

**PROPOSED REGULATION OF THE  
BOARD OF PSYCHOLOGICAL EXAMINERS**

**LCB FILE NO. R170-18I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 06/26/2018**

1. Except as otherwise provided in subsection 3 and NRS 641.243, every notice, decision, advisory opinion, declaratory order or other document to be served by the Board will be served by mail or delivery in person at the last known address of the person on record with the Board. Service thereof by mail shall be deemed complete when a true copy of the document, properly addressed and stamped, is deposited in the United States mail.

2. Every document required to be served by a party must be served by mail or delivery in person. Service thereof by mail shall be deemed complete when a true copy of the document, properly addressed and stamped, is deposited in the United States mail.

3. Service upon an unlicensed person pursuant to NRS 641.2705 is completed by sending the citation and/or order to cease and desist to the person by regular and certified mail to the person's last known mailing address.

4. Following the entry of an appearance by an attorney for a party, all notices, pleadings and orders to be served thereafter upon the party must be served upon his or her attorney and such service is, for all purposes, valid service upon the party represented.

5. A psychologist shall communicate with clients in a professional manner.

6. A psychologist shall not engage in communication or conduct with a patient that constitutes sexual harassment.

7. As used in this section, "sexual harassment" means unwelcome sexual advances, requests for sexual favors, or other speech or physical conduct of a sexual nature that has the purpose or effect of unreasonably interfering with the psychologist-client relationship or otherwise makes the client feel intimidated or offended or creates a hostile or uncomfortable environment for the client.

8. *All licensee and applicants must report to the Board, within 30 days:*

*1. Any criminal conviction or pending criminal action initiated in this State or any other state or by the Federal Government, a branch of the Armed Forces of the United States or any local or federal jurisdiction of a foreign country. Minor traffic violations are not required to be reported to the Board.*

*2. Any action taken against any professional license that they possess in this State or any other state or pending administrative action initiated in this State or any other state.*

*3. Any pending civil action filed against them relating to their practice as a psychologist in this State or any other state or any federal court.*

*4. The issuance of any protection order for domestic violence entered against the licensee or applicant initiated in this State or any other state or by the Federal Government, a branch of the Armed Forces of the United States or any local or federal jurisdiction of a foreign country. The Executive Director or his or her designee will review the report and investigate it in the manner used for the investigation if he or she deems necessary. The licensee or applicant may be asked for additional information about this event, and making a report as required by this*

*section does not automatically mean the Board will take disciplinary action against the licensee or applicant. Failure to report a qualifying event under this provision is grounds for disciplinary action.*

[May already have regulation relating to the italicized issue, but just to make sure.]