



Music Therapy Program

OREGON REVISED STATUTES
(UNOFFICIAL COPY)
CHAPTER 681.700 – 733
& 676.992
2023 EDITION



HEALTH LICENSING OFFICE

1430 Tandem Ave. NE, Suite 180
Salem, OR 97301-2192

Phone: (503) 378-8667 | Fax: (503) 370-9004

Email: hlo.info@odhsoha.oregon.gov

Website: www.oregon.gov/oha/ph/hlo

MUSIC THERAPISTS

681.700 Definitions for ORS 681.700 to 681.730. As used in ORS 681.700 to 681.730, unless the context requires otherwise:

(1) “Music therapist” means a person licensed to practice music therapy under ORS 681.700 to 681.730.

(2)(a) “Music therapy” means the clinical and evidence-based use of specialized music techniques to accomplish individualized goals of music therapy clients by employing strategies and tools that include but are not limited to:

(A) Acceptance of clients referred for music therapy by other health care or educational professionals, family members or caregivers;

(B) Assessment of clients to determine appropriate music therapy services;

(C) Development and implementation of individualized music therapy treatment plans that identify goals, objectives and strategies of music therapy that are appropriate for clients;

(D) Use of music therapy techniques such as improvisation, performance, receptive music listening, song writing, lyric discussion, guided imagery with music, learning through music and movement to music;

(E) Evaluation of a client’s response to music therapy techniques and to the client’s individualized music therapy treatment plan;

(F) Any necessary modification of the client’s individualized music therapy treatment plan;

(G) Any necessary collaboration with other health care professionals treating a client; and

(H) Minimizing of barriers that may restrict a client’s ability to receive or fully benefit from music therapy services.

(b) “Music therapy” does not include the diagnosis of physical, mental or communication disorders. [2015 c.632 §1]

Note: 681.700 to 681.730 were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 681 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

681.710 License to practice music therapy; fees. The Health Licensing Office shall issue a license to practice music therapy to an applicant who:

(1) Is at least 18 years of age;

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

(3) Submits sufficient proof, as determined by the office, of:

(a) Having passed the Certification Board for Music Therapists examination;

(b) Current certification with the Certification Board for Music Therapists; or

(c) A professional designation of “registered music therapist,” “certified music therapist” or “advanced certified music therapist” issued by the National Music Therapy Registry;

(4) Pays a licensure fee; and

(5) Meets other qualifications specified by the office under ORS 681.730. [2015 c.632 §2]

Note: See note under 681.700.

681.720 Unauthorized practice of music therapy, use of title “music therapist”; exemptions. (1) A person may not practice music therapy or assume or use any title, words or

For an official copy of the Oregon Revised Statutes, please go to the Oregon State Legislature website:

https://www.oregonlegislature.gov/bills_laws or call 1-800-332-2313.

Health Licensing Office, Music Therapy Program
Oregon Revised Statutes, Chapter 681.700 – 733 & 676.992
2023 Edition
Unofficial Copy

abbreviations, including the title or designation “music therapist,” that indicate that the person is authorized to practice music therapy unless the person is licensed under ORS 681.710.

(2) Subsection (1) of this section does not prohibit:

- (a) A person licensed under the laws of this state in a profession or occupation other than music therapy from using music in a manner incidental to the person’s practice;
- (b) The use of music therapy as an integral part of a music therapy education program; or
- (c) A person whose training and national certification attest to the person’s preparation and ability to practice the profession or occupation in which the person is certified, if the person does not represent that the person is a music therapist. [2015 c.632 §3]

Note: See note under 681.700.

681.730 Rules. The Health Licensing Office shall adopt rules to:

- (1) Establish a process for issuance of licenses to practice music therapy;
- (2) Establish licensure fees;
- (3) Determine qualifications for applicants for initial licensure, licensure renewal and licensure by reciprocity;
- (4) Approve:
 - (a) The Certification Board for Music Therapists examination;
 - (b) The certification issued by the Certification Board for Music Therapists; and
 - (c) The professional designations issued by the National Music Therapy Registry;
- (5) Develop and maintain a publicly available record of music therapists; and
- (6) Establish standards of practice and professional responsibility for music therapists. [2015 c.632 §4; 2019 c.456 §43]

Note: See note under 681.700.

681.733 Authority of Health Licensing Office to discipline. In the manner provided under ORS chapter 183 for contested cases, the Health Licensing Office may impose a form of discipline listed in ORS 676.612 against a person practicing music therapy for any of the grounds listed in ORS 676.612, or for any violation of ORS 681.700 to 681.730 or the rules adopted pursuant to ORS 681.700 to 681.730. [2019 c.456 §42]

Note: 681.733 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 681 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

PENALTIES

676.992 Civil penalties. (1) Except as provided in subsection (3) of this section, and in addition to any other penalty or remedy provided by law, the Health Licensing Office may impose a civil penalty not to exceed \$5,000 for each violation of the following statutes and any rule adopted under the following statutes:

- (a) ORS 688.701 to 688.734 (athletic training);
- (b) ORS 690.005 to 690.225 (cosmetology);
- (c) ORS 680.500 to 680.565 (denture technology);
- (d) Subject to ORS 676.616 and 687.445, ORS 687.405 to 687.495 (direct entry midwifery);

Health Licensing Office, Music Therapy Program
Oregon Revised Statutes, Chapter 681.700 – 733 & 676.992
2023 Edition
Unofficial Copy

(e) ORS 690.350 to 690.410 (tattooing, electrolysis, body piercing, earlobe piercing, dermal implanting and scarification);

(f) ORS 694.015 to 694.170 (dealing in hearing aids);

(g) ORS 688.800 to 688.840 (respiratory therapy and polysomnography);

(h) ORS chapter 700 (environmental sanitation);

(i) ORS 675.365 to 675.410 (sexual abuse specific treatment);

(j) ORS 678.710 to 678.820 (nursing home administrators and residential care facility administrators);

(k) ORS 691.405 to 691.485 (dietitians);

(L) ORS 676.612 (prohibited acts);

(m) ORS 676.802 to 676.830 (applied behavior analysis);

(n) ORS 681.700 to 681.730 (music therapy);

(o) ORS 676.630 to 676.660 (advanced nonablative esthetics procedure);

(p) ORS 681.740 to 681.758 (art therapy);

(q) ORS 676.665 to 676.689 (lactation consultation);

(r) ORS 676.730 to 676.748 (genetic counseling); and

(s) ORS 676.750 to 676.789 (signed language interpretation).

(2) The office may take any other disciplinary action that it finds proper, including but not limited to assessment of costs of disciplinary proceedings, not to exceed \$5,000, for violation of any statute listed in subsection (1) of this section or any rule adopted under any statute listed in subsection (1) of this section.

(3) Subsection (1) of this section does not limit the amount of the civil penalty resulting from a violation of ORS 694.042.

(4) In imposing a civil penalty under this section, the office shall consider the following factors:

(a) The immediacy and extent to which the violation threatens the public health or safety;

(b) Any prior violations of statutes, rules or orders;

(c) The history of the person incurring a penalty in taking all feasible steps to correct any violation; and

(d) Any other aggravating or mitigating factors.

(5) Civil penalties under this section shall be imposed as provided in ORS 183.745.

(6) The moneys received by the office from civil penalties under this section shall be deposited in the Health Licensing Office Account and are continuously appropriated to the office for the administration and enforcement of the laws the office is charged with administering and enforcing that govern the person against whom the penalty was imposed. [2003 c.547 §4; 2005 c.648 §14; 2007 c.841 §17; 2009 c.701 §17; 2009 c.768 §31; 2011 c.346 §31; 2011 c.630 §20; 2011 c.715 §21; 2013 c.82 §5; 2013 c.314 §17; 2013 c.568 §33; 2013 c.657 §10; 2013 c.771 §17; 2015 c.632 §6; 2015 c.674 §16; 2015 c.722 §11; 2017 c.155 §13; 2017 c.421 §9; 2017 c.499 §20; 2018 c.61 §25; 2021 c.231 §14; 2023 c.414 §26; 2023 c.500 §5]