

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 634

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO PSYCHOSOCIAL REHABILITATION SERVICES; AMENDING TITLE 54, IDAHO
2 CODE, BY THE ADDITION OF A NEW CHAPTER 40, TITLE 54, IDAHO CODE, TO
3 PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO PROVIDE FOR A STATE
4 BOARD OF PSYCHOSOCIAL REHABILITATION SPECIALIST EXAMINERS, TO PROVIDE
5 FOR POWERS AND DUTIES OF THE BOARD, TO PROVIDE FOR EXEMPTIONS FROM
6 CERTAIN LICENSING REQUIREMENTS AND FOR NONAPPLICABILITY, TO PROVIDE
7 FOR THE SCOPE OF PRACTICE, TO PROVIDE FOR A LICENSURE DEADLINE AND
8 FOR LICENSE APPLICATIONS, TO PROVIDE FOR DISPOSITION OF RECEIPTS AND
9 FOR PAYMENT OF EXPENSES, TO PROVIDE REQUIREMENTS FOR A LIMITED PERMIT
10 AND FOR LICENSURE, TO PROVIDE FOR LICENSING FEES AND FOR DURATION OF
11 LICENSES, TO PROVIDE FOR LIMITED PERMITS, TO PROVIDE FOR A CODE OF
12 PROFESSIONAL CONDUCT, TO PROVIDE FOR GROUNDS FOR REFUSAL TO ISSUE,
13 REFUSAL TO RENEW, SUSPENSION OR REVOCATION OF A LICENSE AND FOR
14 PROCEDURE, TO PROVIDE FOR PRIVILEGED COMMUNICATIONS, TO PROVIDE WHEN
15 A LICENSE IS REQUIRED, TO PROVIDE FOR ENFORCEMENT AND TO PROVIDE FOR A
16 PENALTY.
17

18 Be It Enacted by the Legislature of the State of Idaho:

19 SECTION 1. That Title 54, Idaho Code, be, and the same is hereby amended
20 by the addition thereto of a NEW CHAPTER, to be known and designated as
21 Chapter 40, Title 54, Idaho Code, and to read as follows:

22 CHAPTER 40
23 PSYCHOSOCIAL REHABILITATION SPECIALIST

24 54-4001. LEGISLATIVE INTENT. The practice of community-based
25 psychosocial rehabilitation services in this state is hereby declared
26 to affect the public health, safety and welfare, and be subject to
27 regulation and control in the public interest. Recognizing that: (a)
28 the delivery of community-based psychosocial rehabilitation services
29 involves the application of a special knowledge of social learning theory,
30 cognitive science, life-span developmental theory and knowledge of
31 psychosocial rehabilitation principles; (b) the design and oversight of
32 such psychosocial rehabilitation must be based on academic research and
33 evidence based practices which include consumers as well as practitioners
34 as decision makers; (c) the practice of psychosocial rehabilitation
35 must convey to consumers a sense of hope and respect, be culturally
36 sensitive, recognize and build on strengths so that to the full extent
37 possible, consumers can exercise their rights of citizenship, make social,
38 occupational, educational, residential, intellectual, spiritual and
39 financial decisions, enabling them to accept the responsibilities and
40 opportunities that come with being a member of a community; and (d) making
41 mental health services readily accessible to all, utilizing natural

1 supports within communities and promoting physical health and wellness
2 may be beneficial both to the outcome of rehabilitation, to the fiscal
3 concerns of the state and to the lives of those receiving services, it
4 is the legislative intent and purpose of this chapter to protect the
5 public by setting standards of qualification, education, training and
6 experience and professional competence for those who engage in the practice
7 of community-based psychosocial rehabilitation services.

8 54-4002. DEFINITIONS. In this chapter:

9 (1) "Board" means the state board of psychosocial rehabilitation
10 specialist examiners.

11 (2) "Candidate in good standing" means an individual who holds a
12 limited permit issued by the board, is actively pursuing completion
13 of the community-based psychosocial rehabilitation services training
14 requirements and is in compliance with all required timelines, guidelines
15 and ethical standards as set forth in this chapter or determined by the board
16 and may be designated as a candidate in good standing (PSRC).

17 (3) "Community-based" means in the community or communities at large
18 where the participant lives or interacts. Community-based services are not
19 to include services provided in public correctional institutions.

20 (4) "Community-based psychosocial rehabilitation services" means
21 a range of social interactions, psycho-educational, occupational and
22 behavioral interventions that are performed in a community-based setting.
23 The focus of these interventions is to increase the mental well-being, role
24 performance and community functioning of adults with serious and persistent
25 mental illness (SPMI) and to enhance their recovery. For children with
26 serious emotional disturbances (SED), services are focused on increasing
27 resiliency and developing skills that they would have appropriately
28 developed had they not developed SED. Community-based psychosocial
29 rehabilitation services includes services aimed at long-term recovery,
30 resiliency and self-sufficiency and is focused on helping individuals
31 develop skills needed to increase their capacity to be successful and
32 satisfied in the living, working, learning and social environments.

33 (5) "Community-based psychosocial rehabilitation services training
34 requirements" means the examination, supervised practice and continuing
35 education requirements set forth in section 54-4009(2), Idaho Code.

36 (6) "Lay member" means an individual who is not employed in any mental
37 health field, married to any mental health professional or the owner or
38 partial owner of any mental health facility.

39 (7) "Licensed psychosocial rehabilitation specialist" or "LPSRS"
40 means any individual who is licensed under this chapter to practice
41 community-based psychosocial rehabilitation services as set forth in this
42 chapter and within the scope of practice set forth in this chapter. An
43 individual who meets the requirements of this subsection may be designated
44 as a licensed psychosocial rehabilitation specialist or LPSRS.

45 (8) "Limited permit" means the permit granted by the board to an
46 individual who meets the educational requirements for licensure pursuant
47 to section 54-4009(1), Idaho Code, after that individual has submitted
48 a board-approved application. A limited permit allows that individual
49 to provide community-based psychosocial rehabilitation services subject

1 to supervised practice while the individual completes the requirements
2 pursuant to section 54-4009, Idaho Code.

3 (9) "Psychotherapy" means treatment methods using a specialized,
4 formal interaction between a master's level or above licensed mental
5 health professional and an individual, couple, family or group in which
6 a therapeutic relationship is established, maintained or sustained to
7 understand:

8 (a) Unconscious processes;

9 (b) Intrapersonal, interpersonal and psychosocial dynamics; and

10 (c) The diagnosis and treatment of mental, emotional and behavioral
11 disorders, conditions and additions.

12 (10) "Scope of practice" means the range of community-based
13 psychosocial rehabilitation services as set forth in section 54-4006, Idaho
14 Code, and performed in a community-based setting.

15 (11) "State" means any state of the United States, the District of
16 Columbia, Puerto Rico, the United States Virgin Islands and Guam; provided
17 that "this state" means the state of Idaho.

18 (12) "Supervised practice" means the delivery of community-based
19 psychosocial rehabilitation services under the oversight and guidance of
20 another professional who meets the qualifications as a supervisor and who
21 exercises authority over the supervisee.

22 (13) "Supervisor" means an individual who holds a minimum of a
23 master's degree and a current license in a mental health related field
24 or certification from the United States psychiatric rehabilitation
25 association as a certified psychiatric rehabilitation specialist.

26 54-4003. STATE BOARD OF PSYCHOSOCIAL REHABILITATION SPECIALIST
27 EXAMINERS. (1) There is hereby created in the bureau of occupational
28 licenses the board of psychosocial rehabilitation specialist examiners. It
29 shall be the duty of the board to administer the provisions of this chapter.

30 (2) The board shall consist of six (6) members.

31 (a) Effective July 1, 2010, initial appointments to the board shall be
32 for the following terms:

33 (i) Two (2) members for a term ending in one (1) year;

34 (ii) Two (2) members for a term ending in two (2) years; and

35 (iii) Two (2) members for a term ending in three (3) years.

36 The initial six (6) members of the board shall consist of two (2)
37 licensed mental health professionals holding a minimum of a master's
38 degree, at least one (1) of whom shall hold a clinical endorsement
39 in the member's field of practice, one (1) lay member and three (3)
40 members currently active in the field of community-based mental health
41 services, who shall be required to obtain licensure under this chapter
42 by January 1, 2012, unless they hold a current license in a different
43 mental health discipline.

44 (b) After the licensure requirement date of January 1, 2012, the
45 members of the board shall consist of:

46 (i) Two (2) licensed mental health professionals holding a
47 minimum of a master's degree, one (1) of whom shall hold a clinical
48 endorsement in that member's field of practice;

49 (ii) One (1) lay member; and

1 (iii) Three (3) members currently active in the field of
 2 community-based mental health services who are licensed pursuant
 3 to this chapter or hold a current license in a different mental
 4 health discipline.

5 (3) Board members shall be appointed by the governor and shall serve
 6 at the pleasure of the governor. All terms, following the initial terms set
 7 forth in subsection (2) (a) of this section, shall be for a period of three
 8 (3) years. No board member shall serve more than two (2) consecutive terms.
 9 Whenever a vacancy occurs, the governor shall appoint a qualified person
 10 to fill the vacancy for the unexpired term after reviewing and considering
 11 nominations that have been submitted to him.

12 (4) Each member of the board shall:

13 (a) Be a resident of this state;

14 (b) At the time of appointment, have been actively engaged in the field
 15 of mental health services for at least one (1) of the last three (3)
 16 years; and

17 (c) Have at least five (5) years of experience in the practice of mental
 18 health services.

19 (5) The board shall, within sixty (60) days after the effective date of
 20 this chapter, and annually thereafter, hold a meeting and elect a chairman
 21 and vice chairman from among its members. The chairman shall preside at
 22 all meetings of the board. If the chairman is unable to serve, an election
 23 by a majority vote of the board shall determine the person who will serve
 24 as chairman for that fiscal year. The board shall meet at such other times
 25 as deemed necessary and advisable by the chairman, or by a majority of its
 26 members, or by the governor. Notice of all meetings shall be given in the
 27 manner prescribed by law. A majority of the members of the board shall
 28 constitute a quorum.

29 (6) Each member of the board shall be compensated as provided by section
 30 59-509(m), Idaho Code.

31 54-4004. POWERS AND DUTIES OF THE BOARD. The board shall have the
 32 following powers and duties:

33 (1) Promulgate, adopt and amend rules to administer and carry out the
 34 provisions of this chapter and for the conduct of its affairs, provided that
 35 such rules shall be promulgated in accordance with the provisions of chapter
 36 52, title 67, Idaho Code.

37 (2) Receive applications for licensure, determine the qualifications
 38 of persons applying for licensure, provide licenses to applicants qualified
 39 pursuant to this chapter and renew, suspend, revoke, otherwise discipline
 40 and reinstate licenses.

41 (3) Establish and collect fees for:

42 (a) Examination of applicants;

43 (b) Licensure; and

44 (c) Renewal of licenses.

45 (4) Maintain a list of the names and addresses of all persons holding a
 46 limited permit or licensed pursuant to this chapter.

47 (5) Authorize, by written agreement, the bureau of occupational
 48 licenses to act as an agent for the board.

1 (6) Prescribe by rule the minimum amount and kind of continuing
2 education to be required for each licensee seeking renewal of a license
3 pursuant to this chapter.

4 (7) Seek input from appropriate academic institutions within this
5 state in the formulation of examinations and training.

6 (8) Establish by rule an inactive license status.

7 (9) Take such action as may be necessary to enforce the provisions of
8 this chapter and to regulate the practice of community-based psychosocial
9 rehabilitation services.

10 (10) Investigate complaints against persons who are licensed pursuant
11 to this chapter.

12 54-4005. EXEMPTIONS FROM CERTAIN LICENSING REQUIREMENTS --
13 NONAPPLICABILITY. (1) An individual with prior experience or certification
14 and who meets the educational requirements set forth in section 54-4009(3),
15 Idaho Code, shall be eligible for licensure as follows:

16 (a) An individual who currently holds certification as a psychosocial
17 rehabilitation specialist or similar certification from the United
18 States psychiatric rehabilitation association or similar nationally
19 recognized psychiatric rehabilitation certification program shall
20 be eligible for immediate licensure as a licensed psychosocial
21 rehabilitation specialist upon application for licensure, proof of
22 said certification and payment of required fees.

23 (b) An individual who is currently employed as a psychosocial
24 rehabilitation specialist by an Idaho medicaid approved provider
25 and, by July 1, 2010, has provided a minimum of two (2) years of
26 community-based psychosocial rehabilitation services shall be
27 immediately eligible to sit for the board-approved comprehensive
28 examination and shall be eligible for licensure as a licensed
29 psychosocial rehabilitation specialist upon passing said examination,
30 proof of said employment, application for licensure and payment of
31 required fees.

32 (c) An individual who is currently employed as a psychosocial
33 rehabilitation specialist by an Idaho medicaid approved provider
34 and, by July 1, 2010, has provided a minimum of one (1) and not more
35 than two (2) years of community-based psychosocial rehabilitation
36 services shall be considered a candidate in good standing (PRSC) and
37 shall be eligible to apply for licensure as a licensed psychosocial
38 rehabilitation specialist upon proof of:

39 (i) Said employment;

40 (ii) Completion of a minimum of an additional twenty (20) hours
41 of psychosocial rehabilitation specific continuing education
42 credits approved by the board;

43 (iii) A minimum of one (1) additional year of supervised practice
44 consisting of no less than seven hundred fifty (750) hours of
45 direct community-based psychosocial rehabilitation services; and

46 (iv) Sitting for and scoring a passing grade as defined by the
47 board, on the final, comprehensive examination approved by the
48 board.

1 (2) Nothing in this chapter shall be construed to apply to the
2 activities and services of licensed or credentialed members of other
3 professions, such as physicians, psychologists, registered nurses, social
4 workers, marriage and family counselors, licensed counselors or drug and
5 alcohol counselors performing duties consistent with the laws of this state,
6 their training and any code of ethics of their professions.

7 54-4006. SCOPE OF PRACTICE. (1) The scope of practice of
8 community-based psychosocial rehabilitation services shall include:

- 9 (a) Basic living skills development, including:
10 (i) Basic household management;
11 (ii) Basic nutrition, health, personal care and hygiene;
12 (iii) Personal safety;
13 (iv) Time management skills;
14 (v) Money management skills;
15 (vi) Transportation utilization; and
16 (vii) Community resource awareness and utilization;
- 17 (b) Psychosocial skills training, including:
18 (i) Symptom management skills;
19 (ii) Problem solving skills;
20 (iii) Communication skills;
21 (iv) Self-empowerment;
22 (v) Self-management; and
23 (vi) Social and communication skills;
- 24 (c) Therapeutic socialization, including:
25 (i) Gaining and/or developing appropriate social interaction
26 skills;
27 (ii) Understanding the importance of healthy leisure time;
28 (iii) Accessing community recreational facilities and resources;
29 (iv) Physical fitness;
30 (v) Social and recreational skills and opportunities; and
31 (vi) Harm reduction and relapse prevention strategies;
- 32 (d) Community reintegration, including:
33 (i) Face-to-face verbal prompting of self-administering
34 medications as they have been prescribed by a licensed
35 professional of the healing arts;
36 (ii) Assisting the participant, when they are unable to do so
37 due to an exacerbation in symptoms, in maintaining or obtaining
38 services; and
39 (iii) Working with the participant's legal guardian to provide
40 follow-up and support actions that facilitate the participant's
41 positive response to services;
- 42 (e) Intake assessment;
43 (f) Functional assessment;
44 (g) Formulation of individual treatment or service plans;
45 (h) Collateral contact;
46 (i) Group skills training; and
47 (j) Crisis intervention services.

1 (2) All community-based psychosocial rehabilitation services provided
2 by a licensed psychosocial rehabilitation specialist must be supervised by a
3 professional meeting the qualifications as a supervisor.

4 (3) A written, individualized treatment or service plan must be
5 developed for each participant receiving community-based psychosocial
6 rehabilitation services and all services provided must be within the scope
7 of that treatment or service plan.

8 (4) The scope of practice excludes the practice of psychotherapy.

9 54-4007. DEADLINE FOR LICENSURE -- APPLICATION. (1) A license shall
10 be required for the practice of community-based psychosocial rehabilitation
11 services as of January 1, 2012.

12 (2) All applications for initial licenses and for renewal of licenses
13 pursuant to this chapter shall be made to the board upon a form provided by
14 the board, and all such applications shall be in accordance with the rules
15 promulgated by the board under the provisions of this chapter.

16 54-4008. DISPOSITION OF RECEIPTS -- PAYMENT OF EXPENSES. (1) All
17 moneys received pursuant to the provisions of this chapter shall be
18 deposited in the state treasury to the credit of the occupational licenses
19 fund.

20 (2) All expenses incurred pursuant to the provisions of this chapter
21 shall be paid from the occupational licenses fund.

22 54-4009. REQUIREMENTS FOR LIMITED PERMIT AND FOR LICENSURE. (1) A
23 person applying for a limited permit shall submit satisfactory evidence to
24 the board of the person's graduation from a nationally accredited university
25 with a minimum of a baccalaureate degree in a behavioral science, human
26 science or human services related field.

27 (2) An individual who holds a limited permit (PSRC) must remain a
28 candidate in good standing by completing the following community-based
29 psychosocial rehabilitation services training requirements:

30 (a) Within the first ninety (90) days following the date of issuance of
31 the limited permit, the candidate must complete the initial competency
32 examinations with a passing grade as defined by the board.

33 (b) In no less than two (2) and no more than (3) years from the date
34 of licensure, the candidate must complete the following training
35 requirements:

36 (i) A minimum of forty (40) hours of psychosocial rehabilitation
37 specific continuing education credits approved by the board;

38 (ii) A minimum of two (2) years of supervised practice consisting
39 of no less than one thousand five hundred (1,500) hours of direct
40 community-based psychosocial rehabilitation services; and

41 (iii) Apply for, sit for and complete with a passing grade, as
42 defined by the board, a final, comprehensive examination approved
43 by the board.

44 (c) If the candidate holding the limited permit fails to complete the
45 training requirements in the mandated timelines, that person's permit
46 shall be temporarily suspended for a period of not more than six (6)
47 months during which time the person:

- 1 (i) May complete the remaining training requirements; but
2 (ii) Shall not be eligible to provide community-based
3 psychosocial rehabilitation services.

4 (d) If the candidate holding the limited permit fails to complete
5 the training requirements within the six (6) month suspension period,
6 such person's limited permit to practice shall be terminated. If a
7 person who has had a limited permit terminated for failure to complete
8 training requirements wishes to reapply for a limited permit, such
9 person shall be required to complete the entire licensure and training
10 procedure starting with application to the board for a limited permit
11 and completion of the initial competency examination with a passing
12 grade, as defined by the board.

13 (3) A person applying for licensure as a licensed psychosocial
14 rehabilitation specialist shall submit satisfactory evidence of the
15 following to the board:

16 (a) Graduation from a nationally accredited university with a minimum
17 of a baccalaureate degree in a behavioral science, human science or
18 human services related field;

19 (b) Completion of the community-based psychosocial rehabilitation
20 services training requirements as set forth in subsection (2) of this
21 section; and

22 (c) Completion, with a passing grade as defined by the board, of the
23 final, comprehensive examination as approved by the board; or

24 (d) Status of qualification for licensure pursuant to section 54-4005,
25 Idaho Code.

26 54-4010. LICENSING FEES -- DURATION OF LICENSES. (1) Licensing fees
27 shall be as follows:

28 (a) Each person submitting an application for licensure to practice
29 community-based psychosocial rehabilitation services shall pay an
30 application fee, as determined by the rules of the board, which shall
31 not exceed two hundred fifty dollars (\$250) and which shall include the
32 original license fee.

33 (b) Each person licensed to practice community-based psychosocial
34 rehabilitation services shall pay a license renewal fee, not to exceed
35 two hundred fifty dollars (\$250) as determined by the rules of the
36 board.

37 (2) All licenses issued under the provisions of this chapter shall
38 be subject to annual renewal on the anniversary of the licensee's date
39 of birth and shall expire unless renewed in the manner prescribed by the
40 board regarding applications for renewal, continuing education, and fees.
41 Renewal shall be in accordance with the requirements of section 67-2614,
42 Idaho Code.

43 54-4011. LIMITED PERMITS. (1) A limited permit may be granted to an
44 individual who has completed the education requirements of this chapter
45 and has submitted a board-approved application. The permit shall allow a
46 person to practice community-based psychosocial rehabilitation services
47 subject to supervised practice. This permit shall be valid until the person

1 is issued a license as a psychosocial rehabilitation specialist pursuant to
2 the requirements imposed by this chapter.

3 (2) A limited permit may be issued by the board to an applicant who is
4 currently licensed and in good standing to practice in another state and
5 meets the requirements for licensure by endorsement of the other state while
6 the application is being processed by the board.

7 (3) The limited permit shall be subject to annual renewal as long as the
8 holder of the limited permit remains a candidate in good standing.

9 54-4012. CODE OF PROFESSIONAL CONDUCT. The board may prepare and/or
10 adopt a code of professional conduct and may revise and amend such code from
11 time to time.

12 54-4013. GROUNDS FOR REFUSAL TO ISSUE, REFUSAL TO RENEW, SUSPENSION
13 OR REVOCATION OF A LICENSE -- PROCEDURE. (1) The board may restrict, refuse
14 to issue, refuse to renew, suspend or revoke any license or limited permit
15 issued pursuant to this chapter, or take other disciplinary action and may
16 impose a fine not to exceed one thousand dollars (\$1,000), upon proof, after
17 a hearing, that the licensed person has engaged in any of the following
18 conduct:

19 (a) Conviction of a felony, or of any offense involving moral
20 turpitude.

21 (b) Habitual drunkenness or addiction to habit-forming drugs, either
22 of which impair the ability to perform his work with or without danger to
23 himself or the public he serves.

24 (c) Gross incompetency.

25 (d) For violation of any of the provisions of this chapter or any of the
26 rules promulgated by the board under the authority of this chapter.

27 (e) Fraud or deceit in connection with services rendered as a licensed
28 psychosocial rehabilitation specialist or a candidate in good standing
29 or in establishing qualifications for licensure or limited permit
30 pursuant to this chapter.

31 (f) Aiding or abetting any person not licensed or qualified under this
32 chapter in the practice of community-based psychosocial rehabilitation
33 services in this state.

34 (g) Failing to be licensed or continuing to represent himself as
35 licensed after the expiration of his license.

36 (h) Being found guilty of unprofessional conduct by the rules
37 established by the board.

38 (i) Failing to comply with any of the provisions of this chapter.

39 (2) A license will not be allowed an individual whose license, limited
40 permit, certification or registration has been revoked or suspended in this
41 or any other state and in this or any other related field. Such an individual
42 may not be licensed under this chapter unless the period of revocation or
43 suspension has been completed and the board has conducted a competency
44 review and determined that an acceptable degree of rehabilitation has been
45 accomplished.

46 (3) The chief of the bureau of occupational licenses shall have the
47 power to appoint, by an order in writing, any competent person to take
48 testimony who shall have power to administer oaths, issue subpoenas and

1 compel the attendance of witnesses, and the decision of the board shall be
2 based on examination of the testimony taken and the records produced.

3 (4) Unless otherwise ordered by the board, any person whose license or
4 limited permit has been revoked may, after the expiration of two (2) years
5 from the date of such revocation, but not before, apply for a new license.

6 (5) All proceedings under this section shall be conducted pursuant to
7 chapter 67, title 52, Idaho Code.

8 54-4014. PRIVILEGED COMMUNICATIONS. No person licensed under the
9 provisions of this chapter shall disclose any information he may have
10 acquired from persons consulting him in his professional capacity that was
11 necessary to enable him to render services in his professional capacity to
12 those persons, except:

13 (1) With the written consent of that person or, in the case of death
14 or disability, of his own personal representative, other person authorized
15 to sue, or the beneficiary of an insurance policy on his life, health or
16 physical condition;

17 (2) That a person licensed under the provisions of this chapter shall
18 not be required to treat as confidential communication that reveals the
19 contemplation or execution of a crime or harmful act;

20 (3) When the person is a minor under the laws of this state, and the
21 information acquired by the licensee indicates that the minor was the victim
22 or subject of a crime, the licensee may testify fully in relation thereto
23 upon any examination, trial, or other proceeding in which the commission of
24 such a crime is the subject of the inquiry;

25 (4) When the person waives the privilege by bringing charges against
26 the licensee; or

27 (5) Communications between any member of an evaluation committee and a
28 respondent as prescribed by section 66-406(9), Idaho Code.

29 54-4015. WHEN LICENSE IS REQUIRED. (1) No person shall engage in the
30 practice of community-based psychosocial rehabilitation services as a
31 candidate in good standing unless he holds a limited permit or as a licensed
32 psychosocial rehabilitation specialist unless he is licensed pursuant to
33 this chapter.

34 (2) No person shall be represented as a licensed psychosocial
35 rehabilitation specialist or candidate in good standing by use of the
36 titles community-based psychosocial rehabilitation specialist, candidate
37 in good standing or licensed community-based psychosocial rehabilitation
38 specialist, PSR specialist, licensed PSR specialist or any other title
39 or similar designation that includes such words, or by adding the letters
40 "PSRC" or "LPSRS" unless licensed under the provisions of this chapter.

41 (3) Notwithstanding the provisions of subsections (1) and (2) of this
42 section, nothing within this chapter shall be construed to prevent any
43 person from doing work within the standards and ethics of their respective
44 professions.

45 54-4016. ENFORCEMENT. It shall be the right and duty of the attorney
46 general or the prosecuting attorneys of the various counties to represent
47 and appear for the people of this state and the board in all actions and

1 proceedings involving any question under this chapter or under any order or
2 act of said board and perform such other services as required.

3 54-4017. PENALTY. Any person who engages in the scope of practice of
4 a psychosocial rehabilitation specialist without a license or an exemption
5 from licensure as provided for by this chapter or the rules of the board shall
6 be guilty of a misdemeanor.