

**PROPOSED REGULATION OF THE
BOARD OF PSYCHOLOGICAL EXAMINERS**

LCB File No. R111-13

PROPOSED CHANGES TO NAC CHAPTER 641 FROM THE BOARD OF
PSYCHOLOGICAL EXAMINERS

Purpose of regulation changes is to require registration of psychological interns with the Board. Currently, only psychological assistants are required to be registered with the Board.

Statutory Authority for Changes: NRS 641.100, NRS 641.110, NRS 641.170, NRS 641.390(4).

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NAC 641.1507 “Supervisor” defined. (NRS 641.100) As used in NAC 641.1507 to 641.168, inclusive, “supervisor” means a psychologist who supervises a psychological assistant *or psychological intern* pursuant to this chapter.

NEW SECTION (copied from NAC 641.151 with changes to fit the needs for registration of a psychological intern.)

(NRS 641.100, 641.110, 641.170)

1. A person must register with the Board as a psychological intern if the person wishes to obtain any predoctoral supervised experience that is required pursuant to paragraph (b) of subsection 2 of NAC 641.080 or paragraph (b) of subsection 3 of NAC 641.080 by submitting the appropriate application to the Board.

2. Unless otherwise approved by the Board, a person may apply to the Board for registration as a psychological intern only after he or she has provided to that Board that the current a doctoral degree program meets the following requirements:

(a) A training program which is accredited by the American Psychological Association or a program which meets the requirements of NAC 641.061; or

(b) An institution which meets the requirements of subsection 3 of NAC 641.050.

3. Registration as a psychological intern is for 2 years unless otherwise approved by the Board.

NAC 641.152 Psychological assistants: Supervision; assignment to specialist. (NRS 641.100, 641.170)

1. A psychological assistant *or psychological intern* may work only under the supervision and control of a psychologist who satisfies the requirements of NAC 641.1563.

2. The supervisor of a psychological assistant is responsible for the adequate supervision of the psychological assistant. For specific skill training, the supervisor may assign the psychological assistant to a specialist, including, without limitation, a person who is licensed in this State as a psychiatrist, social worker or marriage and family therapist or a person who is licensed or certified in this State as an alcohol and drug abuse counselor. The specialist must

have clearly established practice and teaching skills that are demonstrable to the satisfaction of the Board. Not more than one-quarter of the number of supervised hours needed to fulfill the required year of postdoctoral experience may be accrued under the direction of specialists.

3. A supervisor of a psychological intern is responsible to meet the standards as stated in NAC 641.080.

~~3~~4. A psychological assistant *or psychological intern* must be:

- (a) An employee of the supervisor; or
- (b) Subject to the control and direction of a supervisor who is affiliated with the same agency or institution at which the psychological assistant works.

NAC 641.153 Psychological assistants: Agreement regarding employment. (NRS 641.100, 641.170) An employment agreement entered into by a psychological assistant and his or her employing supervisor or agency must be in writing and ~~is subject to approval~~ *approved* by the Board.

NAC 641.154 Psychological assistants; Wages; compensation of supervisor; emphasis of supervision. (NRS 641.100, 641.170)

1. A psychological assistant *or psychological intern* is entitled to be paid a fixed wage on a periodic basis, and may not be paid based on a percentage of the fees received.

2. A psychological assistant *or psychological intern* may not receive *fees* for professional services except as the agent of his or her employing supervisor or agency.

3. Except as otherwise provided in this subsection, a supervisor may not accept compensation from a psychological assistant *or psychological intern* for his or her supervision. In extenuating circumstances, the Board may approve the acceptance of such compensation by a supervisor. Any agreement concerning compensation of a supervisor by a psychological assistant *or psychological intern* for his or her supervision must be approved by the Board before it becomes effective.

4. A supervisor shall ensure that the emphasis of the supervised experience of a psychological assistant *or psychological intern* whom he or she supervises is on training the psychological assistant *or psychological intern* rather than on the raising of revenue by the psychological assistant *or psychological intern*.

5. Alternate agreement which provide no compensation for psychological interns must be submitted to the Board for approval. After review if the Board believes it's for the benefit of the intern, it may be approved.

NAC 641.156 Psychological assistants: Presence of supervisor. (NRS 641.100, 641.170)

1. Unless otherwise approved by the Board, a supervisor shall be physically present on the premises where qualifying professional activities are undertaken by a psychological assistant at least one-half of the time during which the activities are performed.

2. For psychological interns supervisors presence must meet the requirements as stated in 641.080.

NAC 641.1563 Psychological assistants: Qualifications of supervisor. (NRS 641.100, 641.170)

1. A psychologist who wishes to serve as a supervisor *to a psychological assistant or psychological intern* must:

(a) Except as otherwise approved by the Board, be licensed by the Board to practice psychology;

(b) Except as otherwise approved by the Board, have been licensed by the Board to practice psychology for 3 years or more; and

(c) Have had training in clinical supervision, including, without limitation, the completion of continuing education courses, other courses or courses of independent study relating to clinical supervision.

2. A supervisor shall maintain, and provide to the Board upon request, documentation substantiating that he or she satisfies the requirements set forth in subsection 1.

NAC 641.1565 Psychological assistants: Supervision involving potential conflict of interest prohibited. (NRS 641.100, 641.170)

1. A supervisor shall not supervise a psychological assistant *or psychological intern* if that supervision involves a potential conflict of interest, including, without limitation, supervision of a psychological assistant:

(a) Who is a member of the supervisor's household;

(b) Who is related to the supervisor by blood, adoption or marriage, within the third degree of consanguinity or affinity;

(c) With whom the supervisor has had or is having a dating relationship;

(d) With whom the supervisor has a financial or business relationship, including, without limitation, an agreement concerning compensation of the supervisor by the psychological assistant *or psychological intern* for his or her supervision, unless the financial or business relationship is approved by the Board or authorized by NAC 641.154; and

(e) With whom the supervisor has a psychologist-patient relationship.

2. As used in this section, "dating relationship" means frequent, intimate associations primarily characterized by the expectation of affectional or sexual involvement. The term does not include a casual relationship or an ordinary association between persons in a business or social context.

NAC 641.1567 Psychological assistants: Duties of supervisor regarding preparation and maintenance of records and notification of Board. (NRS 641.100, 641.170)

1. A supervisor shall prepare records that will enable him or her to:

(a) Effectively train and evaluate each psychological assistant *or psychological intern* whom he or she supervises; and

(b) Accurately determine the number of hours of supervised experience obtained by each psychological assistant *or psychological intern* whom he or she supervises.

2. A supervisor shall maintain all records relating to the supervision of a psychological assistant *or psychological intern*, including, without limitation, the records required to be maintained pursuant to NAC 641.157, 641.159 and 641.219, for not less than 5 years after the last date of supervision. Upon request, such records must be available for inspection by the Board.

3. A supervisor shall notify the Board within 10 days after his or her supervision of a psychological assistant *or psychological intern* is completed or terminated.

4. A supervisor shall notify the Board of any change in his or her residential address or business address within 30 days after the change.

NAC 641.157 Psychological assistants: Duties of supervisor regarding weekly meetings and individual supervision; grounds for discipline of supervisor. (NRS 641.100, 641.170)

1. A supervisor shall meet with the psychological assistant whom he or she supervises at least once each week to discuss and critique the performance of the psychological assistant.

2. A supervisor shall provide a psychological assistant whom he or she supervises with at least 4 hours of individual supervision each month.

3. The supervisor shall document the hours of individual supervision provided pursuant to subsection 2.

4. A psychologist who does not adequately supervise his or her psychological assistant is subject to disciplinary action by the Board for committing an unethical practice contrary to the interest of the public.

5. A supervisor must insure that all requirements are met as stated in NAC 641.080

NAC 641.158 Psychological assistants: Limitations on number of assistants and supervisors. (NRS 641.100, 641.170) A psychologist may not serve as a supervisor to more than three psychological assistants at the same time. A psychological assistant may not be employed by more than two supervisors at the same time. *Each supervisor may supervise not more than two psychological interns at any one time and may not be responsible for more than four total psychological assistants and/or psychological interns at any one time.*

NAC 641.159 Psychological assistants: Log of experience. (NRS 641.100, 641.170)

1. A supervisor and his or her psychological assistant *or psychological intern* shall keep a regular log of supervised professional experience intended to meet the requirements of paragraph (e) of subsection 1 of NRS 641.170.

2. The log must show:

(a) The nature of the professional activities and services rendered by the psychological assistant *or psychological intern*;

(b) The population or clients served; and

(c) Any supervisory contacts.

3. Entries to the log must be verified by the supervisor and the psychological assistant *or psychological intern*.

NAC 641.161 Psychological assistants: Responsibilities of supervisor and assistant; advertising. (NRS 641.100, 641.170)

1. A supervisor and his or her psychological assistant *or psychological intern* are responsible for informing clients of the assistant's status.

2. The supervisor is ethically and legally responsible for all professional activities undertaken by the assistant *or intern*.

3. A psychological assistant may not advertise or be listed on any roster, panel or directory of psychologists other than that published by the Board.

~~[NAC 641.165 Psychological interns. (NRS 641.100, 641.390)]~~

~~—1. A psychological intern who is in a doctoral training program in psychology at an educational institution accredited by the Northwest Association of Accredited Schools, or an equivalent regional accrediting organization, and engaged in a predoctoral internship pursuant to~~

~~the requirements of the training program may, in the context of that internship, be identified as a “psychological intern.”~~

~~—2.— Except as otherwise provided in this section, a psychological intern is subject to the provisions of NAC 641.151 to 641.161, inclusive.~~

~~—3.— A psychological intern is not required to register with the Board.~~

~~—4.— A psychologist supervising a psychological intern is subject to the provisions of:~~

~~—(a) Subparagraph (7) of paragraph (b) of subsection 4 of NAC 641.080 concerning his or her physical presence on the premises where the predoctoral internship occurs; and~~

~~—(b) NAC 641.1563 to 641.157, inclusive.]~~