

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY
NRS 233B.066
LCB FILE R114-19**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 641.

1. A clear and concise explanation of the need for the adopted regulation.

This regulation establishes requirements for applications for licensure as a psychologist submitted by an applicant who has completed a training program outside the United States that is not accredited by the American Psychological Association.

This regulation establishes the criteria to determine whether a training program is completed within the United States for the purposes of this regulation.

Finally, this regulation requires such an applicant to submit certain documentation to the Board and to obtain an evaluation of his or her academic credentials from the National Register of Health Service Psychologists, unless the evaluation requirement is waived by the Board.

2. A description of how public comment was solicited, a summary of public response, and an explanation how other interested person may obtain a copy of the summary.

Notices of workshop and notices of intent to act upon the regulation were sent to persons who were known to have interest in the application requirements of psychologists in the state of Nevada, as well as any specific person who requested notification regarding regulation changes. Such distribution included further information on how to receive a free copy of the proposed regulation. These documents were also made available through the website of the Board of Psychological Examiners, psyexam.nv.gov or by directly emailing the Board office NBOP@govmail.state.nv.us, mailed to all county libraries in Nevada and posted at the following locations. (Posting was contingent upon those buildings being open to the public during Governor Sisolak's Emergency Mandate to Stay at Home for Nevada.):

Board of Psychological Examiners
4600 Kietzke Lane B-116
Reno, Nevada 89502

Office of the Attorney General
Grant Sawyer Building
555 E. Washington Ave., Suite 3900
Las Vegas, Nevada 89101

Office of the Attorney General
100 N. Carson St.
Carson City, Nevada 89701

Carson City City Hall
201 N. Carson St., Suite 2
Carson City, Nevada 89701

A workshop was held to discuss language changes to the current NAC 641 on November 13, 2020, and the minutes of the meeting, which can be obtained through contacting the Board office or locating them on the Board's website Psyexam.nv.gov, contain a summary of the discussion held regarding the proposed language change. No written or public comment was submitted.

Thereafter, on or about January 10, 2021, the Board of Psychological Examiners issued a Notice of Intent to Act Upon a Regulation which incorporated in the proposed amendment that was discussed at the above workshop. On February 12, 2021, a public hearing was held, where the Board of Psychological Examiners received no testimony. The Board of Psychological Examiners approved adoption of the proposed regulation R114-19 with no changes. Three members of the public spoke about the regulation but offered no opposition to adoption of the regulation at any of the above dates.

3. The number of persons who:

(a) Attended each hearing:	November 13, 2020 - 17; February 12, 2021 - 8
(b) Testified at each hearing:	November 13, 2020 - 0; February 12, 2021 - 3
(c) Submitted to the agency written comments:	November 13, 2020 - 0; February 12, 2021 - 2

4. A list of names and contact information, including telephone number, business address, business telephone number, e-mail address, and name of entity or organization represented for each person identified above in #3, as provided to the agency;

November 13, 2020:

None

February 12, 2021:

Robert Mirabella, Testified
Alicia Brown, Testified

5. A description of how comment was solicited from affected business, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Comments were solicited from affected businesses in the same manner as they were solicited from the public. The request for input regarding impact was sent to all licensees of the Board of Psychological Examiners. The summary of the discussion by the Board may be obtained through the minutes; which can be obtained through contacting the Board office or locating them on the Board's website, psyexam.nv.gov. Two letters of written comment were submitted in regarding the change.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

Comment from the public recommended removal of U.S. territories from consideration as part of training within the United States. Comment from the public recommended removal of Sections 3 and 4 which would require outside evaluation of foreign training. The Board concluded that evaluation from an appropriate organization, such as the National Register of Health Service Psychologists, provides an added layer of protection to the public as Board staff are not trained to conduct such evaluation.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be state separately, and each case must be included:

***Economic effects on regulated businesses:**

- a) Adverse, immediate: There are no estimated adverse effects from this regulation.
Adverse, long-term: There are no estimated adverse effects from this regulation.
- b) Beneficial, immediate: There are no estimated economic effects in this regulation.
Beneficial, long-term: There are no estimated economic effects in this regulation.

***Economic effects on public:**

- a) Adverse, immediate: There are no estimated economic effects in this regulation.
Adverse, long-term: There are no estimated economic effects in this regulation.
- b) Beneficial, immediate: There are no estimated economic effects in this regulation.
Beneficial, long-term: There are no estimated economic effects in this regulation.

8. The estimated cost to the agency for enforcement of the adopted regulation.

There will be no increased cost of enforcement.

9. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explain why the duplication or overlapping is necessary. If the regulation

overlaps or duplicates a federal regulation, the name of the regulating federal agency.

The Board is not aware of any overlapping or duplicating of federal or state regulations.

10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

There are no federal regulations that apply.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

There are no new fees nor increases to an existing fee.

Regulation adopted on February 12, 2021.