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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2002



# ENROLLED

## House Bill No. 4507

(By Delegates Paxton, Poling, Dempsey, Romine,  
Swartzmiller, Susman and Louisos)



Passed March 8, 2002

In Effect Ninety Days from Passage

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### H. B. 4507

(BY DELEGATES PAXTON, POLING, DEMPSEY, ROMINE,  
SWARTZMILLER, SUSMAN AND LOUISOS)

[Passed March 8, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article twenty-one, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to enabling school psychologists to practice school psychology within the scope of their employment with a permit issued by the Department of Education.

*Be it enacted by the Legislature of West Virginia:*

That section three, article twenty-one, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

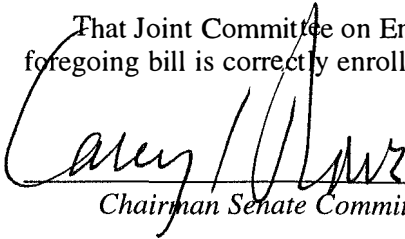
#### ARTICLE 21. PSYCHOLOGISTS; SCHOOL PSYCHOLOGISTS.

**§30-21-3. License required; firms, associations and corporations engaging in the practice of psychology.**

1       (a) No person shall engage in, offer to engage in, or hold  
2 himself or herself out to the public as being engaged in, the  
3 practice of psychology in this state, nor shall any person use in  
4 connection with any trade, business, profession or occupation,  
5 except in those instances specifically excluded from the  
6 definition of the practice of psychology by subparagraphs (1),  
7 (2), (3), (4) and (6), subdivision (e), section two of this article,  
8 the word “psychologist,” “psychology,” “psychological” or any  
9 other title, word or abbreviation which induces or tends to  
10 induce the belief that such person is qualified to engage or is  
11 engaged in the practice of psychology, unless and until he or  
12 she shall first obtain a license or temporary permit to engage in  
13 the practice of psychology in accordance with the provisions of  
14 this article, which license or temporary permit remains unex-  
15 pired, unsuspended and unrevoked: *Provided*, That such license  
16 or temporary permit shall not be required for an individual who  
17 is the holder of a school psychology certificate or permit issued  
18 by the West Virginia department of education and who is  
19 engaged in the practice of school psychology solely within the  
20 scope of employment as a school board employee: *Provided*,  
21 *however*, That no such license or temporary permit shall be  
22 required for a psychologist who is not a resident of this state,  
23 who is the holder of a license or certificate to engage in the  
24 practice of psychology issued by a state with licensing or  
25 certification requirements determined by the board to be at least  
26 as great as those provided in this article, who has no regular  
27 place of practice in this state and who engages in the practice of  
28 psychology in this state for a period of not more than ten days  
29 in any calendar year.

30       (b) No firm, association or corporation shall, except  
31 through a licensee or licensees, render any service or engage in  
32 any activity which if rendered or engaged in by any individual  
33 would constitute the practice of psychology.


That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
Chairman Senate Committee

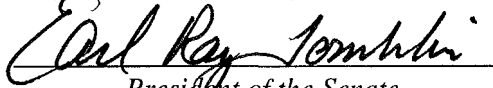
  
Chairman House Committee

Originating in the House.

In effect ninety days from passage.

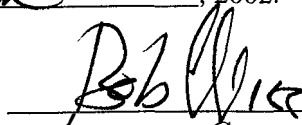
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within is approved this the 21st  
day of March, 2002.

  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/15/02

Time 5:20 pm