1	TO THE HOUSE OF REPRESENTATIVES:
2	The Committee on Human Services to which was referred Senate Bill No.
3	132 entitled "An act relating to the prohibition of conversion therapy on
4	minors" respectfully reports that it has considered the same and recommends
5	that the House propose to the Senate that the bill be amended by striking out all
6	after the enacting clause and inserting in lieu thereof the following:
7	* * * Conversion Therapy * * *
8	Sec. 1. 18 V.S.A. chapter 196 is added to read:
9	CHAPTER 196. CONVERSION THERAPY
10	§ 8351. DEFINITIONS
11	As used in this chapter:
12	(1) "Conversion therapy" means any practice by a mental health care
13	provider that seeks to change an individual's sexual orientation or gender
14	identity, including efforts to change behaviors or gender expressions or to
15	change sexual or romantic attractions or feelings toward individuals of the
16	same sex or gender. "Conversion therapy" does not include psychotherapies
17	that:
18	(A) provide support to an individual undergoing gender transition; or
19	(B) provide acceptance, support, and understanding of clients or the
20	facilitation of clients' coping, social support, and identity exploration and
21	development, including sexual-orientation-neutral or gender-identity-neutral

1	interventions to prevent or address unlawful conduct or unsafe sexual practices
2	without seeking to change an individual's sexual orientation or gender identity.
3	(2) "Mental health care provider" means a person licensed to practice
4	medicine pursuant to 26 V.S.A. chapter 23, 33, or 81 who specializes in the
5	practice of psychiatry; a psychologist, a psychologist-doctorate, or a
6	psychologist-master as defined in 26 V.S.A. § 3001; a clinical social worker as
7	defined in 26 V.S.A. § 3201; a clinical mental health counselor as defined in
8	26 V.S.A. § 3261; a licensed marriage and family therapist as defined in
9	26 V.S.A. § 4031; a psychoanalyst as defined in 26 V.S.A. § 4051; any other
10	allied mental health professional; or a student, intern, or trainee of any such
11	profession.
12	§ 8352. TREATMENT OF MINORS
13	A mental health care provider shall not use conversion therapy with a client
14	younger than 18 years of age.
15	§ 8353. UNPROFESSIONAL CONDUCT
16	Any conversion therapy used on a client younger than 18 years of age by a
17	mental health care provider shall constitute unprofessional conduct as provided
18	in the relevant provisions of Title 26 and shall subject the mental health care
19	provider to discipline pursuant to the applicable provisions of that title and
20	of 3 V.S.A. chapter 5.

1	* * * Physicians * * *
2	Sec. 2. 26 V.S.A. § 1354(a) is amended to read:
3	(a) The board Board shall find that any one of the following, or any
4	combination of the following, whether or not the conduct at issue was
5	committed within or outside the state State, constitutes unprofessional conduct:
6	* * *
7	(39) use of the services of a physician assistant by a physician in a
8	manner which is inconsistent with the provisions of chapter 31 of this title; or
9	(40) use of conversion therapy as defined in 18 V.S.A. § 8351 on a
10	client younger than 18 years of age.
11	* * * Osteopathy * * *
12	Sec. 3. 26 V.S.A. § 1842(b) is amended to read:
13	(b) Unprofessional conduct means the following conduct and conduct set
14	forth in 3 V.S.A. § 129a-:
15	* * *
16	(13) Use of conversion therapy as defined in 18 V.S.A. § 8351 on a
17	client younger than 18 years of age.

1	* * * Psychologists * * *
2	Sec. 4. 26 V.S.A. § 3016 is amended to read:
3	§ 3016. UNPROFESSIONAL CONDUCT
4	Unprofessional conduct means the conduct listed in this section and in
5	3 V.S.A. § 129a:
6	* * *
7	(11) Use of conversion therapy as defined in 18 V.S.A. § 8351 on a
8	client younger than 18 years of age.
9	* * * Clinical Social Workers * * *
10	Sec. 5. 26 V.S.A. § 3210(a) is amended to read:
11	(a) The following conduct and the conduct set forth in 3 V.S.A. § 129a by a
12	licensed social worker constitutes unprofessional conduct. When that conduct
13	is by an applicant or a person who later becomes an applicant, it may constitute
14	grounds for denial of a license:
15	* * *
16	(12) failing to clarify the clinical social worker's role with the parties
17	involved and to take appropriate action to minimize any conflicts of interest,
18	when the clinical social worker anticipates a conflict of interest among the
19	individuals receiving services or anticipates having to perform in conflicting
20	roles such as testifying in a child custody dispute or divorce proceedings
21	involving clients; or

1	(13) using conversion therapy as defined in 18 V.S.A. § 8351 on a client	
2	younger than 18 years of age.	
3	Sec. 6. 26 V.S.A. § 3210(a) is amended to read:	
4	(a) The following conduct and the conduct set forth in 3 V.S.A. § 129a by a	
5	person licensed under this chapter constitutes unprofessional conduct. When	
6	that conduct is by an applicant or a person who later becomes an applicant, it	
7	may constitute grounds for denial or discipline of a license:	
8	* * *	
9	(12) failing to clarify the licensee's role with the parties involved and to	
10	take appropriate action to minimize any conflicts of interest, when the clinical	
11	social worker anticipates a conflict of interest among the individuals receiving	
12	services or anticipates having to perform in conflicting roles such as testifying	
13	in a child custody dispute or divorce proceedings involving clients; or	
14	(13) using conversion therapy as defined in 18 V.S.A. § 8351 on a client	
15	younger than 18 years of age.	
16	* * * Clinical Mental Health Counselors * * *	
17	Sec. 7. 26 V.S.A. § 3271(a) is amended to read:	
18	(a) Unprofessional conduct means the following conduct and conduct set	
19	forth in 3 V.S.A. § 129a-:	
20	* * *	

1	(7) independently practicing outside or beyond a clinical mental health	
2	counselor's area of training, experience or competence without appropriate	
3	supervision; or	
4	(8) using conversion therapy as defined in 18 V.S.A. § 8351 on a client	
5	younger than 18 years of age.	
6	* * * Marriage and Family Therapists * * *	
7	Sec. 8. 26 V.S.A. § 4042(a) is amended to read:	
8	(a) Unprofessional conduct means the following conduct and the conduct	
9	set forth in 3 V.S.A. § 129a:	
10	* * *	
11	(7) Using conversion therapy as defined in 18 V.S.A. § 8351 on a client	
12	younger than 18 years of age.	
13	* * * Psychoanalysts * * *	
14	Sec. 9. 26 V.S.A. § 4062(a) is amended to read:	
15	(a) Unprofessional conduct means the following conduct and the conduct	
16	set forth in 3 V.S.A. § 129a:	
17	* * *	
18	(7) Using conversion therapy as defined in 18 V.S.A. § 8351 on a client	
19	younger than 18 years of age.	

1	* * * Naturopathic Physicians * * *
2	Sec. 10. 26 V.S.A. § 4132(a) is amended to read:
3	(a) The following conduct and conduct set forth in 3 V.S.A. § 129a by a
4	person licensed under this chapter or an applicant for licensure constitutes
5	unprofessional conduct:
6	* * *
7	(11) Using conversion therapy as defined in 18 V.S.A. § 8351 on a
8	client younger than 18 years of age.
9	* * * Effective Dates * * *
10	Sec. 11. EFFECTIVE DATES
11	This act shall take effect on July 1, 2016, except Sec. 6 shall take effect on
12	July 1, 2017.
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21	(Committee vote:)

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2		Representative	

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FOR THE COMMITTEE