

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 499**

Introduced by Morfeld, 46.

Read first time January 22, 2019

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Psychology Practice Act; to amend
- 2 sections 38-3105 and 38-3129, Reissue Revised Statutes of Nebraska;
- 3 to redefine a term; to provide requirements for psychological
- 4 services as prescribed; and to repeal the original sections.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-3105, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 38-3105 Code of conduct means a version of the American  
4 Psychological Association Ethical Principles of Psychologists and Code of  
5 Conduct as adopted by the board that set of regulatory rules of  
6 professional conduct which has been adopted by the board to protect the  
7 public welfare by providing rules that govern a professional's behavior  
8 in the professional relationship.

9 Sec. 2. Section 38-3129, Reissue Revised Statutes of Nebraska, is  
10 amended to read:

11 38-3129 (1) A psychologist and any supervisee ~~anyone under his or~~  
12 ~~her supervision~~ shall conduct their ~~his or her~~ professional activities in  
13 conformity with the code of conduct.

14 (2) A psychologist shall not accept a professional role that is  
15 outside the psychologist's scope of competence.

16 (3) A psychologist shall not accept a professional role when the  
17 psychologist has a conflict of interest that could adversely affect the  
18 provision of such services. A psychologist shall decline to provide  
19 services in a manner consistent with the code of conduct.

20 (4) When a psychologist is unable to provide a professional service  
21 with an established patient, the psychologist shall make a professional  
22 referral, taking into consideration the patient's condition, needs,  
23 abilities, and circumstances, in a manner that protects the safety of the  
24 patient and the public.

25 Sec. 3. Original sections 38-3105 and 38-3129, Reissue Revised  
26 Statutes of Nebraska, are repealed.