

Edits offered on October 14<sup>th</sup>, 2024 by:

Nate Jones, Ph.D., NCSP.

NH OPLC Licensed Psychologist

NH NHED Licensed School Psychologist

Nate\_Jones@hotmail.com

Bridget Jameson, Psy.D., NCSP

NH OPLC Licensed School Psychologist-Doctoral

NHED Licensed School Psychologist

Jameson.bridget@gmail.com

Notable comments

• 501.02.e

- Clarification of this section is needed. How does this impact a dual licensed person doing an evaluation, paid directly by a school district, at their private office? And, how does it impact a person working for a community mental health agency under insurance billing who is co-located in a school? Is it more matter of funding than location?
- For example, if a dual licensed professional contracts with a school to evaluate a student and performs some evaluation tasks at their office and some at the school, how do they know which ethical standards apply. I suggest that work paid by a school for a dual licensed person, and is covered by FERPA, is covered by NASP ethics regardless of practice location. I defer wording to the committee.

• 502.03

- This section is overall confusing. It is related to RSA 329-B:15-1.I.V, but the wording changes from the RSA mean they potentially conflict.
- 502.03.(a): I suggest a clarification. The goal of this is to say that school psychologists can work with students when that work is associated with the school. This may happen in the community, such an internship or field trip, but it is still for the school. Further clarification if needed is deferred to the committee.
- 502.03 (b) I suggest deleting this section entirely. Changes to section 1 to clarify practice settings will be sufficient and this section may only serve to confuse the reader.
  - If this section is kept, it needs to be reworded as the RSA says we cannot work with a student outside of the school in these fashions and these regulations say we can.

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**Readopt with amendment Psyc 501.01, effective 11/4/16 (Document #12035), to read as follows:**

Psyc 501.01 Obligation to Obey. All psychologists **and school psychologists** shall be bound to the ethical standards set forth in this part. Disciplinary sanctions ~~may~~ **shall** be imposed for violation of any ~~such~~ standards.

**Readopt with amendment Psyc 501.02, effective 11/4/16 (Document #13575), to read as follows:**

Psyc 501.02 Psychologist Code of Ethics.

(a) A psychologist not practicing in a school shall adhere to all ethical standards of the “Ethical Principles of Psychologists and Code of Conduct (Ethics Code)” of the APA, effective June 1, 2003, as amended, effective January 1, 2017, as specified in Appendix B.

(b) A psychologist shall adhere to the following standards:

- (1) A psychologist shall provide honest and accurate information in reports;
- (2) A psychologist shall refrain from any behavior a reasonable person would interpret as exploiting the practitioner-patient relationship in a sexual way; and
- (3) A psychologist shall not terminate a therapeutic relationship for the purpose of circumventing any provision of the code of ethics imposed by this subsection.

(c) A psychologist providing electronic and remote delivery of services shall adhere to the

- following:
- (1) All ethical and professional standards;
  - (2) All New Hampshire laws and rules governing the profession; and
  - (3) The “Guidelines for the Practice of Telepsychology” published by the American Psychological Association (APA) published 2013.

(d) A school psychologist shall adhere to all ethical standards of the “Principles for Professional Ethics” of the National Association of School Psychologists (NASP), effective 2020, as specified in Appendix B.

(e) Those individuals licensed as both a psychologist and a school psychologist shall adhere to the code of ethics appropriate for the practice setting and nature of professional activity.

**Commented [NJ1]:** See page 1, clarification of this section is needed

**Adopt Psyc 502.02 and Psyc 502.03 to read as follows:**

Psyc 502.02 School Psychologists Code of Ethics.

(a) The school psychologist shall:

- (1) Respect the dignity and rights of all persons;

- (2) Engage only in professional practices that maintain the dignity of all with who they work;
- (3) Respect the autonomy of all persons and their right to self-determination;
- (4) Adhere to all state and federal rules regarding privacy;
- (5) Demonstrate a commitment to just, equitable, and fair treatment of all persons;
- (6) Respect the rights of persons to participate in decisions affecting their own welfare.

Psyc 502.03 School Psychologist-Doctoral or School Psychologist-Specialist Practice Settings.

(a) Unless otherwise licensed under another provision of the board a licensed school psychologist-doctoral or licensed school psychologist-specialist shall be limited to providing services in those settings that are provided in or for an educational institution ~~unless those services provided outside the school relates to the licensee's student.~~

~~(b) School psychologist doctoral or school psychologist specialist licensed under this section shall not provide services outside the school setting unless the services are directly related to the student's improvement of school functioning including but not limited to:~~

- ~~(1) Learning;~~
- ~~(2) Development;~~
- ~~(3) Social and emotional functioning; and~~
- ~~(4) Behavior;~~

**Commented [NJ2]:** This section is confusing, see pg 1

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**Commented [NJ3]:** This section is confusing, and potentially conflicts with RSA329-B:15-a.I.V. I suggest deleting as it isn't needed here

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APPENDIX A

Rule	Specific State Statute the Rule Implements
Psyc 501.01	RSA 329-B:10, VII
Psyc 501.02	RSA 329-B:10, VII
Psyc 502.02	RSA 329-B:10 XIV
Psyc 502.03	RSA 329-B:10 XIV

**APPENDIX B  
INCORPORATION BY REFERENCE INFORMATION**

<b>RULE</b>	<b>TITLE</b>	<b>OBTAIN AT</b>
Psyc 501.02(a)	“Ethical Principles of Psychologists and Code of Conduct (Ethics Code)” of the APA, Effective June 1, 2023, as amended, effective January 1, 2017	American Psychological Association 750 First St. NE Washington, DC 20002-4242 (800) 374-2721 or (202) 336-5500 The document is available for download at no cost at: <a href="#">APA Ethical Principles of Psychologists and Code of Conduct (2017)</a>
Psyc 501.02(c)	“Guidelines for the Practice of Telepsychology” of the American Psychological Association, December 2013	American Psychological Association 750 First St. NE Washington, DC 20002-4242 (800) 374-2721 or (202) 336-5500 The document is available for download at no cost at: <a href="#">Guidelines for the Practice of Telepsychology (apa.org)</a>
Psyc 501.02(d)	“Principles for Professional Ethics” of the National Association of School Psychologists (NASP), effective 2020, Pages 39 through 57	National Association of School Psychologists 4340 East West Highway, Suite 402 Bethesda, Md 20814 (866) 331-6277 or (301) 657-0270. The document is available for download at no cost at: <a href="#">C:\Users\tina.m.kelley\Downloads\2020 Professional Standards Web.pdf</a>