

Mr. JACOBS. Would you agree that the word "medical" indicates the treatment of organic disorders?

Dr. CUMMINGS. Yes, it certainly includes that, but it, of course, goes without saying that the psychiatrist is a bona fide member of the medical profession.

Mr. JACOBS. I do not think anything goes without saying. Having practiced law for a good many years, I can say that judges do not agree that it goes without saying when it comes to a written law.

Dr. CUMMINGS. I think——

Mr. JACOBS. That is our problem.

Dr. CUMMINGS. I say that psychiatrists are members of the medical profession, and, therefore, the term "medical" does, indeed, refer to all of those areas of medicine which are in medicine.

Mr. JACOBS. You see, we lawyers seldom admit this, but the fact of the matter is that there isn't anything just terribly magic about the law. It deals with the same English language, in the case of the United States, that everybody else speaks, and we would like to think that by throwing in a few a fortiori's and res ipso loquitur's that we are sounding important and mysterious, but we must, in the end, if we want to write statutes, speak the human language to govern human problems. That is the reason I am very concerned that we pick our terms carefully, so that some judge somewhere along the line will understand, again to use the parlance of the day, that it is told as it is.

PSYCHOTHERAPY

The term "psychotherapy", which is, in this bill, applied to defining the practice of psychology gives me a little trouble. I take it that psychotherapy means a treatment of some illness or disease. Does that give any of you gentlemen any problem? Could you enlighten me a little bit about the use of the word "therapy"?

Dr. MELTZER. It is diagnosing, not practicing medicine; when he diagnoses——

Mr. JACOBS. Is he being therapeutic?

Dr. MELTZER. I am just trying to suggest a word, as you pointed out. I do not think there is too big of an issue in the sense that the psychiatrist says that the psychologist uses psychotherapy. It would be very hard to find disagreement about that fact. Of course, it is backed up by the fact that the United States Government spends a great deal of money training psychologists to do psychotherapy through the Public Health Service, NIH, and so on. The question is: What is psychotherapy?

Mr. JACOBS. We want to have something in the record.

Dr. MELTZER. May I read a definition from Random House's Definitions of the English Language?

Psychotherapy is described as a method of curing psychological abnormalities by psychological techniques. I think this is the basic kind of notion that this is a generic term that involves: How do you handle psychological problems in a psychological manner? How do you change a person where there are no psychological problems no longer manifested? This is what is involved.

Psychotherapy does involve a relationship between two people, one of whom is the expert in human behavior, and the other is a person