

HOUSE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 57 by Senator Lambert

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "To enact R.S. 37:2356.4," and insert the following:

3 "To amend and reenact R.S. 37:2354(D), 2355(B), 2359(A), the introductory paragraph of
4 2359(B), (E), and (G), and 2363(A), (B), and (D) and to enact R.S. 37:2352(12),
5 2354(B)(5) and (C)(5), 2356.4, and 2357(C),"

6 AMENDMENT NO. 2

7 On page 1, line 5, after "Psychologists;" and before "and" insert "to provide for licensing
8 fees; to provide for issuance, renewal, suspension, and revocation of a psychological
9 associate's license; to establish patient-provider confidentiality;"

10 AMENDMENT NO. 3

11 On page 1, delete line 7 in its entirety and insert the following:

12 "Section 1. R.S. 37:2354(D), 2355(B), 2359(A), the introductory paragraph of
13 2359(B), (E), and (G), and 2363(A), (B), and (D) are hereby amended and reenacted and
14 R.S. 37:2352(12), 2354(B)(5) and (C)(5), 2356.4, and 2357(C) are hereby enacted to read
15 as follows:"

16 AMENDMENT NO. 4

17 On page 1, between lines 7 and 8, insert the following:

18 "§2352. Definition of terms
19 As used in this Chapter, the following terms have the meaning ascribed in
20 this Section:

21 * * *

22 **(12) "Licensed psychological associate" means any person licensed as**
23 **a psychological associate who applies his knowledge of psychology during**
24 **consultation and collaboration with others and engages in specific services in**
25 **accordance with this Chapter.**

26 * * *

27 §2354. Fees

28 * * *

29 B.

30 * * *

31 **(5) The board shall charge an application fee to any person applying for**
32 **licensure as a licensed psychological associate that shall not exceed two hundred**
33 **dollars. The board shall adopt rules in accordance with the Administrative**
34 **Procedure Act to implement the provisions of this Paragraph.**

34 * * *

35 C.

36 * * *

37 **(5)(a) Every licensed psychological associate in this state shall annually**
38 **pay to the board during the month of July of each year, beginning in the year**
39 **immediately subsequent to his initial license, a renewal fee that shall not exceed**
40 **three hundred dollars.**

41 **(b) Failure to renew the license as provided in Subparagraph (a) of this**
Paragraph shall cause the license to lapse. For a period of two years from the

1 **date of lapse of the license, such license may be renewed upon payment of a**
2 **reinstatement fee equal to the application fee and renewal fee combined.**

3 **(c) The board shall adopt rules in accordance with the Administrative**
4 **Procedure Act to implement the provisions of this Paragraph.**

5 D. The board shall annually send a renewal notice to all licensed
6 psychologists, provisional licensed psychologists, **licensed psychological associate,**
7 and specialists in school psychology.

8 * * *

9 §2355. Records

10 * * *

11 B. The board shall publish or cause to be published annually a list of
12 psychologists, ~~or~~ **licensed psychological associates, and** licensed specialists in
13 school psychology licensed in accordance with the provisions of this Chapter.

14 * * *"

15 AMENDMENT NO. 5

16 On page 1, delete line 17 in its entirety and insert "**a psychology program approved by the**
17 **board.**"

18 AMENDMENT NO. 6

19 On page 2, delete lines 1 through 5 in their entirety and insert the following:

20 **"(d) Has completed a supervised practice plan approved by the board.**
21 **The supervised practice plan shall require an applicant to practice under the**
22 **supervision of a licensed psychologist or medical psychologist for no less than**
23 **two years and no more than six years from the date the supervised practice plan**
24 **is initiated.**"

25 AMENDMENT NO. 7

26 On page 2, line 9, change "**Louisiana.**" to "**this state.**"

27 AMENDMENT NO. 8

28 On page 2, delete line 26 in its entirety and insert "**C. The practice of a licensed**
29 **psychological associate includes rendering**"

30 AMENDMENT NO. 9

31 On page 3, line 2, change "**The**" to "**A**"

32 AMENDMENT NO. 10

33 On page 3, at the end of line 3, change "**the**" to "**such**" and change "**their**" to "**his**"

34 AMENDMENT NO. 11

35 On page 3, delete line 20 in its entirety and insert the following

36 **"(c) Treatments, tests, or practices prohibited by the board.**
37 **F. A licensed psychological associate shall maintain malpractice**
38 **insurance.**

39 * * *

40 §2357. Renewal of license

41 * * *

42 **C.(1) Persons licensed as a licensed psychological associate in**
43 **accordance with the provisions of this Chapter shall be eligible for renewal of**
44 **licensure without regard to any subsequent changes in the requirements for**

1 licensure upon payment of fees required by this Chapter and compliance with
2 the provisions of this Subsection.

3 (2)(a) The board shall establish continuing education requirements to
4 be fulfilled by the licensed psychological associate prior to license renewal.

5 (b) Failure to fulfill the continuing education requirements shall cause
6 the license to lapse. For a period of two years from the date of lapse of the
7 license, the license may be renewed upon proof of fulfilling all continuing
8 education requirements applicable through the date of reinstatement and upon
9 payment of all fees required by this Chapter.

10 (c) The board may adopt rules in accordance with the Administrative
11 Procedure Act to implement the provisions of this Chapter.

12 * * *

13 §2359. Denial, revocation, or suspension of license; psychologist; provisional
14 license; **psychological associate**; specialist in school psychology

15 A. A ~~psychologist~~ **psychologist, a specialist in school psychology, a**
16 **psychological associate**, and anyone under the supervision of a psychologist shall
17 conduct his activities in conformity with ethical and professional standards
18 promulgated by the board pursuant to its current rules and regulations.

19 B. The board shall have the power and duty to suspend, place on probation,
20 require remediation for a specified time, revoke any license to practice psychology,
21 any provisional license to practice psychology, **any license to practice as a**
22 **psychological associate**, or any license to practice as a specialist in school
23 psychology issued by the board, or take any other action specified in the rules and
24 regulations whenever the board, by affirmative vote of at least four members of a
25 five-member hearing panel, shall find by a preponderance of the evidence that a
26 psychologist, provisional licensed psychologist, or specialist in school psychology
27 has engaged in any of the following acts or offenses:

28 * * *

29 E. Suspension by the board of the license of a psychologist, a provisional
30 license of a psychologist, **a license of a psychological associate**, or a license of a
31 specialist in school psychology shall be for a period not exceeding two years.

32 * * *

33 G. The board shall notify all licensed psychologists, provisional licensed
34 psychologists, **licensed psychological associate**, and licensed specialists in school
35 psychology of any disciplinary action taken against a licensed psychologist, a
36 provisional licensed psychologist, a provisional licensed psychologist, or a licensed
37 specialist in school psychology.

38 * * *

39 §2363. Privileged communications

40 A. In judicial proceedings, whether civil, criminal, or juvenile, legislative
41 and administrative proceedings, and proceedings preliminary and ancillary thereto,
42 a patient or client, or his legal representative, may refuse to disclose or prevent the
43 disclosure of confidential information, including information contained in
44 administrative records, communicated to a ~~psychologist~~ **psychologist, a licensed**
45 **psychological associate**, or a licensed specialist in school psychology licensed in
46 accordance with the provisions of this Chapter, or persons reasonably believed by
47 the patient or client to be so licensed, or to their employees or other persons under
48 their supervision, for the purpose of diagnosis, evaluation, or treatment of any mental
49 or emotional condition or disorder.

50 B. In the absence of evidence to the contrary, the ~~psychologist~~ **psychologist,**
51 **the licensed psychological associate**, or ~~the~~ licensed specialist in school psychology
52 is presumed to be authorized to claim the privilege on behalf of the patient or client.

53 * * *

54 D. Notwithstanding the provisions of this Section, testimonial privileges,
55 exceptions, and waiver with respect to communications between ~~psychologist or a~~
56 **psychologist, a licensed psychological associate, or a** licensed specialist in school
57 psychology and patient are governed by the Louisiana Code of Evidence."