Readoption: **N.J.A.C. 13:42**

**Notice of Readoption**

Rules of the Board of Psychological Examiners


Authorized By: Board of Psychological Examiners, Nancy E. Friedman, Ph.D., Chair.

Effective Date: May 18, 2016.

New Expiration Date: May 18, 2023.

*Take notice* that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 13:42 will expire on July 2, 2016. The rules establish standards for the licensing and regulation of psychologists, as follows.

Subchapter 1 contains rules concerning the scope of psychological practice, requirements for licensure, exemptions to licensure requirements and unlicensed practice. Subchapter 2 sets forth application procedures, qualifications to sit for the licensing examination and requirements for applicants who have degrees in fields allied to psychology. The subchapter also requires the submission of specific information when an applicant seeks licensure based on equivalent training. Subchapter 3 sets forth requirements for the issuance of one-year unsupervised and three-year supervised temporary permits. The rules in this subchapter govern the limitation, suspension or revocation of permits, the extension of temporary permits and return of temporary permits to the Board upon expiration. Subchapter 4 requires that an applicant for licensure have at least two years supervised experience in the practice of psychology. The rules specify standards for supervisors, supervision requirements for individuals who are exempt from licensure and financial arrangements between supervisors and supervisees.

Subchapter 5 sets forth requirements for written and oral examinations, examination review procedures, admitting out-of-State psychologists to the oral examination, licensure without examination and the process for retaking the written and oral examination. Subchapter 6 sets forth the charges for examinations, licensure and other services provided by the Board. Subchapter 7 specifies the acceptable forms of professional practice. The rules in this subchapter set forth practice requirements for licensees who practice independently or in partnerships, professional service corporations or limited liability entities. The rules also govern the provision of biofeedback services, employment of
neuropsychometric technicians, offering of health care services by a shareholder or
employee of a general business corporation, provision of services through managed health
care plans, and permissible real estate arrangements.

Subchapter 8 addresses the preparation and maintenance of client records, the use of
computers to prepare client records, access to client records and the confidentiality of
information obtained from a client. Subchapter 9 deals with advertising. The rules in this
subchapter set forth the minimum content required in advertising. The rules also set forth
standards for the use of professional credentials and certifications in advertising, required
disclosures when a licensee advertises fees and standards for the use of testimonials in
advertisements.

Subchapter 10 sets forth professional practice requirements for licensees. The subchapter
requires licensees to post a specific notice at practice sites about filing complaints, to notify
the Board of a change of address, to report specific violations and the misconduct of other
licensees to the Board and to disclose financial arrangements for psychological services to
clients. The subchapter also sets forth standards for testing and research, the termination of
professional relationships with clients and billing. Licensees are prohibited from engaging in
sexual contact with clients, charging excessive fees, entering into professional relationships
when there is a conflict of interest or a dual relationship with a client, from paying or
receiving referral fees and from splitting fees. The subchapter also sets forth requirements
for license renewal and the reinstatement of suspended licenses. Subchapter 11 sets forth
procedures by which a client may authorize a licensee to disclose confidential information
upon the request of an insurer or other third-party payor.

The Board of Psychological Examiners has reviewed the rules and has determined them to
be necessary, reasonable, and proper for the purpose for which they were originally
promulgated, as required by Executive Order No. 66 (1978). Therefore, pursuant to N.J.S.A.
45:914B-13, and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules are readopted
and shall continue in effect for a seven-year period.