

ASSEMBLY BILL NO. 196—ASSEMBLYMEMBER BACKUS

PREFILED FEBRUARY 3, 2025

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing psychology. (BDR 54-164)

FISCAL NOTE: Effect on Local Government: No. Effect on the State: No.

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

AN ACT relating to psychology; authorizing the Board of Psychological Examiners to adopt regulations authorizing a person who is not licensed by the Board to perform certain psychological tests under certain conditions and use the title “psychometrist” in connection with the performance of such tests; prohibiting a complaint from being filed with the Board if 3 or more years have elapsed since the occurrence of the act or omission giving rise to the complaint; repealing provisions requiring certain business entities to register with the Board; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law provides for the licensure and regulation of psychologists and the registration and regulation of psychological assistants, psychological interns and psychological trainees by the Board of Psychological Examiners. (Chapter 641 of NRS)

Existing law authorizes the Board to adopt various regulations, including, without limitation, regulations governing the practice of psychology. (NRS 641.100) Existing regulations authorize a licensed psychologist to authorize personnel who are not licensed by the Board to perform certain psychological testing under the direct supervision and periodic observation of the licensed psychologist. (NAC 641.168) Existing law prohibits a person from representing himself or herself as a psychologist or using any title or description which incorporates certain words, including, without limitation, the word “psychometrist,” unless the person is licensed by the Board. (NRS 641.440)

Section 1 of this bill specifically authorizes the Board to adopt regulations authorizing a licensed psychologist to authorize an unlicensed person to perform certain psychological tests prescribed by the Board under the direct supervision and periodic observation of the licensed psychologist. Section 1 additionally authorizes



18 the Board to adopt regulations authorizing a person who performs such tests to use  
19 the title of "psychometrist" in connection with the performance of such tests.  
20 **Section 3** of this bill provides an exception from the provisions prohibiting the use  
21 of a title that incorporates the word "psychometrist" by a person not licensed by the  
22 Board for a person using such a title as authorized by the regulations adopted by the  
23 Board pursuant to **section 1**.

24 Existing law sets forth certain grounds for initiating disciplinary action against  
25 a psychologist, psychological assistant, psychological intern or psychological  
26 trainee. (NRS 641.230) Existing law requires certain persons, and authorizes other  
27 persons, to file a written complaint with the Board if the person becomes aware that  
28 any one or combination of the grounds for initiating disciplinary action may exist as  
29 to a licensee or registrant. (NRS 641.250) **Section 2** of this bill prohibits a  
30 complaint from being filed if 3 or more years have elapsed since the occurrence of  
31 the act or omission alleged as the grounds for initiating disciplinary action.

32 **Section 4** of this bill repeals provisions requiring a firm, partnership or  
33 corporation which engages in or offers to engage in the practice of psychology to  
34 register with the Board.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 641 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 *The Board may adopt regulations authorizing:*

4 *1. A licensed psychologist to allow a person who is not*  
5 *licensed pursuant to this chapter to perform certain psychological*  
6 *tests prescribed by the Board under the direct supervision and*  
7 *periodic observation of the licensed psychologist; and*

8 *2. A person who performs psychological tests as described in*  
9 *subsection 1 to use the title of "psychometrist" in connection with*  
10 *the performance of such tests.*

11 **Sec. 2.** NRS 641.250 is hereby amended to read as follows:

12 641.250 1. ~~[The]~~ *Except as otherwise provided in subsection*  
13 *2, the* Board or any of its members, any review panel of a hospital  
14 or an association of psychologists which becomes aware that any  
15 one or combination of the grounds for initiating disciplinary action  
16 may exist as to a person practicing psychology or practicing as a  
17 psychological assistant, psychological intern or psychological  
18 trainee in this State shall, and any other person who is so aware  
19 may, file a written complaint specifying the relevant facts with the  
20 Board.

21 *2. A complaint must not be filed pursuant to subsection 1 if 3*  
22 *or more years have elapsed since the occurrence of the act or*  
23 *omission alleged as the grounds for initiating disciplinary action.*

24 **3.** The Board shall retain all complaints filed with the Board  
25 pursuant to this section for at least 10 years, including, without  
26 limitation, any complaints not acted upon.



1       **Sec. 3.** NRS 641.440 is hereby amended to read as follows:

2       641.440 Any person who:

3       1. Presents as his or her own the diploma, license, registration  
4 or credentials of another;

5       2. Gives either false or forged evidence of any kind to the  
6 Board or any member thereof, in connection with an application for  
7 a license or registration;

8       3. Practices psychology or practices as a psychological  
9 assistant, psychological intern or psychological trainee under a false  
10 or assumed name or falsely personates another psychologist,  
11 psychological assistant, psychological intern or psychological  
12 trainee of a like or different name;

13       4. Except as *otherwise* provided in NRS 641.0295, 641.390  
14 and 641A.410 **and the regulations adopted pursuant to section 1**  
15 **of this act**, represents himself or herself as a psychologist, or uses  
16 any title or description which incorporates the word “psychology,”  
17 “psychological,” “psychologist,” “psychometry,” “psychometrics,”  
18 “psychometrist” or any other term indicating or implying that he or  
19 she is a psychologist, unless he or she has been issued a license;

20       5. Except as otherwise provided in NRS 641.390, represents  
21 himself or herself as a psychological assistant, psychological intern  
22 or psychological trainee, or uses any title or description which  
23 incorporates the words “psychological assistant,” “psychological  
24 intern” or “psychological trainee” or any other term indicating or  
25 implying that he or she is a psychological assistant, psychological  
26 intern or psychological trainee, unless he or she has been issued a  
27 registration;

28       6. Practices psychology unless he or she has been issued a  
29 license; or

30       7. Practices as a psychological assistant, psychological intern  
31 or psychological trainee unless he or she has been issued a  
32 registration,

33       ↪ is guilty of a gross misdemeanor.

34       **Sec. 4.** NRS 641.2265 is hereby repealed.

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### TEXT OF REPEALED SECTION

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#### **641.2265 Requirement; regulations; penalty.**

1. A firm, partnership or corporation which engages in or offers to engage in the practice of psychology shall register with the Board.



2. The Board shall adopt regulations which prescribe the requirements for such registration.

3. Any firm, partnership or corporation which violates the provisions of subsection 1 is guilty of a gross misdemeanor.

