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plication thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 3. All laws or parts of laws in conflict herewith are hereby repealed.

Section 4. This amendment shall take effect only if and when the proposed amendment to Section 94 of Article VII of the Constitution of 1921 incorporated into House Bill No. 1230, introduced at this session of the Legislature, is finally adopted at the general election for Representatives in Congress in November, 1964.

Approved by the Governor: July 16, 1964.

A true copy:

WADE O. MARTIN, JR.
Secretary of State.

ACT No. 347

House Bill No. 569. By: Messrs. Mouton and LeBlanc.

AN ACT

Providing for the licensing and regulation of persons in Louisiana representing themselves as psychologists, and creating a State Board of Examiners of Psychologists, prescribing its powers and duties, and providing penalties for violations.

Be it enacted by the Legislature of Louisiana:

Section 1. Declaration of purpose

It is hereby declared that the creation of a State Board of Examiners of Psychologists is necessary in order to safeguard life, health, property and the public welfare of this state, and in order to protect the people of this state against unauthorized, unqualified, and improper application of psychology.

Section 2. Definition of terms

As used in this Act the following terms mean:

(1) "Board" means the State Board of Examiners of Psychologists.

(2) "Persons" includes an individual, firm, partnership, association or corporation.

(3) "School" or "College" means any university or other institution of higher learning offering a full-time graduate course of study in psychology that is approved by the board.

(4) A person represents himself to be a psychologist when he holds himself out to the public by any title or description of services representing himself as a psychologist which incorporates the words "Psychological", "Psychologist", "Psychology" or when a person describes himself as above, and under such title or description, offers to render or renders services involving the application of principles, methods and procedures of the science and profession of psychology to persons for compensation, or other personal gain.

(5) "Psychology" is hereby defined as the study and application of the principles of behavior but it is not to be interpreted as meaning "psychiatry" which is the branch of medicine that diagnoses and treats disorders of the mind or psyche, especially psychoses, but also neuroses.

Section 3. State Board of Examiners; organization, duties, meetings, fees

A. There is hereby created a Louisiana State Board of Examiners of Psychologists, consisting of five members, who are citizens of the United States, residents of the state of Louisiana and appointed by the governor within thrity days after July 1, 1964, to serve the following terms: One member for a term ending June 30, 1965, two members for terms ending June 30, 1966, and two members for terms ending June 30, 1967. When the terms of each member ends, the governor shall appoint his successor for a term of three years. All appointments shall be from a list provided by the Louisiana Psychological Association.

(1) Each board member certified under this Act, except members comprising the Board as first appointed, shall be persons who have rendered service, teaching, training or research in psychology for at least five years, and who have held a doctoral degree in psychology from a school or college as defined in this Act for a period of five years, and who are members of the Louisiana Psychological Association.

(2) At all times the board shall have at least two members who are engaged primarily in rendering service in psychology and at least two members who are engaged in teaching, training or research in psychology.

(3) Board members shall serve without compensation but shall receive actual traveling, incidential and clerical expenses necessarily incurred while engaged in the discharge of their duties.

(4) Membership on the board of a public employee or official shall not constitute dual office holding within the meaning of R. S. 14:137.

B. The board shall, within sixty days after the effective date of this Act, and annually thereafter in the month of July,

hold a meeting and elect from its membership a chairmai and vice-chairman. Special sessions may be called by th chairman or the governor. A majority of the board shall con stitute a quorum at any meeting or hearing.

C. The board is authorized and empowered to:

(1) Adopt, and from time to time, revise, such rules an regulations not inconsistent with the law as may be neces sary to effect the provisions of this Act.

(2) Employ, within the limits of the funds received by th board, a secretary and other personnel necessary for the prop er performance of work under this Act.

(3) Adopt a seal, which shall be affixed to all certificate issued by the board.

(4) Examine for, deny, approve, revoke, suspend and re new the certification of psychologist applicants as provide under this Act.

(5) Conduct hearings upon complaints concerning the dis ciplining of a psychologist.

(6) Cause the prosecution and enjoiner of all persons vic lating this Act, and incur necessary expenses therefor.

(7) Any person aggrieved by an action of the board maj within thirty days after notification of such action, appe suspensively to the district court for the parish of East Bato Rouge. A record of all proceedings before the board shall b made and kept on file with the board. The chairman sha transmit to the district court a certified copy of the recor The district court shall try the appeal de novo.

D. Within thirty days after the close of each fiscal year, th board shall submit a report, reviewed and signed by th board members, to the governor, concerning the financial an professional transactions of the board during the precedin fiscal year.

Section 4. Fees

A. All monies received by the board under this Act shall b paid into the treasury of the State Board of Examiners c Psychologists and may be expended by the board withoı appropriation for costs of administration and other expense and any surplus at the end of a fiscal year or a biennium ma be retained by the board for future expenditures and th board is not required to pay any such surplus into the ge eral fund of the state of Louisiana.

B. The board shall charge an application fee of Fif Dollars to all applicants for certification.

C. Every certified psychologist in this state shall annual

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invalid, such invalidity shall not affect other provisions, items or applications of this Act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 11. Inconsistency with other laws

Insofar as the provisions of this Act are inconsistent with the provisions of any other law, general, special or local, the provisions of this Act shall be controlling.

Approved by the Governor: July 31, 1976.

Published in the Official Journal of the State: August 20, 1976.

A true copy:

PAUL J. HARDY
Secretary of State.

ACT No. 403

Senate Bill No. 656. By: Messrs. Randolph and McLeod and Representative Bares.

AN ACT

To amend and reenact Paragraph (5) of Section 2352 of Title 37 of the Louisiana Revised Statutes of 1950, relative to the definition of psychology; and to enact a new section to be designated as Section 2369 of Title 37 of the Louisiana Revised Statutes of 1950, relative to other professions, and otherwise to provide with respect thereto.

Be it enacted by the Legislature of Louisiana:

Section 1. Paragraph (5) of Section 2352 of Title 37 of the Louisiana Revised Statutes of 1950 is hereby amended and reenacted to read as follows:

§2352. Definition of terms

As used in this Chapter the following terms mean:

* * *

(5) The practice of psychology is defined as observation, description, evaluation, interpretation, and modification of human behavior, by the application of psychological principles and techniques, for the purpose of relieving or eliminating symptomatic, maladaptive or undesired behavior, and of improving interpersonal relationships, work and life adjustment, personal effectiveness and mental health. The practice of psychology may include, but is not

limited to, psychological testing and evaluation and assessment of intelligence, personality, abilities, interests and aptitudes; interviewing, counseling, psychotherapy, hypnosis, biofeedback training and behavior modification; diagnosis and treatment of mental and emotional illness and disability, subject to compliance with the provisions of Section 2365 of Title 37; educational evaluation, remediation, and consultation. Psychological services may be rendered to individuals, families, groups, organizations, and the public.

Section 2. Section 2369 of Title 37 is hereby enacted to read as follows:

§2369. Other professions

Nothing in this Chapter shall be construed to limit the professional activities of a person who is himself not a licensed psychologist, but who provides similar or related service to the public in the course of his practice as a member of a duly licensed, certified or recognized profession, or as a member of the clergy or as a Christian Science practitioner, provided he does not represent himself to be a psychologist.

Section 3. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 4. All laws or parts of laws in conflict herewith are hereby repealed.

Approved by the Governor: July 31, 1976.

Published in the Official Journal of the State: August 20, 1976.

A true copy:

PAUL J. HARDY
Secretary of State.

ACT No. 404

Senate Bill No. 660. By: Messrs. Hickey, Barthelemy and Kiefer.

AN ACT

To amend and reenact Section 311.1 of Title 28 of the Louisiana Revised Statutes of 1950, relative to the membership of the Advisory Council on Mental Health of the Division of Mental Health of the Louisiana Health and Human Resources Administration.

Be it enacted by the Legi

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Section 2. All laws or par
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Approved by the Governor

Published in the Official Jo

A true copy:

PAUL J. HARDY
Secretary of State.

Senate Bill No. 711.

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(2) "Board" means the State Board of Examiners of Psychologists.

(3) "Candidate" means any person whose application and related materials have been approved by the board. Only candidates are eligible to take the written/oral examination.

(4) "Persons" includes an individual, firm, partnership, association, or corporation.

(5) "School" or "college" means any regional accredited university or other institution of higher learning offering a full-time doctoral course of study in psychology that is approved by the board.

(6) "Practice of psychology" is defined as the observation, description, evaluation, interpretation, and modification of human behavior, by the application of psychological principles, methods, and procedures, for the purpose of eliminating symptomatic, maladaptive, or undesired behavior, and of improving interpersonal relationships, work and life adjustment, personal effectiveness, behavioral health, and mental health. The practice of psychology includes but is not limited to psychological testing and evaluation or assessment of personal characteristics such as intelligence, personality, abilities, interests, aptitudes, and neuropsychological functioning; counseling, psychoanalysis, psychotherapy, hypnosis, stress management, biofeedback, behavior analysis and therapy; diagnosis and treatment of mental and emotional disorder or disability, alcoholism and substance abuse, and of the psychological aspects of physical illness, accident, injury, or disability; psychoeducational evaluation, therapy, remediation, and consultation. Psychological services may be rendered to individuals, families, groups, institutions, organizations, and the public. The practice of psychology shall be construed within the meaning of this definition without regard to whether payment is received for services rendered.

(7) "Psychologist" means any person licensed as a

psychologist under this Chapter. A person represents himself to be a psychologist by using any title or description of services incorporating the words "psychology", "psychological", or "psychologist", or by using any other terms which imply that he is qualified to practice psychology or that he possesses expert qualification in any area of psychology or if that person offers to the public or renders to individuals or to groups of individuals services defined as the practice of psychology in this Chapter.

§2353. State board of examiners; organization; duties; meetings; fees

A.(1) There is hereby created within the Department of Health and Human Resources a Louisiana State Board of Examiners of Psychologists which shall be subject to the provisions of R.S. 36:803. The board shall consist of five members who are citizens of the United States, residents of the state of Louisiana, and appointed by the governor.

(2) Upon expiration of the three-year terms of the members in office on September 1, 1987, and except for the transition set forth below, the governor shall appoint members for terms of five years. For the two vacancies occurring July 1, 1988, one member shall be appointed for a three-year term and one member for a four-year term; for the vacancy occurring July 1, 1989, the member shall be appointed for a four-year term; and for the two vacancies occurring July 1, 1990, one member shall be appointed for a four-year term and one member for a five-year term. A board member shall not be eligible to succeed himself. All appointments shall be from a list provided by the Louisiana Psychological Association. The list shall report the results of an election in which persons qualified for board membership may nominate themselves and in which licensed members of the Louisiana Psychological Association and other persons licensed under this Chapter are entitled to one vote for each vacancy on the board.

(3) Each board member shall have rendered service,

teaching, training, or research in psychology for at least five years, shall have held a doctoral degree in psychology from a school or college as defined in this Chapter for a period of five years, and shall be licensed under this Chapter.

(4) Board members shall serve without compensation but shall receive seventy-five dollars per diem allowance plus the mileage rate provided state employees to cover expenses incurred while engaged in the discharge of their duties.

(5) Membership on the board of a public employee or official shall not constitute dual office holding within the meaning of R.S. 14:137.

(6) Each appointment by the governor shall be submitted to the Senate for confirmation.

B. The board shall, annually in the month of July, hold a meeting and elect from its membership a chairman and vice chairman. Special sessions may be called by the chairman or the governor. A majority of the board shall constitute a quorum at any meeting or hearing.

C. The board is authorized and empowered to:

(1) Adopt, and from time to time, revise, such rules and regulations not inconsistent with the law as may be necessary to effect the provisions of this Chapter.

(2) Employ, within the limits of the funds received by the board, an administrative assistant, general legal counsel, or other personnel necessary for the proper performance of work under this Chapter.

(3) Adopt a seal, which shall be affixed to all licenses issued by the board.

(4) Examine for, deny, approve, revoke, suspend, and renew the licenses of applicants, candidates, and psychologists as provided under this Chapter.

(5) Conduct hearings upon complaints concerning the disciplining of a psychologist.

(6) Cause the prosecution and enjoiner of all persons violating this Chapter, and incur necessary expenses therefor.

D. The board shall have the authority to correct an