid for services under her credential as an LMHP.

- Jessica Stallings: Dr. Low asked Ms. Stallings about diagnosis by art therapists. She responded by stating that she relies on other mental health providers to diagnose and they then refer patients to her for treatment. She added that licensed psychologists are typically the diagnosticians of record.

Michael O'Hara asked the applicants if LMHPs who attempt to provide art therapy services without undergoing art therapy training are a source of possible harm to their patients? Jennifer Jackson responded in the affirmative.

Wendy McCarty asked the applicants if current art therapy curricula are sufficiently focused on therapeutic aspects of art to adequately support the proposed credential. Jessica Stallings responded that Masters level art therapy curricula are sufficiently focused on therapeutics to support the proposed credential.

The text of the testimony of some of the applicant presenters is provided on the following inserts:

III. Testimony Presented by Other Testifiers

No other testifiers were in attendance at this hearing, nor did any other testifiers than those of the applicant group submit any testimony.

IV. Other Business and Adjournment

The attendees were informed by program staff that the next meeting of the Art Therapy TRC is scheduled for 1:00 p.m. on March 3, 2020.

There being no further business, the committee members unanimously agreed to adjourn the meeting at 1:55 p.m.