

**HOUSE BILL NO. 139**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE JAMES

Introduced: 3/16/99

Referred: Labor and Commerce, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act authorizing certain psychologists to prescribe and use controlled  
2 substances within their practice of psychology."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** AS 08.80.157(j) is amended to read:

5 (j) This section does not apply to the offices of physicians, osteopaths,  
6 podiatrists, physician assistants, advanced nurse practitioners, dentists, veterinarians,  
7 dispensing opticians, psychologists, or optometrists.

8 \* **Sec. 2.** AS 08.80.400 is amended to read:

9 **Sec. 08.80.400. Other licensees not affected.** This chapter does not affect the  
10 practice of medicine by a licensed medical doctor and does not limit a licensed  
11 medical doctor, osteopath, podiatrist, physician assistant, advanced nurse practitioner,  
12 dentist, veterinarian, dispensing optician, psychologist, or optometrist in supplying a  
13 patient with any medicinal preparation or article within the scope of the person's  
14 license.

1 \* **Sec. 3.** AS 08.86 is amended by adding a new section to read:

2 **Sec. 08.86.132. License endorsement.** (a) The board may issue a license  
3 endorsement authorizing a psychologist to prescribe and use a controlled substance  
4 within the scope of the practice of psychology if the applicant for the endorsement has

5 (1) within the five-year period immediately preceding application for  
6 the endorsement,

7 (A) completed a program of didactic instruction acceptable to  
8 the board that consisted of at least 300 contact hours and included the  
9 following core areas of instruction: neuroscience, pharmacology,  
10 psychopharmacology, physiology, pathophysiology, appropriate and relevant  
11 physical and laboratory assessment, and clinical pharmacotherapeutics; and

12 (B) obtained relevant supervised clinical experience with at least  
13 100 patients under the direction of a qualified practitioner as determined by the  
14 board; and

15 (2) passed an examination approved by the board that tested the  
16 applicant's knowledge in the areas described in (1)(A) of this subsection.

17 (b) An endorsement under this section expires or is revoked or suspended at  
18 the same time as the license to which it attaches. The endorsement may be renewed  
19 upon satisfactory completion of continuing education requirements established by the  
20 board by regulation.

21 (c) The board shall annually transmit to the Board of Pharmacy a list of  
22 psychologists who have endorsements under this section and shall notify the Board of  
23 Pharmacy in a timely manner upon termination, suspension, or reinstatement of an  
24 endorsement.

25 (d) A pharmacist or pharmaceutical supplier may supply a psychologist with  
26 a controlled substance upon presentation of evidence that the psychologist holds an  
27 endorsement under this section.

28 (e) In this section, "controlled substance" has the meaning given in  
29 AS 11.71.900.

30 \* **Sec. 4.** AS 08.86.180(c) is amended to read:

31 (c) Nothing in this chapter authorizes a person licensed as a psychologist to

1 engage in the practice of medicine, as defined by the laws of the state, **but a**  
2 **psychologist with an endorsement under AS 08.86.132 may prescribe and use a**  
3 **controlled substance within the scope of the practice of psychology.**