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DIVISION 2. HEALING ARTS [500 - 4999.129] (*Division 2 enacted by Stats. 1937, Ch. 399.*)

CHAPTER 13.5. Licensed Educational Psychologists [4989.10 - 4989.70] (*Chapter 13.5 added by Stats. 2006, Ch. 659, Sec. 20.*)

ARTICLE 4. Regulation [4989.46 - 4989.52] (*Article 4 added by Stats. 2006, Ch. 659, Sec. 20.*)

4989.46. A licensee shall give written notice to the board of a name change, providing both the old and new names. The written notice shall be submitted to the board within 30 days of the issuance of a new government-issued photographic identification. The licensee shall certify the information is correct by signing a statement under penalty of perjury. A copy of both of the following documents evidencing the change shall be submitted with the notice:

- (a) A current government-issued photographic identification.
- (b) The legal document authorizing the name change, such as a court order or a marriage certificate.

(Amended by Stats. 2017, Ch. 573, Sec. 10. (SB 800) Effective January 1, 2018.)

4989.47. Any licensed educational psychologist who conducts a private practice under a fictitious business name shall not use any name that is false, misleading, or deceptive, and shall inform the patient, prior to the commencement of treatment, of the name and license designation of the owner or owners of the practice.

(Added by Stats. 2021, Ch. 647, Sec. 41. (SB 801) Effective January 1, 2022.)

4989.48. A licensee shall display their license in a conspicuous place in the licensee's primary place of practice when rendering professional clinical services in person.

(Amended by Stats. 2024, Ch. 160, Sec. 7. (SB 1024) Effective January 1, 2025.)

4989.49. "Advertising," as used in this chapter, includes, but is not limited to, any public communication as defined in subdivision (a) of Section 651, the issuance of any card, sign, or device to any person, or the causing, permitting, or allowing of any sign or marking on, or in, any building or structure, or in any newspaper, magazine, or directory, or any printed matter whatsoever, with or without any limiting qualification. Signs within religious buildings or notices in bulletins from a religious organization mailed to a congregation shall not be construed as advertising within the meaning of this chapter.

(Added by Stats. 2009, Ch. 307, Sec. 54. (SB 821) Effective January 1, 2010.)

4989.50. Except as authorized by this chapter, it is unlawful for any person to practice educational psychology or use any title or letters that imply that he or she is a licensed educational psychologist unless, at the time of so doing, he or she holds a valid, unexpired, and unrevoked license issued under this chapter.

(Added by Stats. 2006, Ch. 659, Sec. 20. Effective January 1, 2007.)

4989.51. (a) A licensed educational psychologist shall retain a client's health service records for a minimum of seven years from the date therapy is terminated. If the client is a minor, the client's health service records shall be retained for a minimum of seven years from the date the client reaches 18 years of age. Health service records may be retained in either a written or an electronic format.

(b) This section shall apply only to the records of a client whose therapy is terminated on or after January 1, 2015.

(Added by Stats. 2014, Ch. 312, Sec. 2. (SB 578) Effective January 1, 2015.)

4989.52. All consideration, compensation, or remuneration received by the licensee shall be in relation to professional counseling services actually provided by the licensee. Nothing in this section shall prevent collaboration among two or more licensees in a case.

However, no fee shall be charged for that collaboration, except when disclosure of the fee has been made to the client.

(Added by Stats. 2006, Ch. 659, Sec. 20. Effective January 1, 2007.)