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(SUBMIT A SEPARATE INSERTION ORDER PER DOCUMENT)

EMERGENCY RULE NOTICE OF INTENT RULE POTPOURRI

REFER TO INSTRUCTIONS ON REVERSE SIDE

This is your authority to publish in the (month) ~~November~~ December, 20 15 *Louisiana Register* the document indicated above.

LA State Board of Examiners of Psychologists
Office/Board/Commission promulgating this document

DHH
Department under which office/board/commission is classified

Jaime T. Monic Executive Director
(name) (title)
Name and title of person whose signature will appear in the publication (at the end of the document)

Jaime T. Monic 225-925-6511 925-6521
(name) (phone) (fax)
Name, phone number, and FAX number of person to contact regarding this document

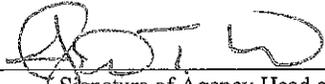
jaime.monica@la.gov
E-mail address of contact person

Provide a short descriptive listing for this document to be used in the *Louisiana Register's* TABLE OF CONTENTS/INDEX (note: this description should match the fiscal statement title, if sending a Notice of Intent:

*If sending a diskette, indicate the name of the file on diskette:

LAC 46:LXIII.Ch 8. Sec. 811

Important: If submitting both an Emergency Rule (ER) and a Notice of Intent (NOI) to be published this month, AND if the rule text in the ER is identical to the rule text in the NOI, check here:


Signature of Agency Head or Designee

Jaime T. Monic, Executive Director
Print Name and Title of Agency Head or Designee

CERTIFICATION OF AVAILABLE FUNDS

DOCUMENT # _____

ISIS AGENCY: I certify the availability of fiscal year _____ appropriated funds for the payment of the above referenced publication and authorize the processing of an Interagency Billing with the following coding on the 30th of the month of the publication. Attach supplemental sheet for additional lines of coding.

AGENCY ORGANIZATION # OBJECT SUB-OBJECT REPORTING CATEGORY

NON-ISIS AGENCY: I certify the availability of fiscal year 2015 Self-generated appropriated funds for the payment of the above referenced publication and agree to place corresponding invoice in line for payment upon receipt.

Billing Address for Agencies:

LSBEP


Signature of Agency Head or Designee - Phone #

Agency Name
8706 Jefferson Hwy., Ste. B
Street Address or Post Office Box
Baton Rouge LA 70809
City State Zip Code

Lines/Other Charges _____ Typesetting \$ _____ TOTAL \$ _____

Department of Health and Hospitals
Board of Examiners of Psychologists

Continuing Education (LAC 46:LXIII.811)

Poverty Impact Statement

The proposed Rule creates a new Rule, LAC 46:VIII. Chapter 8. The Rule should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:973(B). In particular, there should be no known or foreseeable effect on:

1. the effect on household income, assets, and financial security;
2. the effect on early childhood development and preschool through postsecondary education development;
3. the effect on employment and workforce development;
4. the effect on taxes and tax credits;
5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Public Comments

Interested persons may submit written comments to Kelly Parker, Executive Director, 8706 Jefferson Highway, Suite B, Baton Rouge, LA 70809. All comments must be submitted by 12 p.m. on March 23, 2015.

Kelly Parker
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES
RULE TITLE: Continuing Education**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed rule will result in a one-time expenditure by the La Behavior Analysts Board of approximately \$500 to cover publication costs. There is no implementation costs or savings anticipated for any other state or local governmental unit. The proposed rule codifies and establishes rules regarding continuing education requirements for Licensed Behavior Analysts as enacted under the authority of Act 351 of the 2013 Legislative Session. Act 351 created the Louisiana Behavior Analyst Board and granted authority to require continuing education for all persons licensed or certified under the Act.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There is no estimated effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule establishes guidelines regarding continuing education requirements for Licensed Behavior Analysts.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule is not estimated to have an effect on competition and employment.

Kelly Parker
Executive Director
1502#077

John D. Carpenter
Legislative Fiscal Officer
Legislative Fiscal Office

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, the Department of Health and Hospitals, Board of Examiners of Psychologists ^{has} ~~hereby gives notice of~~ ^{amended} ~~its intent to modify~~ LAC 46:LXIII. Chapter 8, Continuing Education, §811, Extensions/Exemptions. ~~This modification~~ ^{the} ~~provides for an exemption for emeritus licenses until 2015 and 2016. Emeritus licensees who hold an odd license will begin accruing continuing education hours on July 1, 2015 and will report by June 30, 2017. Emeritus licensees who hold an even license will begin accruing continuing education hours on July 1, 2016 and will report by June 30, 2018.~~ ^{amended}

Title 46
Professional and Occupational Standards
Part LXIII. Psychologists

Chapter 8. Continuing Education
§811. Extensions/Exemptions

A. - C. ...

D. Emeritus licensees will be exempt until reporting periods beginning July 1, 2015 and July 1, 2016.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:2354

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Examiners of Psychologists, LR 19:47 (January 1993), amended LR 32:1229 (July 2006), LR 39:2755 (October 2013), LR 41: ~~(November 2015)~~

Family Impact Statement

The State Board of Examiners of Psychologists hereby issues this Family Impact Statement as set forth in R.S. 49:972. The proposed Rule and adoption of the Rule related emeritus licensees is being implemented to guarantee the licensing authority can safeguard the public welfare of this state and will have no known foreseeable impact on the stability of the family; authority and rights of parents regarding the education and supervision of their children; functioning of the family; family earnings and family budget; behavior and personality/responsibility of children; or the ability of the family or a local government to perform the function as contained in the proposed Rule.

Poverty Impact Statement

The proposed Rule creates a new Rule, LAC 46:LXIII. Chapter 8. The Rule should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:973(B). In particular, there should be no known or foreseeable effect on:

1. the effect on household income, assets, and financial security;
2. the effect on early childhood development and preschool through postsecondary education development;
3. the effect on employment and workforce development;

4. the effect on taxes and tax credits;
5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Provider Impact Statement

The proposed Rule should not have any known or foreseeable impact on providers as defined by HCR 170 of 2014 Regular Legislative Session. In particular, there should be no known or foreseeable effect on:

1. the effect on the staffing level requirements or qualifications required to provide the same level of service;
2. the total direct and indirect effect on the cost to the providers to provide the same level of service; or
3. the overall effect on the ability of the provider to provide the same level of service.

Public Comments

Interested persons may submit written comments to Kelly Parker, Executive Director, 8706 Jefferson Highway, Suite B, Baton Rouge, LA 70809. All comments must be submitted by 12 p.m. on March 23, 2015.

Kelly Parker & Jaime T. Monic
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES
RULE TITLE: Continuing Education**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The estimated implementation cost for this rule totals approximately \$200 in state FY 15 and only applies the Board of Examiners of Psychologists. Those costs are related to publishing the proposed and final rule in the *Louisiana Register*. The proposed rule provides clarification that Emeritus licensees must acquire continuing education credits and provides a short-term exemption of continuing education requirements for those individuals until the reporting periods beginning in July 2015 and July 2016.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

No impact on state or local government revenue collections is anticipated as a result of the proposed rule change.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

This amendment provides clarification in regards to continuing education for Emeritus licensees. Emeritus licensees are licensed psychologists who have licenses in good standing, have held continuous licensure, and have at least reached the age of 65 and work at most part time. Continuing education provides for essential continuing professional development and is necessary to ensure public protection even if the licensee is working part-time. The modification exempts Emeritus licensees until the reporting periods beginning in July 2015 and July 2016.

The cost of any continuing education program is to be borne by the licensee and paid directly to the entity organizing the course or program. The amended language will have a minimal impact on licensees and is in agreement with the recommended national guidelines issued by the Association of State Provincial Psychology Boards (ASPPB). There are approximately 706 licensed psychologists regulated by this Board, and it is estimated that 54 hold Emeritus status.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no estimated effect on competition and employment as a result of this rule change.

Kelly Parker
Executive Director
1502#078

John D. Carpenter
Legislative Fiscal Officer
Legislative Fiscal Office

NOTICE OF INTENT

**Department of Health and Hospitals
Board of Examiners of Psychologists**

Provisional Licensure of Psychologists
(LAC 46:LXIII.Chapter 1-21)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, the Department of Health and Hospitals, State Board of Examiners of Psychologists hereby notices its intent to create a subpart of LAC 46:LXIII.Chapters 1-21 to include regulations for licensed specialists in school psychology. This modification is necessary pursuant to Act 136 of the 2014 Legislative Session.

Title 46

**PROFESSIONAL AND OCCUPATIONAL
STANDARDS**

Part LXIII. Psychologists

Subpart 2. Licensed Specialists in School Psychology

Chapter 1. Definitions

§101. Definition of Board

Board—the Louisiana State Board of Examiners of Psychologists.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:2357

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Examiners of Psychologists, LR 41:

**Chapter 2. Licensed Specialist in School Psychology
Advisory Committee**

§201. Scope

A. The rules of this chapter identify the constitution, functions and responsibilities of the Licensed Specialist in School Psychology Advisory Committee to the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:2357

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Examiners of Psychologists, LR 41:

**§202. Constitution, Function and Responsibilities of
Advisory Committee**

A. The board shall constitute and appoint a Licensed Specialist in School Psychology Advisory Committee, which shall be organized, and function in accordance with the law and rules of the board.

B. Composition. The committee shall be comprised of 4 members, consisting of:

1. two members that are licensed school psychologists licensed under the LSBEP who meets all requirements as determined by the board, selected from a list of self-nominations to the board;

2. one member that is either a licensed school psychologist licensed under the LSBEP or a licensed