

SB 718

FILED

2004 APR -5 P 3:40

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
Regular Session, 2004

ENROLLED

SENATE BILL NO. 718

(By Senator Kessler, et al)

PASSED March 13, 2004

In Effect From Passage

FILED

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SECRETARY OF STATE

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Senate Bill No. 718

(BY SENATORS KESSLER, CALDWELL, FANNING,
HUNTER, JENKINS, MINARD, OLIVERIO, ROWE,
SNYDER, DEEM, MCKENZIE AND SMITH)

[Passed March 13, 2004; in effect from passage.]

AN ACT to amend and reenact §30-21-8 and §30-21-9 of the code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §30-21-10a, all relating to authorizing the board of examiners of psychologists to set fees and other requirements by legislative rule.

Be it enacted by the Legislature of West Virginia:

That §30-21-8 and §30-21-9 of the code of West Virginia, 1931, as amended, be amended and reenacted; and that said code be amended by adding thereto a new section, designated §30-21-10a, all to read as follows:

ARTICLE 21. PSYCHOLOGISTS; SCHOOL PSYCHOLOGISTS.

§30-21-8. Issuance of license; renewal of license; renewal fee; display of license.

1 (a) The board shall issue a license to engage in the
2 practice of psychology to those persons who meet the
3 requirements of this article.

4 (b) The license shall be valid for a period of two years
5 from the date issued and may be renewed for a period of
6 two years without examination upon application for
7 renewal on a form prescribed by the board and payment to
8 the board of a reasonable renewal fee to be set by the
9 board by legislative rule: *Provided*, That the board may
10 deny an application for renewal for any reason which
11 would justify the denial of an original application for a
12 license.

13 (c) The board shall prescribe the form of licenses and
14 each license shall be conspicuously displayed by the
15 licensee at his principal place of practice.

§30-21-9. Temporary permits.

1 (a) Upon proper application, the board may issue,
2 without examination, a temporary permit to engage in the
3 practice of psychology in this state:

4 (1) Pending examination, to an applicant who meets the
5 qualifications of subdivisions (1), (2), (3), (4), (6) and (7),
6 subsection (a), section seven of this article, which tempo-
7 rary permit shall expire thirty days after the board gives
8 written notice of the results of the examination held next
9 following the issuance of such temporary permit and such
10 permit may not be renewed nor may another permit be
11 issued to the same person; and

12 (2) To a psychologist who is not a resident of this state
13 and who meets the requirements of subdivisions (1), (2),
14 (3), (4), (6) and (7), subsection (a), section seven of this
15 article, which temporary permit shall be valid only for a
16 period of ninety days in the calendar year in which issued,
17 and such permit may not be renewed nor may another
18 permit be issued to the same person in the same calendar
19 year.

20 (b) The fee for any temporary permit shall be set by the
21 board by legislative rule.

§30-21-10a. Rulemaking.

1 (a) The board may propose rules for legislative approval
2 in accordance with the provisions of article three, chapter
3 twenty-nine-a of this code to provide for:

4 (1) Licensure requirements, including requirements for
5 applications, examinations, reciprocity, temporary permits
6 and reinstatement;

7 (2) Fees for licenses, renewals of licenses and other
8 services provided by the board;

9 (3) Experience, education and continuing education
10 requirements and approval of courses; and

11 (4) Any other purpose to carry out the requirements of
12 this article.

13 (b) Any rules in effect as of the passage of this article
14 will remain in effect until amended, modified, repealed or
15 replaced.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Handwritten Signature]
.....
Chairman Senate Committee

[Handwritten Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within is approved this the 5th
Day of April, 2004.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

DATE 3/22/04

TIME 4:10 p