

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

LCB File No. R174-20

July 1, 2021

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: § 1, NRS 641.100.

A REGULATION relating to psychology; adopting by reference the *Code of Conduct* adopted by the Association of State and Provincial Psychology Boards; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Board of Psychological Examiners to adopt regulations prescribing the qualifications for the issuance or renewal of a license by the Board and authorizes the Board to adopt regulations governing the practice of psychology. (NRS 641.100) Existing regulations set forth the standards of conduct which a psychologist, licensed behavior analyst or licensed assistant behavior analyst must follow in the provision of services. (NAC 641.200-641.255) A violation of those standards of conduct constitutes unprofessional conduct and is grounds for disciplinary action or the denial of an application for an initial license or the renewal of a license. (NAC 641.200) Existing regulations also adopt by reference the *Ethical Principles of Psychologists and Code of Conduct* for incorporation into the standards of conduct which must be followed. (NAC 641.250) This regulation adopts by reference the provisions set forth in the most recent edition of the *Code of Conduct* adopted by the Association of State and Provincial Psychology Boards, unless the Board gives notice that the most recent edition is not suitable for this State and except to the extent that those provisions conflict with the provisions of the standards of conduct set forth in existing regulations, in which case the existing regulations are controlling.

Section 1. NAC 641.250 is hereby amended to read as follows:

641.250 1. The provisions set forth in the most recent edition of the *Ethical Principles of Psychologists and Code of Conduct* adopted by the American Psychological Association are hereby adopted by reference and incorporated herein, unless the Board gives notice that the most recent edition is not suitable for this State pursuant to subsection ~~2~~ 3 and except to the extent

that those provisions conflict with the provisions of NAC 641.200 to 641.255, inclusive, in which case the provisions of NAC 641.200 to 641.255, inclusive, are controlling. A copy of the publication may be obtained free of charge from the American Psychological Association at 750 First Street, N.E., Washington, D.C., 20002-4242, Attention: Service Center, at the Internet address <http://www.apa.org/ethics/code.html> or by telephone at (202) 336-5500.

2. *The provisions set forth in the most recent edition of the Code of Conduct adopted by the Association of State and Provincial Psychology Boards are hereby adopted by reference and incorporated herein, unless the Board gives notice that the most recent edition is not suitable for this State pursuant to subsection 3 and except to the extent that those provisions conflict with the provisions of NAC 641.200 to 641.255, inclusive, in which case the provisions of NAC 641.200 to 641.255, inclusive, are controlling. A copy of the publication may be obtained free of charge from the Association of State and Provincial Psychology Boards at 215 Market Road, Tyrone, GA 30290, Attention: Member Services, at the Internet address <http://www.asppb.net> or by telephone at (678) 216-1175.*

3. If the publication adopted by reference pursuant to subsection 1 *or* 2 is revised, the Board will review the revision to ensure its suitability for this State. If the Board determines that the revision is not suitable for this State, the Board will hold a public hearing to review its determination within 6 months after the date of publication of the revision and give notice of that hearing. If, after the hearing, the Board does not revise its determination, the Board will give notice within 30 days after the hearing that the revision is not suitable for this State. If the Board does not give such notice, the revision becomes part of the publication adopted by reference pursuant to subsection 1 ~~[.]~~ *or* 2.