

2-3-97 State Gov

FILED FEB 3 1997

SENATE FILE 101
BY MADDOX

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the practice of hypnotherapy and providing
2 penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF. 101

1 Section 1. NEW SECTION. 147.161 HYPNOTHERAPY.

2 1. As used in this section, unless the context otherwise
3 requires:

4 a. "Hypnosis" means an artificially induced trance-like
5 state, resembling sleep, characterized by heightened
6 susceptibility to suggestion.

7 b. "Hypnotherapy" means the use of hypnosis as a treatment
8 modality.

9 2. Only individuals licensed pursuant to section 147.2 to
10 engage in the practice of medicine and surgery, osteopathic
11 medicine and surgery, psychology, or dentistry may perform
12 hypnotherapy as defined in subsection 1. Individuals
13 administering hypnotherapy, or representing to the public that
14 they administer hypnotherapy, other than those licensed to
15 engage in the practice of medicine and surgery, osteopathic
16 medicine and surgery, psychology, or dentistry, shall be
17 subject to penalty as prescribed in section 147.86.

18 3. This section shall not apply to the administration of
19 hypnosis for purposes of recreation, entertainment, or
20 demonstration. Upon complaint, the department shall determine
21 whether the administration of hypnosis shall be characterized
22 as hypnotherapy and subject to the provisions of this section,
23 or whether the administration of hypnosis shall be
24 characterized as recreational in nature.

25 EXPLANATION

26 This bill establishes the definition of the term
27 "hypnosis", and provides that "hypnotherapy" refers to the use
28 of hypnosis as a treatment modality. The bill further
29 provides that only individuals licensed pursuant to Code
30 section 147.2 to engage in the practice of medicine and
31 surgery, osteopathic medicine and surgery, psychology, or
32 dentistry shall be authorized to administer hypnotherapy.
33 Individuals not so licensed shall be subject to the penalty
34 provisions of Code section 147.86. The bill exempts
35 individuals who administer hypnosis for recreational purposes

1 from the provisions of this section.

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