HOUSE BILL NO. 832

AN ACT TO AMEND SECTIONS 73-31-3 THROUGH 73-31-9, 73-31-13, 73-31-21, 73-31-23 AND 73-31-27, MISSISSIPPI CODE OF 1972, TO EXTEND THE AUTOMATIC REPEALERS ON CERTAIN STATUTES WHICH ESTABLISH AND EMPLOY THE MISSISSIPPI BOARD OF PSYCHOLOGY; TO FURTHER AMEND SECTION 73-31-9, MISSISSIPPI CODE OF 1972, TO INCREASE THE FEE FOR RENEWAL OF A LICENSE; TO FURTHER AMEND SECTION 73-31-13, MISSISSIPPI CODE OF 1972, AND AMEND SECTIONS 73-31-14, 73-31-15 AND 73-31-19, MISSISSIPPI CODE OF 1972, TO CLARIFY QUALIFICATIONS FOR APPLICANTS AND TO AUTHORIZE A FEE FOR EVALUATING CREDENTIALS; TO FURTHER AMEND SECTION 73-31-27, MISSISSIPPI CODE OF 1972, TO DELETE CERTAIN PROHIBITIONS RELATING TO THE PRACTICE OF PSYCHOLOGY; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 73-31-3, Mississippi Code of 1972, is amended as follows:

73-31-3. When used in this chapter, the word or term:

(a) "Board" means the Mississippi Board of Psychology.

(b) "Institution of higher education" means any regionally accredited institution of higher education in the United States, accredited by an accrediting body recognized by the U.S. Department of Education, including a professional school, that offers a full-time doctoral course of study in psychology that is acceptable to the board; for Canadian universities, such term means an institution of higher education is authorized by Provincial statute or Royal Charter to grant doctoral degrees.

(c) "Person" includes an individual, firm, partnership, association or corporation.

(d) "Practice of psychology" means the description, interpretation and modification of human behavior through the application of psychological principles and procedures. The
practice of psychology includes, but is not limited to, the assessment of personal characteristics such as intelligence, personality, ability, and other cognitive, behavioral and neuropsychological functioning, and efforts to change or improve symptomatic, maladaptive behavior or mental health through psychotherapy procedures including psychoanalysis, behavior therapy, biofeedback and hypnosis. Psychologists diagnose and treat mental and emotional disorders, disorders of habit and conduct, and disorders associated with physical illness or injury. Psychological services are provided to individuals, families, groups and the public. The practice of psychology shall be construed within the meaning of this definition without regard to whether payment is received for services rendered.

(e) "Psychologist" is a person who represents himself or herself to be a psychologist by using any title or description of services incorporating the words "psychological," "psychologist," "psychology," or who represents that he or she possesses expert qualification in any area of psychology, or offers to the public, or renders to individuals or to groups of individuals services defined as the practice of psychology by this chapter.

This section shall stand repealed from and after July 1, 2011.

SECTION 2. Section 73-31-5, Mississippi Code of 1972, is amended as follows:

73-31-5. There is created a Mississippi Board of Psychology consisting of seven (7) members who are citizens of the United States and residing in the State of Mississippi. One (1) member of the board shall be a person who is not a psychologist or a mental health professional but who has expressed a continuing interest in the field of psychology. Each board member shall otherwise be licensed under this chapter. At all times the board shall be composed of three (3) members who are
faculty at institutions of higher learning that grant doctoral
degrees, or staff or faculty of an American Psychological
Association approved doctoral level internship. Three (3) members
of the board shall be engaged in the professional practice of
psychology. The membership of the board shall reflect a diversity
of practice specialties.

(2) When the term of each psychologist member ends the
Governor shall, within thirty (30) days, appoint as his successor,
for a term of five (5) years, a psychologist who holds a doctoral
degree from an institution of higher education and who has been
licensed under this chapter. When the term of the member who is
not a psychologist ends, the Governor shall, within thirty (30)
days, appoint a qualified person as his successor for a term of
five (5) years. No board member shall serve for consecutive
terms. Any vacancy occurring in the board membership other than
by expiration of term shall be filled by the Governor by
appointment for the unexpired term of such member. All
appointments of psychologist members of the board shall be made
from a list containing the names of at least three (3) eligible
nominees for each vacancy submitted by the Mississippi
Psychological Association. Each board member shall receive a
certificate of appointment from the Governor before entering on
the discharge of his duties, and within thirty (30) days from the
effective date of his appointment shall subscribe an oath for the
faithful performance of his official duty before any officer
authorized to administer oaths in this state, and shall file the
same with the Secretary of State. To enable the board to have
regular, planned changes in membership the following one-time
changes in length of terms of board members is enacted:

   (a) One (1) of the two (2) practice members appointed
in 1998 will serve a three-year term.

   (b) The practice member appointed in 2002 will serve a
three-year term.
98  (c) One of the two (2) academic members appointed in 2002 will serve a four-year term.
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100  (3) The Governor may remove any board member for misconduct, incompetency, or neglect of duty after giving the board member a written statement of the charges and an opportunity to be heard thereon.
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102  (4) Each board member shall serve without compensation, but shall receive actual traveling and incidental expenses necessarily incurred while engaged in the discharge of official duties.
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104  This section shall stand repealed from and after July 1, 2011.
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106  SECTION 3. Section 73-31-7, Mississippi Code of 1972, is amended as follows:
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108  (1) The board shall annually elect from its membership a chairman and executive secretary at a meeting held during the last two (2) quarters of the fiscal year. The board shall meet at such other times as it deems necessary or advisable, or as deemed necessary and advisable by the chairman or a majority of its members or the Governor. Reasonable notice of all meetings shall be given in the manner prescribed by the board. A majority of the board shall constitute a quorum at any meeting or hearing; except that when only four (4) members are present, decisions not gaining unanimous support shall be decided by mail ballot to all board members within fifteen (15) days succeeding the board meeting. Any meeting at which the chairman is not present shall be chaired by his designee.
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110  (2) The board is authorized and empowered to:
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112  (a) Adopt and, from time to time, revise such rules and regulations not inconsistent with, and as may be necessary to carry into effect the provisions of this chapter.
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114  (b) Within the funds available, employ and/or contract with a stenographer and other personnel, and contract for
services, as are necessary for the proper performance of its work
under this chapter.

(c) Adopt a seal, and the executive secretary shall
have the care and custody thereof.

(d) Examine, license, and renew the license of duly
qualified applicants.

(e) Conduct hearings upon complaints concerning the
disciplining or licensing of applicants and psychologists.

(f) Deny, approve, withhold, revoke, suspend and/or
otherwise discipline applicants and licensed psychologists.

(g) Cause the prosecution and enjoiner of all persons
violating this chapter, and incur necessary expenses therefor.

(h) Charge a fee of not more than Two Hundred Fifty
Dollars ($250.00) to a qualified psychologist as determined by the
board who is applying for certification by the board to conduct
examinations in civil commitment proceedings.

(i) Purchase general liability insurance coverage,
including errors and omissions insurance, to cover the official
actions of the board members and suits against them in their
individual capacity. Such coverage shall be in an amount
determined by the board to be adequate, and the costs of such
insurance shall be paid out of any funds available to the board.

(j) Enter into agreements of reciprocity with other
states, jurisdictions and organizations.

(3) Within thirty (30) days after the close of each fiscal
year ending June 30, the board shall submit an official report,
reviewed and signed by all board members, to the Governor
concerning the work of the board during the preceding fiscal year.
The report shall include the names of all psychologists to whom
licenses have been granted; any cases heard and decisions rendered
in relation to the work of the board; the names, remuneration and
duties of any employees of the board; and an account of all monies
received and expended by the board.
This section shall stand repealed from and after July 1, 2011.

SECTION 4. Section 73-31-9, Mississippi Code of 1972, is amended as follows:

73-31-9. (1) All fees from applicants seeking licensing under this chapter and all license renewal fees received under this chapter shall be nonrefundable.

(2) The board shall charge an application fee to be determined by the board but not to exceed Three Hundred Dollars ($300.00) to applicants for licensing, and shall charge the applicant for the expenses incurred by the board for examination of the applicant.

(3) Every licensed psychologist in this state shall annually pay to the board a fee determined by the board but not to exceed Three Hundred Dollars ($300.00); and the executive secretary shall thereupon issue a renewal of the license for a term of one (1) year. The license of any psychologist who shall fail to renew during the month of July in each and every year shall lapse; the failure to renew the license, however, shall not deprive the psychologist of the right of renewal thereafter. Such lapsed license may be renewed within a period of two (2) years after such lapse upon payment of all fees in arrears. A psychologist wishing to renew a license which has been lapsed for more than two (2) years shall be required to reapply for licensure.

(4) On July 1, 1993, and every odd numbered year thereafter, no psychologist license shall be renewed unless the psychologist shows evidence of a minimum of twenty (20) clock hours of continuing education activities approved by the board.

(5) All fees and any other monies received by the board shall be deposited in a special fund that is created in the State Treasury and shall be used for the implementation and administration of this chapter when appropriated by the Legislature for such purpose. The monies in the special fund...
shall be subject to all provisions of the state budget laws that are applicable to special fund agencies, and disbursements from the special fund shall be made by the State Treasurer only upon warrants issued by the State Fiscal Officer upon requisitions signed by the chairman or executive secretary of the board. Any interest earned on this special fund shall be credited by the State Treasurer to the fund and shall not be paid into the State General Fund. Any unexpended monies remaining in the special fund at the end of a fiscal year shall not lapse into the State General Fund. The State Auditor shall audit the financial affairs of the board and the transactions involving the special fund at least once a year in the same manner as for other special fund agencies. This section shall stand repealed from and after July 1, 2011.

SECTION 5. Section 73-31-13, Mississippi Code of 1972, is amended as follows:

73-31-13. The board shall issue a license as a psychologist to each applicant who shall file an application upon a form and in such manner as the board prescribes, accompanied by such fee as is required by this chapter; and who furnishes evidence satisfactory to the board that he:

(a) Is at least twenty-one (21) years of age; and
(b) Is a citizen of the United States, a Canadian citizen applying for licensure under the terms of a reciprocity agreement, or has declared his intention to become a citizen. A statement by the applicant under oath that he is a citizen, a Canadian citizen applying for licensure under the terms of a reciprocity agreement, or that he intends to apply for citizenship when he becomes eligible to make such application, shall be sufficient proof of compliance with this requirement; and
(c) Is of good moral character; and
(d) Is not in violation of any of the provisions of this chapter and the rules and regulations adopted thereunder; and
(e) Holds a doctoral degree in psychology from an institution of higher education that is: regionally accredited by an accrediting body recognized by the U.S. Department of Education, or authorized by Provincial statute or Royal Charter to grant doctoral degrees: and from a program accredited by the American Psychological Association, or the Canadian Psychological Association. For graduates from newly established programs seeking accreditation or in areas where no accreditation exists, applicants for licensure shall have completed a doctoral program in psychology that meets recognized acceptable professional standards as determined by the board. For applicants graduating from doctoral level psychology training programs outside of the United States of America or Canada, applicants for licensure shall have completed a doctoral program in psychology that meets recognized acceptable professional standards as determined by the board; and

(f) Has two (2) years of supervised experience in the same area of emphasis as the academic degree, which includes an internship and one (1) year of supervised post-doctoral experience, that meet the standards of training as defined by the board. Each year (or equivalent) shall be comprised of at least two thousand (2,000) hours of actual work, to include direct service, training and supervisory time. A pre-doctoral internship may be counted as one (1) of the two (2) years of experience; and

(g) Demonstrates professional knowledge by passing a written (in this statute, the term "written" means either paper-and-pencil or computer-administered or computerized testing) and oral examination in psychology prescribed by the board; except that upon examination of credentials the board may, by unanimous consent, consider these credentials adequate evidence of professional knowledge.

Upon investigation of the application and other evidence submitted, the board shall, not less than thirty (30) days prior
to the examination, notify each applicant that the application and
evidence submitted is satisfactory and accepted or unsatisfactory
and rejected; if rejected, the notice shall state the reasons for
such rejection.

The place of examination shall be designated in advance by
the board, and such examination shall be given at such time and
place and under such supervision as the board may determine. The
examination used by the board shall consist of written tests and
oral tests, and shall fairly test the applicant's knowledge and
application thereof in those areas deemed relevant by the board.
These shall include, but not be limited to, the following:

history of psychology, statistical methods, experimental design,
personality theory and psychology of learning. In addition, the
applicant shall be required to demonstrate his knowledge and
application thereof in those areas deemed relevant to his
specialty and/or those services he intends to offer to the public.

The board shall evaluate the results from both the written
and oral examinations. The passing scores for the written and
oral examinations shall be established by the board in its rules
and regulations. In the event an applicant fails to receive
a passing score on the entire examination, he may reapply and
shall be allowed to take a subsequent examination. An applicant
who has failed two (2) successive examinations by the board may
not reapply until after two (2) years from the date of the last
examination failed. The board shall keep the written examination
scores, and an accurate transcript of the questions and answers
relating to the oral examinations, and the grade assigned to each
answer thereof, as part of its records for at least two (2) years
subsequent to the date of examination.

If any psychologist duly licensed under this chapter shall,
by virtue of additional training and experience, become qualified
to practice in a specialty other than that for which he was deemed
competent at the time of initial licensing, and wishes to offer
such service under the provisions of this chapter, he shall at the
time of annual renewal of licenses submit additional credentials
and be given the opportunity to demonstrate his knowledge and
application thereof in areas deemed relevant to his specialty.
The board may charge a reasonable fee for evaluating these
credentials and the applicant's knowledge.

This section shall stand repealed from and after July 1, 2011.

Each application or filing made under this section shall
include the social security number(s) of the applicant in
accordance with Section 93-11-64.

SECTION 6. Section 73-31-14, Mississippi Code of 1972, is
amended as follows:

73-31-14. Applicants who have met all the educational and
internship requirements for licensure as stated in Section
73-31-13, and in the board's rules and regulations, may, during
their post-doctoral year of supervision, apply for a provisional
license. Each applicant for provisional licensure shall file an
application upon a form and in such a manner as the board
prescribes accompanied by a fee equal to that required for
permanent licensure. The provisional license will be issued upon
passage of the EPPP examination at the level established by the
board in its rules and regulations and equivalent to that required
for permanent licensure.

The provisional license is valid only for psychological
services rendered as part of the post-doctoral year of supervision
and is not valid for nonsupervised independent practice. Initial
provisional licensure and renewal fees shall be equivalent to
those established for permanent licensure. A provisional license
may only be renewed one (1) time.

A provisional license carries all the weights and privileges
of licensure except for the requirement of continued supervision.
Provisional licensees are subject to the same Mississippi laws and
board rules and regulations, including continuing education requirements, that govern permanent licensees. The board may revoke or suspend a provisional license at any time the board determines that requirements of supervised experience are not being met.

Upon satisfactory completion of the post-doctoral year of supervision (in a manner equal to that required of applicants for permanent licensure), applicants holding provisional licenses may apply for the oral exam, by filing an application upon a form and in such a manner as the board prescribes accompanied by a fee equal to that required by the board. Successful passage of the oral examination will lead to the issuance of a permanent license without the requirement of additional fees with the exception of renewal fees as required of all other licensees. Applicants who fail the oral exam must surrender their provisional license but may retake the oral exam according to requirements specified by the board in its rules and regulations governing oral examinations.

Applicants who have satisfactorily completed all requirements for licensure, with exception of passage of the oral examination, may, upon application for licensure, request a temporary license valid until the next administration of the oral examination. A temporary license cannot be issued to anyone who has failed the oral exam or has had their license suspended or revoked by the board. Rules and procedures for issuance of temporary licenses shall be established by the board in its rules and regulations.

Applicants awaiting licensure in Mississippi are prohibited from practice of psychology without a provisional or temporary license issued by the board except in cases where specific written permission to practice is granted by the board.

SECTION 7. Section 73-31-15, Mississippi Code of 1972, is amended as follows:

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361 73-31-15. Upon application accompanied by fee the board may, without written * * * examination, issue a license to any person who furnishes, upon a form and in such manner as the board prescribes, evidence satisfactory to the board that he (1) is licensed or certified as a psychologist by another state, territorial possession of the United States, District of Columbia, Commonwealth of Puerto Rico or Canadian Province if the requirements for such license or certification are the substantial equivalent of this chapter, or (2) * * * is a diplomate in good standing of the American Board of Examiners in Professional Psychology; or (3) is licensed in a jurisdiction that is a party to an agreement for reciprocity with the State of Mississippi, and meets the terms and conditions for reciprocity as specified in the agreement; or (4) possesses a valid Certificate of Professional Qualification (CPQ) granted by the Association of State and Provincial Psychology Boards; or (5) surrendered a valid Mississippi license which had been held in good standing for not less than twenty (20) years.

SECTION 8. Section 73-31-19, Mississippi Code of 1972, is amended as follows:

73-31-19. The board shall issue a license signed by the chairman and executive secretary of the board whenever an applicant has been successfully qualified as provided in this chapter. A copy of such license, so certified by the executive secretary as a true copy, shall be filed in the office of the clerk of the circuit court in the county in which the licentiate resides.

SECTION 9. Section 73-31-21, Mississippi Code of 1972, is amended as follows:

73-31-21. (1) The board, by an affirmative vote of at least four (4) of its seven (7) members, shall withhold, deny, revoke or suspend any license issued or applied for in accordance with the provisions of this chapter, or otherwise discipline a licensed
psychologist, upon proof that the applicant or licensed psychologist:

(a) Has violated the current code of ethics of the American Psychological Association or other codes of ethical standards adopted by the board; or

(b) Has been convicted of a felony or any offense involving moral turpitude, the record of conviction being conclusive evidence thereof; or

(c) Is using any narcotic or any alcoholic beverage to an extent or in a manner dangerous to any other person or the public, or to an extent that such use impairs his ability to perform the work of a professional psychologist with safety to the public; or

(d) Has impersonated another person holding a psychologist license or allowed another person to use his license; or

(e) Has used fraud or deception in applying for a license or in taking an examination provided for in this chapter; or

(f) Has accepted commissions or rebates or other forms of remuneration for referring clients to other professional persons; or

(g) Has allowed his name or license issued under this chapter to be used in connection with any person or persons who perform psychological services outside of the area of their training, experience or competence; or

(h) Is legally adjudicated mentally incompetent, the record of such adjudication being conclusive evidence thereof; or

(i) Has willfully or negligently violated any of the provisions of this chapter. The board may recover from any person disciplined under this chapter, the costs of investigation, prosecution, and adjudication of the disciplinary action.
(2) Notice shall be effected by registered mail or personal service setting forth the particular reasons for the proposed action and fixing a date not less than thirty (30) days nor more than sixty (60) days from the date of such mailing or such service, at which time the applicant or licentiate shall be given an opportunity for a prompt and fair hearing. For the purpose of such hearing the board, acting by and through its executive secretary, may subpoena persons and papers on its own behalf and on behalf of the applicant or licentiate, may administer oaths and may take testimony. Such testimony, when properly transcribed, together with such papers and exhibits, shall be admissible in evidence for or against the applicant or licentiate. At such hearing applicant or licentiate may appear by counsel and personally in his own behalf. Any person sworn and examined by a witness in such hearing shall not be held to answer criminally, nor shall any papers or documents produced by such witness be competent evidence in any criminal proceedings against such witness other than for perjury in delivering his evidence. On the basis of any such hearing, or upon default of applicant or licentiate, the board shall make a determination specifying its findings of fact and conclusions of law. A copy of such determination shall be sent by registered mail or served personally upon the applicant or licentiate. The decision of the board denying, revoking or suspending the license shall become final thirty (30) days after so mailed or served unless within that period the licentiate appeals the decision to the chancery court, pursuant to the provisions hereof, and the proceedings in chancery shall be conducted as other matters coming before the court. All proceedings and evidence, together with exhibits, presented at such hearing before the board in the event of appeal shall be admissible in evidence in the court.

(3) The board may subpoena persons and papers on its own behalf and on behalf of the respondent, may administer oaths and
may compel the testimony of witnesses. It may issue commissions
to take testimony, and testimony so taken and sworn to shall be
admissible in evidence for and against the respondent. The board
shall be entitled to the assistance of the chancery court or the
chancellor in vacation, which, on petition by the board, shall
issue ancillary subpoenas and petitions and may punish as for
contempt of court in the event of noncompliance therewith.

(4) Every order and judgment of the board shall take effect
immediately on its promulgation unless the board in such order or
judgment fixes a probationary period for applicant or licentiate.
Such order and judgment shall continue in effect unless upon
appeal the court by proper order or decree terminates it earlier.
The board may make public its order and judgments in such manner
and form as it deems proper. It shall, in event of the suspension
or revocation of a license, direct the clerk of the circuit court
of the county in which that license was recorded to cancel such
record.

(5) Nothing in this section shall be construed as limiting
or revoking the authority of any court or of any licensing or
registering officer or board, other than the Mississippi Board of
Psychology, to suspend, revoke and reinstate licenses and to
cancel registrations under the provisions of Section 41-29-311.

(6) Suspension by the board of the license of a psychologist
shall be for a period not exceeding one (1) year. At the end of
this period the board shall reevaluate the suspension, and shall
either reinstate or revoke the license. A person whose license
has been revoked under the provisions of this section may reapply
for license after more than two (2) years have elapsed from the
date such denial or revocation is legally effective.

(7) In addition to the reasons specified in subsection (1)
of this section, the board shall be authorized to suspend the
license of any licensee for being out of compliance with an order
for support, as defined in Section 93-11-153. The procedure for
suspension of a license for being out of compliance with an order for support, and the procedure for the reissuance or reinstatement of a license suspended for that purpose, and the payment of any fees for the reissuance or reinstatement of a license suspended for that purpose, shall be governed by Section 93-11-157. Actions taken by the board in suspending a license when required by Section 93-11-157 or 93-11-163 are not actions from which an appeal may be taken under this section. Any appeal of a license suspension that is required by Section 93-11-157 or 93-11-163 shall be taken in accordance with the appeal procedure specified in Section 93-11-157 or 93-11-163, as the case may be, rather than the procedure specified in this section. If there is any conflict between any provision of Section 93-11-157 or 93-11-163 and any provision of this chapter, the provisions of Section 93-11-157 or 93-11-163, as the case may be, shall control.

(8) This section shall stand repealed from and after July 1, 2011.

SECTION 10. Section 73-31-23, Mississippi Code of 1972, is amended as follows:

73-31-23. (1) It shall be a misdemeanor:

(a) For any person not licensed under this chapter to represent himself as a psychologist or practice psychology in the manner prescribed in Section 73-31-3 of this chapter; or

(b) For any person to represent himself as a psychologist or practice psychology in the manner prescribed in Section 73-31-3 of this chapter during the time that his license as a psychologist shall be suspended or revoked or lapsed; or

(c) For any person to otherwise violate the provisions of this chapter.

Such misdemeanor shall be punishable, upon conviction, by imprisonment for not more than sixty (60) days or by a fine of not more than Three Hundred Dollars ($300.00), or by both such fine and imprisonment. Each violation shall be deemed a separate
offense. Such misdemeanor shall be prosecuted by the district
attorney of the judicial district in which the offense was
committed in the name of the people of the State of Mississippi.

(2) Any entity, organization or person, including the board,
yany member of the board, and its agents or employees, acting in
good faith and without malice, who makes any report or information
available to the board regarding violation of any of the
provisions of this chapter, or who assists in the organization,
investigation or preparation of any such report or information or
assists the board in carrying out any of its duties or functions
provided by law, shall be immune from civil or criminal liability
for such acts.

The immunity granted pursuant to the provisions of this
subsection shall not apply to and shall not be available to any
psychologist who is the subject of any report or information
relating to a violation by such psychologist of the provisions of
this chapter.

This section shall stand repealed from and after July 1, 2011.

SECTION 11. Section 73-31-27, Mississippi Code of 1972, is
amended as follows:

73-31-27. (1) Nothing in this chapter shall be construed to
limit:

(a) The activities, services, and use of an official
title on the part of a person in the employ of a federal, state,
county or municipal agency, or of other political subdivisions, or
any educational institution chartered by the state, insofar as
such activities, services and use of an official title are a part
of the duties of his office or position with such agency or
institution; or

(b) The activities, services and use of an official
title on the part of a person in the employ of an exempt
organization (in any state) who may be employed by another exempt
organization for a consulting fee; or

(c) The activities and services of a student, intern or
trainee in psychology pursuing a course of study in psychology at
an institution of higher education, if these activities and
services constitute a part of his supervised course of study; or

(d) The services and activities of members of other
professional groups licensed or certified by the State of
Mississippi who perform work of a psychological nature consistent
with their training, work experience history, and with any code of
ethics of their respective professions, provided they do not hold
themselves out to be psychologists. The practice of psychology as
defined by this act overlaps with the activities of other
professional groups and it is not the intent of this act to
regulate the activities of these professional groups.

(2) Individuals certified by the Mississippi State
Department of Education may use appropriate titles such as "school
psychologist," "certified school psychologist," "educational
psychologist" or "psychometrist" only when employed by and
practicing in school or educational * * * settings.

(3) Lecturers from any school or college may utilize their
academic or research title when invited to present lectures to
institutions or organizations.

* * *

This section shall stand repealed from and after July 1, 2011.

SECTION 12. This act shall take effect and be in force from