

1.1 A bill for an act
1.2 relating to health occupations; modifying licensure requirements for
1.3 psychologists; amending Minnesota Statutes 2008, sections 148.915; 148.916,
1.4 subdivision 1; 148.96, subdivision 3.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2008, section 148.915, is amended to read:

1.7 **148.915 RECIPROCITY.**

1.8 Subdivision 1. Licensed for less than five years. The board may grant a license to
1.9 a diplomate of the American Board of Professional Psychology or to any person who:

1.10 (1) at the time of application is licensed, certified, or registered to practice
1.11 psychology independently by a board of another state and has been for a period of less
1.12 than five years; and

1.13 (2) who meets the licensure requirements under section 148.907, subdivision 2.

1.14 The board, at its discretion, may elect not to require the examination in psychology under
1.15 section 148.907, subdivision 2, clause (1), if the person was licensed in another state before
1.16 the examination was required for licensure in that state. An applicant seeking licensure
1.17 under this ~~section~~ subdivision shall pass a professional responsibility examination on the
1.18 practice of psychology and any other examinations as required by the board.

1.19 Subd. 2. Licensed for five years or more. (a) The board shall grant a license
1.20 to any person who:

1.21 (1) at the time of application is licensed, certified, or registered to practice
1.22 psychology independently by a board of another state and has been for a period of five
1.23 years or more;

2.1 (2) has not had any disciplinary action greater than a reprimand brought by a board
2.2 of another state;

2.3 (3) has no complaints or disciplinary actions pending in any jurisdiction; and

2.4 (4) has passed any oral or written examination required by the board.

2.5 (b) Upon submission of an application to the board and the payment for all fees
2.6 required under section 148.907, subdivision 2, the board shall grant a license within 30
2.7 days, if the applicant meets the requirements described in paragraph (a).

2.8 Sec. 2. Minnesota Statutes 2008, section 148.916, subdivision 1, is amended to read:

2.9 Subdivision 1. **Generally.** If a nonresident of the state of Minnesota, who is not
2.10 seeking licensure in this state, and who has been issued a license, certificate, or registration
2.11 by another jurisdiction to practice psychology at the doctoral level with requirements that
2.12 meet or exceed the requirements of section 148.907, wishes to practice in Minnesota for
2.13 more than seven calendar days, the person shall apply to the board for guest licensure,
2.14 provided that the psychologist's practice in Minnesota is limited to no more than ~~30 days~~
2.15 ~~per one~~ calendar year. Application under this section shall be made no less than 30 days
2.16 prior to the expected date of practice in Minnesota and shall be subject to approval by the
2.17 board or its designee. The board shall charge a nonrefundable fee for guest licensure. The
2.18 board shall adopt rules to implement this section.

2.19 Sec. 3. Minnesota Statutes 2008, section 148.96, subdivision 3, is amended to read:

2.20 Subd. 3. **Requirements for representations to public.** (a) Unless licensed under
2.21 sections 148.88 to 148.98, except as provided in paragraphs (b) through (e), persons shall
2.22 not represent themselves or permit themselves to be represented to the public by:

2.23 (1) using any title or description of services incorporating the words "psychology,"
2.24 "psychological," "psychological practitioner," or "psychologist"; or

2.25 (2) representing that the person has expert qualifications in an area of psychology.

2.26 (b) Psychologically trained individuals who are employed by an educational
2.27 institution recognized by a regional accrediting organization, by a federal, state, county,
2.28 or local government institution, agency, or research facility, may represent themselves
2.29 by the title designated by that organization provided that the title does not indicate that
2.30 the individual is credentialed by the board.

2.31 (c) A psychologically trained individual from an institution described in paragraph
2.32 (b) may offer lecture services and is exempt from the provisions of this section.

3.1 (d) A person who is preparing for the practice of psychology under supervision in
3.2 accordance with board statutes and rules may be designated as a "psychological intern,"
3.3 "psychological trainee," or by other terms clearly describing the person's training status.

3.4 (e) ~~A former licensee who is completely retired from the practice of psychology~~
3.5 licensee whose license expired or was voluntarily terminated in good standing may
3.6 represent themselves using the descriptions in paragraph (a), clauses (1) and (2), but shall
3.7 not represent themselves or allow themselves to be represented as current licensees of
3.8 the board.

3.9 (f) Nothing in this section shall be construed to prohibit the practice of school
3.10 psychology by a person licensed in accordance with chapters 122A and 129.