

**65-4212. Exclusions.** The provisions of this act shall not be construed as prohibiting:

- (a) Gratuitous care of the mentally ill, emotionally disturbed or people with intellectual disability by friends or members of the family;
- (b) The practice of mental health technology by students enrolled in approved courses of mental health technology;
- (c) The practice of mental health technology by graduates of an approved course in mental health technology who are practicing as mental health technicians pending the results of the first licensing examination scheduled by the board following graduation;
- (d) Practice by short-term trainees exploring the practice of mental health technology as a prospective vocation;
- (e) Service conducted in accordance with the practice of the tenets of any religious denomination in which persons of good faith rely solely upon spiritual means or prayer in the exercise of their religion to prevent or cure disease;
- (f) The practice of any legally qualified mental health technician of this state or another who is employed by the United States government of any bureau, division or agency thereof, while in the discharge of official duties;
- (g) Temporary assistance in the therapeutic care of patients where adequate medical, nursing and/or other supervision is provided;
- (h) Subsidiary workers in hospitals or related institutions from assisting in the nursing care of patients where adequate medical and nursing supervision is provided; and
- (i) The employment of psychiatric aides who have received at least three months instruction in an approved basic aide training program and who work under the supervision of licensed personnel.

**History:** (L. 1973, ch. 308, § 12; L. 1976, ch. 281, § 1; L. 2012, ch. 91, § 45; July 1.)