

**Title 20—DEPARTMENT OF
COMMERCE AND INSURANCE
Division 2235—State Committee of Psychologists
Chapter 5—Rules of Conduct**

PROPOSED AMENDMENT

20 CSR 2235-5.030 Ethical Rules of Conduct. The State Committee of Psychologists is adding paragraph 8 to (9)(C), amending (10)(A), amending (12)(A) and adding paragraph 3 to (14)(D).

PURPOSE: These additions and amendments are to provide clarity in respect to each topic.

(9) Protecting Confidentiality of Clients.

(C) Disclosure of Confidential Information. The psychologist shall disclose confidential information to others only with the informed written consent of the client with the exceptions as set forth here.

1. Disclosure without informed written consent. The psychologist may disclose confidential information without the informed written consent of the client when the psychologist judges that disclosure is necessary to protect against a clear and substantial risk of imminent serious harm being inflicted by the client on the client or on another person. In that case, the psychologist shall disclose the confidential information only to appropriate professional workers, public authorities, the potential victim, the family, or both, of the client. When the client is an organization, disclosure shall be made only after the psychologist has made a reasonable and unsuccessful attempt to have the problems corrected within the organization.
2. Use of interpreters. Psychologists using the services of an interpreter shall obtain informed consent from the client/patient to use that interpreter, shall ensure that confidentiality of test results and test security are maintained, and include in recommendation reports and diagnostic or evaluative statements, including forensic testimony, discussion or any limitations on the data obtained.
3. Legally dependent clients. At the beginning of a professional relationship, to the extent that the client can understand, the psychologist shall inform a client who is below the age of majority or who has a legal guardian of the limit the law imposes on the right of confidentiality with respect to his/her communications with the psychologist.
4. Multiple clients. When service is rendered to more than one (1) client during a joint session, for example to a family or a couple or a parent and child or a group, the psychologist shall, at the beginning of the professional relationship, clarify to all parties the manner in which confidentiality will be handled. All parties shall be given opportunity to discuss and to accept whatever limitations of confidentiality will be adhered in the situation.
5. Release of confidential information. The psychologist may release confidential information upon court order, as defined in section (2) of this rule, or to conform with

state or federal law or regulation.

6. Abuse reports of abuse of children and vulnerable adults. The psychologist shall be familiar with any relevant law concerning the reporting of abuse of children and vulnerable adults, and shall comply with the law.
7. Discussion of client information among professionals. When rendering psychological services as part of a team or when interacting with other appropriate professionals concerning the welfare of the client, the psychologist may share confidential information about the client provided the psychologist takes reasonable steps to assure that all persons receiving the information are informed about the confidential nature of the information and abide by the rules of confidentiality.
- 8. Disclosure of client information to the committee. When requested by the committee, the psychologist shall release all patient records responsive to the request to the State Committee of Psychologists. The committee will maintain such records as closed and confidential records pursuant to sections 324.001.8 and 324.017, RSMo.**

(10) Integrity and Representation of Title and Services.

- (A) Display of License. The psychologist shall display [*prominently on the premises of the professional practice the psychologist's*] the current Missouri license to practice psychology **at the primary work environment or show the license upon request.**

(12) Assessment Procedures.

- (A) Competent Use of Assessment Techniques. The psychologist shall use, administer and interpret psychological assessment techniques competently and maintain current knowledge about research developments and revisions concerning the techniques that are used. **The psychologist shall incorporate and use the most recent version of an examination within one (1) year of its publication. The psychologist may, based upon their professional judgement, utilize a previous version of an examination if it will provide a more thorough and diagnostically appropriate result.**

(14) Aiding Unauthorized Practice.

- (D) Providing Supervision. The psychologist shall exercise appropriate supervision over supervisees, as set forth in the regulations of the committee.
 1. In academic and supervisory relationships, psychologists establish timely and specific processes for providing feedback to students and supervisees. Information regarding the process is provided to the student and supervisees at the beginning of supervision.
 2. Psychologists evaluate students and supervisees on the basis of their actual performance on relevant and established program requirements.
 - 3. Psychologists licensed in Missouri may supervise individuals pursuing Missouri licensure in all behavioral health disciplines in Chapter 337, RSMo, as well as students, trainees, and other individuals seeking professional guidance but not actively pursuing licensure. Supervision provided pursuant to this subdivision shall comply with the requirements for the respective profession as well as the statutory and regulatory requirements of licensed psychologists. Psychologists**

shall clearly identify all such supervisees and fully document all supervision activities.

*AUTHORITY: sections 337.030, [RSMo Supp. 2005] and 337.050.9. RSMo [2000] **Supp. 2022.*** This rule originally filed as 4 CSR 235-5.030. Original rule filed July 2, 1991, effective Feb. 6, 1992. Amended: Filed Nov. 13, 1992, effective July 8, 1993. Moved to 20 CSR 2235-5.030, effective Aug. 28, 2006. Rescinded and readopted: Filed July 17, 2006, effective Feb. 28, 2007. Amended: Filed Dec. 12, 2022.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE COST: This proposed amendment would not cost private entities more than \$500 in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Committee of Psychologists, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-0661 or via email at scop@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*