
Call to Order – James Werth, Jr., Ph.D, Board Chair

- Welcome and Introductions / Roll Call
- Mission of the Board
- Emergency Egress Procedures

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Adoption of Agenda

Public Comment

The Board will receive public comment related to agenda items at this time. The Board will not receive comment on any pending regulation process for which a public comment period has closed or any pending or closed complaint or disciplinary matter.

Approval of Minutes

- Board Meeting – April 13, 2021*
- Stakeholder’s Meeting – July 29, 2021*

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Agency Director Report – David E. Brown, D.C.

Chair Report – Dr. Werth

Legislation and Regulatory Actions – Elaine Yeatts, DHP Sr. Policy Analyst

- Chart on Regulatory Actions

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Presentation from Health Care Workforce Data Center: Licensed Clinical Psychologists

2021 – Yetty Shobo, Ph.D., Deputy Director, Healthcare Workforce Data Center

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Staff Reports

Executive Director’s Report – Jaime Hoyle, JD, Executive Director for the Boards of Counseling, Psychology and Social Work

- Financials
- PSYPACT Commission Report

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Discipline Report – Jennifer Lang, Deputy Executive Director, Boards of Counseling, Psychology, and Social Work

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Licensing Report – Charlotte Lenart, Deputy Executive Director of Licensing for the Boards of Counseling, Psychology, and Social Work

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Election of Officers - Jaime Hoyle

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Committee Reports

Regulatory Committee Report – J.D. Ball, Ph.D.

Board of Health Professions Report – Herb Stewart, Ph.D.

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Next Meeting – December 14, 2021

Adjournment

*Requires a Board Vote

This information is in **DRAFT** form and is subject to change. The official agenda and packet will be approved by the public body at the meeting and will be available to the public pursuant to Virginia Code Section 2.2-3708(D).



Virginia Department of
Health Professions
Board of Psychology

MISSION STATEMENT

Our mission is to ensure safe and competent patient care by licensing health professionals, enforcing standards of practice, and providing information to health care practitioners and the public.

**VIRGINIA BOARD OF PSYCHOLOGY
QUARTERLY FULL BOARD
DRAFT MEETING MINUTES
April 13, 2021**

TIME AND PLACE: Consistent with Amendment 28 to HB29 (the Budget Bill for 2018-2020) and the applicable provisions of § 2.2-3708.2 in the Freedom of Information Act, the Committee convened the meeting virtually to consider such regulatory and business matters as are presented on the agenda necessary for the committee to discharge its lawful purposes, duties, and responsibilities.

PRESIDING OFFICER: James Werth, Jr. Ph.D., ABPP, Chair

MEMBERS PRESENT; J.D. Ball, Ph.D., ABPP, Vice-Chair
Aliya Chapman, Ph.D., Board Member
Christine Payne, BSN, MBA, Citizen Member
Peter Sheras, Ph.D., ABPP, Board Member
Herbert Stewart, Ph.D., Board Member
Stephanie Valentine, Citizen Member (joined the meeting at 10:35 a.m.)
Susan Brown Wallace, Ph.D., Board Member

ABSENT MEMBERS: Sally Brodsky, Ph.D.

STAFF PRESENT: David Brown, DC, DHP Director
Christy Evans, Discipline Case Specialist
Deborah Harris, Licensing Manager
Jaime Hoyle, JD, Executive Director
Jennifer Lang, Deputy Executive Director
Charlotte Lenart, Deputy Executive Director – Licensing
Jared McDonough, Administrative Assistant
Jim Rutkowski, JD, Assistant Attorney General
Elaine Yeatts, DHP Senior Policy Analyst/Agency Regulatory Coordinator

CALL TO ORDER: Dr. Werth welcomed the Board members and staff and called the meeting to order at 10:19 a.m.

After completing a roll call of Board members and staff, Ms. Hoyle indicated that a quorum was established.

ORDERING OF AGENDA: The Board adopted the agenda as written.

PUBLIC COMMENT: Jennifer Morgan, Clinical Psychologist and member of Virginia Academy of Clinical Psychologists (VACP) reminded the Board that the VACP will hold its Board Conversation Hour on Friday, April 16, 2021 from 2:15pm to 3:15pm.

APPROVAL OF MINUTES: Dr. Sheras made a motion, which Dr. Ball properly seconded, to approve the February 9, 2021 Quarterly meeting minutes with edits. The motion carried unanimously.

AGENCY DIRECTOR REPORT: Dr. Brown discussed the creation of the Diversity, Equity and Inclusion (DEI) Council at DHP. He stated that DHP has expanded outreach efforts for positions of leadership within the agency and has continued in-house sessions for additional training. He also stated that DHP will include this type of training in the Board Member training and will continue to work with national associations regarding diversity opportunities.

Dr. Brown provided an update on state-level activities related to adult and medical use of marijuana. He stated that the General Assembly Legislative Session was finished and that the Governor introduced a bill to legalize marijuana in Virginia. Dr. Brown provided an update on the Board of Pharmacy program related to cannabis oils and the flower of the marijuana plant. He stated that the regulation of marijuana would likely be through a different state agency in Virginia.

Dr. Brown discussed COVID-19 vaccines. He reported that vaccinations will be available to all adults starting on April 18, 2021 for Phase Two of the Commonwealth's COVID vaccination plan. He reported on Virginia's efforts to vaccinate adults and provided an update on the Virginia Department of Health statistics.

Ms. Payne gave a brief update on the issues with the Johnson & Johnson vaccine.

CHAIR REPORT:

Dr. Werth thanked staff for their continued hard work.

Dr. Werth indicated that Dr. Stewart will be rotating off of the Board. Dr. Werth wanted to thank Dr. Stewart for his dedication to the Board and profession. Dr. Werth highlighted several of Dr. Stewart's accomplishments and thanked him again for all his efforts and guidance to the Board. Dr. Werth indicated that Dr. Chapman's term is expiring but hopes that she will be reappointed to the Board. Since Dr. Stewart will no longer be able to represent the Board on the Department of Health Professions Board, he encouraged Board members to consider serving in this capacity.

Dr. Werth provided highlights on the Association of State and Provincial Psychology Boards (ASPPB) mid-year meeting.

Dr. Werth, Dr. Ball, Dr. Stewart, Dr. Sheras, Ms. Lang, Ms. Lenart will attend the VACP Conversation Hour Meeting to give an update on Board related issues.

**LEGISLATION AND
REGULATORY ACTIONS:**

Legislative and Regulatory Actions Report- Ms. Yeatts
Regulatory Actions

Ms. Yeatts updated the Board on the current regulatory actions that were included in the agenda packet.

Chart of Regulatory Actions:

18VAC125-20 Regulations Governing the Practice of Psychology –
Implementation of Psychology Interstate Compact (Action 5567)
Emergency/NOIRA-Registered

Dated: 2/1/2021

Comments ended: 3/3/2021

18VAC125-20 Regulations Governing the Practice of Psychology –
Unprofessional conduct/conversion therapy (Action 5218)

Final – At secretary's office for 22 days

18VAC125-20 Regulations Governing the Practice of Psychology –
Results of Periodic Review (Action 4897)

Final - At Governor's Office for 300 days

18VAC125-30 Regulations Governing the Certification of Sex Offender
Treatment Providers – Amendment resulting from a periodic review
(Action 5660)

Fast-Track – At Secretary's Office for 48 days

COMMITTEE REPORTS:

Regulatory Committee Report – Dr. Ball

Stakeholders Meeting Discussion

The Board again discussed the need for a stakeholders meeting to discuss the possible requirement of the EPPP (Part-2 Skills) examination as well as an accrediting discussion that includes considering licensing master's level psychologists and additional accrediting bodies. Staff will look into possible meeting dates for the summer.

Development of Social Media Guidance Document Discussion

Dr. Ball reported that the Regulatory Committee has started working on updating a guidance document. Dr. Ball presented a preliminary document to get the discussion started. It was suggested that a taskforce be formed to help with developing the guidance document.

Dr. Brown stated that the Board needs to focus on what is appropriate and what is in the Board's authority. Mr. Rutkowski stated that there could be some unforeseen issues related to a guidance document that addresses standard of care issues. Guidance documents typically provide administrative/process guidance.

Adoption of Proposed Regulations for PSYPACT

Ms. Yeatts provided information on the recommendation from the Regulatory Committee for the adoption of proposed regulations replacing the Emergency Regulations on PSYPACT. Ms. Yeatts explained that there were no public comments and no changes have been made to the Emergency Regulations. After a roll call was conducted, the recommendation of the Regulatory Committee to adopt the regulations as written passed unanimously.

Dr. Stewart indicated there are 35 states participating or who have introduced legislation to pass PSYPACT.

Dr. Chapman asked if there was any guidance from PSYPACT or the Board on how licensees should identify themselves when using PSYPACT. Ms. Hoyle stated that she will reach out to her contacts at ASPPB to find out the answers to the Board's questions related to PSYPACT.

Board of Health Professions Report:

Dr. Stewart provided a summary of the last Board of Health Professions Meeting. A copy of the minutes from that meeting was included in the agenda packet. Dr. Stewart stated that his time on the DHP Board has been very rewarding.

BOARD COUNSEL REPORT:

Mr. Rutkowski had nothing to report.

STAFF REPORTS:

Executive Director Report:

Ms. Hoyle briefly discussed the financials. Ms. Hoyle thanked Dr. Stewart for his time on the Board and his dedication to the Board and Commonwealth. Dr. Stewart has been instrumental to the Board's efforts for many years.

Discipline Report:

Ms. Lang referenced the discipline report in the agenda packet on page 32. Ms. Lang stated that if any Board members can help with, or has questions regarding, discipline or hearings, please reach out to her. Ms. Lang indicated that she is looking for a Board member to volunteer to fill a position on the Special Conference Committee.

Licensing Report:

Ms. Lenart referenced her report on page 34 of the agenda packet. Ms. Lenart indicated that renewal notices will be emailed to licensees in May. Staff has updated the renewal FAQs and created a renewal explanation chart to help provide licensees with information on the renewal requirements. Ms. Lenart indicated that the Board has one full time staff member dedicated to the Board. Ms. Harris, Board of Psychology Licensing Manager, responds to emails within 48 hours and processes applications within 30 days.

NEXT MEETING:

The next quarterly meeting is scheduled for August 31, 2021.

ADJOURNMENT: The meeting adjourned at 12:10 p.m.

James Werth, Jr. Ph.D., ABPP, Chair

Date

Jaime Hoyle, J.D., Executive Director

Date

DRAFT

**VIRGINIA BOARD OF PSYCHOLOGY
STAKEHOLDER MEETING
DRAFT MEETING MINUTES
July 29, 2021**

TIME AND PLACE: The Virginia Board of Psychology (“Board”) convened for a Stakeholder meeting on Thursday, July 29, 2021, at the Department of Health Professions (DHP), 9960 Mayland Drive, 2nd Floor, Henrico, Virginia 23233.

PRESIDING OFFICER: John D. Ball., Ph.D., ABPP, Regulatory Committee Chair

MEMBERS PRESENT: Peter Sheras, Ph.D., ABPP, Board Member
Herbert Stewart, Ph.D., Board Member
Susan Wallace, Ph.D., Board Member

STAFF PRESENT: Deborah Harris, Licensing Manager
Jaime Hoyle, JD, Executive Director
Jennifer Lang, Deputy Executive Director
Charlotte Lenart, Deputy Executive Director
Jared McDonough, Administrative Assistant
Elaine Yeatts, DHP Senior Policy Analyst/Agency Regulatory Coordinator

OTHERS PRESENT: Lee Cooper, Ph. D., Virginia Tech University
Jason Downer, Ph.D., University of Virginia
Dr. William Hathaway, Ph.D., Regent University
Jacqueline Horn, Ph.D, ASPPB Director of Educational Affairs (via WebEx)
Alexandra Miniera, Ph.D., George Mason University
Anna Ord, Psy.D, Regent University
Ed Tiller, Ph.D., Virginia Academy of Clinical Psychologist (VACP)
Matthew Turner, ASPPB Senior Director of Examination Services (via WebEx)
Matt Yoder, Ph.D., University of Virginia

CALL TO ORDER: Dr. Ball, Chair, called the meeting to order at 1:03 p.m. and read the mission statement and emergency egress procedure.

Dr. Ball presented Dr. Stewart with a plaque recognizing his years of service with the Virginia Board of Psychology.

**The Association of State and Provincial Psychology Boards (ASPPB)
Examination for the Professional Practice of Psychology (EPPP) – Part 1
and Part 2**

Dr. Stewart gave an overview and background information on the EPPP examinations. Dr. Horn gave a presentation on this subject and answered questions from Board members and the public.

Licensing Masters’ Level Psychologists

The public members in attendance provide their favorable comments on the possibility of the Board licensing masters’ level psychologist.

**Accrediting Bodies other than APA accredited training programs for
education of Psychologists in Virginia**

Board members and the public discussed whether accrediting bodies such as the Psychological Clinical Science Accreditation System (PCSAC) should be approved by the Board.

Dr. Ball stated that the information received from today’s meeting will help the Board as they consider future changes to the laws and regulations.

Dr. Ball thanked all the staff, members, presenters and public for attending the meeting

Adjournment: Stakeholder meeting adjourned at 4:08 pm.

John D. Ball, Ph.D., ABPP, Chair

Date

Jaime Hoyle, J.D., Executive Director

Date

**Agenda Item: Regulatory Actions - Chart of Regulatory Actions
As of August 20, 2021**

Board of Psychology	
Chapter	
Action / Stage Information	
[18 VAC 125 - 20]	<p>Regulations Governing the Practice of Psychology</p> <p><u>Implementation of Psychology Interstate Compact</u> [Action 5567]</p> <p>Proposed - At Secretary's Office for 14 days</p>
[18 VAC 125 - 20]	<p>Regulations Governing the Practice of Psychology</p> <p><u>Unprofessional conduct/conversion therapy</u> [Action 5218]</p> <p>Final - Register Date: 7/19/21 Effective: 8/18/21</p>
[18 VAC 125 - 30]	<p>Regulations Governing the Certification of Sex Offender Treatment Providers</p> <p><u>Amendments resulting from a periodic review</u> [Action 5660]</p> <p>Fast-Track - Register Date: 6/7/21 Effective: 7/22/21</p>

DRAFT

Virginia's Licensed Clinical Psychologist Workforce: 2021

Healthcare Workforce Data Center

July 2021

Virginia Department of Health Professions
Healthcare Workforce Data Center
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, VA 23233
804-597-4213, 804-527-4434 (fax)
E-mail: HWDC@dhp.virginia.gov

Follow us on Tumblr: www.vahwdc.tumblr.com

Get a copy of this report from:

<http://www.dhp.virginia.gov/PublicResources/HealthcareWorkforceDataCenter/ProfessionReports/>

More than 3,500 Licensed Clinical Psychologists voluntarily participated in this survey. Without their efforts, the work of the center would not be possible. The Department of Health Professions, the Healthcare Workforce Data Center, and the Board of Psychology express our sincerest appreciation for your ongoing cooperation.

Thank You!

Virginia Department of Health Professions

David E. Brown, DC
Director

Barbara Allison-Bryan, MD
Chief Deputy Director

Healthcare Workforce Data Center Staff:

Elizabeth Carter, PhD
Director

Yetty Shobo, PhD
Deputy Director

Rajana Siva, MBA
Data Analyst

Christopher Coyle
Research Assistant

Chair

James Werth, PhD
Bristol

Vice-Chair

J.D. Ball, PhD, ABPP
Virginia Beach

Members

Susan Brown Wallace, PhD
Williamsburg

Sally Singer Brodsky, PhD
Reston

Peter L. Sheras, PhD, ABPP
Charlottesville

Herbert Stewart, PhD
Charlottesville

Aliya Chapman, Ph.D.
Blacksburg

Christine Payne
Williamsburg

Stephanie Valentine
North Chesterfield

Executive Director

Jaime H. Hoyle, JD

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The Licensed Clinical Psychologist Workforce At a Glance:

The Workforce

Licensees ¹ :	4,258
Virginia's Workforce:	3,067
FTEs:	2,489

Background

Rural Childhood:	19%
HS Degree in VA:	22%
Prof. Degree in VA:	29%

Current Employment

Employed in Prof.:	95%
Hold 1 Full-Time Job:	58%
Satisfied?:	95%

Survey Response Rate

All Licensees:	73%
Renewing Practitioners:	96%

Education

Doctor of Psych.:	58%
Other PhD:	42%

Job Turnover

Switched Jobs:	6%
Employed Over 2 Yrs.:	69%

Demographics

Female:	69%
Diversity Index:	32%
Median Age:	49

Finances

Median Inc.:	\$90k-\$100k
Health Benefits:	64%
Under 40 w/ Ed. Debt:	67%

Time Allocation

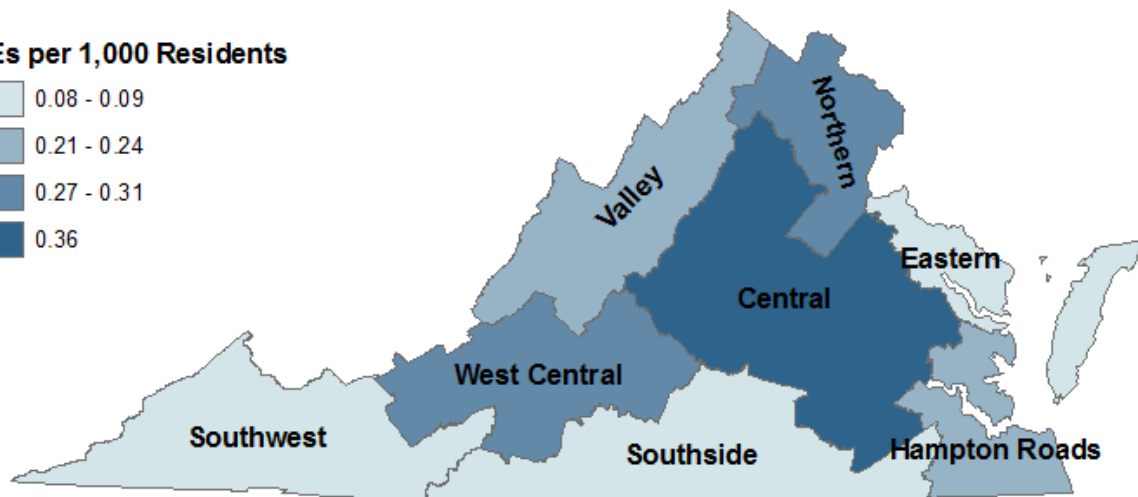
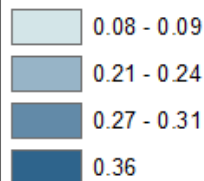
Patient Care:	70%-79%
Administration:	10%-19%
Patient Care Role:	66%

Source: Va. Healthcare Workforce Data Center

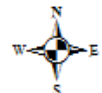
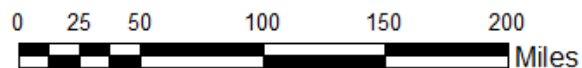
Full-Time Equivalency Units Provided by Clinical Psychologists per 1,000 Residents by Virginia Performs Region

Source: Va Healthcare Workforce Data Center

FTEs per 1,000 Residents



Annual Estimates of the Resident Population: July 1, 2019
Source: U.S. Census Bureau, Population Division



¹ Excludes 557 temporary licenses that were issued between April 2020 and September 2020 as a result of procedural changes that were implemented by the DHP due to the coronavirus pandemic. All of these temporary licenses expired in September 2020.

This report contains the results of the 2021 Licensed Clinical Psychologist (LCP) Workforce Survey. More than 3,500 LCPs voluntarily participated in this survey. The Virginia Department of Health Professions' Healthcare Workforce Data Center (HWDC) administers the survey during the license renewal process, which takes place every June for LCPs. These survey respondents represent 83% of the 4,258 LCPs who possessed non-temporary licenses in the state and 96% of renewing practitioners.

The HWDC estimates that 3,067 LCPs participated in Virginia's workforce during the survey period, which is defined as those LCPs who worked at least a portion of the year in the state or who live in the state and intend to work as a LCP at some point in the future. Over the past year, Virginia's LCP workforce provided 2,489 "full-time equivalency units," which the HWDC defines simply as working 2,000 hours per year.

Nearly 70% of all LCPs are female, including 84% of those LCPs who are under the age of 40. The median age of the LCP workforce is 49. In a random encounter between two LCPs, there is a 32% chance that they would be of different races or ethnicities, a measure known as the diversity index. For LCPs who are under the age of 40, the diversity index increases to 38%. However, both of these values are below the comparable diversity index of 57% for Virginia's population as a whole. Nearly one out of every five LCPs grew up in rural areas, and 7% of professionals who grew up in rural areas currently work in non-metro areas of Virginia. In total, 4% of all LCPs work in non-metro areas of the state.

Among all LCPs, 95% are currently employed in the profession, 58% hold one full-time job, and 41% work between 40 and 49 hours per week. Meanwhile, 1% of LCPs have experienced involuntary unemployment at some point over the past year, and 2% have also experienced underemployment during the same time period. More than 70% of all LCPs are employed in the private sector, including 59% who work in the for-profit sector. The median annual income of Virginia's LCP workforce is between \$90,000 and \$100,000. Nearly all LCPs are satisfied with their current work situation, including 71% of LCPs who indicated that they are "very satisfied."

Summary of Trends

In this section, all statistics for the current year are compared to the 2016 LCP workforce. The number of licensed LCPs in Virginia has increased by 30% (4,258 vs. 3,282). In addition, the size of Virginia's LCP workforce has increased by 26% (3,067 vs. 2,440), and the number of FTEs provided by this workforce has increased by 14% (2,489 vs. 2,191). Virginia's renewing LCPs are more likely to respond to this survey (96% vs. 93%).

Although the percentage of LCPs who are female has increased (69% vs. 64%), the percent female has declined slightly among LCPs who are under the age of 40 (84% vs. 85%). At the same time, Virginia's LCP workforce has become more diverse (32% vs. 27%). This is also the case among LCPs who are under the age of 40, although the increase in the diversity index among these professionals was smaller (38% vs. 37%). There has been no change in either the percentage of LCPs who grew up in a rural area (19%) or the percentage of LCPs who work in a non-metro area of the state (4%).

LCPs are more likely to obtain a Doctorate of Psychology (58% vs. 54%) instead of a Doctorate/PhD in another field (42% vs 46%). In addition, LCPs are more likely to carry education debt (41% vs. 38%), although this percentage fell among those LCPs who are under the age of 40 (67% vs. 72%). The median education debt among those LCPs who carry education debt has increased (\$110k-\$120k vs. \$80k-\$90k).

LCPs are more likely to hold one full-time job (58% vs. 56%) instead of two or more positions simultaneously (21% vs. 24%). Meanwhile, LCPs are less likely to have been employed at their primary work location for at least two years (69% vs. 74%). The median annual income of Virginia's LCP workforce has increased (\$90k-\$100k vs. \$80k-\$90k). In addition, wage and salaried LCPs are more likely to receive at least one employer-sponsored benefit (76% vs. 69%), including those who have access to health insurance (64% vs. 60%). Although LCPs are less likely to indicate that they are satisfied with their current work situation (95% vs. 97%), the percentage who indicated that they are "very satisfied" has increased slightly (71% vs. 70%).

A Closer Look:

Licensees		
License Status	#	%
Renewing Practitioners	3,494	73%
New Licensees	389	8%
Temporary Licensees¹	557	12%
Non-Renewals	375	8%
All Licensees	4,815	100%
All Licensees Without Temporary	4,258	88%

Source: Va. Healthcare Workforce Data Center

HWDC surveys tend to achieve very high response rates. Nearly all renewing LCPs submitted a survey. These represent 73% of the 4,815 LCPs who held a license at some point during the survey period.

Definitions

- 1. The Survey Period:** The survey was conducted in June 2021.
- 2. Target Population:** All LCPs who held a Virginia license at some point between July 2020 and June 2021.
- 3. Survey Population:** The survey was available to LCPs who renewed their licenses online. It was not available to those who did not renew, including LCPs newly licensed in 2021.

Response Rates			
Statistic	Non Respondents	Respondents	Response Rate
By Age			
Under 35	205	318	61%
35 to 39	240	529	69%
40 to 44	192	516	73%
45 to 49	127	439	78%
50 to 54	108	428	80%
55 to 59	86	269	76%
60 to 64	83	291	78%
65 and Over	245	739	75%
Total	1,286	3,529	73%
New Licenses			
Issued in Past Year	434	161	27%
Metro Status			
Non-Metro	50	117	70%
Metro	400	2,297	85%
Not in Virginia	836	1,115	57%

Source: Va. Healthcare Workforce Data Center

Response Rates	
Completed Surveys	3,529
Response Rate, All Licensees	73%
Response Rate, Renewals	96%

Source: Va. Healthcare Workforce Data Center

At a Glance:

Licensed LCPs

Number: 4,815
 New: 8%
 Not Renewed: 8%

Response Rates

All Licensees: 73%
 Renewing Practitioners: 96%

Source: Va. Healthcare Workforce Data Center

¹ These 557 temporary licenses were issued between April 2020 and September 2020 as a result of procedural changes that were implemented by the DHP due to the coronavirus pandemic. All of these temporary licenses expired in September 2020.

At a Glance:

Workforce

Virginia's LCP Workforce: 3,067
 FTEs: 2,489

Utilization Ratios

Licensees in VA Workforce: 64%
 Licensees per FTE: 1.93
 Workers per FTE: 1.23

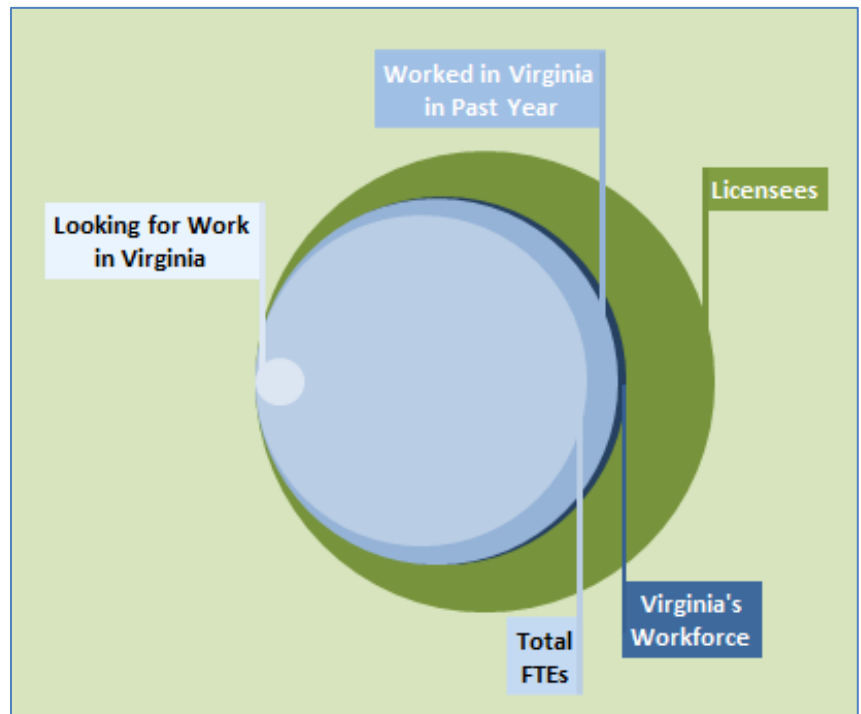
Source: Va. Healthcare Workforce Data Center

Virginia's LCP Workforce		
Status	#	%
Worked in Virginia in Past Year	3,015	98%
Looking for Work in Virginia	52	2%
Virginia's Workforce	3,067	100%
Total FTEs	2,489	
Licensees	4,815	

Source: Va. Healthcare Workforce Data Center

Definitions

- 1. Virginia's Workforce:** A licensee with a primary or secondary work site in Virginia at any time in the past year or who indicated intent to return to Virginia's workforce at any point in the future.
- 2. Full-Time Equivalency Unit (FTE):** The HWDC uses 2,000 (40 hours for 50 weeks) as its baseline measure for FTEs.
- 3. Licensees in VA Workforce:** The proportion of licensees in Virginia's workforce.
- 4. Licensees per FTE:** An indication of the number of licensees needed to create 1 FTE. Higher numbers indicate lower licensee participation.
- 5. Workers per FTE:** An indication of the number of workers in Virginia's workforce needed to create 1 FTE. Higher numbers indicate lower utilization of available workers.



Source: Va. Healthcare Workforce Data Center

Weighting is used to estimate the figures in this report. Unless otherwise noted, figures refer to the Virginia Workforce only. For more information on the HWDC's methodology, visit: <https://www.dhp.virginia.gov/PublicResources/HealthcareWorkforceDataCenter/>

A Closer Look:

Age & Gender						
Age	Male		Female		Total	
	#	% Male	#	% Female	#	% in Age Group
Under 35	51	17%	249	83%	300	12%
35 to 39	62	15%	343	85%	405	16%
40 to 44	70	20%	288	80%	358	14%
45 to 49	76	26%	219	74%	295	12%
50 to 54	67	25%	204	75%	271	11%
55 to 59	51	32%	110	68%	161	6%
60 to 64	88	42%	122	58%	210	8%
65 and Over	318	60%	217	41%	535	21%
Total	784	31%	1,752	69%	2,536	100%

Source: Va. Healthcare Workforce Data Center

Race & Ethnicity					
Race/ Ethnicity	Virginia*	LCPs		LCPs Under 40	
	%	#	%	#	%
White	61%	2,077	82%	545	78%
Black	19%	178	7%	56	8%
Hispanic	10%	123	5%	40	6%
Asian	7%	91	4%	34	5%
Two or More Races	3%	46	2%	18	3%
Other Race	0%	21	1%	8	1%
Total	100%	2,536	100%	701	100%

*Population data in this chart is from the U.S. Census, Annual Estimates of the Resident Population by Sex, Race, and Hispanic Origin for the United States, States, and Counties: July 1, 2019.

Source: Va. Healthcare Workforce Data Center

At a Glance:

Gender

% Female: 69%
% Under 40 Female: 84%

Age

Median Age: 49
% Under 40: 28%
% 55 and Over: 36%

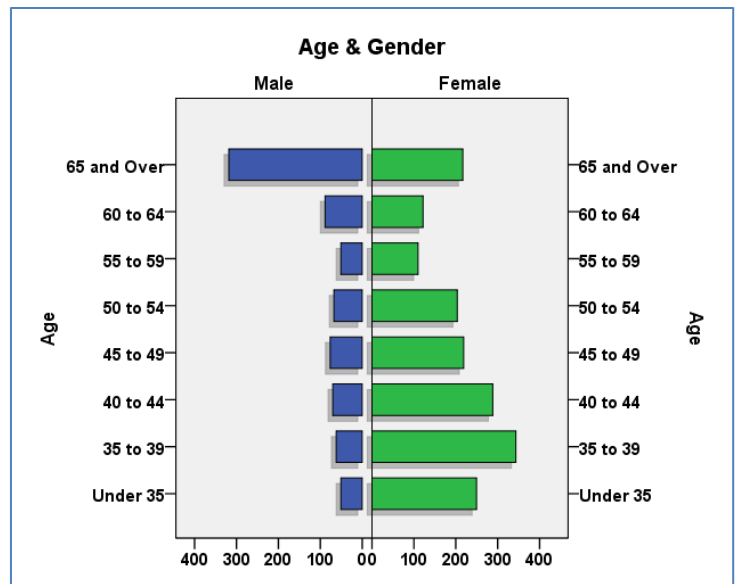
Diversity

Diversity Index: 32%
Under 40 Div. Index: 38%

Source: Va. Healthcare Workforce Data Center

In a chance encounter between two LCPs, there is a 32% chance that they would be of different races or ethnicities, a measure known as the diversity index.

Nearly 30% of all LCPs are under the age of 40, and 84% of these professionals are female. In addition, the diversity index among this group of LCPs is 38%.



Source: Va. Healthcare Workforce Data Center

At a Glance:

Childhood

Urban Childhood: 15%
 Rural Childhood: 19%

Virginia Background

HS in Virginia: 22%
 Prof. Edu. in VA: 29%
 HS or Prof. Edu. in VA: 40%

Location Choice

% Rural to Non-Metro: 7%
 % Urban/Suburban to Non-Metro: 3%

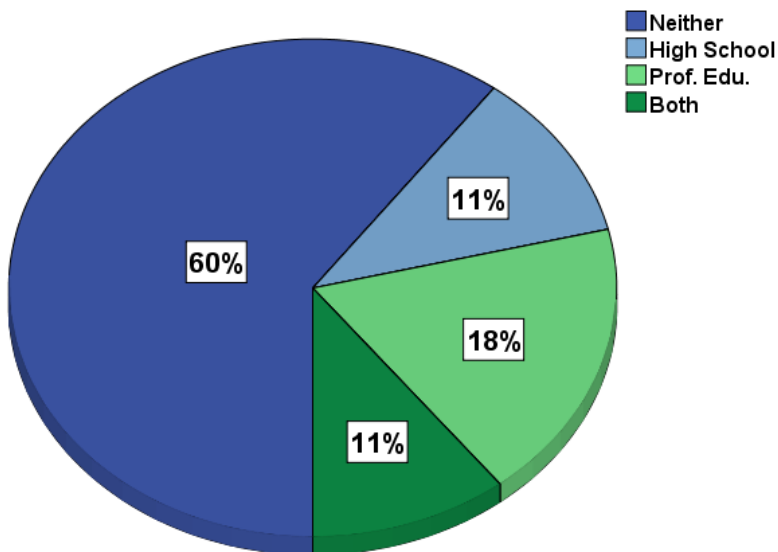
Source: Va. Healthcare Workforce Data Center

A Closer Look:

Primary Location: USDA Rural Urban Continuum		Rural Status of Childhood Location		
Code	Description	Rural	Suburban	Urban
Metro Counties				
1	Metro, 1 Million+	17%	67%	15%
2	Metro, 250,000 to 1 Million	19%	72%	9%
3	Metro, 250,000 or Less	22%	60%	19%
Non-Metro Counties				
4	Urban, Pop. 20,000+, Metro Adjacent	40%	50%	10%
6	Urban, Pop. 2,500-19,999, Metro Adjacent	38%	56%	6%
7	Urban, Pop. 2,500-19,999, Non-Adjacent	69%	31%	0%
8	Rural, Metro Adjacent	26%	63%	11%
9	Rural, Non-Adjacent	11%	67%	22%
Overall		19%	66%	15%

Source: Va. Healthcare Workforce Data Center

Educational Background in Virginia



Source: Va. Healthcare Workforce Data Center

Nearly one-fifth of all LCPs grew up in self-described rural areas, and 7% of these professionals currently work in non-metro counties. In total, 4% of all LCPs in the state currently work in non-metro counties.

Top Ten States for Licensed Clinical Psychologist Recruitment

Rank	All LCPs			
	High School	#	Init. Prof. Degree	#
1	Virginia	542	Virginia	727
2	New York	286	Washington, D.C.	228
3	Pennsylvania	183	California	189
4	Maryland	161	Florida	152
5	New Jersey	124	New York	123
6	California	100	Illinois	103
7	Ohio	94	Pennsylvania	102
8	Outside U.S./Canada	93	Ohio	86
9	Florida	79	Texas	76
10	Illinois	74	Maryland	68

Source: Va. Healthcare Workforce Data Center

More than one-fifth of all LCPs received their high school degree in Virginia, while 29% received their initial professional degree in the state.

Among LCPs who have obtained their initial license in the past five years, 22% received their high school degree in Virginia, while 28% received their initial professional degree in the state.

Rank	Licensed in the Past Five Years			
	High School	#	Init. Prof. Degree	#
1	Virginia	167	Virginia	216
2	New York	59	Washington, D.C.	61
3	Pennsylvania	51	California	56
4	California	43	Illinois	45
5	Maryland	42	Florida	45
6	Ohio	38	New York	30
7	Outside U.S./Canada	32	Pennsylvania	29
8	New Jersey	32	Maryland	26
9	Florida	29	Ohio	21
10	Texas	24	Texas	20

Source: Va. Healthcare Workforce Data Center

More than one-third of Virginia's licensees did not participate in the state's LCP workforce during the past year. Among this group of professionals, 94% worked at some point in the past year, including 89% who worked in a job related to the behavioral sciences.

At a Glance:

Not in VA Workforce

Total:	1,759
% of Licensees:	37%
Federal/Military:	32%
Va. Border State/D.C.:	29%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Highest Degree		
Degree	#	%
Bachelor's Degree	0	0%
Master's Degree	0	0%
Doctor of Psychology	1,438	58%
Other Doctorate	1,055	42%
Total	2,493	100%

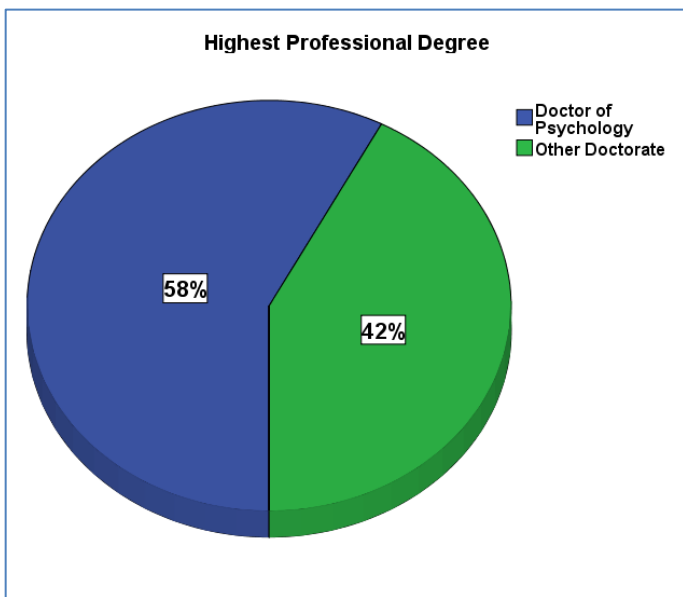
Source: Va. Healthcare Workforce Data Center

At a Glance:

Education
 Doctor of Psychology: 58%
 Other Doctorate/PhD: 42%

Education Debt
 Carry Debt: 41%
 Under Age 40 w/ Debt: 67%
 Median Debt: \$110k-\$120k

Source: Va. Healthcare Workforce Data Center



Source: Va. Healthcare Workforce Data Center

More than 40% of LCPs carry education debt, including 67% of those LCPs who are under the age of 40. For those LCPs with education debt, the median debt amount is between \$110,000 and \$120,000.

Education Debt				
Amount Carried	All LCPs		LCPs Under 40	
	#	%	#	%
None	1,331	59%	208	33%
Less than \$10,000	47	2%	14	2%
\$10,000-\$29,999	82	4%	26	4%
\$30,000-\$49,999	96	4%	24	4%
\$50,000-\$69,999	92	4%	43	7%
\$70,000-\$89,999	78	3%	29	5%
\$90,000-\$109,999	65	3%	20	3%
\$110,000-\$129,999	51	2%	24	4%
\$130,000-\$149,999	53	2%	29	5%
\$150,000 or More	368	16%	219	34%
Total	2,263	100%	636	100%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

At a Glance:

Primary Specialty

Mental Health: 32%
 Child: 13%
 Neurology: 7%

Secondary Specialty

Mental Health: 13%
 Child: 10%
 Behavioral Disorders: 9%

Source: Va. Healthcare Workforce Data Center

Nearly one-third of all LCPs have a primary specialty in mental health, while another 13% of LCPs have a primary specialty in children’s health.

Specialties				
Specialty	Primary		Secondary	
	#	%	#	%
Mental Health	782	32%	270	13%
Child	318	13%	209	10%
Neurology/Neuropsychology	161	7%	50	2%
Forensic	155	6%	130	6%
Health/Medical	108	4%	158	8%
Behavioral Disorders	72	3%	181	9%
Family	34	1%	117	6%
School/Educational	34	1%	63	3%
Gerontologic	26	1%	44	2%
Rehabilitation	25	1%	27	1%
Marriage	14	1%	101	5%
Substance Abuse	10	0%	36	2%
Industrial/Organizational	8	0%	11	1%
Sex Offender Treatment	7	0%	21	1%
Vocational/Work Environment	6	0%	17	1%
Experimental or Research	5	0%	19	1%
Public Health	5	0%	11	1%
Social	0	0%	5	0%
General Practice (Non-Specialty)	561	23%	452	22%
Other Specialty Area	139	6%	180	9%
Total	2,469	100%	2,101	100%

Source: Va. Healthcare Workforce Data Center

At a Glance:

Employment

Employed in Profession: 95%
 Involuntarily Unemployed: < 1%

Positions Held

1 Full-Time: 58%
 2 or More Positions: 21%

Weekly Hours:

40 to 49: 41%
 60 or More: 7%
 Less than 30: 20%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Current Work Status		
Status	#	%
Employed, Capacity Unknown	1	< 1%
Employed in a Behavioral Sciences-Related Capacity	2,382	95%
Employed, NOT in a Behavioral Sciences-Related Capacity	47	2%
Not Working, Reason Unknown	0	0%
Involuntarily Unemployed	6	< 1%
Voluntarily Unemployed	41	2%
Retired	36	1%
Total	2,513	100%

Source: Va. Healthcare Workforce Data Center

Among all LCPs, 95% are currently employed in the profession, 58% hold one full-time job, and 41% work between 40 and 49 hours per week.

Current Weekly Hours		
Hours	#	%
0 Hours	83	3%
1 to 9 Hours	80	3%
10 to 19 Hours	162	7%
20 to 29 Hours	242	10%
30 to 39 Hours	399	16%
40 to 49 Hours	1,003	41%
50 to 59 Hours	321	13%
60 to 69 Hours	148	6%
70 to 79 Hours	17	1%
80 or More Hours	9	0%
Total	2,464	100%

Source: Va. Healthcare Workforce Data Center

Current Positions		
Positions	#	%
No Positions	83	3%
One Part-Time Position	447	18%
Two Part-Time Positions	85	3%
One Full-Time Position	1,422	58%
One Full-Time Position & One Part-Time Position	372	15%
Two Full-Time Positions	22	1%
More than Two Positions	38	2%
Total	2,469	100%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Annual Income		
Income Level	#	%
Volunteer Work Only	19	1%
Less than \$40,000	161	8%
\$40,000-\$49,999	66	3%
\$50,000-\$59,999	86	4%
\$60,000-\$69,999	142	7%
\$70,000-\$79,999	189	10%
\$80,000-\$89,999	192	10%
\$90,000-\$99,999	181	9%
\$100,000-\$109,999	223	11%
\$110,000-\$119,999	159	8%
\$120,000-\$129,999	115	6%
\$130,000 or More	445	23%
Total	1,979	100%

Source: Va. Healthcare Workforce Data Center

Job Satisfaction		
Level	#	%
Very Satisfied	1,698	71%
Somewhat Satisfied	587	25%
Somewhat Dissatisfied	80	3%
Very Dissatisfied	31	1%
Total	2,396	100%

Source: Va. Healthcare Workforce Data Center

Employer-Sponsored Benefits			
Benefit	#	%	% of Wage/Salary Employees
Retirement	1,025	43%	64%
Health Insurance	1,007	42%	64%
Paid Vacation	955	40%	63%
Paid Sick Leave	907	38%	61%
Dental Insurance	878	37%	57%
Group Life Insurance	640	27%	43%
Signing/Retention Bonus	143	6%	9%
At Least One Benefit	1,242	52%	76%

*From any employer at time of survey.

Source: Va. Healthcare Workforce Data Center

At a Glance:

Earnings
Median Income: \$90k-\$100k

Benefits
(Salary/Wage Employees Only)
Health Insurance: 64%
Retirement: 64%

Satisfaction
Satisfied: 95%
Very Satisfied: 71%

Source: Va. Healthcare Workforce Data Center

The typical LCP earns between \$90,000 and \$100,000 per year. Among LCPs who receive either an hourly wage or a salary as compensation at their primary work location, 64% have access to health insurance, and 64% also have access to a retirement plan.

A Closer Look:

Employment Instability in the Past Year		
In the Past Year, Did You . . . ?	#	%
Work Two or More Positions at the Same Time?	596	19%
Switch Employers or Practices?	175	6%
Experience Voluntary Unemployment?	114	4%
Work Part-Time or Temporary Positions, but Would Have Preferred a Full-Time/Permanent Position?	52	2%
Experience Involuntary Unemployment?	44	1%
Experience At Least One	833	27%

Source: Va. Healthcare Workforce Data Center

Only 1% of Virginia's LCPs experienced involuntary unemployment at some point during the past year. By comparison, Virginia's average monthly unemployment rate was 5.6% during the same time period.²

Location Tenure				
Tenure	Primary		Secondary	
	#	%	#	%
Not Currently Working at This Location	32	1%	24	4%
Less than 6 Months	103	4%	31	5%
6 Months to 1 Year	184	8%	73	13%
1 to 2 Years	419	17%	92	16%
3 to 5 Years	533	22%	149	26%
6 to 10 Years	391	16%	76	13%
More than 10 Years	745	31%	140	24%
Subtotal	2,407	100%	584	100%
Did Not Have Location	53		2,457	
Item Missing	607		26	
Total	3,067		3,067	

Source: Va. Healthcare Workforce Data Center

More than half of all LCPs are salaried employees, while 28% receive income from their own business or practice.

At a Glance:

Unemployment Experience

Involuntarily Unemployed: 1%
Underemployed: 2%

Turnover & Tenure

Switched Jobs: 6%
New Location: 16%
Over 2 Years: 69%
Over 2 Yrs., 2nd Location: 63%

Employment Type

Salary/Commission: 53%
Business/Practice Income: 28%

Source: Va. Healthcare Workforce Data Center

Nearly 70% of all LCPs have worked at their primary work location for more than two years.

Employment Type		
Primary Work Site	#	%
Salary/Commission	986	53%
Business/Practice Income	516	28%
Hourly Wage	203	11%
By Contract	133	7%
Unpaid	14	1%
Subtotal	1,851	100%
Did Not Have Location	53	
Item Missing	1,163	

Source: Va. Healthcare Workforce Data Center

² As reported by the U.S. Bureau of Labor Statistics. Over the past year, the non-seasonally adjusted monthly unemployment rate has fluctuated between a low of 3.9% and a high of 8.1%. At the time of publication, the unemployment rate for June 2021 was still preliminary.

At a Glance:

Concentration

Top Region:	41%
Top 3 Regions:	80%
Lowest Region:	1%

Locations

2 or More (Past Year):	25%
2 or More (Now*):	23%

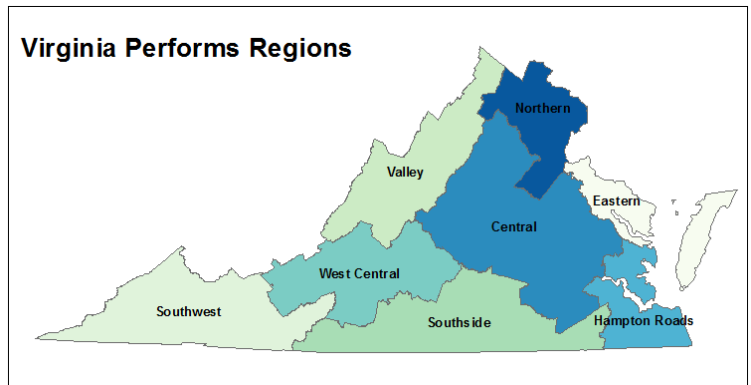
Source: Va. Healthcare Workforce Data Center

Four out of every five LCPs in the state work in Northern Virginia, Central Virginia, and Hampton Roads.

A Closer Look:

Regional Distribution of Work Locations				
Virginia Performs Region	Primary Location		Secondary Location	
	#	%	#	%
Northern	980	41%	214	35%
Central	560	23%	93	15%
Hampton Roads	393	16%	109	18%
West Central	202	8%	45	7%
Valley	105	4%	23	4%
Southwest	33	1%	6	1%
Southside	24	1%	7	1%
Eastern	17	1%	5	1%
Virginia Border State/D.C.	51	2%	34	6%
Other U.S. State	39	2%	67	11%
Outside of the U.S.	0	0%	1	0%
Total	2,404	100%	604	100%
Item Missing	608		6	

Source: Va. Healthcare Workforce Data Center



Source: Va. Healthcare Workforce Data Center

More than one-fifth of all LCPs currently have multiple work locations, while 25% have had multiple work locations over the past year.

Number of Work Locations				
Locations	Work Locations in Past Year		Work Locations Now*	
	#	%	#	%
0	52	2%	73	3%
1	1,790	73%	1,817	74%
2	327	13%	311	13%
3	245	10%	221	9%
4	16	1%	12	1%
5	4	0%	5	0%
6 or More	17	1%	11	0%
Total	2,450	100%	2,450	100%

*At the time of survey completion, June 2021.

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Sector	Location Sector			
	Primary Location		Secondary Location	
	#	%	#	%
For-Profit	1,328	59%	397	74%
Non-Profit	289	13%	57	11%
State/Local Government	301	13%	47	9%
Veterans Administration	152	7%	13	2%
U.S. Military	107	5%	19	4%
Other Federal Government	55	2%	6	1%
Total	2,232	100%	539	100%
Did Not Have Location	53		2,457	
Item Missing	780		71	

Source: Va. Healthcare Workforce Data Center

At a Glance: (Primary Locations)

Sector

For-Profit:	59%
Federal:	14%

Top Establishments

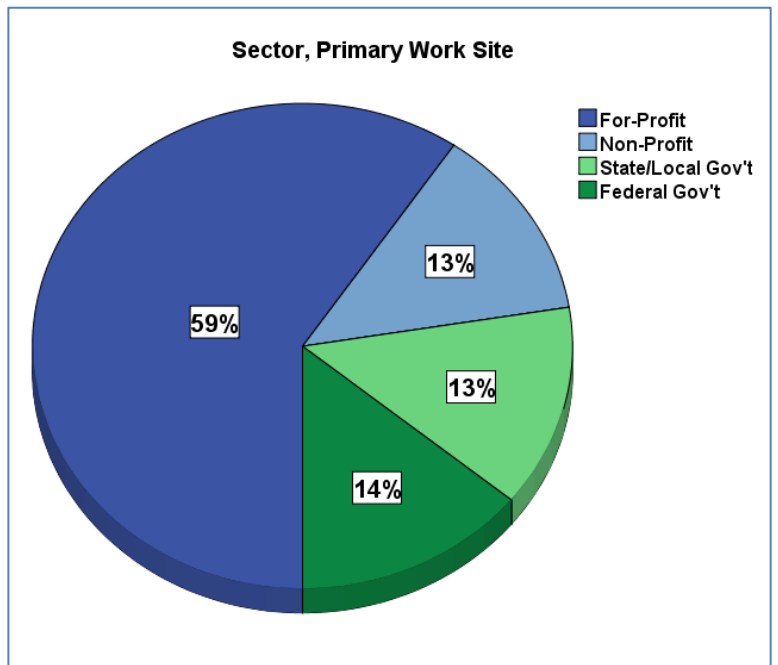
Private Practice, Solo:	26%
Private Practice, Group:	23%
Mental Health Facility (Outpatient):	8%

Payment Method

Cash/Self-Pay:	60%
Private Insurance:	37%

Source: Va. Healthcare Workforce Data Center

More than 70% of LCPs work in the private sector, including 59% who work in the for-profit sector. Another 14% of LCPs work for the federal government.



Source: Va. Healthcare Workforce Data Center

Location Type				
Establishment Type	Primary Location		Secondary Location	
	#	%	#	%
Private Practice, Solo	537	26%	135	26%
Private Practice, Group	487	23%	155	30%
Mental Health Facility, Outpatient	176	8%	28	5%
Academic Institution (Teaching Health Professions Students)	171	8%	52	10%
Hospital, General	152	7%	19	4%
Community-Based Clinic or Health Center	83	4%	14	3%
Hospital, Psychiatric	79	4%	5	1%
School (Providing Care to Clients)	78	4%	9	2%
Community Services Board	39	2%	2	0%
Administrative or Regulatory	33	2%	5	1%
Physician Office	30	1%	6	1%
Rehabilitation Facility	23	1%	6	1%
Corrections/Jail	22	1%	10	2%
Long-Term Care Facility, Nursing Home	17	1%	8	2%
Residential Mental Health/Substance Abuse Facility	15	1%	2	0%
Home Health Care	5	0%	0	0%
Residential Intellectual/Development Disability Facility	3	0%	0	0%
Other Practice Setting	151	7%	62	12%
Total	2,101	100%	518	100%
Did Not Have a Location	53		2,457	

Source: Va. Healthcare Workforce Data Center

Solo and group private practices employ nearly half of all LCPs in Virginia. Another 17% of LCPs work at either outpatient mental health facilities or academic institutions.

Three out of every five LCPs work at establishments that accept cash/self-pay as a form of payment for services rendered. This makes cash/self-pay the most commonly accepted form of payment among Virginia's LCP workforce.

Accepted Forms of Payment		
Payment	#	% of Workforce
Cash/Self-Pay	1,833	60%
Private Insurance	1,146	37%
Medicare	695	23%
Medicaid	588	19%

Source: Va. Healthcare Workforce Data Center

At a Glance: (Primary Locations)

Typical Time Allocation

Patient Care: 70%-79%
Administration: 10%-19%

Roles

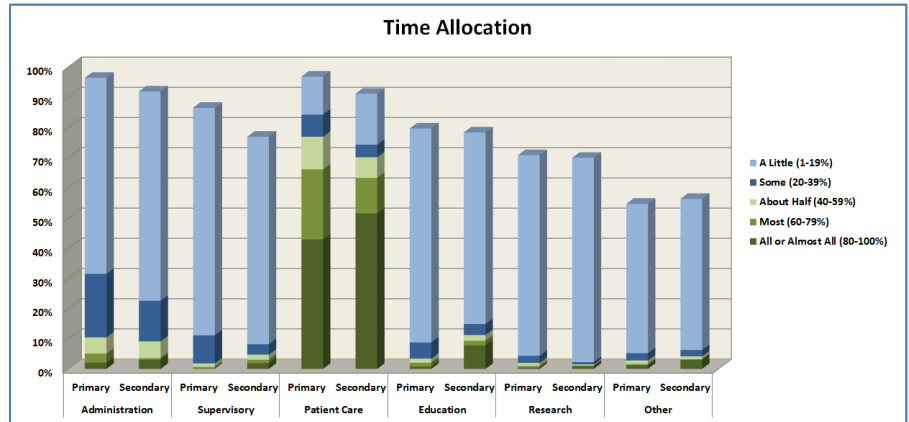
Patient Care: 66%
Administration: 5%
Education: 2%

Patient Care LCPs

Median Admin. Time: 1%-9%
Avg. Admin. Time: 10%-19%

Source: Va. Healthcare Workforce Data Center

A Closer Look:



Source: Va. Healthcare Workforce Data Center

In general, LCPs spend approximately 75% of their time treating patients. In fact, two-thirds of all LCPs fill a patient care role, defined as spending 60% or more of their time on patient care activities.

Time Allocation

Time Spent	Admin.		Supervisory		Patient Care		Education		Research		Other	
	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site
All or Almost All (80-100%)	2%	3%	0%	2%	43%	52%	1%	8%	0%	1%	1%	3%
Most (60-79%)	3%	1%	1%	1%	23%	12%	1%	2%	1%	0%	0%	0%
About Half (40-59%)	5%	6%	1%	2%	11%	7%	1%	2%	1%	0%	1%	1%
Some (20-39%)	21%	13%	9%	3%	7%	4%	5%	4%	2%	1%	2%	2%
A Little (1-19%)	65%	69%	75%	69%	13%	17%	71%	63%	66%	68%	50%	50%
None (0%)	4%	8%	14%	23%	3%	9%	20%	22%	29%	30%	45%	44%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Patients Per Week				
# of Patients	Primary Location		Secondary Location	
	#	%	#	%
None	213	10%	107	20%
1 to 24	1,384	63%	409	77%
25 to 49	581	26%	13	2%
50 to 74	22	1%	3	1%
75 or More	8	0%	0	0%
Total	2,208	100%	532	100%

Source: Va. Healthcare Workforce Data Center

At a Glance:

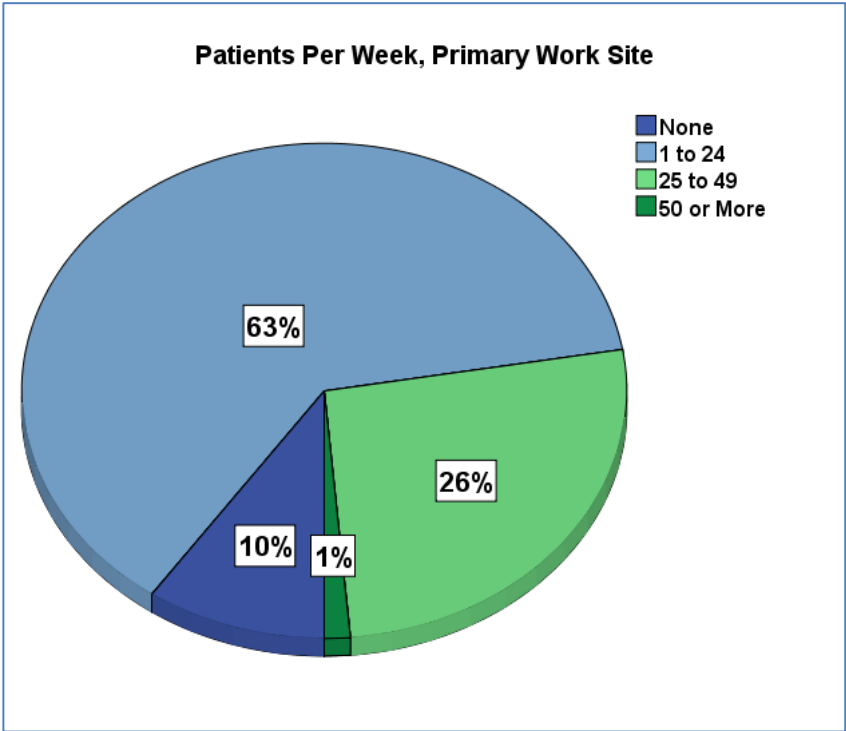
Patients Per Week

Primary Location: 1-24

Secondary Location: 1-24

Source: Va. Healthcare Workforce Data Center

Nearly two-thirds of all LCPs treat between 1 and 24 patients per week at their primary work location. Among those LCPs who also have a secondary work location, more than three-quarters treat between 1 and 24 patients per week.



Source: Va. Healthcare Workforce Data Center

At a Glance: (Primary Locations)

Typical Patient Allocation

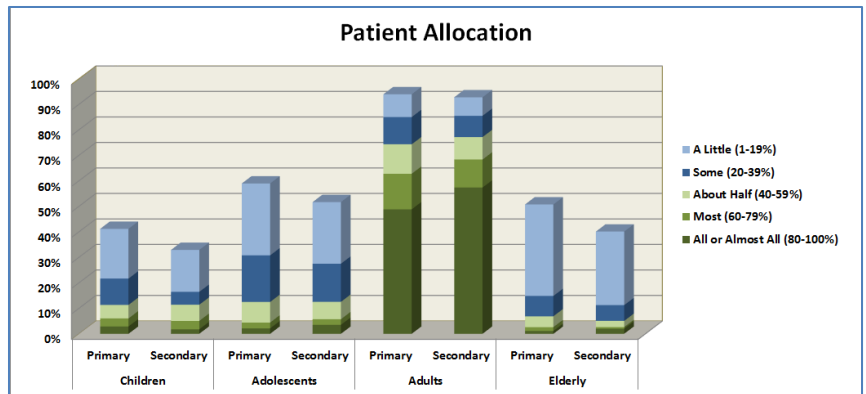
Children: None
 Adolescents: 1%-9%
 Adults: 70%-79%
 Elderly: 1%-9%

Roles

Children: 6%
 Adolescents: 4%
 Adults: 63%
 Elderly: 3%

Source: Va. Healthcare Workforce Data Center

A Closer Look:



Source: Va. Healthcare Workforce Data Center

In general, approximately 75% of all patients seen by LCPs at their primary work location are adults. In addition, 63% of LCPs serve an adult patient care role, meaning that at least 60% of their patients are adults.

Patient Allocation								
Time Spent	Children		Adolescents		Adults		Elderly	
	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site	Pri. Site	Sec. Site
All or Almost All (80-100%)	3%	2%	2%	4%	49%	57%	1%	2%
Most (60-79%)	3%	3%	2%	2%	14%	11%	1%	1%
About Half (40-59%)	5%	6%	8%	7%	12%	9%	4%	2%
Some (20-39%)	10%	5%	18%	15%	11%	8%	8%	6%
A Little (1-19%)	19%	16%	28%	24%	9%	7%	36%	29%
None (0%)	59%	67%	41%	48%	6%	7%	49%	60%

Source: Va. Healthcare Workforce Data Center

A Closer Look:

Retirement Expectations				
Expected Retirement Age	All LCPs		LCPs 50 and Over	
	#	%	#	%
Under Age 50	14	1%	-	-
50 to 54	19	1%	2	0%
55 to 59	79	4%	17	2%
60 to 64	320	14%	101	10%
65 to 69	649	29%	219	21%
70 to 74	523	24%	291	28%
75 to 79	251	11%	183	18%
80 or Over	105	5%	72	7%
I Do Not Intend to Retire	249	11%	147	14%
Total	2,208	100%	1,032	100%

Source: Va. Healthcare Workforce Data Center

At a Glance:

Retirement Expectations

All LCPs

Under 65: 20%
Under 60: 5%

LCPs 50 and Over

Under 65: 12%
Under 60: 2%

Time Until Retirement

Within 2 Years: 6%
Within 10 Years: 24%
Half the Workforce: By 2046

Source: Va. Healthcare Workforce Data Center

One out of every five LCPs expects to retire before the age of 65. Among those LCPs who are age 50 or over, 12% expect to retire by the age of 65.

Within the next two years, 9% of LCPs expect to increase their patient care hours, and 4% expect to pursue additional educational opportunities.

Future Plans

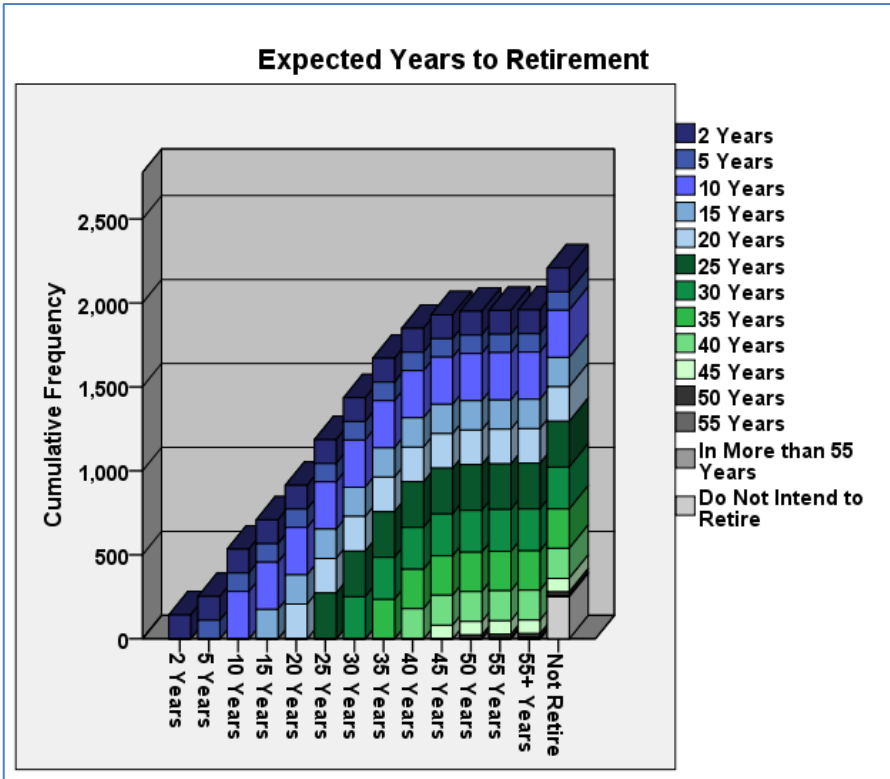
Two-Year Plans:	#	%
Decrease Participation		
Decrease Patient Care Hours	347	11%
Leave Virginia	60	2%
Leave Profession	30	1%
Decrease Teaching Hours	25	1%
Increase Participation		
Increase Patient Care Hours	277	9%
Increase Teaching Hours	158	5%
Pursue Additional Education	122	4%
Return to Virginia's Workforce	24	1%

Source: Va. Healthcare Workforce Data Center

By comparing retirement expectation to age, we can estimate the maximum years to retirement for LCPs. Only 6% of LCPs expect to retire in the next two years, while 24% expect to retire in the next ten years. Half of the current workforce expect to retire by 2046.

Time to Retirement			
Expect to Retire Within. . .	#	%	Cumulative %
2 Years	142	6%	6%
5 Years	110	5%	11%
10 Years	281	13%	24%
15 Years	175	8%	32%
20 Years	206	9%	41%
25 Years	272	12%	54%
30 Years	250	11%	65%
35 Years	234	11%	76%
40 Years	179	8%	84%
45 Years	81	4%	87%
50 Years	21	1%	88%
55 Years	5	0%	89%
In More than 55 Years	3	0%	89%
Do Not Intend to Retire	249	11%	100%
Total	2,208	100%	

Source: Va. Healthcare Workforce Data Center



Source: Va. Healthcare Workforce Data Center

Using these estimates, retirement will begin to reach 10% of the current workforce starting in 2031. Retirement will peak at 13% of the current workforce around the same time before declining to under 10% of the current workforce again around 2061.

At a Glance:

FTEs

Total: 2,489
 FTEs/1,000 Residents³: 0.292
 Average: 0.83

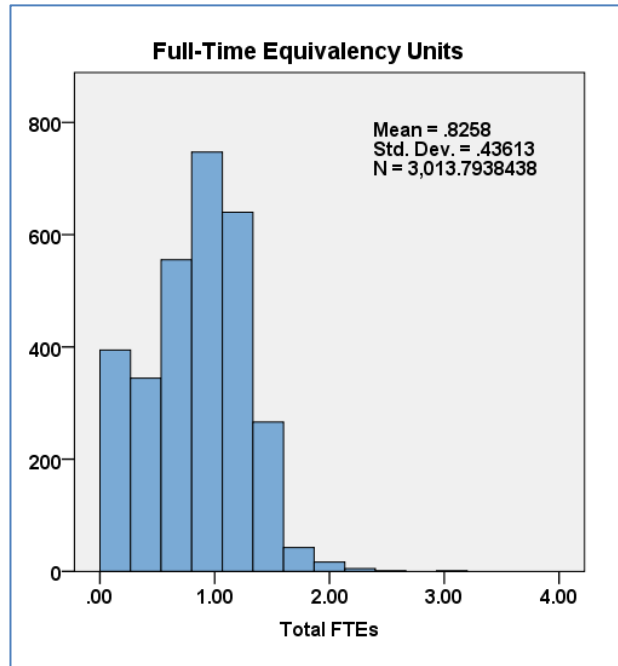
Age & Gender Effect

Age, *Partial Eta*²: Medium
 Gender, *Partial Eta*²: Small

*Partial Eta*² Explained:
*Partial Eta*² is a statistical measure of effect size.

Source: Va. Healthcare Workforce Data Center

A Closer Look:

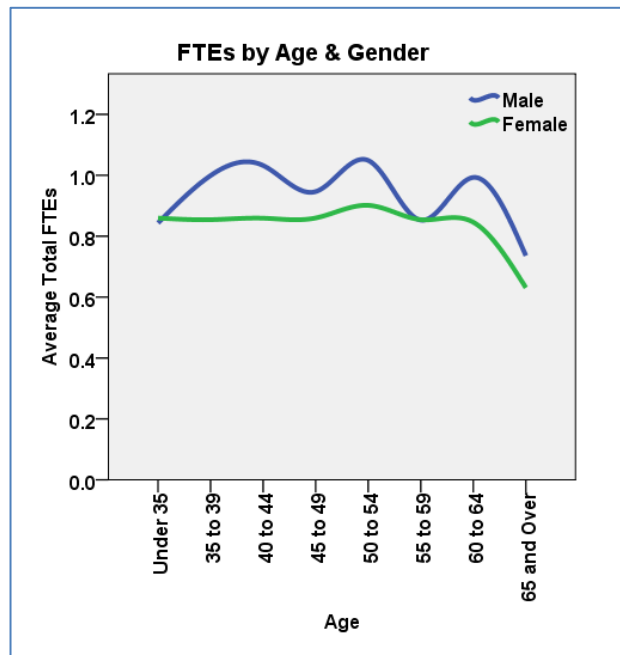


Source: Va. Healthcare Workforce Data Center

The typical (median) LCP provided 0.89 FTEs over the past year, or approximately 36 hours per week for 50 weeks. Although FTEs appear to vary by age and gender, statistical tests did not verify that a difference exists.⁴

Full-Time Equivalency Units		
Age	Average	Median
Age		
Under 35	0.86	0.93
35 to 39	0.80	0.88
40 to 44	0.98	1.04
45 to 49	0.70	0.83
50 to 54	0.99	1.13
55 to 59	0.84	0.80
60 to 64	0.91	0.95
65 and Over	0.67	0.56
Gender		
Male	0.88	0.97
Female	0.83	0.92

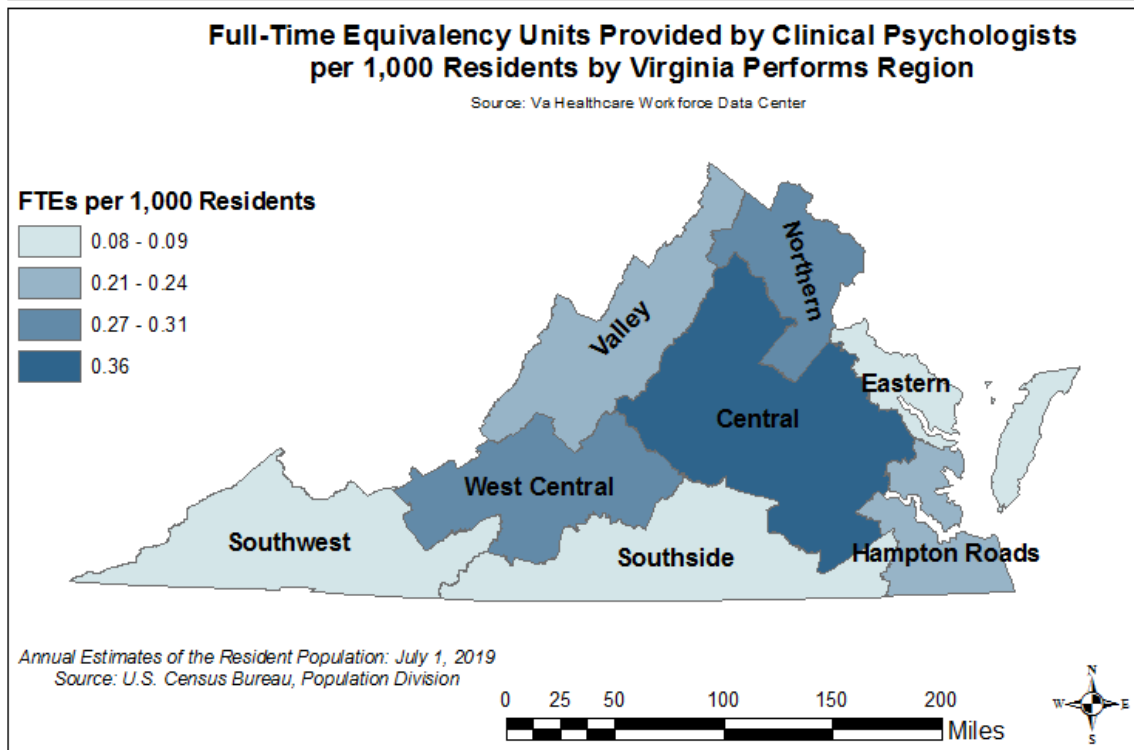
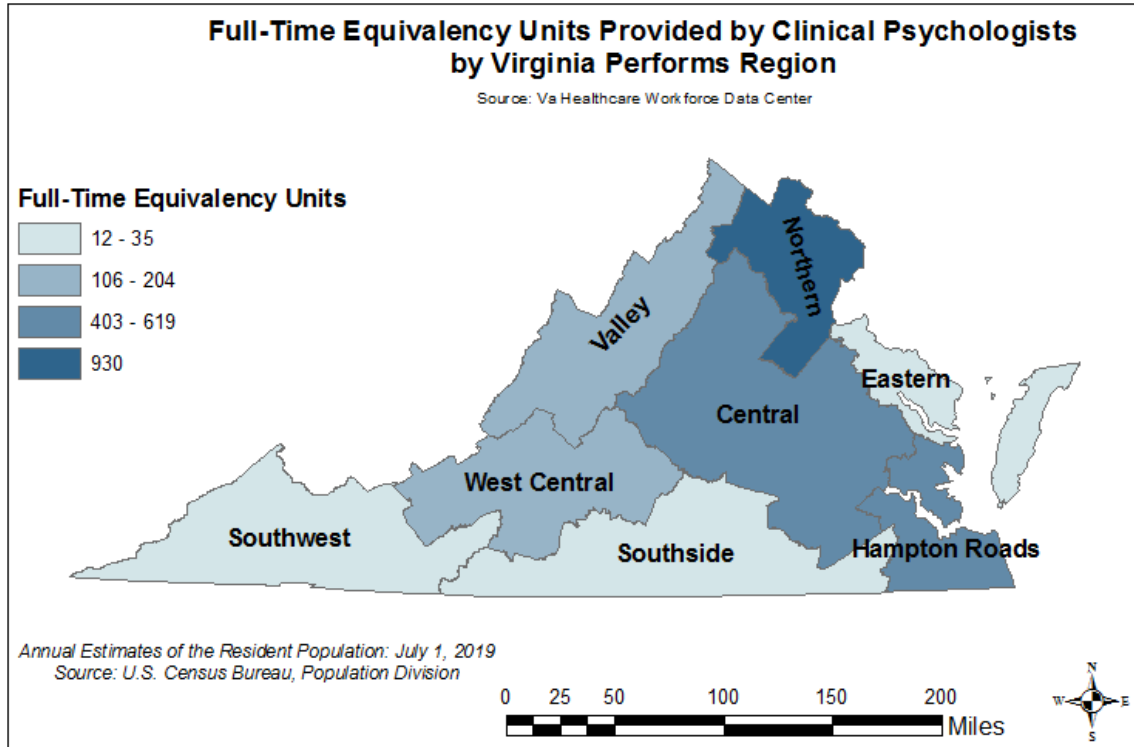
Source: Va. Healthcare Workforce Data Center

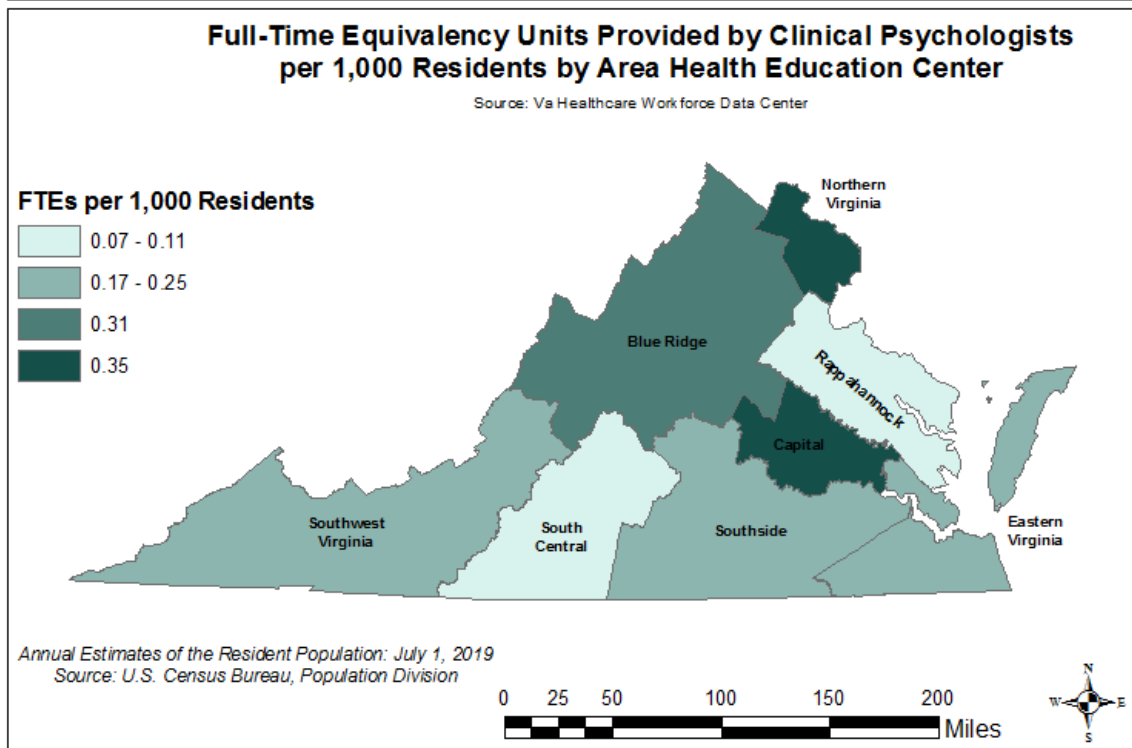
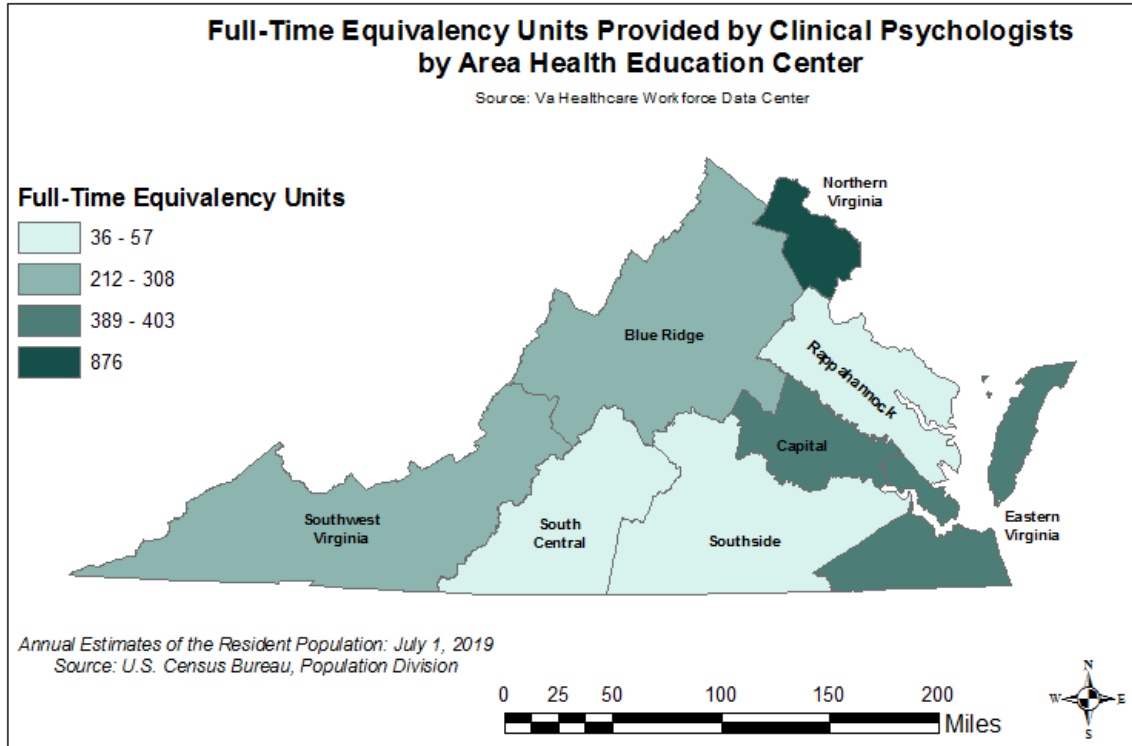


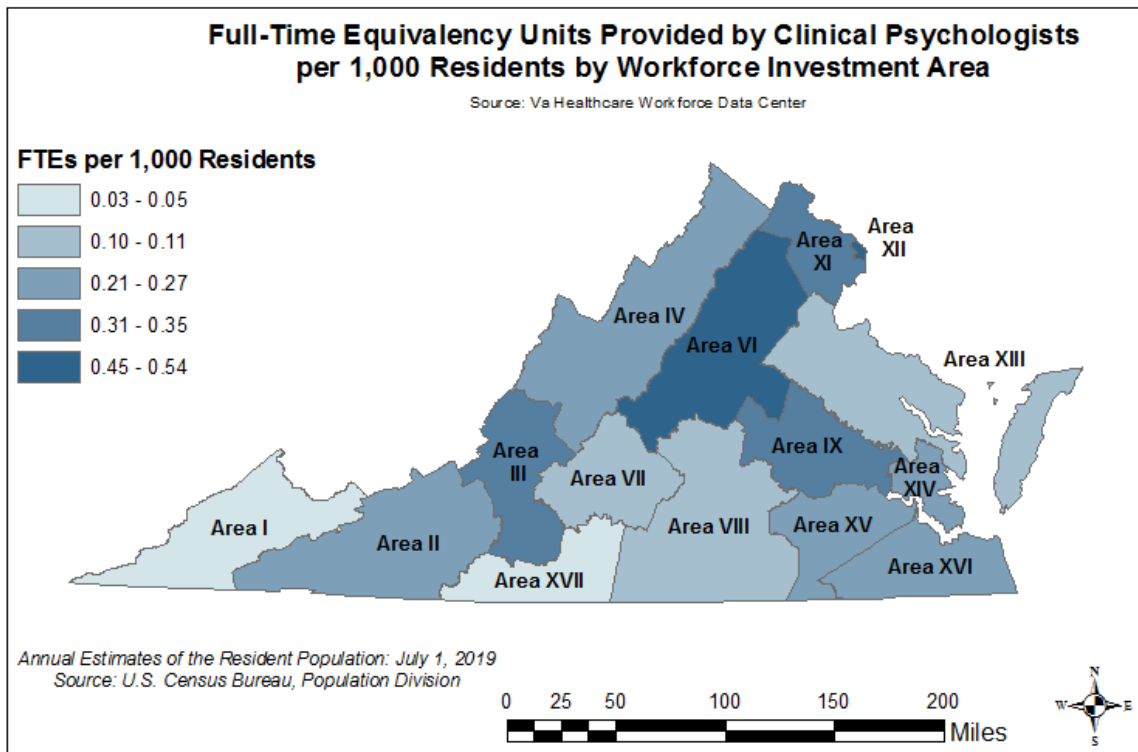
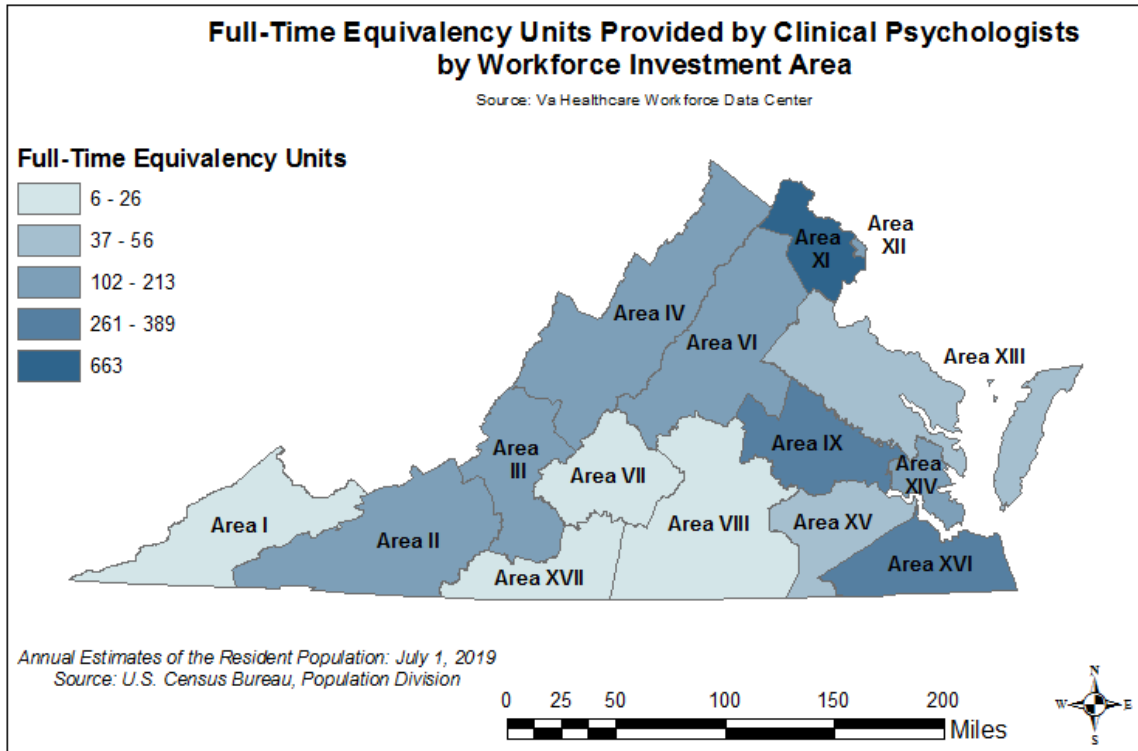
Source: Va. Healthcare Workforce Data Center

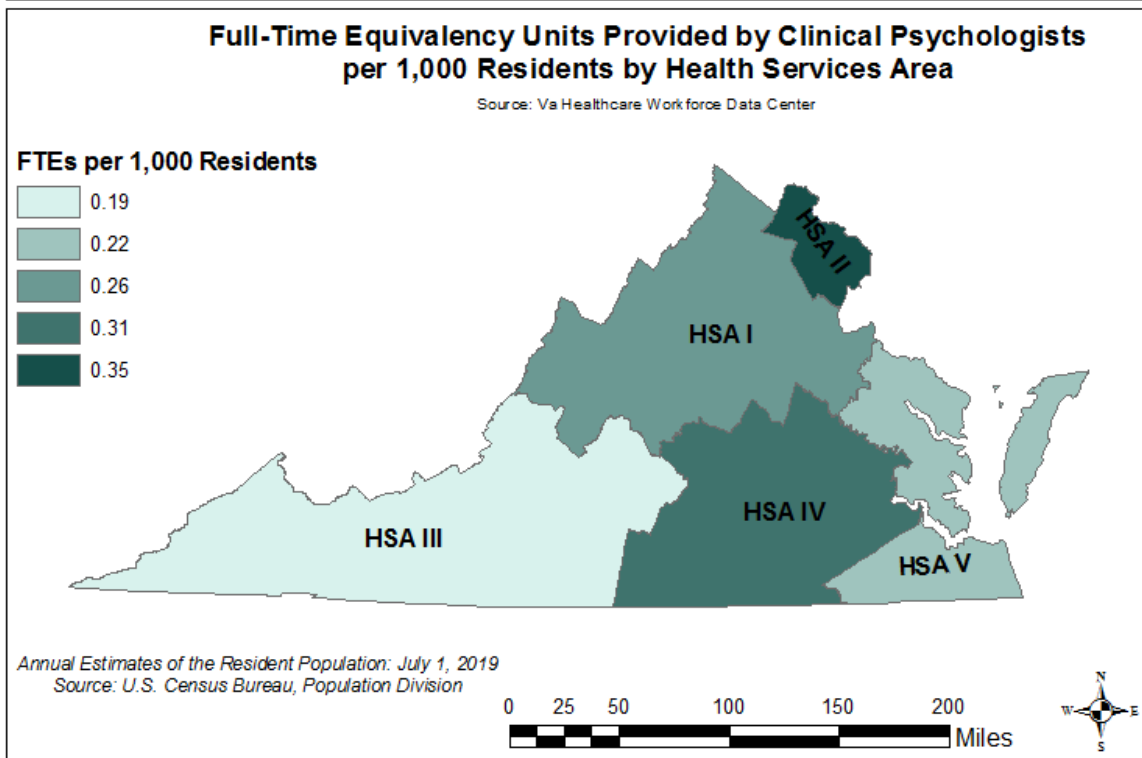
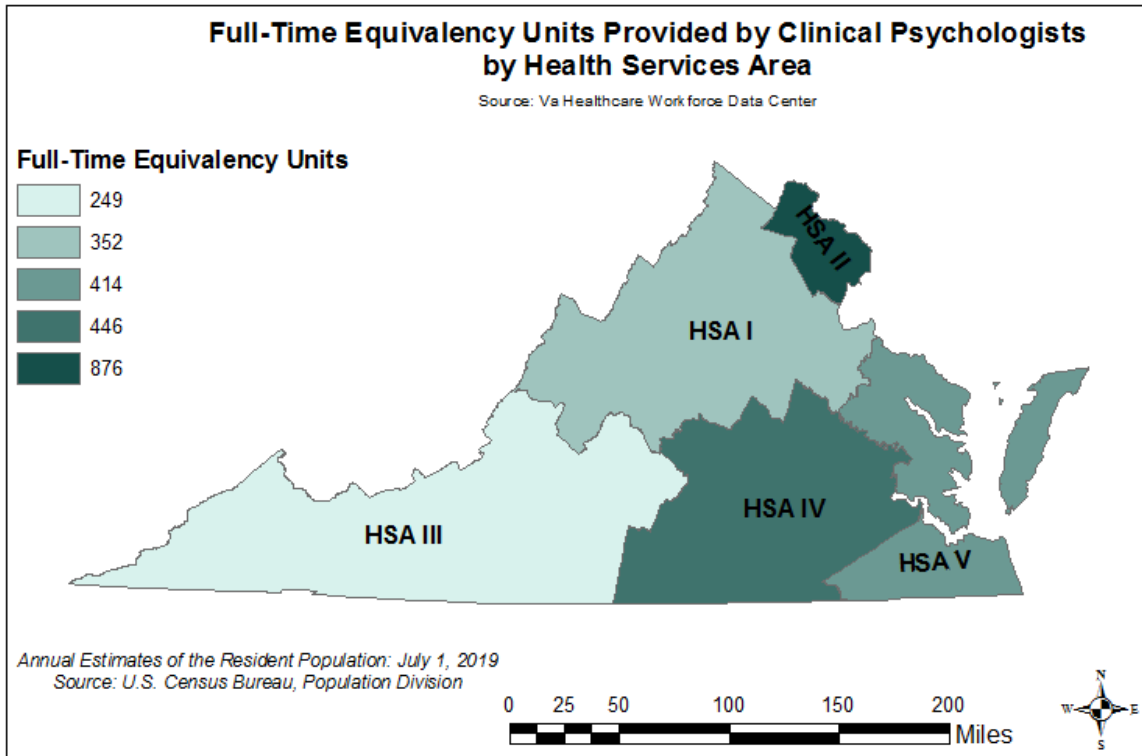
³ Number of residents in 2019 was used as the denominator.

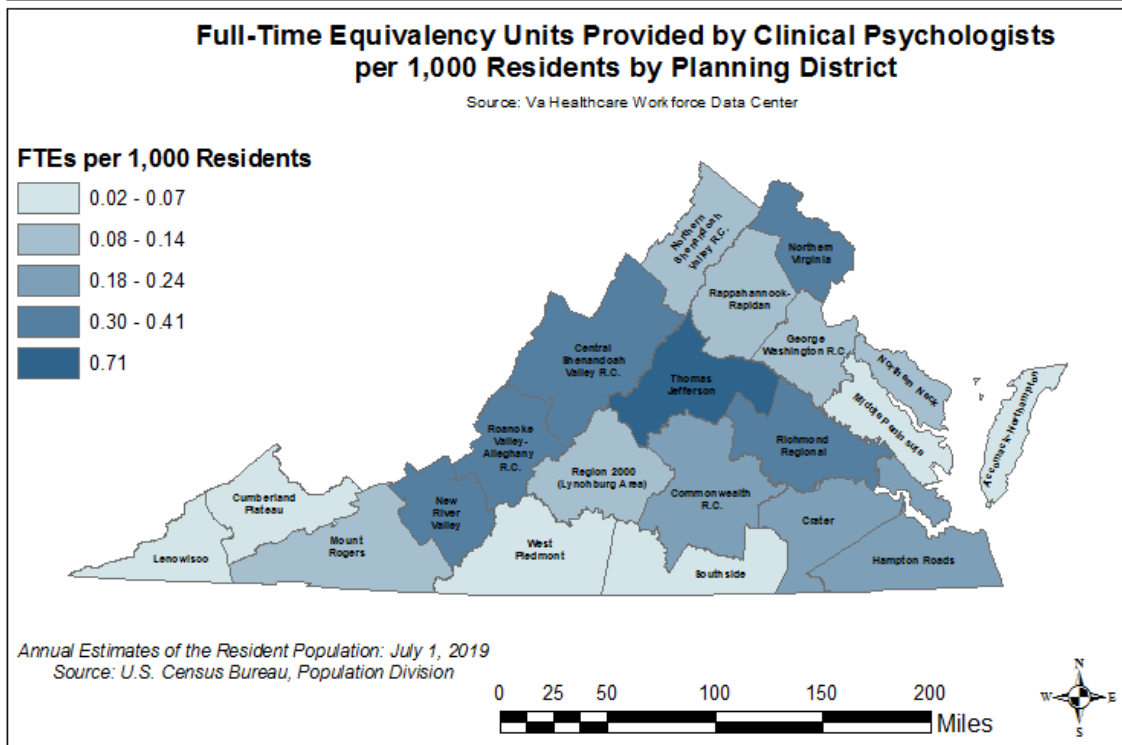
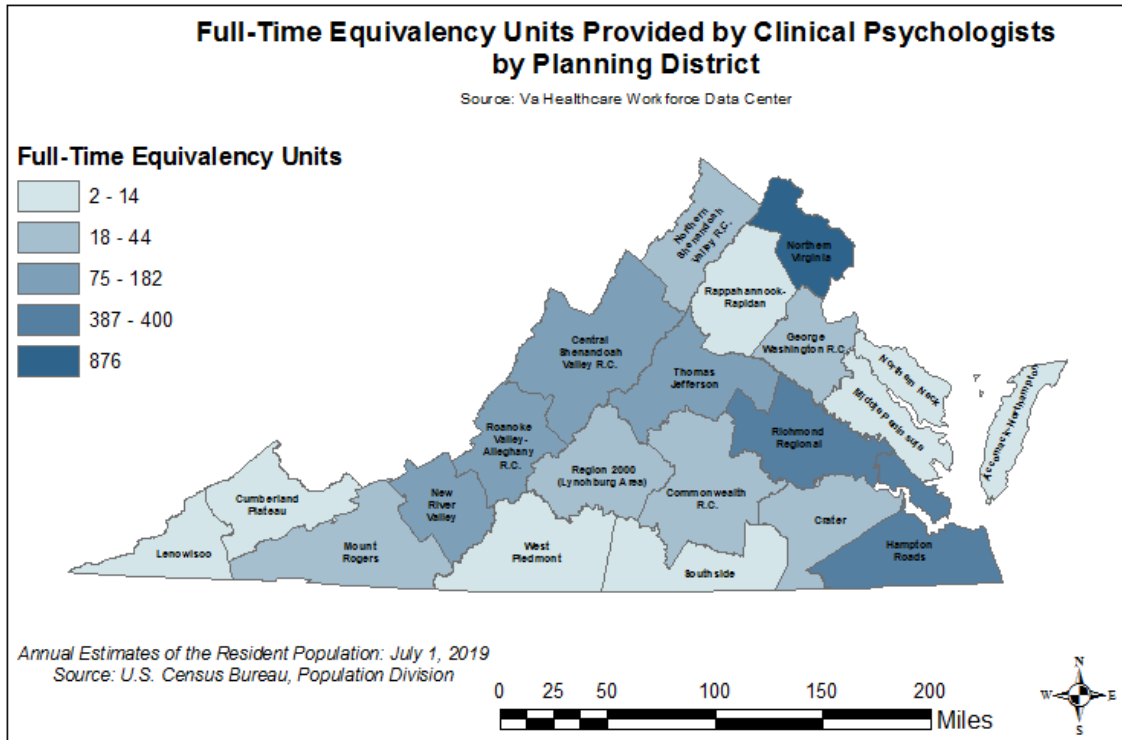
⁴ Due to assumption violations in Mixed between-within ANOVA (Levene's Test was significant).











Appendices

Appendix A: Weights

Rural Status	Location Weight			Total Weight	
	#	Rate	Weight	Min.	Max.
Metro, 1 Million+	2,065	86.39%	1.158	1.062	1.395
Metro, 250,000 to 1 Million	151	84.77%	1.180	1.083	1.422
Metro, 250,000 or Less	481	80.04%	1.249	1.147	1.506
Urban, Pop. 20,000+, Metro Adj.	10	90.00%	1.111	1.047	1.184
Urban, Pop. 20,000+, Non-Adj.	0	NA	NA	NA	NA
Urban, Pop. 2,500-19,999, Metro Adj.	57	78.95%	1.267	1.163	1.527
Urban, Pop. 2,500-19,999, Non-Adj.	20	90.00%	1.111	1.020	1.339
Rural, Metro Adj.	63	50.79%	1.969	1.807	2.373
Rural, Non-Adj.	17	76.47%	1.308	1.200	1.576
Virginia Border State/D.C.	1,006	58.95%	1.696	1.557	2.045
Other U.S. State	945	55.24%	1.810	1.662	2.182

Source: Va. Healthcare Workforce Data Center

Age	Age Weight			Total Weight	
	#	Rate	Weight	Min.	Max.
Under 35	523	60.80%	1.645	1.339	2.373
35 to 39	769	68.79%	1.454	1.184	2.098
40 to 44	708	72.88%	1.372	1.117	1.980
45 to 49	566	77.56%	1.289	1.050	1.860
50 to 54	536	79.85%	1.252	1.020	1.807
55 to 59	355	75.77%	1.320	1.075	1.904
60 to 64	374	77.81%	1.285	1.047	1.854
65 and Over	984	75.10%	1.332	1.084	1.921

Source: Va. Healthcare Workforce Data Center

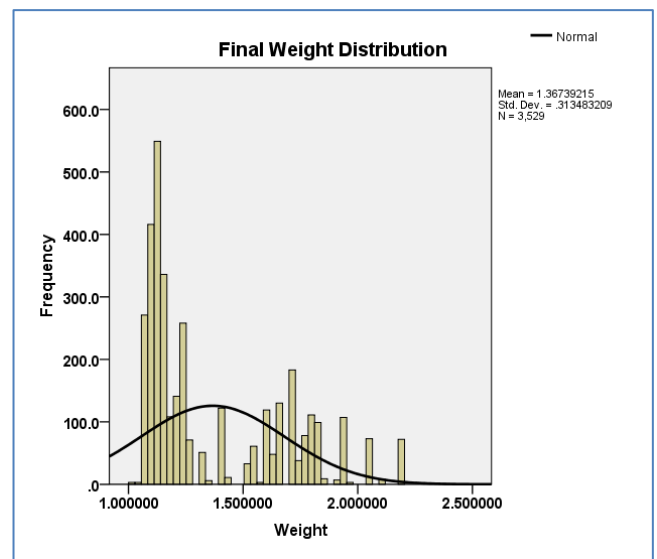
See the Methods section on the HWDC website for details on HWDC methods:

<https://www.dhp.virginia.gov/PublicResources/HealthcareWorkforceDataCenter/>

Final weights are calculated by multiplying the two weights and the overall response rate:

$$\text{Age Weight} \times \text{Rural Weight} \times \text{Response Rate} = \text{Final Weight.}$$

Overall Response Rate: 0.732918



Source: Va. Healthcare Workforce Data Center

Virginia Department of Health Professions
Cash Balance
As of June 30, 2021

	<u>108- Psychology</u>
Board Cash Balance as June 30, 2020	\$ 990,080
YTD FY21 Revenue	720,205
Less: YTD FY21 Direct and Allocated Expenditures	<u>591,771</u>
Board Cash Balance as June 30, 2021	<u><u>\$ 1,118,514</u></u>

Virginia Department of Health Professions
Revenue and Expenditures Summary
Department 10800 - Psychology
For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	Amount	Budget	Amount	
				Under/(Over)	% of Budget
			Budget		
4002400	Fee Revenue				
4002401	Application Fee	115,630.00	73,025.00	(42,605.00)	158.34%
4002406	License & Renewal Fee	597,670.00	571,065.00	(26,605.00)	104.66%
4002407	Dup. License Certificate Fee	785.00	115.00	(670.00)	682.61%
4002409	Board Endorsement - Out	5,705.00	2,050.00	(3,655.00)	278.29%
4002421	Monetary Penalty & Late Fees	50.00	5,755.00	5,705.00	0.87%
4002432	Misc. Fee (Bad Check Fee)	150.00	70.00	(80.00)	214.29%
	Total Fee Revenue	719,990.00	652,080.00	(67,910.00)	110.41%
4003000	Sales of Prop. & Commodities				
4003020	Misc. Sales-Dishonored Payments	215.00	-	(215.00)	0.00%
	Total Sales of Prop. & Commodities	215.00	-	(215.00)	0.00%
	Total Revenue	720,205.00	652,080.00	(68,125.00)	110.45%
5011110	Employer Retirement Contrib.	9,214.26	9,663.62	449.36	95.35%
5011120	Fed Old-Age Ins- Sal St Emp	5,495.45	5,112.50	(382.95)	107.49%
5011140	Group Insurance	898.74	895.52	(3.22)	100.36%
5011150	Medical/Hospitalization Ins.	7,557.00	8,244.00	687.00	91.67%
5011160	Retiree Medical/Hospitalizatn	753.38	748.50	(4.88)	100.65%
5011170	Long term Disability Ins	409.85	407.66	(2.19)	100.54%
	Total Employee Benefits	24,328.68	25,071.79	743.11	97.04%
5011200	Salaries				
5011230	Salaries, Classified	67,177.84	66,830.00	(347.84)	100.52%
5011250	Salaries, Overtime	5,093.79	-	(5,093.79)	0.00%
	Total Salaries	72,271.63	66,830.00	(5,441.63)	108.14%
5011300	Special Payments				
5011340	Specified Per Diem Payment	1,000.00	-	(1,000.00)	0.00%
5011380	Deferred Compnstn Match Pmts	576.00	576.00	-	100.00%
	Total Special Payments	1,576.00	576.00	(1,000.00)	273.61%
5011600	Terminatn Personal Svce Costs				
5011660	Defined Contribution Match - Hy	467.36	-	(467.36)	0.00%
	Total Terminatn Personal Svce Costs	467.36	-	(467.36)	0.00%
5011930	Turnover/Vacancy Benefits				
	Total Personal Services	98,643.67	92,477.79	(6,165.88)	106.67%
5012000	Contractual Svs				
5012100	Communication Services				
5012110	Express Services	39.64	172.00	132.36	23.05%
5012120	Outbound Freight Services	5.19	-	(5.19)	0.00%
5012140	Postal Services	2,949.22	4,560.00	1,610.78	64.68%
5012150	Printing Services	1.62	82.00	80.38	1.98%
5012160	Telecommunications Svcs (VITA)	280.05	425.00	144.95	65.89%
5012190	Inbound Freight Services	18.96	-	(18.96)	0.00%
	Total Communication Services	3,294.68	5,239.00	1,944.32	62.89%

Virginia Department of Health Professions
Revenue and Expenditures Summary
Department 10800 - Psychology
For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	Amount	Budget	Amount	% of Budget
				Under/(Over) Budget	
5012200	Employee Development Services				
5012210	Organization Memberships	5,500.00	2,750.00	(2,750.00)	200.00%
	Total Employee Development Services	5,500.00	2,750.00	(2,750.00)	200.00%
5012400	Mgmnt and Informational Svcs	-			
5012420	Fiscal Services	9,197.90	8,270.00	(927.90)	111.22%
5012440	Management Services	111.38	330.00	218.62	33.75%
5012460	Public Infrmtnl & Relatn Svcs	2.00	-	(2.00)	0.00%
5012470	Legal Services	126.35	250.00	123.65	50.54%
	Total Mgmnt and Informational Svcs	9,437.63	8,850.00	(587.63)	106.64%
5012500	Repair and Maintenance Svcs				
5012510	Custodial Services	204.00	-	(204.00)	0.00%
5012530	Equipment Repair & Maint Srvc	589.38	-	(589.38)	0.00%
	Total Repair and Maintenance Svcs	793.38	-	(793.38)	0.00%
5012600	Support Services				
5012640	Food & Dietary Services	-	432.00	432.00	0.00%
5012660	Manual Labor Services	283.35	427.00	143.65	66.36%
5012670	Production Services	1,052.98	935.00	(117.98)	112.62%
5012680	Skilled Services	8,594.06	13,815.00	5,220.94	62.21%
	Total Support Services	9,930.39	15,609.00	5,678.61	63.62%
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	351.90	3,572.00	3,220.10	9.85%
5012830	Travel, Public Carriers	-	5,000.00	5,000.00	0.00%
5012850	Travel, Subsistence & Lodging	98.57	1,101.00	1,002.43	8.95%
5012880	Trvl, Meal Reimb- Not Rprtble	62.25	1,139.00	1,076.75	5.47%
	Total Transportation Services	512.72	10,812.00	10,299.28	4.74%
	Total Contractual Svcs	29,468.80	43,260.00	13,791.20	68.12%
5013000	Supplies And Materials				
5013100	Administrative Supplies				
5013110	Apparel Supplies	7.86	-	(7.86)	0.00%
5013120	Office Supplies	844.69	348.00	(496.69)	242.73%
5013130	Stationery and Forms	-	1,554.00	1,554.00	0.00%
	Total Administrative Supplies	852.55	1,902.00	1,049.45	44.82%
5013400	Medical and Laboratory Supp.				
5013420	Medical and Dental Supplies	1.01	-	(1.01)	0.00%
	Total Medical and Laboratory Supp.	1.01	-	(1.01)	0.00%
5013500	Repair and Maint. Supplies				
5013510	Building Repair & Maint Materl	2.66	-	(2.66)	0.00%
5013520	Custodial Repair & Maint MatrI	0.37	2.00	1.63	18.50%
	Total Repair and Maint. Supplies	3.03	2.00	(1.03)	151.50%
5013600	Residential Supplies				
5013620	Food and Dietary Supplies	-	26.00	26.00	0.00%
5013630	Food Service Supplies	-	100.00	100.00	0.00%

Virginia Department of Health Professions
Revenue and Expenditures Summary
Department 10800 - Psychology
For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description			Amount	
		Amount	Budget	Under/(Over)	% of Budget
	Total Residential Supplies	-	126.00	126.00	0.00%
5013700	Specific Use Supplies				
5013730	Computer Operating Supplies	-	10.00	10.00	0.00%
	Total Specific Use Supplies	-	10.00	10.00	0.00%
	Total Supplies And Materials	856.59	2,040.00	1,183.41	41.99%
5015000	Continuous Charges				
5015100	Insurance-Fixed Assets				
5015160	Property Insurance	-	32.00	32.00	0.00%
	Total Insurance-Fixed Assets	-	32.00	32.00	0.00%
5015300	Operating Lease Payments				
5015340	Equipment Rentals	591.32	540.00	(51.32)	109.50%
5015350	Building Rentals	19.20	-	(19.20)	0.00%
5015390	Building Rentals - Non State	6,310.04	5,970.00	(340.04)	105.70%
	Total Operating Lease Payments	6,920.56	6,510.00	(410.56)	106.31%
5015500	Insurance-Operations				
5015510	General Liability Insurance	-	120.00	120.00	0.00%
5015540	Surety Bonds	-	8.00	8.00	0.00%
	Total Insurance-Operations	-	128.00	128.00	0.00%
	Total Continuous Charges	6,920.56	6,670.00	(250.56)	103.76%
5022000	Equipment				
5022100	Computer Hrdware & Sftware				
5022170	Other Computer Equipment	80.79	-	(80.79)	0.00%
	Total Computer Hrdware & Sftware	80.79	-	(80.79)	0.00%
5022200	Educational & Cultural Equip				
5022240	Reference Equipment	-	52.00	52.00	0.00%
	Total Educational & Cultural Equip	-	52.00	52.00	0.00%
5022600	Office Equipment				
5022610	Office Appurtenances	-	70.00	70.00	0.00%
	Total Office Equipment	-	70.00	70.00	0.00%
5022700	Specific Use Equipment				
5022710	Household Equipment	8.12	-	(8.12)	0.00%
5022740	Non Power Rep & Maint- Equip	0.60	-	(0.60)	0.00%
	Total Specific Use Equipment	8.72	-	(8.72)	0.00%
	Total Equipment	89.51	122.00	32.49	73.37%
	Total Expenditures	135,979.13	144,569.79	8,590.66	94.06%
	Allocated Expenditures				
20100	Behavioral Science Exec	137,211.20	138,099.00	887.80	99.36%
30100	Data Center	56,525.66	72,278.51	15,752.85	78.21%
30200	Human Resources	9,647.27	8,863.04	(784.24)	108.85%
30300	Finance	39,849.57	39,548.55	(301.02)	100.76%

Virginia Department of Health Professions
 Revenue and Expenditures Summary
 Department 10800 - Psychology
 For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account		Amount			
Number	Account Description	Amount	Budget	Under/(Over)	% of Budget
30400	Director's Office	13,461.03	14,210.13	749.10	94.73%
30500	Enforcement	165,013.67	138,414.46	(26,599.21)	119.22%
30600	Administrative Proceedings	11,071.98	34,139.27	23,067.30	32.43%
30700	Impaired Practitioners	592.11	1,055.56	463.45	56.09%
30800	Attorney General	5,118.91	5,330.34	211.42	96.03%
30900	Board of Health Professions	10,764.72	10,696.25	(68.48)	100.64%
31100	Maintenance and Repairs	227.07	1,418.47	1,191.40	16.01%
31300	Emp. Recognition Program	136.83	595.63	458.80	22.97%
31400	Conference Center	995.37	205.52	(789.85)	484.32%
31500	Pgm Devlpmnt & Implmentn	5,176.70	6,371.02	1,194.32	81.25%
Total Allocated Expenditures		455,792.09	471,225.75	15,433.66	96.72%
Net Revenue in Excess (Shortfall) of Expenditures		\$ 128,433.78	\$ 36,284.46	\$ (92,149.32)	353.96%

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	July	August	September	October	November	December	January	February	March	April
4002400 Fee Revenue											
4002401	Application Fee	10,085.00	7,745.00	14,285.00	15,815.00	9,655.00	9,505.00	8,545.00	8,960.00	8,995.00	9,425.00
4002406	License & Renewal Fee	9,845.00	2,700.00	4,490.00	2,585.00	1,775.00	335.00	140.00	1,160.00	1,090.00	810.00
4002407	Dup. License Certificate Fee	50.00	85.00	80.00	20.00	35.00	45.00	50.00	5.00	35.00	50.00
4002409	Board Endorsement - Out	775.00	760.00	645.00	275.00	250.00	225.00	300.00	600.00	575.00	525.00
4002421	Monetary Penalty & Late Fees	-	50.00	-	-	-	-	-	-	-	-
4002432	Misc. Fee (Bad Check Fee)	-	-	-	-	-	-	-	-	50.00	-
	Total Fee Revenue	20,755.00	11,340.00	19,500.00	18,695.00	11,715.00	10,110.00	9,035.00	10,725.00	10,745.00	10,810.00
4003000 Sales of Prop. & Commodities											
4003020	Misc. Sales-Dishonored Payments	-	-	-	-	-	-	-	-	85.00	-
	Total Sales of Prop. & Commodities	-	-	-	-	-	-	-	-	85.00	-
	Total Revenue	20,755.00	11,340.00	19,500.00	18,695.00	11,715.00	10,110.00	9,035.00	10,725.00	10,830.00	10,810.00
5011000 Personal Services											
5011100 Employee Benefits											
5011110	Employer Retirement Contrib.	1,124.71	767.26	767.26	767.26	767.26	767.26	767.26	767.26	776.78	776.78
5011120	Fed Old-Age Ins- Sal St Emp	680.23	477.29	428.33	484.71	470.87	520.96	460.97	440.59	446.90	437.98
5011140	Group Insurance	111.10	74.62	74.62	74.62	74.62	74.62	74.62	74.62	75.80	75.80
5011150	Medical/Hospitalization Ins.	1,030.50	687.00	687.00	687.00	687.00	-	687.00	687.00	687.00	687.00
5011160	Retiree Medical/Hospitalizatn	94.96	62.38	62.38	62.38	62.38	62.38	62.38	62.38	63.36	63.36
5011170	Long term Disability Ins	51.24	33.98	33.98	33.98	33.98	33.98	33.98	33.98	34.50	34.50
	Total Employee Benefits	3,092.74	2,102.53	2,053.57	2,109.95	2,096.11	1,459.20	2,086.21	2,065.83	2,084.34	2,075.42
5011200 Salaries											
5011230	Salaries, Classified	8,353.74	5,569.16	5,569.16	5,569.16	5,569.16	5,569.16	5,569.16	5,612.65	5,656.14	5,656.14
5011250	Salaries, Overtime	639.95	717.53	77.57	814.49	633.49	1,163.55	504.21	193.93	232.71	116.36
	Total Salaries	8,993.69	6,286.69	5,646.73	6,383.65	6,202.65	6,732.71	6,073.37	5,806.58	5,888.85	5,772.50
5011340	Specified Per Diem Payment	100.00	-	-	50.00	150.00	50.00	100.00	-	100.00	200.00
5011380	Deferred Compnstn Match Pmts	72.00	48.00	48.00	48.00	48.00	48.00	48.00	48.00	48.00	48.00

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	July	August	September	October	November	December	January	February	March	April
	Total Special Payments	172.00	48.00	48.00	98.00	198.00	98.00	148.00	48.00	148.00	248.00
5011600	Terminatn Personal Svce Costs										
5011660	Defined Contribution Match - Hy	57.09	38.06	38.06	38.06	38.06	38.06	38.06	38.06	41.10	41.10
	Total Terminatn Personal Svce Costs	57.09	38.06	38.06	38.06	38.06	38.06	38.06	38.06	41.10	41.10
	Total Personal Services	12,315.52	8,475.28	7,786.36	8,629.66	8,534.82	8,327.97	8,345.64	7,958.47	8,162.29	8,137.02
5012000	Contractual Svcs										
5012100	Communication Services										
5012110	Express Services	-	-	-	-	39.64	-	-	-	-	-
5012120	Outbound Freight Services	-	-	-	-	-	-	5.19	-	-	-
5012140	Postal Services	334.37	63.53	275.51	156.14	217.33	412.11	260.13	252.22	192.83	220.12
5012150	Printing Services	-	-	-	-	-	1.62	-	-	-	-
5012160	Telecommunications Svcs (VITA)	22.98	23.37	23.37	23.37	23.37	23.37	23.37	23.37	23.37	23.37
5012190	Inbound Freight Services	0.15	-	0.21	-	3.20	0.12	0.14	-	-	-
	Total Communication Services	357.50	86.90	299.09	179.51	283.54	437.22	288.83	275.59	216.20	243.49
5012200	Employee Development Services										
5012210	Organization Memberships	-	2,750.00	-	-	-	-	2,750.00	-	-	-
	Total Employee Development Services	-	2,750.00	-	-	-	-	2,750.00	-	-	-
5012400	Mgmnt and Informational Svcs										
5012420	Fiscal Services	3,383.11	188.76	37.11	51.48	-	102.85	97.74	-	13.84	5.78
5012440	Management Services	44.68	-	21.81	-	10.40	-	11.72	-	6.18	-
5012460	Public Infrmtnl & Relatn Svcs	-	-	-	-	-	-	-	-	-	-
5012470	Legal Services	-	-	-	-	-	-	-	-	126.35	-
	Total Mgmnt and Informational Svcs	3,427.79	188.76	58.92	51.48	10.40	102.85	109.46	-	146.37	5.78
5012500	Repair and Maintenance Svcs										
5012510	Custodial Services	-	17.00	17.00	-	51.00	-	34.00	17.00	17.00	17.00
5012530	Equipment Repair & Maint Svc	-	1.27	-	584.30	1.27	-	-	1.27	-	-
	Total Repair and Maintenance Svcs	-	18.27	17.00	584.30	52.27	-	34.00	18.27	17.00	17.00
5012600	Support Services										

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	July	August	September	October	November	December	January	February	March	April
5012660	Manual Labor Services	7.25	108.35	-	8.50	20.73	39.93	9.20	18.73	-	13.15
5012670	Production Services	34.30	-	-	37.49	100.62	-	62.87	371.08	-	84.54
5012680	Skilled Services	575.10	575.10	921.82	648.34	647.21	633.66	1,038.67	592.36	592.36	592.36
	Total Support Services	616.65	683.45	921.82	694.33	768.56	673.59	1,110.74	982.17	592.36	690.05
5012800	Transportation Services										
5012820	Travel, Personal Vehicle	351.90	-	-	-	-	-	-	-	-	-
5012850	Travel, Subsistence & Lodging	-	-	-	-	98.57	-	-	-	-	-
5012880	Trvl, Meal Reimb- Not Rprtble	62.25	-	-	-	-	-	-	-	-	-
	Total Transportation Services	414.15	-	-	-	98.57	-	-	-	-	-
	Total Contractual Svcs	4,816.09	3,727.38	1,296.83	1,509.62	1,213.34	1,213.66	4,293.03	1,276.03	971.93	956.32
5013000	Supplies And Materials										
5013100	Administrative Supplies										
5013110	Apparel Supplies	2.84	-	2.46	-	-	-	2.56	-	-	-
5013120	Office Supplies	65.12	58.64	58.45	-	109.36	42.52	164.71	25.65	20.11	122.63
	Total Administrative Supplies	67.96	58.64	60.91	-	109.36	42.52	167.27	25.65	20.11	122.63
5013400	Medical and Laboratory Supp.										
5013420	Medical and Dental Supplies	-	-	-	-	-	1.01	-	-	-	-
	Total Medical and Laboratory Supp.	-	-	-	-	-	1.01	-	-	-	-
5013500	Repair and Maint. Supplies										
5013510	Building Repair & Maint Materl	-	2.66	-	-	-	-	-	-	-	-
5013520	Custodial Repair & Maint Matr	-	0.37	-	-	-	-	-	-	-	-
	Total Repair and Maint. Supplies	-	3.03	-	-	-	-	-	-	-	-
	Total Supplies And Materials	67.96	61.67	60.91	-	109.36	43.53	167.27	25.65	20.11	122.63
5015000	Continuous Charges										
5015300	Operating Lease Payments										

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	July	August	September	October	November	December	January	February	March	April
5015340	Equipment Rentals	50.71	48.70	48.70	1.45	97.40	48.70	50.71	-	97.40	50.15
5015350	Building Rentals	-	-	-	4.80	-	4.80	-	-	4.80	4.80
5015390	Building Rentals - Non State	538.70	548.31	526.12	500.12	530.62	499.70	495.87	521.02	496.65	526.94
	Total Operating Lease Payments	589.41	597.01	574.82	506.37	628.02	553.20	546.58	521.02	598.85	581.89
	Total Continuous Charges	589.41	597.01	574.82	506.37	628.02	553.20	546.58	521.02	598.85	581.89
5022000 Equipment											
5022170	Other Computer Equipment	-	-	71.70	(37.66)	46.75	-	-	-	-	-
	Total Computer Hrdware & Sftware	-	-	71.70	(37.66)	46.75	-	-	-	-	-
5022710	Household Equipment	-	-	-	-	-	-	-	-	-	-
5022740	Non Power Rep & Maint- Equip	-	-	-	-	-	-	0.60	-	-	-
	Total Specific Use Equipment	-	-	-	-	-	-	0.60	-	-	-
	Total Equipment	-	-	71.70	(37.66)	46.75	-	0.60	-	-	-
	Total Expenditures	17,788.98	12,861.34	9,790.62	10,607.99	10,532.29	10,138.36	13,353.12	9,781.17	9,753.18	9,797.86
Allocated Expenditures											
20100	Behavioral Science Executive Director	16,152.36	10,871.63	10,939.07	11,387.25	11,469.93	10,440.37	11,804.01	11,943.78	11,613.25	11,773.09
20200	Opt\vet-Med\ASLP Executive Director	-	-	-	-	-	-	-	-	-	-
20400	Nursing / Nurse Aide	-	-	-	-	-	-	-	-	-	-
20600	Funeral\LTCA\PT Executive Director	-	-	-	-	-	-	-	-	-	-
30100	Technology and Business Services	5,175.93	3,736.39	4,825.19	3,847.12	2,660.48	5,387.98	7,633.30	4,384.78	4,574.84	3,558.76
30200	Human Resources	48.57	46.56	54.05	8,478.81	82.17	158.33	157.39	121.36	120.87	127.36
30300	Finance	4,309.02	3,077.83	3,196.63	5,112.26	1,617.76	3,121.62	3,532.66	3,504.61	3,461.64	3,224.55
30400	Director's Office	1,578.30	1,090.74	1,077.22	1,091.27	1,245.22	1,032.69	1,251.64	1,100.37	1,086.08	1,125.43
30500	Enforcement	22,531.09	13,393.27	13,852.21	13,212.55	13,250.70	10,311.38	14,297.87	14,004.31	15,432.19	14,374.73
30600	Administrative Proceedings	1,075.37	-	1,220.34	509.97	1,489.60	1,023.45	2,874.12	1,948.86	293.58	-

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	July	August	September	October	November	December	January	February	March	April
30700	Health Practitioners' Monitoring Program	71.77	480.06	3.81	4.99	4.27	4.01	3.20	3.23	4.08	4.30
30800	Attorney General	1,114.97	-	-	1,359.45	-	-	1,285.04	-	-	1,359.45
30900	Board of Health Professions	1,268.88	736.50	1,310.32	680.87	1,465.96	605.47	794.55	1,159.56	735.41	910.29
31000	SRTA	-	-	-	-	-	-	-	-	-	-
31100	Maintenance and Repairs	-	-	227.07	-	-	-	-	-	-	-
31300	Employee Recognition Program	-	2.99	-	-	1.02	0.68	-	42.10	7.24	25.46
31400	Conference Center	2.00	9.55	71.91	(1.95)	(7.12)	(143.87)	2.40	202.24	583.60	138.68
31500	Program Development and Implementation	611.57	379.17	455.95	359.90	517.05	526.46	531.96	408.27	384.84	385.98
31600	Healthcare Workforce	-	-	-	-	-	-	-	-	-	-
31800	CBC (Criminal Background Check Unit)	-	-	-	-	-	-	-	-	-	-
	Total Allocated Expenditures	53,939.83	33,824.68	37,233.78	46,042.48	33,797.03	32,468.56	44,168.14	38,823.47	38,297.63	37,008.08
	Net Revenue in Excess (Shortfall) of Expenditures	\$ (50,973.81)	\$ (35,346.02)	\$ (27,524.40)	\$ (37,955.47)	\$ (32,614.32)	\$ (32,496.92)	\$ (48,486.26)	\$ (37,879.64)	\$ (37,220.81)	\$ (35,995.94)

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	May	June	Total
4002400	Fee Revenue			
4002401	Application Fee	5,545.00	7,070.00	115,630.00
4002406	License & Renewal Fee	253,325.00	319,415.00	597,670.00
4002407	Dup. License Certificate Fee	180.00	150.00	785.00
4002409	Board Endorsement - Out	325.00	450.00	5,705.00
4002421	Monetary Penalty & Late Fees	-	-	50.00
4002432	Misc. Fee (Bad Check Fee)	-	100.00	150.00
	Total Fee Revenue	259,375.00	327,185.00	719,990.00
4003000	Sales of Prop. & Commodities			
4003020	Misc. Sales-Dishonored Payments	-	130.00	215.00
	Total Sales of Prop. & Commodities	-	130.00	215.00
	Total Revenue	259,375.00	327,315.00	720,205.00
5011000	Personal Services			
5011100	Employee Benefits			
5011110	Employer Retirement Contrib.	776.78	388.39	9,214.26
5011120	Fed Old-Age Ins- Sal St Emp	429.09	217.53	5,495.45
5011140	Group Insurance	75.80	37.90	898.74
5011150	Medical/Hospitalization Ins.	687.00	343.50	7,557.00
5011160	Retiree Medical/Hospitalizatn	63.36	31.68	753.38
5011170	Long term Disability Ins	34.50	17.25	409.85
	Total Employee Benefits	2,066.53	1,036.25	24,328.68
5011200	Salaries			
5011230	Salaries, Classified	5,656.14	2,828.07	67,177.84
5011250	Salaries, Overtime	-	-	5,093.79
	Total Salaries	5,656.14	2,828.07	72,271.63
5011340	Specified Per Diem Payment	250.00	-	1,000.00
5011380	Deferred Compnstn Match Pmts	48.00	24.00	576.00

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	May	June	Total
	Total Special Payments	298.00	24.00	1,576.00
5011600	Terminatn Personal Svce Costs			
5011660	Defined Contribution Match - Hy	41.10	20.55	467.36
	Total Terminatn Personal Svce Costs	41.10	20.55	467.36
	Total Personal Services	8,061.77	3,908.87	98,643.67
5012000	Contractual Svcs			-
5012100	Communication Services			-
5012110	Express Services	-	-	39.64
5012120	Outbound Freight Services	-	-	5.19
5012140	Postal Services	270.89	294.04	2,949.22
5012150	Printing Services	-	-	1.62
5012160	Telecommunications Svcs (VITA)	23.37	23.37	280.05
5012190	Inbound Freight Services	0.14	15.00	18.96
	Total Communication Services	294.40	332.41	3,294.68
5012200	Employee Development Services			
5012210	Organization Memberships	-	-	5,500.00
	Total Employee Development Services	-	-	5,500.00
5012400	Mgmnt and Informational Svcs			
5012420	Fiscal Services	-	5,317.23	9,197.90
5012440	Management Services	16.59	-	111.38
5012460	Public Infrmtnl & Relatn Svcs	-	2.00	2.00
5012470	Legal Services	-	-	126.35
	Total Mgmnt and Informational Svcs	16.59	5,319.23	9,437.63
5012500	Repair and Maintenance Svcs			
5012510	Custodial Services	17.00	17.00	204.00
5012530	Equipment Repair & Maint Srvc	1.27	-	589.38
	Total Repair and Maintenance Svcs	18.27	17.00	793.38
5012600	Support Services			

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	May	June	Total
5012660	Manual Labor Services	57.51	-	283.35
5012670	Production Services	362.08	-	1,052.98
5012680	Skilled Services	1,184.72	592.36	8,594.06
	Total Support Services	1,604.31	592.36	9,930.39
5012800	Transportation Services			
5012820	Travel, Personal Vehicle	-	-	351.90
5012850	Travel, Subsistence & Lodging	-	-	98.57
5012880	Trvl, Meal Reimb- Not Rprtble	-	-	62.25
	Total Transportation Services	-	-	512.72
	Total Contractual Svcs	1,933.57	6,261.00	29,468.80
5013000	Supplies And Materials			
5013100	Administrative Supplies			-
5013110	Apparel Supplies	-	-	7.86
5013120	Office Supplies	44.48	133.02	844.69
	Total Administrative Supplies	44.48	133.02	852.55
5013400	Medical and Laboratory Supp.			
5013420	Medical and Dental Supplies	-	-	1.01
	Total Medical and Laboratory Supp.	-	-	1.01
5013500	Repair and Maint. Supplies			
5013510	Building Repair & Maint Materl	-	-	2.66
5013520	Custodial Repair & Maint Matrl	-	-	0.37
	Total Repair and Maint. Supplies	-	-	3.03
	Total Supplies And Materials	44.48	133.02	856.59
5015000	Continuous Charges			
5015300	Operating Lease Payments			

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	May	June	Total
5015340	Equipment Rentals	48.70	48.70	591.32
5015350	Building Rentals	-	-	19.20
5015390	Building Rentals - Non State	568.41	557.58	6,310.04
	Total Operating Lease Payments	617.11	606.28	6,920.56
	Total Continuous Charges	617.11	606.28	6,920.56
5022000	Equipment			
5022170	Other Computer Equipment	-	-	80.79
	Total Computer Hrdware & Sftware	-	-	80.79
5022710	Household Equipment	8.12	-	8.12
5022740	Non Power Rep & Maint- Equip	-	-	0.60
	Total Specific Use Equipment	8.12	-	8.72
	Total Equipment	8.12	-	89.51
	Total Expenditures	10,665.05	10,909.17	135,979.13
Allocated Expenditures				
20100	Behavioral Science Executive Director	11,388.93	7,427.53	137,211.20
20200	Opt\Vet-Med\ASLP Executive Director	-	-	-
20400	Nursing / Nurse Aide	-	-	-
20600	Funeral\LTCA\PT Executive Director	-	-	-
30100	Technology and Business Services	2,744.57	7,996.30	56,525.66
30200	Human Resources	120.93	130.88	9,647.27
30300	Finance	3,471.65	2,219.33	39,849.57
30400	Director's Office	1,113.16	668.91	13,461.03
30500	Enforcement	12,479.27	7,874.10	165,013.67
30600	Administrative Proceedings	636.68	-	11,071.98

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2020 and Ending June 30, 2021

Account Number	Account Description	May	June	Total
30700	Health Practitioners' Monitoring Program	3.28	5.12	592.11
30800	Attorney General	-	-	5,118.91
30900	Board of Health Professions	693.93	402.98	10,764.72
31000	SRTA	-	-	-
31100	Maintenance and Repairs	-	-	227.07
31300	Employee Recognition Program	55.18	2.14	136.83
31400	Conference Center	81.68	56.27	995.37
31500	Program Development and Implementation	380.22	235.34	5,176.70
31600	Healthcare Workforce	-	-	-
31800	CBC (Criminal Background Check Unit)	-	-	-
	Total Allocated Expenditures	33,169.48	27,018.91	455,792.09
	Net Revenue in Excess (Shortfall) of Expenditures	\$ 215,540.47	\$ 289,386.92	\$ 128,433.78

July 2021

Volume 2, Issue 3

**Reducing regulatory barriers.
Increasing access to mental healthcare.**

A Message from the Chair Don Meck

This year has been good to us. We are growing and by the end of the second quarter of 2021, we had 18 member states and 8 with an upcoming effective date. There is also pending legislation in one state. The Executive, Finance, Rules and Training and Public Relations Committees have been established and met to address the needs of the compact. Representatives from these committees will be presenting at the Annual Meeting to keep you informed and get your input on issues they have been addressing. Participation in PSYPACT by the licensed psychologist in our member states has increased daily and the PSYPACT staff have been busy evaluating and verifying necessary information so that one or both of the credentials can be awarded. Ensuring Authority to Practice Interjurisdictional Telepsychology (APIT) and Temporary Authorization to Practice (TAP) holders continue to maintain active E. Passports and Interjurisdictional Practice Certificates (IPC) will add an additional burden on our staff. A burden they will handle professionally and with due diligence, I am sure. Thank you for your participation in PSYPACT.

Donald S. Meck, Ph.D., J.D., ABPP
Chair, PSYPACT Commission

Upcoming Meetings

August 5, 2021 9:00 AM EST - PSYPACT Commission
August 19, 2021 12:00 PM EST - Finance Committee

PSYPACT Commissioners

Lori Rall <i>Alabama (*Effective 6/1/2021)</i>	Kris Chiles <i>Nebraska</i>
Heidi Paakkonen <i>Arizona</i>	Gary Lenkeit <i>Nevada</i>
Lorey Bratten <i>Colorado</i>	Deborah Warner <i>New Hampshire</i>
Shauna Slaughter <i>Delaware</i>	Susan Hurt <i>North Carolina</i>
To Be Named <i>District of Columbia</i>	Ronald Ross <i>Ohio (*Effective 7/26/2021)</i>
Don Meck <i>Georgia</i>	Teanne Rose <i>Oklahoma</i>
Cecilia Abundis <i>Illinois</i>	Christina Stuckey <i>Pennsylvania</i>
David Fye <i>Kansas (*Effective 1/1/2022)</i>	To Be Named <i>Tennessee</i>
Jean Deters <i>Kentucky (*Effective 6/29/2021)</i>	Patrick Hyde <i>Texas</i>
Lorraine Smith <i>Maryland</i>	Deborah Blackburn <i>Utah</i>
Pam Goose <i>Missouri</i>	Jaime Hoyle <i>Virginia</i>
	Mariann Burnetti-Atwell <i>ASPPB</i>



IMPORTANT ANNOUNCEMENT

Annual renewals for E.Passport and IPC are now open



Annual renewals for the E.Passport and IPC have already begun. Be sure to get your renewal in to keep your PSYPACT credentials active. If you aren't sure of your renewal date, feel free to reach out to PSYPACT staff and we will be happy to let you know.

PSYPACT Executive Board Meeting June 30, 2021

A meeting for the PSYPACT Commission Executive Board was held on June 30, 2021. During the meeting, minutes from the March 25, 2021 PSYPACT Commission

Executive Board meeting were approved and are available on the PSYPACT website at www.psypact.org.

Additionally, Chair Don Meck (GA) and PSYPACT Executive Director Janet Orwig provided updates to the Executive Board. The PSYPACT Commission Executive Board also motioned to approve reports from the Finance Committee, Rules Committee and the Training and Public Relations Committee. The next PSYPACT

Commission Executive Board meeting will be held following the PSYPACT Commission annual meeting in November 2021.

New Commissioner Welcome

The PSYPACT Commission would like to officially welcome Mr. David Fye, who is the newly appointed Commissioner for the state of Kansas, Ms. Lorraine Smith, as the newly appointed Commissioner for the state of Maryland and Mr. Ronald Ross, as the newly appointed Commissioner for the state of Ohio.

Verification of PSYPACT Credentials

Available at www.verifypsypact.org, users of the site can search for all licensed psychologists who currently hold an active APIT or TAP.

Meet the Requirements Review Committee

Gary Lenkeit
Jean Deters
Christina Stuckey

Committee Charges

Requirements Review Committee: A Requirements Review Committee shall be established as a standing committee to review of denials for authorization, review ongoing standards for reasonableness and interface with Association and Provincial Psychology Boards regarding E.Passport and Interjurisdictional Practice Certificate Requirements as needed.

Updates from the Committees

Rules Committee: The Rules Committee met on May 5, 2021 and presented the Executive Board with recommendations for consideration and referral to the full Commission.

Finance Committee: The Finance Committee met on May 18, 2021 and reviewed several items and made recommendations to the PSYPACT Executive Board for consideration and referral to the full Commission in August. The committee will meet again on August 19, 2021 to begin work on five year forecasting as well as the 2022 Budget.

Training and Public Relations Committee: The Training and Public Relations Committee met on May 20, 2021 and presented the Executive Board with training materials for new PSYPACT Commissioners for consideration and referral to the full Commission. The committee will meet again in September 2021.

PSYPACT by the Numbers

TELEPSYCHOLOGY

3735 **3160**

ASPPB
E. Passports
Issued

PSYPACT
APITs
Issued

TEMPORARY PRACTICE

231

ASPPB
IPCs Issued

127

PSYPACT
TAPs Issued

STATE LEVEL BREAKDOWN

State	APITs	TAPs
AZ	137	10
CO	258	9
DE	84	0
DC	109	3
GA	219	13
IL	399	14
MD	112	1
MO	169	6
NE	38	2
NV	71	6
NH	56	2
NC	162	2
OK	42	3
PA	425	6
TN	23	0
TX	462	26
UT	123	11
VA	271	12

Numbers current as of 07/01/2021

Executive Director's Report

Janet Orwig

Welcome to Summer! I want to welcome our newest Commissioners: David Fye (Kansas), Lorraine Smith (Maryland) and Ron Ross (Ohio). Again, welcome and we all look forward to working with you!

With the 2021 legislative year winding down, I wanted to provide a summary of our busiest year yet! We had 20 bills introduced this year. 11 bills were enacted with one (1) still sitting on the Governor's desk in New Jersey. We had eight (8) bills that either failed or have been rolled over to the 2022 legislative session.

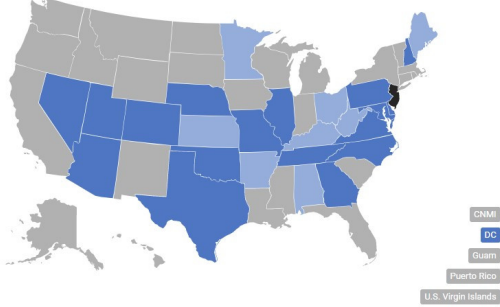
The PSYPACT website continues to be a great resource. For this quarter, the site received visits from over 32,500 visitors with 30,754 being new visitors to the site. The most viewed page was the PSYPACT map. We continue to monitor the website analytics and will use that data to continue to improve on the website.

As always, I cannot thank you enough for all you do for PSYPACT.

Janet P. Orwig, MBA, CAE
PSYPACT Executive Director

Legislative Activity

2021 Legislative Session Update



Currently, 18 states participate in PSYPACT including Arizona, Colorado, Delaware, District of Columbia, Georgia, Illinois, Maryland, Missouri, Nebraska, Nevada, New Hampshire, North Carolina, Oklahoma, Pennsylvania, Tennessee, Texas, Utah, Virginia. We also have 8 states that have enacted the PSYPACT legislation that are not yet effective. As the 2021 legislative session is now winding down, we are happy to report we saw legislation introduced in 20 states this session. We also have carry over legislation active in New Jersey as NJ A 4205 awaiting the governors signature.



Did you know?

PSYPACT is available to host webinars and provide presentations for psychologists in your state to learn more about PSYPACT and how it works. If you are interested, contact us at info@psypact.org. Additional training materials can also be found on the PSYPACT website at www.psypact.org.

Communications Update

Interest in PSYPACT continues to grow! We hear daily from psychologists interested in learning more about the compact and how they can participate and use an email listserv to provide periodic updates about important application updates and information as new states introduce and enact PSYPACT legislation. To date, we have over 3,800 participants in the PSYPACT listserv. To sign up, email us at info@psypact.org or visit <https://psypact.org/page/Listserv>.

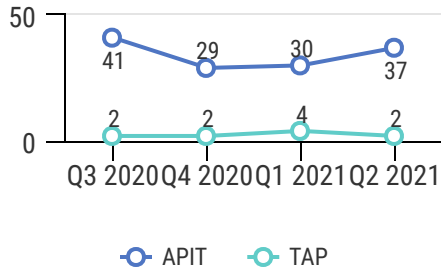
Staff Contact Information

Janet Orwig
PSYPACT Executive Director
jorwig@asppb.org

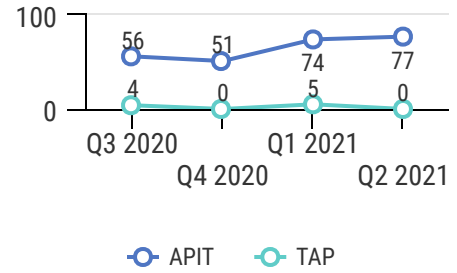
Jessica Cheaves
PSYPACT Coordinator
jcheaves@asppb.org

Looking at PSYPACT State Trends

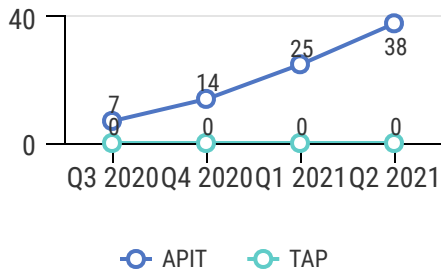
Arizona



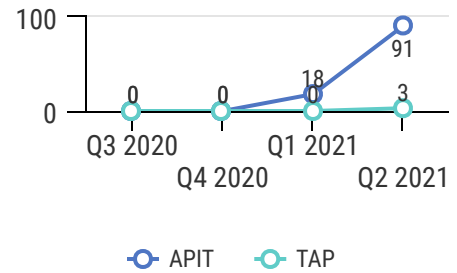
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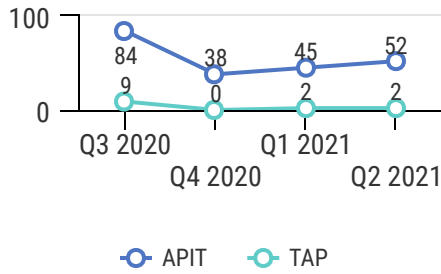
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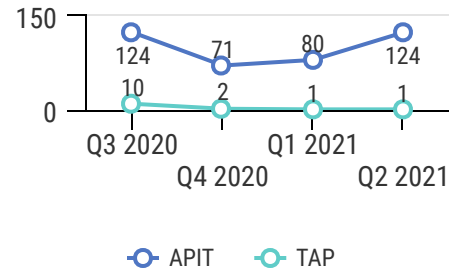
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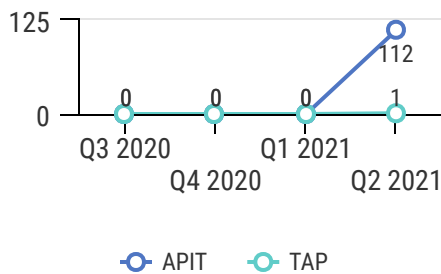
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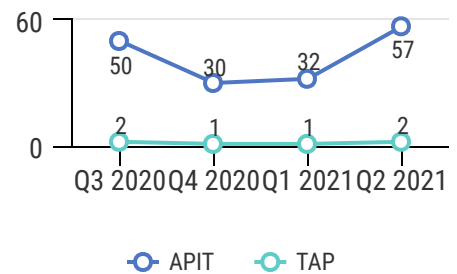
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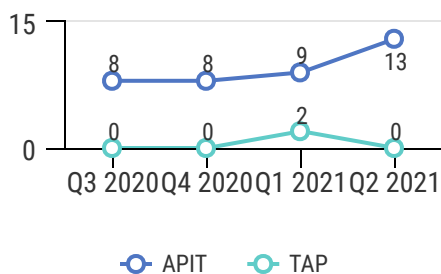
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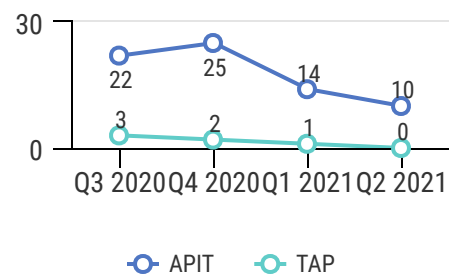
Missouri



Nebraska

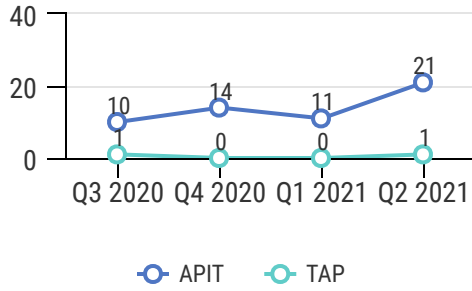


Nevada

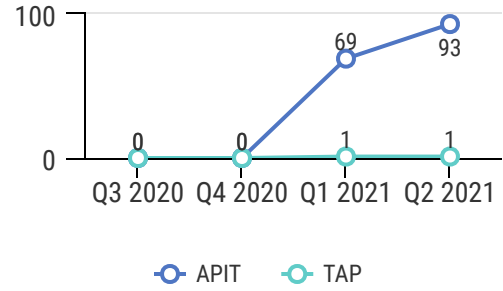


Looking at PSYPACT State Trends

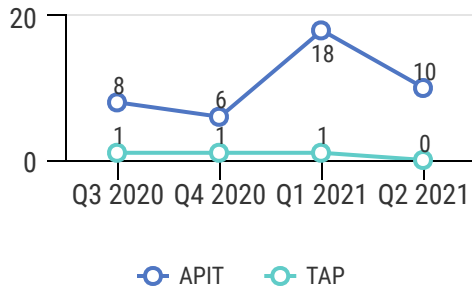
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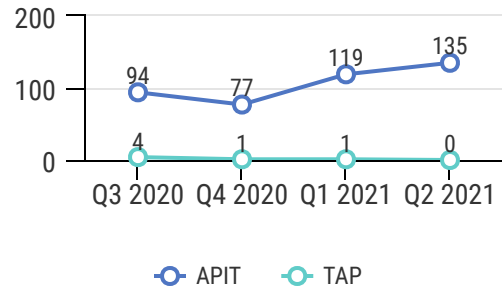
North Carolina



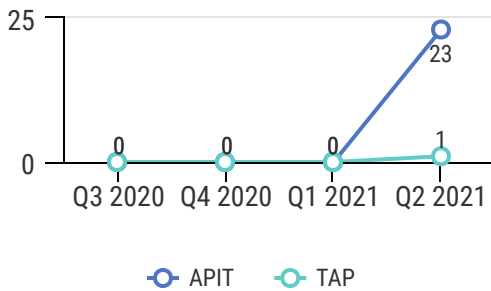
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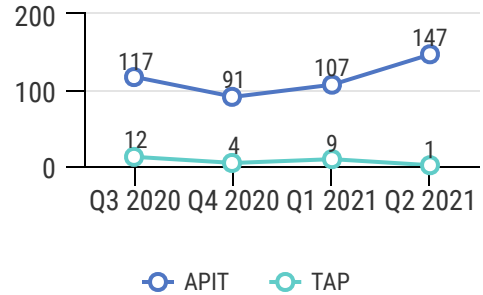
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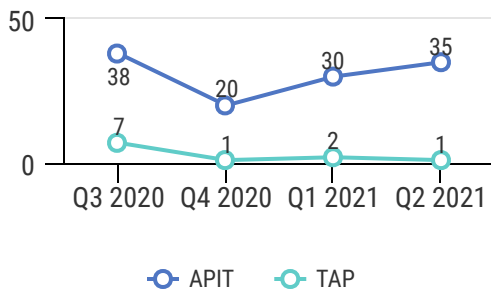
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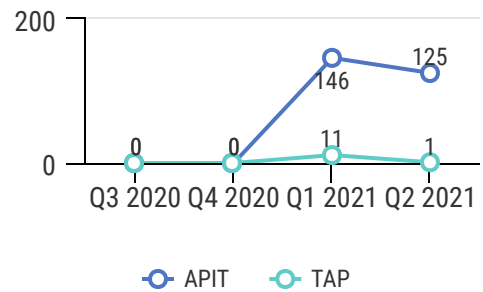
Texas



Utah



Virginia



PSYCHOLOGY INTERJURISDICTIONAL
COMPACT (PSYPACT)
COMMISSION MEETING

AGENDA BOOK

August 5, 2021
Teleconference



Meeting Agenda

PSYPACT Commission Meeting

August 5, 2021

Teleconference

AGENDA

THURSDAY, AUGUST 5, 2021

9:00 AM – 9:10 AM	Welcome and Call to Order	Don Meck
9:10 AM – 9:15 AM	Roll Call	Don Meck
9:15 AM – 9:20 AM	Review and Adoption of Agenda*	Janet Orwig
9:20 AM – 9:30 AM	Review and Vote of Meeting Minutes* November 19-20, 2020 (Teleconference)	Don Meck
9:30 AM – 10:00 AM	Executive Director's Report Staffing Updates Legislative Updates Program Updates Correspondence/Requests Annual Meeting	Janet Orwig
10:00 AM – 11:00 AM	Rules Committee Report* Hyde: Proposed Rules Feedback	Don Meck
11:00 AM – 11:15 AM	Break	
11:15 AM – 12:00 PM	Review New State Laws * Alabama Arkansas Kentucky Minnesota West Virginia	Don Meck/ Doug Wolfberg
12:00 PM – 12:15 PM	Finance Committee Report*	Teanne Rose
12:15 PM – 12:30 PM	Training and Public Relations Committee Report*	Janet Orwig

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12:30 PM – 1:00 PM	ASPPB Proposed Changes to the E.Passport/IPC Letter – ASPPB Mobility Committee	Don Meck
1:00 PM – 1:15 PM	Break	
1:30 PM – 1:50 PM	Request for Consideration – Modifications to APA/CPA/Joint Designation E.Passport Requirement Letter - Nevada Psychological Association Letter - Illinois Psychological Association Letter - Pennsylvania Psychological Association Letter - Maryland Psychological Association Letter - ASPPB Response to SIOP	Don Meck
1:50 PM – 2:00 PM	Request to address the Commission: APA/CPA/Joint Designation E.Passport Requirement	Peter Oppenheimer/Lisa Grossman/Terrance Koller
2:00 PM – 2:15 PM	PSYPACT Member State Request - Arizona Revisions to Conditions of Telepsychology Practice into a Receiving State*	Don Meck
2:15 PM – 2:55 PM	Opportunity for Public Comment	
2:55 PM - 3:00 PM	Adjourn*	

** Indicates agenda item requires PSYPACT Commission vote*

Roster of Commissioners



Reducing Regulatory Barriers. Increasing Access to Mental Health Care.

Roster of Commissioners

Alabama*	Lori Rall
Arizona	Heidi Paakkonen
Arkansas*	To Be Named
Colorado	Lorey Bratten
Delaware	Shauna Slaughter
District of Columbia	Aisha Nixon
Georgia	Don Meck
Illinois	Cecilia Abundis
Kansas*	David Fye
Kentucky*	Jean Deters
Maine*	To Be Named
Maryland	Lorraine Smith
Minnesota*	To Be Named
Missouri	Pam Groose
Nebraska	Kris Chiles
Nevada	Gary Lenkeit
New Hampshire	Deborah Warner
North Carolina	Susan Hurt
Ohio	Ronald Ross
Oklahoma	Teanne Rose
Pennsylvania	Christina Stuckey

Tennessee	To Be Named
Texas	Patrick Hyde
Utah	Deborah Blackburn
Virginia	Jaime Hoyle
West Virginia*	To Be Named

**Legislation Not Yet Effective*

Executive Board

Chair	Don Meck
Vice-Chair	Pam Goose
Treasurer	Teanne Rose
Member At Large	Gary Lenkeit
Member At Large	Deborah Warner
Ex-Officio Member	Mariann Burnetti-Atwell

Rules Committee

Don Meck
Pam Goose
Deborah Warner
Patrick Hyde
Susan Hurt

Finance Committee

Teanne Rose
Heidi Paakkonen
Jaime Hoyle

Training and Public Relations Committee

Heidi Paakkonen
Lori Rall
Mariann Burnetti-Atwell

Requirements Review Committee

Gary Lenkeit
Jean Deters
Christina Stuckey

Minutes

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



PSYPACT Commission Meeting Minutes

Thursday, November 19th, 2020 – Friday, November 20th, 2020

Zoom Teleconference

Commissioners Present

Bob Bohanske, Arizona (joined late)

Lorey Bratten, Colorado

Shauna Slaughter, Delaware

Don Meck, Georgia (Chair)

Pam Groose, Missouri

Gary Lenkeit, Nevada

Deborah Warner, New Hampshire

Teanne Rose, Oklahoma

Christina Stuckey, Pennsylvania

Patrick Hyde, Texas

Deborah Blackburn, Utah

Jaime Hoyle, Virginia*

**PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.*

Commissioners Absent

Cecilia Abundis, Illinois

Kris Chiles, Nebraska

Not Yet Appointed, North Carolina*

**PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.*

Ex-Officio Present

Mariann Burnetti-Atwell, Association of State and Provincial Psychology Boards (ASPPB)

Legal Counsel Present

Doug Wolfberg, Page, Wolfberg & Wirth, LLC and Counsel to NCIC

Commission Staff Present

Janet Orwig, PSYPACT Executive Director

Lisa Russo, PSYPACT Manager

Jessica Cheaves, PSYPACT Specialist

Thursday, November 19, 2020

Welcome and Introductions

- Chair D. Meck (Georgia) welcomed attendees to the PSYPACT Commission meeting on November 20, 2020

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



Call to Order

- Roll Call
 - Chair D. Meck (Georgia) called the meeting to order at 11:10 AM, ET and called the roll for PSYPACT Commissioners.
 - Arizona: Bob Bohanske
 - Colorado: Lorey Bratten
 - Delaware: Shauna Slaughter
 - Georgia: Don Meck
 - Illinois: Not Present
 - Missouri: Pam Groose
 - Nebraska: Not Present
 - Nevada: Gary Lenkeit
 - New Hampshire: Debi Warner
 - Oklahoma: Teanne Rose
 - Pennsylvania: Christina Stuckey
 - Texas: Patrick Hyde
 - Utah: Deborah Blackburn
 - Virginia: Jaime Hoyle
 - North Carolina: Not Present

Overview and Adoption of Agenda

- J. Orwig reviewed the agenda, and Chair D. Meck (Georgia) called for a motion to adopt the agenda for the November 19-20, 2020 PSYPACT Commission meeting.
 - **Motion:** S. Slaughter (Delaware) moved that the PSYPACT Commission adopt the agenda for the November 19-20, 2020 PSYPACT Commission meeting. D. Warner (New Hampshire) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motion carried. The agenda for the November 19-20, 2020 PSYPACT Commission meeting was adopted.

Review and Vote of Meeting Minutes

- November 21-22, 2019 PSYPACT Commission Meeting Minutes (in-person)
 - Chair D. Meck (Georgia) called for a motion to approve the meeting minutes from the November 21-22, 2019 PSYPACT Commission meeting.
 - **Motion:** P. Groose (Missouri) moved to approve the meeting minutes from the November 21-22, 2019 PSYPACT Commission meeting. S. Slaughter (Delaware) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motion carried. The meeting minutes from the November 21-22, 2019 PSYPACT Commission meeting as presented were approved.
- January 28, 2020 PSYPACT Commission Meeting (teleconference)
 - Chair D. Meck (Georgia) called for a motion to approve the meeting minutes from the January 28, 2020 PSYPACT Commission meeting.

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



- **Motion:** D. Warner (New Hampshire) to approve the meeting minutes from the January 28, 2020 PSYPACT Commission meeting. T. Rose (Oklahoma) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The meeting minutes from the January 28, 2020 PSYPACT Commission meeting as presented were approved.
- February 27, 2020 PSYPACT Commission Meeting (teleconference)
 - Chair D. Meck (Georgia) called for a motion to approve the meeting minutes from the February 27, 2020 PSYPACT Commission meeting.
 - **Motion:** L. Bratten (Colorado) to approve the meeting minutes from the January 28, 2020 PSYPACT Commission meeting. D. Blackburn (Utah) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The meeting minutes from the February 27, 2020 PSYPACT Commission meeting as presented were approved.

Chair Introductory Comments and Updates

- Chair D. Meck (Georgia) provided introductory comments and updates to the PSYPACT Commission.
- PSYPACT Commissioners were asked to review a Confidentiality Agreement and a Data Participant Agreement. They will be tabled until reviewed by legal and will be reviewed by PSYPACT Legal Counsel.

Executive Director's Report

- J. Orwig provided updates to the PSYPACT Commission.

Finance and Budget Report

- Tabled until Friday for additional information.

PSYPACT Commission Policies and Procedures

- J. Orwig introduced the PSYPACT Commission Policies and Procedures for review by the PSYPACT Commission.
 - **Motion:** B. Bohanske (Arizona) moved to adopt the PSYPACT Commission Policies and Procedures as amended. D. Warner (New Hampshire) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The PSYPACT Commission Policies and Procedures was adopted by the PSYPACT Commission as amended on November 19, 2020.

PSYPACT Commission Code of Ethics

- J. Orwig introduced the PSYPACT Commission Code of Ethics for review by the PSYPACT Commission.
 - **Motion:** B. Bohanske (Arizona) moved to adopt the PSYPACT Commission Code of Ethics as amended. S. Slaughter (Delaware) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



- A vote was called for the motion. All present voted yes. The motioned carried. The PSYPACT Commission Code of Ethics was adopted as amended by the PSYPACT Commission on November 19, 2020.

PSYPACT Commission Bylaws Updates

- Chair D. Meck (Georgia) reviewed updates to the PSYPACT Commission Bylaws.
 - **Motion:** P. Groose (Missouri) moved to adopt updates to the PSYPACT Commission Bylaws as amended. B. Bohanske (Arizona) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The PSYPACT Commission Bylaws were adopted as amended by the PSYPACT Commission on November 19, 2020.

PSYPACT Commission Committee Appointments

- Chair D. Meck (Georgia) reviewed updates to the PSYPACT Commission Committees and appointments needed.
 - **Motion:** B. Bohanske (Arizona) moved to allow the PSYPACT Commission Chair to appoint Commissioners to committees D. Blackburn (Utah) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion.
 - A vote was called for the motion. All present voted yes. The motioned carried. The PSYPACT Commission Chair to appoint Commissioners and non-Commissioners at a later date.
 - **Motion:** B. Bohanske (Arizona) moved to appoint members to the Rules Committee. T. Rose (Oklahoma) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion.
 - A vote was called for the motion. All present voted yes. The motioned carried. Pam Groose (Missouri), Debi Warner (New Hampshire) and Dan Collins were appointed to the PSYPACT Commission Rules Committee on November 19, 2020.
 - **Motion:** B. Bohanske (Arizona) moved to appoint members of the Finance Committee. T. Rose (Oklahoma) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion.
 - A vote was called for the motion. All present voted yes. The motioned carried. Jaime Hoyle (Virginia), Teanne Rose (Oklahoma) and Patrick Hyde (Texas) were appointed to the PSYPACT Commission Finance Committee on November 19, 2020.

Letter from the ASPPB Mobility Committee

- The PSYPACT Commission reviewed and discussed the letter from the ASPPB Mobility Committee.

Letter from the New Hampshire Board of Psychology

- The PSYPACT Commission reviewed and discussed the letter from the New Hampshire Board of Psychology.

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



Overview of Potential Rule/Policy Changes

- The PSYPACT Commission reviewed and discussed potential rule and policy changes.

Opportunity for Public Comment and Questions

- Chair D. Meck (Georgia) opened the floor for public comment. Anita Brown (Georgia) had a public comment regarding Home State Declaration.

Motion to Recess

- **Motion:** T. Rose (Oklahoma) moved that the PSYPACT Commission recess the PSYPACT Commission meeting on November 19, 2020. P. Goose (Missouri) seconded the motion.
 - A vote was called for the motion. All present voted yes. The motion carried. Chair D. Meck (Georgia) recessed the PSYPACT Commission meeting on November 19, 2020 at 3:30 PM ET.

Friday, November 20, 2020

Welcome and Introductions

- Chair D. Meck (Georgia) welcomed attendees to the PSYPACT Commission meeting on November 20, 2020.
- Introductions were held. The following were present:
 - Arizona: Bob Bohanske
 - Colorado: Lorey Bratten
 - Delaware: Shauna Slaughter
 - Georgia: Don Meck
 - Missouri: Pam Goose
 - Nevada: Gary Lenkeit
 - New Hampshire: Debi Warner
 - Oklahoma: Teanne Rose
 - Pennsylvania: Christina Stuckey
 - Texas: Patrick Hyde
 - Utah: Deborah Blackburn
 - Virginia: Jaime Hoyle
 - North Carolina:
 - ASPPB Ex-Officio Member: Mariann Burnett-Atwell
 - PSYPACT Commission Legal Counsel: Doug Wolfberg
 - PSYPACT Commission Staff: Janet Orwig
 - PSYPACT Commission Staff: Lisa Russo
 - PSYPACT Commission Staff: Jessica Cheaves
 - Public Attendee: Kristina Halvorsen
 - Public Attendee: Anita Brown
 - Public Attendee: Jennifer Steber
 - Public Attendee: Sondra Panico
 - Public Attendee: Kristin Racine

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



Call to Order

- Roll Call
 - Chair D. Meck (Georgia) called the meeting to order at 11:01 AM, ET and called the roll for PSYPACT Commissioners.
 - Arizona: Bob Bohanske
 - Colorado: Lorey Bratten
 - Delaware: Shauna Slaughter
 - Georgia: Don Meck
 - Illinois: Not Present
 - Missouri: Pam Groose
 - Nebraska: Not Present
 - Nevada: Gary Lenkeit
 - New Hampshire: Debi Warner
 - Oklahoma: Teanne Rose
 - Pennsylvania: Christina Stuckey
 - Texas: Patrick Hyde
 - Utah: Deborah Blackburn
 - Virginia: Jaime Hoyle
 - North Carolina: Not Present but, Sondra Panico representing

Elections

- D. Wolfberg reviewed the slate for the position of Chair of the PSYPACT Commission Executive Board and asked for a motion to open the floor for any nominations for the position of Chair.
 - **Motion:** B. Bohanske (Arizona) moved to elect D. Meck (Georgia) as Chair by acclamation. Deborah Blackburn (Utah) seconded the motion. All present voted yes. The motion carried.
- D. Wolfberg reviewed the slate for the position of Vice Chair of the PSYPACT Commission Executive Board and asked for a motion to open the floor for any nominations for the position of Vice Chair.
 - **Motion:** B. Bohanske (Arizona) moved to elect P. Groose (Missouri) as Vice Chair by acclamation. Deborah Blackburn (Utah) seconded the motion. All present voted yes. The motion carried.
- D. Wolfberg reviewed the slate for the position of Treasurer of the PSYPACT Commission Executive Board and asked for a motion to open the floor for any nominations for the position of Treasurer.
 - **Motion:** B. Bohanske (Arizona) moved to elect T. Rose (Oklahoma) as Treasurer by acclamation. Deborah Blackburn (Utah) seconded the motion. All present voted yes. The motion carried.
- D. Wolfberg reviewed the slate for the position of Member at Large (2 Year Term) of the PSYPACT Commission Executive Board and asked to open the floor for any nominations for the position of Member at Large (2 Year Term).
 - **Motion:** B. Bohanske (Arizona) moved to elect G. Lenkeit (Nevada) as Member at Large (2 Year Term) by acclamation. Deborah Blackburn (Utah) seconded the motion. All present voted yes. The motion carried.
- D. Wolfberg reviewed the slate for the position of Member at Large (1 Year Term) of the PSYPACT

Commission Executive Board and asked to open the floor for any nominations for the position of Member at Large (1 Year Term).

- **Motion:** B. Bohanske (Arizona) moved to elect D. Warner (New Hampshire) as Member at Large (1 Year Term) by acclamation. Deborah Blackburn (Utah) seconded the motion. All present voted yes. The motion carried.

Finance and Budget Report

- J. Orwig reviewed requested updates by the PSYPACT Commission to the Finance and Budget Reports.
 - **Motion:** B. Bohanske (Arizona) moved to untable Finance and Budget Report. S. Slaughter (Delaware) seconded the motion.
 - A vote was called for the motion. All present voted yes. The motioned carried. The Finance and Budget Report to untable by the PSYPACT Commission on November 19, 2020.
 - **Motion:** B. Bohanske (Arizona) moved to adopt the Finance and Budget Report as presented. T Rose (Oklahoma) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The Finance and Budget Report was adopted by the PSYPACT Commission on November 19, 2020.

Use of PSYPACT Logo/Brand Policy

- D. Meck reviewed the PSYPACT Brand Guidelines.
 - **Motion:** G. Lenkeit (Nevada) moved to adopt the uniform policy as presented. T. Rose (Oklahoma) seconded the motion.
 - Chair D. Meck (Georgia) asked for any further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motioned carried. The Brand Guidelines was adopted by the PSYPACT Commission on November 19, 2020.

Committees

- Chair D. Meck (Georgia) suggested that we increase the PSYPACT Commission Rules Committee to 5 members and this committee should work directly with J. Orwig Executive Director of PSYPACT.
 - **Motion:** D. Warner (New Hampshire) moved to revisit Finance and Rules committee appointments. P. Goose (Missouri) seconded the motion.
- It is recommended to add Deborah Blackburn (Utah) to the PSYPACT Commission Finance Committee.
- It is recommended to add Don Meck (Georgia) and Patrick Hyde (Texas) to the PSYPACT Commission Rules Committee.
 - **Motion:** G. Lenkeit (Nevada) moved to accept the PSYPACT Commission Finance Committee new appointments and the PSYPACT Commission Rules Committee new appointments. B. Bohanske (Arizona) seconded the motion.
 - Chair D. Meck (Georgia) asked for further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motion carried.

PSYPACT Commission

Meeting Minutes

November 19 – November 20, 2020



- Deborah Blackburn (Utah) was appointed to the PSYPACT Commission Finance Committee on November 20, 2020.
Don Meck and Patrick Hyde were appointed to the PSYPACT Commission Rules Committee on November 20, 2020.

Overview and Potential Rule Changes

- **Motion:** D. Warner (New Hampshire) moved to request for rules 4.5 and 6.4 to be sent to the PSYPACT Commission Rules Committee and PSYPACT Legal Counsel for further review. G. Lenkeit (Nevada) seconded the motion.
 - Chair D. Meck (Georgia) asked for further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motion carried.
 - Rules 4.5 and 6.4 will be sent for further review by the PSYPACT Commission Rules Committee and PSYPACT Legal Counsel.
- J. Orwig shared a draft 2.6 policy to establish the format in which PSYPACT participation may be listed by PSYPACT authorization holders.
 - **Motion:** G. Lenkeit (Nevada) moved accept policy 2.6 and to add this to the PSYPACT Commission Policies and Procedures Manual. L. Bratten (Colorado) seconded this motion.
 - Chair D. Meck (Georgia) asked for further discussion. There was none.
 - A vote was called for the motion. All present voted yes. The motion carried.
 - Policy 2.6 will be added to the PSYPACT Commission Policies and Procedures Manual effective November 20, 2020.

Opportunity for Public Comment and Questions

- Chair D. Meck (Georgia) opened the floor for public comment. There were no comments.

Meeting Summary and Next Steps

- A Doodle poll will be sent to schedule the next PSYPACT Commission meeting (via teleconference).
- Another Doodle poll will be sent to schedule the next in-person annual PSYPACT Commission meeting in October/ November 2021.

Motion: D. Warner (New Hampshire) moved to recognize Bob Bohanske (Arizona) for his contributions with PSYPACT. Chair D. Meck seconded.

Adjournment

- **Motion:** T. Rose (Oklahoma) moved that the PSYPACT Commission adjourn the November 19-20, 2020 PSYPACT Commission meeting. P. Groose (Missouri) seconded the motion.
 - A vote was called for the motion. All present voted yes. The motion carried. Chair D. Meck (Georgia) adjourned the November 19-20, 2020 PSYPACT Commission meeting at 12:25 PM EST.

Correspondence Letters



AMERICAN PSYCHOLOGICAL ASSOCIATION

March 18, 2021

Donald Meck, PhD, JD, ABPP, Chair, PSYPACT Commission, Chair PSYPACT Executive Board
Mariann Burnett-Atwell, PsyD, CEO ASPPB, PSYPACT Commission
Janet Orwig, MBA, CAE, PSYPACT Executive Director; ASPPB Assoc. Exec. Officer Member Services

Dear Colleagues:

On behalf of The American Psychological Association (APA) we respectfully request that the PSYPACT Commission and ASPPB reconsider the July 1, 2020 enacted education requirement for E.Passport and Interjurisdictional Practice Certificate (IPC). This education requirement precludes many applied psychologists (other than clinical, counseling, and school) from meeting the education requirement and prevents these psychologists from practicing inter-jurisdictionally, except through more burdensome avenues like applying for licensure independently in each state. We request you consider an alternative that includes equivalency for non-health service psychologists.

Key Issue

Our key concern is the education requirement that states the applicant “must have a doctoral degree in psychology from an institution of higher education that was, at the time the degree was awarded, (1) accredited by the APA or CPA or designated as a psychology program by the Joint Designation Committee of the ASPPB/National Register of Health Service Psychologists; or (2) deemed to be equivalent to (1) above by a recognized foreign credential evaluation service.”

Noting there are some applied psychologists whose program was designated by the ASPPB/National Register of Health Service Psychologists at the time of their graduation, the E.Passport education requirement otherwise restricts the E.Passport and IPC to Health Service Psychologists (HSPs). That is, currently APA and CPA accredit only clinical, school, and counseling psychology programs; there is no accreditation of industrial-organizational (I-O) psychology and other applied psychology programs.

Below we outline our concerns with the education requirement and offer an alternative/remedy that we urge you to consider.

Concerns and Consequences

- The education requirement excludes from E.Passport many applied psychologists who are current and active license holders in their home states. That is, despite I-O and consulting psychologists holding license in their home state, the E.Passport certification process imposes this additional education requirement beyond their state licensing requirement that limits many (non-HSP) applied psychologists from practicing inter-jurisdictionally through the E.Passport program.
- The most immediate consequence is many licensed I-O psychologists and consulting psychologists are barred from the advantages of E.Passport to practice psychology across state lines. Many organizations have business units in different states and many practicing applied psychologist work across state lines.
- As organizations deal with the consequences of COVID-19 and the short supply of qualified psychology professionals, there is a tremendous need for assistance in organizations and by employees required to work in fundamentally new and altered ways. Therefore, reducing barriers to inter-jurisdictional practice is timely and critical. While ASPPB is aiding access to services by waiving the E.Passport application fee as part of the CARES Act, the educational requirement is fencing out I-O and consulting psychologists and limiting access to much needed professional services by employers and employees. <https://psypact.org/news/541310/ASPPB-E.Passport-Application-Fee-Waiver-Extended.htm>
- State legislatures give great deference to ASPPB guidelines and typically incorporate them into their respective state title and practice licensing laws. We are concerned states may start to incorporate these education requirements into their licensing laws, creating barriers for I-O and consulting psychologists seeking licensure.
- In the long-term, the barriers to practice psychology across state lines imposed by this requirement will deter individuals from seeking careers in I-O and consulting psychology because of the job/career limitations this restriction presents. This comes at a time the Department of Labor identified I-O psychology as an in-demand profession with a bright outlook. On the other hand, the restrictive education requirement could deter both I-O and consulting psychologists from pursuing a license at all, which would

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reduce both licensing revenue and open the door, potentially, to poor practice. Either result has implications for multiple stakeholders including educational institutions, employers, and the public.

Potential Remedies

The APA is very willing to work with the PSYPACT Commission and ASPPB to develop a policy/procedure that permits General Applied Psychologists (GAP) who graduated from programs other than HSP APA/CPA accredited programs and who otherwise meet the requirements to be eligible for the E.Passport and IPC. Steps need to be taken to develop policy language to include General Applied Psychologists who are unable to graduate from APA/CPA accredited programs because APA currently only accredits programs in clinical, counseling, and school psychology.

We note that both APA (2010) and ASPPB (2010) developed Model Licensing Acts requiring graduation from an APA/CPA accredited program for Health Service Psychologists (HSP) and, because APA does not accredit programs in consulting, I-O psychology and other applied areas, included an education requirement equivalence for GAP. The expectation was that similar language would be adopted with the E.Passport and IPC. Indeed, when ASPPB introduced E.Passport as part of PSYPACT last year there was a non-HSP/GAP pathway to meet the education requirement. Further, The ASPPB E.Passport education requirement that excludes many GAP psychologists is inconsistent with 2020 ASPPB Mobility Program Policies and Procedures (ASPPB, 2020b), where (on page 10) a second degree option is presented that accommodates non-Health Service Providers/General Applied Psychologists.

We would also note that the Society for Industrial and Organizational Psychology (SIOP; APA Division 14) Licensing Task Force could serve as a conduit to ASPPB and the PSYPACT Commission to review for substantial equivalence through the lens of I-O education. Just last year, the SIOP Licensing Task Force issued this revised position statement:

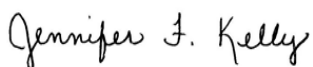
SIOP recognizes that many states require that the practice of I-O psychology be licensed. SIOP members should be allowed to be licensed in those states that require such licensure, and SIOP should provide guidance to state licensing boards on how to evaluate the education and training of an I-O psychologist.

In conversations with SIOP leadership, they indicated that they may have been inaccurately viewed as reluctant to engage with ASPPB on licensure matters because of a perceived lack of a position on licensure. They cited their consistent representation at ASPPB meetings and the fact that their members have contributed to the development of items for the EPPP as support for their stated interest in these issues. We would also note that APA Divisions 13 and 14 (SIOP) were instrumental in gaining APA support for PSYPACT.

In closing, our request is for ASPPB and the PSYPACT Commission to work collaboratively with APA to develop an equitable path forward by adopting an education requirement equivalence for General Applied Psychologists in order to insure access to critical professional services by organizations and individuals.

Thank you for your serious consideration of our request.

Sincerely,



Jennifer F. Kelly, PhD, ABPP
President - American Psychological Association
Licensed Psychologist
Board Certified in Clinical Health Psychology



Arthur C. Evans, Jr., PhD
Chief Executive Officer/Executive Vice President
American Psychological Association

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Reducing Regulatory Barriers. Increasing Access to Mental Health Care.

March 23, 2021

American Psychological Association (APA)
Jennifer F. Kelly, PhD, ABPP, President APA
Arthur C Evans, Jr., PhD, Chief Executive Officer/Executive Vice-President APA
750 First Street, NE
Washington, DC 20002-4242

Dear Colleagues:

The following facts are reality, not aspirational, and form the basis for my opinion concerning your letter that was emailed to me on March 19, 2021, from Jo Anne M. Murphy, Director, Governance Operations, but signed by both Dr. Jennifer Kelly, President of APA and Dr. Arthur Evans, Chief Executive Officer, APA.

1. PSYPACT is an interstate compact comprised of Member States. There are currently eighteen Member States with pending legislation in fourteen more States. PSYPACT vets all psychologists who participate in PSYPACT with the assistance of ASPPB (E-Passport; Interjurisdictional Practice Certificate). After being awarded the E-Passport and/or Interjurisdictional Practice Certificate (IPC), the Commission issues the Authority to Practice Interjurisdictional Telepsychology (APIT) and/or Temporary Authorization to Practice (TAP). Other than contracting with ASPPB for these necessary services, PSYPACT is an independent interstate entity. As such, PSYPACT did have input in and requested that ASPPB revise their educational requirements for obtaining the E-Passport and IPC (requiring APA Accreditation).

2. Under Article X.D.1., the PSYPACT Commission has the authority to promulgate uniform rules (rules which are shared by all Member States) to facilitate and coordinate implementation and administration of the Compact. These established rules have the force and effect of law and are binding on all Compact Member States. All Member States, in fact all licensing boards in the United States, recognize that any psychologist trained in an APA Accredited professional psychology training program meets the educational requirements for licensure as a psychologist in their jurisdiction. Thus, a psychologist who obtains the privilege of practicing under the auspicious of PSYPACT in another Member State, will have met the basic educational requirements for full licensure in any of the other PSYPACT Member States.

Psychology Interjurisdictional Compact (PSYPACT)

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3. Pursuant to Article 1, two main purposes of PSYPACT are: (1) To enhance the Compact States' ability to protect the public's health and safety, especially client/patient safety; and (2) to promote compliance with the laws governing psychological practice in each Compact State. Thus, PSYPACT only deals with issues involving shared regulated psychological specialties (Clinical, Counseling, School) who are licensed by its Member States. A psychologist who practices Industrial Psychology (IO), which is currently not required to be regulated by all Member States, is not able to participate unless they are licensed and meet the established educational requirements (educationally trained in a clinical, counseling or school program accredited by APA prior to entering the specialty of IO or come from an ASPPB/National Register Joint Designated program). Without being a regulated specialty, PSYPACT cannot promote compliance with the laws governing that psychological practice since it is not recognized as a regulated profession in a Member State and thus, no rules or laws to enforce and ensure public safety.

4. Not all licensed psychologists in our Member States are able to qualify for the APIT and/or TAP, because they did not receive their professional training from an APA Accredited program or an ASPPB/National Register Joint Designated program and thus, not able to meet the basic educational requirements adopted by the Commission.

With the above stated facts, it is my professional opinion that the solutions you have suggested cannot be resolved just by PSYPACT, but rather, by changes mandated by APA, SIOP, Division 14, and their respective State Organizations. Basically, IO needs to become a licensed and regulated specialty in all Member States and future Member States, with educational standards consistent with CoA Accreditation. However, I will bring it up in a PSYPACT Executive Board meeting for further discussion, but need the following questions answered first.

1. When is it anticipated that SIOP and Division 14 will take the professional stance that Industrial Psychology should be treated as other Health Care Psychology Specialties and be regulated and licensed? If this is not going to happen then inform me of such and provide me the reasons that regulation is not necessary.

2. It is my understanding from conversations I have had with ex-members of CoA through the years that licensure is usually required before CoA gets involved in assessing an educational training program. I realize that many States do not currently have licensure for IO, however, I would like to know if SIOP or Division 14 have been in contact with CoA in the past and what the outcome of that interaction was. Is CoA not willing to look at accreditation because of the lack of required licensure or is it because of no interest by SIOP or Division 14 in assessing their training programs by the identified agency that accredits professional psychology programs.

3. How many IO psychologists who have reached out to APA have actually applied for the E-Passport or IPC and been denied because they could not meet the established educational requirement of being trained in an APA Accredited program or ASPPB/National Register Joint Designated program?

4. How many IO psychologist who have reached out to APA have actually applied for the E-Passport or IPC and been granted either and then received either the APIT or TAP?

5. Based on data from SIOP and Division 14, how many IO licensed psychologists are licensed in the Member States as an IO psychologist and how many as Health Care Psychologists (Clinical, Counseling, School)?

I would appreciate the courtesy of a printed letter with this information and will then present it to the PSYPACT Executive Board. Please contact me either by phone (478-929-024) or email when I can expect the information I have requested.

Sincerely,

Donald S. Meck, Ph.D., J.D., ABPP
Chair, PSYPACT Commission
PSYPACT Commissioner, State of Georgia

Cc: Janet Orwig, MBA, CAE PSYPACT Executive Director
Mariann Burnett-Atwell, PsyD ASPPB Chief Executive Officer



ASPPB

Association of State and
Provincial Psychology Boards

Supporting member jurisdictions in fulfilling their responsibility of public protection

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June 21, 2021

Janet P. Orwig
Executive Director
PSYPACT Commission

Dear Ms. Orwig,

Recently the Association of State and Provincial Psychology Boards (ASPPB), received from the Louisiana State Board of Examiners of Psychologists (LSBEP) a number of concerns related to PSYPACT. Due to the range of concerns shared by the LSBEP, the ASPPB Board of Directors during their recent June Board Meeting, thought it was necessary to also share this information with you and the PSYPACT Commission.

The comments received from the LSBEP are captured below:

Concerns related to PSYPACT

- 1. The Louisiana State Board of Examiners of Psychologist (LSBEP) currently has a means to provide a Temporary Practice Registration and would lose revenue that is essential for Board sustainability.*
- 2. Telepsychology is a mode of delivery for services. Any Louisiana licensed psychologist, including out of state licensees or individuals who have a Temporary Practice Registration, may provide Telepsychology without additional credentialing.*
- 3. In addition to lost revenue that is essential for Board sustainability, the current PSYPACT Model exacerbates the Board's financial responsibility by creating a major expense for the Board to pay an annual fee to the PSYPACT Commission. There is a potential conflict of interest for the Board to pay for a psychologist to have privileges. (We don't pay insurance companies to allow psychologists to practice in their state.)*
- 4. In addition to lost revenue and increased expenses, the financial impact is further exacerbated since Jurisdictions will still have to support the regulation of these psychologists who are practicing in their state. Removal of a licensee by the PSYPACT Commission will not relieve a Jurisdiction from their responsibility to investigate and adjudicate complaints. So essentially, we are paying for psychologists to have privileges and advance their practice, while regulating this practice for free.*

5. *There is also a concern for restriction of trade regarding PSYPACT where the Commission limits eligibility to licensees from APA approved Programs which apparently disenfranchises GAP's (I-O), and conflicts with ASPPB's model act and most Jurisdictions that issue generic licenses.*

Proposed Model:

- a. *ASPPB should consider a model where the Licensee is responsible for any and all costs associated with their practice and the advancement thereof.*
- b. *ASPPB should charge fees to every licensee that utilizes this compact to support the PSYPACT Commission's administrative fees.*
- c. *ASPPB should consider a revenue sharing model with the participating Jurisdictions, per PSYPACT participant (IDC or Telepsychology registrant), in order to fund the Jurisdictions ongoing regulatory obligations.*

This would be a model that supports member Jurisdictions in fulfilling their responsibility of public protection while supporting consistent standards that ensure the competent practice of psychology.

Ms. Orwig, thank you for your willingness to review the concerns of the LSBEP and please let me know if there is any additional information that you might need from me.

Respectfully,



Mariann Burnetti-Atwell, PsyD
Chief Executive Officer, ASPPB

Rules Committee Report



Reducing Regulatory Barriers. Increasing Access to Mental Health Care.

To: PSYPACT Executive Board
From: PSYPACT Rules Committee
RE: Recommendations from the Rules Committee
Date: June 22, 2021

The PSYPACT Rules Committee met on Wednesday, May 5, 2021 via zoom. The Rules Committee consists of:

- Don Meck (GA) – Chair
- Pam Groose (MO)
- Deborah Warner (NH)
- Susan Hurt (NC)
- Patrick Hyde (TX)

The Committee reviewed several items and are making the final recommendations to the PSYPACT Executive Board for consideration and referral to the full Commission.

1. Change to the Bylaws regarding quorum:
Section 8. Compact Commission
The Psychology Interjurisdictional Compact Commission is a joint public agency created and established by the Member States. Ten (10) or more members of the Commission present will constitute a quorum.
2. Revision to Rule 10
 - a. Creating 10.5 Process for Review of New State Laws or Amendments to Compacts (attached)
 - b. Creating 10.6 Executive Board Duties and Responsibilities (attached).
3. Revision to Rule 4 to further defining Legal Opinion regarding Scope of Practice (attached).
4. Revision to Rule 5 to further defining Legal Opinion regarding Scope of Practice (attached).

Thank you.

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** **Psychology Interjurisdictional Compact Commission**

5 **Drafted:** July 22, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on July 22, 2019

9 Public hearing October 9, 2019

10 Amendments introduced at public meeting on November 21-22, 2019

11 Public hearing February 27, 2020

12
13

14 **Section 10** Establishment of the Psychology Interjurisdictional Compact Commission

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16 **Authority:** Article X: Establishment of the Psychology Interjurisdictional Compact
17 Commission

18 Article II: Definitions

19
20 **10.0 Purpose:** **Pursuant to Article X**, the Compact States create and establish a joint
21 public agency known as the Psychology Interjurisdictional Compact
22 Commission.

23
24 **10.1 Definition(s):** (A) **“Authority to Practice Interjurisdictional Telepsychology”** means:
25 a licensed psychologist’s Authority to Practice Telepsychology, within the
26 limits authorized under this Compact, in another Compact State. This
27 Authority to Practice Interjurisdictional Telepsychology is deemed valid
28 until the psychologist is no longer eligible under the Compact Statute
29 and/or the Rules and/or Policies established by the Commission.

30 (B) **“Authorization Holder”** means: a licensed psychologist who has
31 been granted Authority to Practice Interjurisdictional Telepsychology or
32 Temporary Authorization to Practice under this Compact.

33 (C) **“Commission”** means: *the national administrative body of which all*
34 *states that have enacted the Compact are members.*

35 (D) **“Compact”** means: Psychology Interjurisdictional Compact
36 (PSYPACT).

37 (E) **“Compact State”** means: *a state, the District of Columbia, or United*
38 *States territory that has enacted this Compact legislation and which has*
39 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
40 *pursuant to Article XII, Section B. For purposes of this Compact, Compact*
41 *State and Member State may be used interchangeably.*

42 (F) **“Ex-Officio Member”** means: the non-voting representative from the
43 membership organization composed of State and Provincial Psychology
44 Regulatory Authorities. The member serves on the Commission Executive
45 Board.

46 (G) **“Executive Board”** means: a group of directors elected or appointed
47 to act on behalf of, and within the powers granted to them by, the
48 Commission.

49 ~~(G)~~(H) **“Home State”** means: a Compact State where a psychologist is
50 licensed to practice psychology. If the psychologist is licensed in more
51 than one Compact State and is practicing under the Authorization to
52 Practice Interjurisdictional Telepsychology, the Home State is the
53 Compact State where the psychologist is physically present when the
54 telepsychological services are delivered. If the psychologist is licensed in
55 more than one Compact State and is practicing under the Temporary
56 Authorization to Practice, the Home State is any Compact State where the
57 psychologist is licensed.

58 ~~(H)~~(I) **“Rule”** means: a written statement by the Psychology
59 Interjurisdictional Compact Commission promulgated pursuant to Article
60 XI of this Compact that is of general applicability; implements, interprets,
61 or prescribes a policy or provision of the Compact; or is an
62 organizational, procedural, or practice requirement of the Commission
63 and has the force and effect of statutory law in a member state and
64 includes the amendment, repeal, or suspension of an existing rule.

65 ~~(I)~~(J) **“State”** means: any state, commonwealth, territory, or possession of
66 the United States, the District of Columbia.

67 ~~(J)~~(K) **“State Psychology Regulatory Authority”** means: the Board, office
68 or agency with the legislative mandate to license and regulate the practice
69 of psychology.

70 ~~(K)~~(L) **“Temporary Authorization to Practice”** means: a licensed
71 psychologist’s authority to conduct temporary in-person, face-to-face
72 practice, within the limits authorized under this Compact, in another
73 Compact State. This Temporary Authorization to Practice is deemed valid
74 until the psychologist is no longer eligible under the Compact Statute
75 and/or the Rules and/or Policies established by the Commission.
76

77 **10.2 Annual Assessment of Compact States:** Commission shall determine the annual
78 assessment to be paid by Compact States.

79 (A) Compact States will be charged an assessment of \$10 per
80 Authorization Holder licensed in their Home State per fiscal year to be no
81 greater than \$6,000 annually.

82 (B) The Commission may choose to have a zero (\$0) dollar assessment.

83 (C) The Commission shall provide public notice of any proposed revision
84 to the annual assessment fee at least 90 calendar days prior to the
85 Commission meeting to consider the proposed revision.

86 (D) The annual assessment must be paid by the Compact State within
87 ninety (90) days of the date of the invoice sent by the Commission.

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10.3 Ex-Officio Non-Voting Member: For the purposes of maintaining communication, the Association of State and Provincial Psychology Boards is the recognized membership organization of State and Provincial Psychology Regulatory Authorities and appoints its representative.

10.4 Recognition of New Compact States: The Commission shall notify all Compact States within 15 calendar days when a new state enacts the Compact.

10.5 Process for Review of New State Laws or Amendments to Compacts:

A. Upon enactment by a state of a law intended as that state’s adoption of the Compact, the Executive Board shall review the enacted law to determine whether it contains any provisions which materially conflict with the Compact model legislation.

1. To the extent possible and practicable, this determination shall be made by the Executive Board after the date of enactment but before the effective date of such law. If the timeframe between enactment and effective date is insufficient to allow for this determination to be made by the Executive Board prior to the law’s effective date, the Executive Board shall make the determination required by this paragraph as soon as practicable after the law’s effective date. The fact that such a review may occur subsequent to the law’s effective date shall not impair or prevent the application of the process set forth in this Section 10.5.

2. If the Executive Board determines that the enacted law contains no provision which materially conflicts with the Compact model legislation, the state shall be admitted as a party to the Compact and to membership in the Commission pursuant to Article X of the Compact upon the effective date of the state’s law and thereafter be subject to all rights, privileges, benefits and obligations of the Compact, these Rules and the bylaws.

3. In the event the enacted law contains one or more provisions which the Executive Board determines materially conflicts with the Compact model legislation, the state shall be ineligible for membership in the Commission or to become a party to the Compact, and the state shall be so notified within fifteen (15) days of the Executive Board’s decision.

4. A state deemed ineligible for Compact membership and Commission participation pursuant to this Section 10.5 shall not be entitled to any of the rights, privileges or benefits of a Compact State as set forth in the Compact, these Rules and/or the bylaws. Without limiting the foregoing, a state deemed ineligible for membership and participation shall not be entitled to appoint a Commissioner, to submit to and/or receive data from the Coordinated Licensure Information System and/or to avail itself of the

134 default and technical assistance provisions of the Compact. Psychologists
135 licensed in a state deemed ineligible for membership and participation
136 hereunder shall be ineligible for the Authority to Practice
137 Interjurisdictional Telepsychology and/or Temporary Authorization to
138 Practice set forth in the Compact and these Rules.

139
140 B. A state determined to be ineligible for Commission membership and Compact
141 participation pursuant to this Section 10.5 may, within thirty (30) days of the date
142 of the decision, appeal in writing the Executive Board's decision to the
143 Commission. An appeal received by the Commission shall be deemed filed on the
144 date it is sent to the Commission. If there is an appeal to the Commission, the
145 Commission shall review *de novo* whether the state's enacted law materially
146 conflicts with the model Compact legislation. The provisions of 10.5(A)(4) of
147 these Rules shall apply during the pendency of any such appeal. The decision of
148 the Commission may be appealed within thirty (30) days of the date of its
149 decision to a court of competent jurisdiction subject to the venue provisions of
150 Article X(A)(2) of the Compact.

151
152 C. Subsequent to the determination that a state's enacted law contains provision(s)
153 which materially conflict(s) with the Compact model legislation, the state may
154 enact new legislation to remove the conflict. The new legislation shall be
155 reviewed as set forth in this Section 10.5(A) and (B) above.

156
157 D. In the event a Compact State, subsequent to its enactment of the Compact,
158 enacts amendment(s) to its Compact law, or enacts another law or laws which
159 may in any way alter or impact any provision or application of the state's enacted
160 Compact law, the Compact State shall so inform the Commission within fifteen
161 (15) days of the enactment of such amendment(s) or law(s). After being so
162 informed by the Compact State, or learning of such amendment(s) or law(s) from
163 any other source, the Commission shall review the amendment(s) or law(s) to
164 determine if such amendment(s) or law(s) materially conflict with the state's
165 enacted Compact law. In the event the Commission determines such
166 amendment(s) or law(s) materially conflict(s) with the Compact, the Commission
167 shall determine if the amendment(s) or law(s) constitute a condition of default
168 pursuant to Article XII of the Compact and, if so, proceed according to the
169 process established in Article XII and Commission Rules.

170
171 E. For the purpose of determining whether a provision of any enacted law or
172 amendment materially conflicts with the Compact, the Executive Board and the
173 Commission shall consider the following, among other factors:

174
175 1. Whether the provision constitutes a material alteration of the rights and
176 obligations of the enacting state or of member states.

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178 2. Whether the provision enlarges the liability or compromises the
179 immunity of the Commission or any authorized agent of the Commission.

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3. Whether the provision modifies venue in proceedings involving the Commission.

4. Whether the provision restricts the privileges or authorizations to practice as set forth in the Compact model legislation.

5. Whether the provision would allow the state to negate or delay the applicability of a duly promulgated Commission rule in the state.

6. Whether the provision would result in the reduction or elimination of fees, levies or assessments payable by the state and/or licensed psychologists in the state.

7. Whether the provision fundamentally alters the nature of the agreement entered into by member states that have adopted the Compact.

8. Whether there is a remedial mechanism, satisfactory to the Executive Board and/or Commission, whereby the effect of such law or amendment can be mitigated so as to minimize or eliminate the practical effect of any material conflict.

9. Whether the provision strikes or amends Compact model legislation language based upon a provision of the Compact model legislation being contrary to the Constitution of that state, and the Executive Board and/or Commission determines that the remainder of the Compact can be implemented effectively, and without compromising the rights of the Commission and the member states, without such unconstitutional provision.

10.6 Executive Board Duties and Responsibilities: in addition to the duties and responsibilities of the Executive Board set forth in Article X, Section E.(5), and in the Bylaws, the Executive Board shall have the authority to act on behalf of, and exercise the powers and duties of the Commission during the interim between Commission meetings, except for rulemaking or amendment of the Compact or the bylaws.

Italicized definitions are mirrored directly from the PSYPACT Compact Language.

12 **Section 4: Compact Privilege to Practice Telepsychology**
13 **Authority:** Article IV: Compact Privilege to Practice Telepsychology
14 Article II: Definitions
15 Article III: Home State Licensure

16
17 **4.0 Purpose: Pursuant to Article IV**, the Compact State shall recognize the right of a
18 psychologist to practice telepsychology in other Compact States under the
19 Authority to Practice Interjurisdictional Telepsychology as provided in the
20 Compact and further defined in these Rules.

21 **4.1 Definition(s): (A) “Association of State and Provincial Psychology Boards (ASPPB)”**
22 *means: the recognized membership organization composed of State and*
23 *Provincial Psychology Regulatory Authorities responsible for the*
24 *licensure and registration of psychologists throughout the United States*
25 *and Canada.*

26 (B) **“Authority to Practice Interjurisdictional Telepsychology”** means:
27 a licensed psychologist’s Authority to Practice Telepsychology, within the
28 limits authorized under this Compact, in another Compact State. This
29 Authority to Practice Interjurisdictional Telepsychology is deemed valid
30 until the psychologist is no longer eligible under the Compact Statute
31 and/or the Rules and/or Policies established by the Commission.

32 (C) **“Authorization Holder”** means: a licensed psychologist who has been
33 granted Authority to Practice Interjurisdictional Telepsychology or
34 Temporary Authorization to Practice under this Compact.

35 (D) **“Commission”** means: *the national administrative body of which all*
36 *states that have enacted the Compact are members.*

37 (E) **“Compact”** means: Psychology Interjurisdictional Compact
38 (PSYPACT).

39 (F) **“Compact State”** means: *a state, the District of Columbia, or United*
40 *States territory that has enacted this Compact legislation and which has*
41 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
42 *pursuant to Article XII, Section B. For purposes of this Compact, Compact*
43 *State and Member State may be used interchangeably.*

44 (G) **“E.Passport”** means: *a certificate issued by the Association of State*
45 *and Provincial Psychology Boards (ASPPB) that promotes the*
46 *standardization in the criteria of interjurisdictional telepsychology*
47 *practice and facilitates the process for licensed psychologists to provide*
48 *telepsychological services across state lines.*

49 (H) **“Graduate Degree”** means: For the purpose of this Compact, a
50 doctoral degree.

51 (I) **“Home of Record”** means: for the purpose of this Compact, the active
52 duty military personnel’s or spouse’s state of legal residence on record
53 with the military.

54 (J) **“Home State”** means: *a Compact State where a psychologist is*
55 *licensed to practice psychology. If the psychologist is licensed in more*
56 *than one Compact State and is practicing under the Authorization to*
57 *Practice Interjurisdictional Telepsychology, the Home State is the*

58 *Compact State where the psychologist is physically present when the*
59 *telepsychological services are delivered. If the psychologist is licensed in*
60 *more than one Compact State and is practicing under the Temporary*
61 *Authorization to Practice, the Home State is any Compact State where the*
62 *psychologist is licensed.*

63 *(K) “License” means: authorization by a State and Psychology Regulatory*
64 *Authority to engage in the independent practice of psychology, which*
65 *would be unlawful without the authorization.*

66 *(L) “Permanent Change of Station” or “PCS” means: the state of the*
67 *duty station noted in the active duty military personnel’s PCS orders.*

68 *(M) “Receiving State” means: a Compact State where the client/patient is*
69 *physically located when the telepsychological services are delivered*

70 *(N) “Rule” means: a written statement by the Psychology*
71 *Interjurisdictional Compact Commission promulgated pursuant to Article*
72 *XI of this Compact that is of general applicability; implements, interprets,*
73 *or prescribes a policy or provision of the Compact; or is an*
74 *organizational, procedural, or practice requirement of the Commission*
75 *and has the force and effect of statutory law in a member state and*
76 *includes the amendment, repeal, or suspension of an existing rule.*

77 **(O) “Scope of Practice” means: the procedures, actions, and processes a psychologist licensed**
78 **in a state is permitted to undertake in that state and the circumstances under which the**
79 **psychologist is permitted to undertake those procedures, actions and processes. Such procedures,**
80 **actions and processes and the circumstances under which they may be undertaken may be**
81 **established through means, including, but not limited to, statute, regulations, case law, and other**
82 **processes available to the State Psychologist Regulatory Authority or other government agency.**

83 *~~(O)~~(P) “State” means: any state, commonwealth, territory, or possession of*
84 *the United States, the District of Columbia.*

85 **(Q) “State Law to Protect the Health and Safety of its Citizens” means: a state statute,**
86 **regulation, court decision or other controlling authority within a state that has binding legal force**
87 **and which has as its purpose the protection of the health and safety of citizens of the state.**

88 **~~(P)~~(R) “State of Current Residence” means: the state in which the active**
89 **duty military personnel or spouse is currently physically residing.**

90 **~~(Q)~~(S) “State Psychology Regulatory Authority” means: the Board, office or**
91 **agency with the legislative mandate to license and regulate the practice of**
92 **psychology.**

93 **~~(R)~~(T) “Temporary Authorization to Practice” means: a licensed**
94 **psychologist’s authority to conduct temporary in-person, face-to-face**
95 **practice, within the limits authorized under this Compact, in another**
96 **Compact State. This Temporary Authorization to Practice is deemed valid**
97 **until the psychologist is no longer eligible under the Compact Statute**
98 **and/or the Rules and/or Policies established by the Commission.**

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100 **4.2 Exercising Authority to Practice Interjurisdictional Telepsychology:** A psychologist
101 must apply for an Authority to Practice Interjurisdictional Telepsychology as required by the
102 Commission and pay all applicable fees.

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4.3 Qualifications for Authority to Practice Interjurisdictional Telepsychology: A psychologist licensed in a Compact State must meet all qualifications as defined in the Psychology Interjurisdictional Compact Language Article IV, Section B.

4.4 Home State Licensure:

- A. A psychologist must identify the Home State which has been designated as such by the psychologist for purposes of practicing interjurisdictional telepsychology and participation in the Compact at the point of initial application and provide an update regarding any Home State changes.
- B. A psychologist having an Authority to Practice Interjurisdictional Telepsychology may be audited at any time by the Commission to verify compliance with Home State licensure verification requirements.
- C. A psychologist holding a temporary permit, temporary license or other equivalent status does not allow the psychologist to practice under the authority of the Psychology Interjurisdictional Compact (PSYPACT).
- D. In addition to complying with reporting name and address changes as required by the Home State, psychologists holding an Authority to Practice Interjurisdictional Telepsychology must also notify the Commission of a change of name and/or Home State address within 30 days of the change.
- E. The Home State maintains authority over the license of any psychologist practicing into a Receiving State under the Authority to Practice Interjurisdictional Telepsychology.

4.5 Scope of Practice: A psychologist practicing under an Authority to Practice Interjurisdictional Telepsychology into a Receiving State is subject to the **Scope of Practice** of the Receiving State.

4.6 E.Passport: As required in Psychology Interjurisdictional Compact Language Article IV Section B.6., a psychologist must possess a current active E.Passport. The E.Passport must be applied to and issued by the Association of State and Provincial Psychology Boards (ASPPB).

4.7 Fee for Authority to Practice Interjurisdictional Telepsychology:

- A. The Commission shall charge a one-time fee for the Authority to Practice Interjurisdictional Telepsychology.
- B. The Commission's Authority to Practice Interjurisdictional Telepsychology fee shall be posted on the Commission's website (<http://www.psypact.org>).
- C. The Commission shall give 30 days' notice before modifying the Authority to Practice Interjurisdictional Telepsychology fee by posting notice of the new fee on the Commission's website.

4.8 Impact of Non-Payment on Eligibility: If a psychologist fails to pay any applicable fees, the Commission may:

- A. Terminate the existing Authority to Practice Interjurisdictional Telepsychology; and

150 B. Prevent the psychologist from purchasing a Temporary Authorization to Practice under
151 PSYPACT as well until the non-payment is remedied.

152

153 **4.9 Active Duty Military Personnel or Their Spouses:** A licensed psychologist who is active
154 duty military or is the spouse of an individual who is active duty military may designate one of
155 the following as the Home State as long as the Receiving State and the Home State are members
156 of the Compact:

- 157 A. Home of Record;
- 158 B. Permanent Change of Station (PCS); or
- 159 C. State of Current Residence if it is different than the PCS state or Home of Record.
- 160 D. The active duty military personnel or spouse of an individual who is active duty military
161 may change the Member State designated as the individual’s Home State by notifying the
162 Commission.

163

164 **4.10 State Law to Protect the Health and Safety of its Citizens:** A psychologist practicing
165 under an Authority to Practice Interjurisdictional Telepsychology into a Receiving State is
166 subject to the Receiving State’s State Law to Protect the Health and Safety of its Citizens, which
167 includes, among others, laws that:

168

- 169 A. Require abuse reporting by a psychologist.
- 170 B. Require a psychologist securing informed consent from or for a patient, and/or
171 prescribe the manner in which informed consent must be obtained.
- 172 C. Require a psychologist to make disclosures to an individual that the individual is at
173 serious risk of bodily injury or other harm by a third person.
- 174 D. Prohibit any individual from engaging in conduct that causes or may reasonably cause
175 another to suffer physical or psychological harm.

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177 Italicized definitions are mirrored directly from the PSYPACT Compact Language.

11 **Section 5: Compact Temporary Authorization to Practice**
12 **Authority:** Article V: Compact Temporary Authorization to Practice
13 Article II: Definitions
14 Article III: Home State Licensure

15
16 **5.0 Purpose: Pursuant to Article V**, the Compact State shall recognize the right of a
17 psychologist licensed in a Compact State to practice temporarily in other
18 Compact States under the Compact Temporary Authorization to Practice
19 as provided in the Compact and further defined in these Rules.

20
21 **5.1 Definition(s): (A) “Association of State and Provincial Psychology Boards ASPPB)”**
22 *means: the recognized membership organization composed of State and*
23 *Provincial Psychology Regulatory Authorities responsible for the*
24 *licensure and registration of psychologists throughout the United States*
25 *and Canada.*

26 (B) **“Authority to Practice Interjurisdictional Telepsychology”** means:
27 a licensed psychologist’s Authority to Practice Telepsychology, within the
28 limits authorized under this Compact, in another Compact State. This
29 Authority to Practice Interjurisdictional Telepsychology is deemed valid
30 until the psychologist is no longer eligible under the Compact Statute
31 and/or the Rules and/or Policies established by the Commission.

32 (C) **“Authorization Holder”** means: a licensed psychologist who has been
33 granted Authority to Practice Interjurisdictional Telepsychology or
34 Temporary Authorization to Practice under this Compact.

35 (D) **“Commission”** means: *the national administrative body of which all*
36 *states that have enacted the Compact are members.*

37 (E) **“Compact”** means: Psychology Interjurisdictional Compact
38 (PSYPACT).

39 (F) **“Compact State”** means: *a state, the District of Columbia, or United*
40 *States territory that has enacted this Compact legislation and which has*
41 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
42 *pursuant to Article XII, Section B. For purposes of this Compact, Compact*
43 *State and Member State may be used interchangeably.*

44 (G) **“Distant State”** means: *the Compact State where a psychologist is*
45 *physically present (not through the use of telecommunications*
46 *technologies), to provide temporary in-person, face-to-face psychological*
47 *services.*

48 (H) **“Distant State’s Authority and Law”** means: *law in a Distant State that applies to an*
49 *individual due to that individual’s physical presence in the Distant State.*

50 (H)(I) **“Graduate Degree”** means: For the purpose of this Compact, a
51 doctoral degree.

52 (H)(J) **“Home of Record”** means: for the purpose of this Compact, the active
53 duty military personnel’s or spouse’s state of legal residence on record
54 with the military.

55 (H)(K) **“Home State”** means: *a Compact State where a psychologist is*
56 *licensed to practice psychology. If the psychologist is licensed in more*

57 *than one Compact State and is practicing under the Authorization to*
58 *Practice Interjurisdictional Telepsychology, the Home State is the*
59 *Compact State where the psychologist is physically present when the*
60 *telepsychological services are delivered. If the psychologist is licensed in*
61 *more than one Compact State and is practicing under the Temporary*
62 *Authorization to Practice, the Home State is any Compact State where the*
63 *psychologist is licensed.*

64 ~~(K)~~(L) **“Interjurisdictional Practice Certificate (IPC)”** means: a certificate
65 issued by the Association of State and Provincial Psychology Boards
66 (ASPPB).

67 ~~(L)~~(M) **“License”** means: authorization by a State and Psychology Regulatory
68 Authority to engage in the independent practice of psychology, which
69 would be unlawful without the authorization.

70 ~~(M)~~(N) **“Permanent Change of Station” or “PCS”** means: the state of the
71 duty station noted in the active duty military personnel’s PCS orders.

72 ~~(N)~~(O) **“Rule”** means: a written statement by the Psychology
73 Interjurisdictional Compact Commission promulgated pursuant to Article
74 XI of this Compact that is of general applicability; implements, interprets,
75 or prescribes a policy or provision of the Compact; or is an
76 organizational, procedural, or practice requirement of the Commission
77 and has the force and effect of statutory law in a member state and
78 includes the amendment, repeal, or suspension of an existing rule.

79 **(P) “Scope of Practice”** means: the procedures, actions, and processes a psychologist licensed in
80 a state is permitted to undertake in that state and the circumstances under which the psychologist
81 is permitted to undertake those procedures, actions and processes. Such procedures, actions and
82 processes and the circumstances under which they may be undertaken may be established by
83 various means, including, but not limited to statute, regulations, case law, other processes that
84 may be available to the State Psychologist Regulatory Authority or other government agency.

85 ~~(O)~~(Q) **“State”** means: any state, commonwealth, territory, or possession of
86 the United States, the District of Columbia.

87 **(R) “State Law to Protect the Health and Safety of its Citizens”** means: a state statute, regulation,
88 court decision or other controlling authority within a state that has binding legal force and which has
89 as its purpose the protection of the health and safety of citizens of the state.

90 ~~(P)~~(S) **“State of Current Residence”** means: the state in which the active
91 duty military personnel or spouse is currently physically residing.

92 ~~(Q)~~(T) **“State Psychology Regulatory Authority”** means: the Board, office or
93 agency with the legislative mandate to license and regulate the practice of
94 psychology.

95 ~~(R)~~(U) **“Temporary Authorization to Practice”** means: a licensed
96 psychologist’s authority to conduct temporary in-person, face-to-face
97 practice, within the limits authorized under this Compact, in another
98 Compact State. This Temporary Authorization to Practice is deemed valid
99 until the psychologist is no longer eligible under the Compact Statute
100 and/or the Rules and/or Policies established by the Commission.

101

102 **5.2 Exercising Temporary Authorization to Practice:** Psychologist must apply for Temporary
103 Authorization to Practice as required by the Commission and pay all applicable fees.
104

105 **5.3 Qualifications for Temporary Authorization to Practice:** A psychologist licensed in a
106 Compact State must meet all qualifications as defined in the Psychology Interjurisdictional
107 Compact Language Article V, Section B. A psychologist holding an Interjurisdictional Practice
108 Certificate (IPC) in good standing that was issued prior to July 1, 2019 is considered to have met
109 the educational qualifications.
110

111 **5.4 Home State Licensure:**
112

- 113 A. A psychologist must identify the Home State which has been designated as such by the
114 psychologist for purposes of the Temporary Authorization to Practice and participation in
115 the Compact at the point of initial application and provide an update regarding any Home
116 State changes.
- 117 B. A psychologist having a Temporary Authorization to Practice may be audited at any time
118 by the Commission to verify compliance with Home State licensure verification
119 requirements.
- 120 C. A psychologist holding a temporary permit, temporary license or other equivalent status
121 does not allow the psychologist to practice under the authority of the Psychology
122 Interjurisdictional Compact (PSYPACT).
- 123 D. In addition to complying with reporting name and address change as required by the
124 Home State, psychologists holding a Temporary Authorization to Practice must also
125 notify the Commission of a change of name and/or Home State address within 30 days of
126 the change.
127

128 **5.5 Scope of Practice:** A psychologist practicing under the Temporary Authorization to Practice
129 is subject to the sScope of pPractice authorized by the Distant State and is subject to the Distant State's
130 aAuthority and Law.
131

132 **5.6 Interjurisdictional Practice Certificate (IPC):** As required in PSYPACT Language Article
133 V, Section B. 6., a psychologist must possess a current active IPC. The IPC must be applied to
134 and issued by the Association of State and Provincial Psychology Boards (ASPPB).
135

136 **5.7 Fee for Temporary Authorization to Practice:**

- 137 A. The Commission shall charge a one-time fee for the Temporary Authorization to
138 Practice.
- 139 B. The Commission's Temporary Authorization to Practice fee shall be posted on the
140 Commission's website (<http://www.psypact.org>).
- 141 C. The Commission shall give thirty (30) days' notice before modifying the Temporary
142 Authorization to Practice fee by posting notice of the new fee on the Commission's
143 website.

144 **5.8 Impact of Non-Payment on Eligibility:** If a psychologist fails to pay any applicable fees,
145 the Commission may:

- 146 A. Terminate the existing Temporary Authorization to Practice; and

147 B. Prevent the psychologist from purchasing an Authority to Practice Interjurisdictional
148 Telepsychology under PSYPACT as well until the non-payment is remedied.

149
150 **5.9 Active Duty Military Personnel or Their Spouses:** A licensed psychologist who is active
151 duty military or is the spouse of an individual who is active duty military may designate one of
152 the following as the Home State as long as the Distant State and the Home State are members of
153 the Compact:

- 154
155 A. Home of Record;
156 B. Permanent Change of Station (PCS); or
157 C. State of Current Residence if it is different than the PCS state or Home of Record.
158 D. The active duty military personnel or spouse of an individual who is active duty military
159 may change the Member State designated as the individual's Home State by notifying the
160 Commission.

161
162 **5.10 State Law to Protect the Health and Safety of its Citizens:** A psychologist practicing in a
163 Distant State under a Temporary Authorization to Practice is subject to the Distant State's State
164 Law to Protect the Health and Safety of its Citizens, which includes, among others, laws that:

- 165
166 A. Require abuse reporting by a psychologist.
167 B. Require a psychologist to secure informed consent from or for a patient and/or
168 prescribe the manner in which informed consent must be obtained.
169 C. Require a psychologist to make disclosures to an individual that the individual is at
170 serious risk of bodily injury or other harm by a third person.
171 D. Prohibit any individual from engaging in conduct that causes or may reasonably cause
172 another to suffer physical or psychological harm.

173
174 Italicized definitions are mirrored directly from the PSYPACT Compact Language.

From: [Patrick Hyde](#)
To: [Janet Pippin Orwig](#)
Subject: Re: Rules Committee Follow-up
Date: Monday, June 28, 2021 12:50:24 PM

Janet,

Thank you for sending this and I apologize for my delayed response.

I have a suggestion on 4.1(O), see the red highlighted part below. The same comment would apply to 5.1(P). In my opinion, a lot of people over-read rules looking for exceptions or ways around them. I believe if we can make the rule more direct it may be clearer and cause less confusion. It is my understanding that we are intending to include rules of practice for each receiving state in the definition of scope of practice. While the definition as draft I think covers this, I think it would be best to use that specific term so there will be no future misunderstanding or misinterpretation.

4.1 Definition(s):

(O) “Scope of Practice” means: the procedures, actions, and processes a psychologist licensed in a state is permitted to undertake in that state and the circumstances under which the psychologist is permitted to undertake those procedures, actions and processes. Such procedures, actions and processes and the circumstances under which they may be undertaken may be established through means, including, but not limited to, statute, regulations, case law, rules of practice, and other processes available to the State Psychologist Regulatory Authority or other government agency.

I have a thought on 4.10, see the red highlighted part below. In Texas there is no duty to warn, like in some other states, so 4.10.C. would not apply and I think adding "may include" makes this a bit clearer while not diluting the rule. The same comment would apply to 5.10.

4.10 State Law to Protect the Health and Safety of its Citizens: A psychologist practicing under an Authority to Practice Interjurisdictional Telepsychology into a Receiving State is subject to the Receiving State’s State Law to Protect the Health and Safety of its Citizens, which ~~may include~~ includes, among others, laws that:

A. Require abuse reporting by a psychologist.

B. Require a psychologist securing informed consent from or for a patient, and/or prescribe the manner in which informed consent must be obtained.

C. Require a psychologist to make disclosures to an individual that the individual is at serious risk of bodily injury or other harm by a third person.

D. Prohibit any individual from engaging in conduct that causes or may reasonably cause another to suffer physical or psychological harm.

Glancing at my notes, I wrote down that we were going to add something to 6.2 about the continuation of services and 6.5 about no delegation of services. Below are some thoughts,

which are by no means perfect. Did we still want to submit something like this to the Executive Committee? Also we may want to include the definition for scope of practice from Section 4 and 5 in Section 6 because rule 6.4 is title scope of practice.

6.2 Initiation of Psychological Services: A psychologist must initiate a client/patient contact in a psychologist's Home State via telecommunications technologies when treating a client/patient 66 in a Receiving State. A psychologist may only continue to provide such services when in the psychologist's Home State.

6.5 No Delegation of Services: A psychologist's Authority to Practice Interjurisdictional Telepsychology (APIT) may not be delegated to any other person or entity. An APIT may only be used by the psychologist the APIT was issued to.

Sincerely,

Patrick Hyde
General Counsel
Texas Behavioral Health Executive Council
333 Guadalupe, Suite 3-900
Austin, Texas 78701
Tel.: 512-305-7700

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State Legislative Changes

Review of New State PSYPACT Law

ALABAMA:

AL SB 102 (Enacted 3/18/2021/ Alabama Effective Date: June 1, 2021):

The following information was added the model PSYPACT language:

Section 15. *Except as to judicial proceedings for the enforcement of this compact among member states, individuals may pursue judicial proceedings related to this compact in any Alabama state or federal court that would otherwise have competent jurisdiction.*

Legal Review:

We believe that a state unilaterally altering the venues in which the Commission can be sued is a material deviation from the Compact model legislation.

It is likely that this amendment was necessitated by Section 10 of the Alabama state constitution, which provides that “no person shall be barred from prosecuting or defending before any tribunal in this state, by himself or counsel, any civil cause to which he is a party.” However, we note that PSYPACT, unlike some other compacts, does not contain a severability or savings clause which would allow the remainder of a state’s compact law to remain effective even if a provision is found to be contrary to a state constitution.

In fact, to the contrary, Article XIV of the Compact states: “If this Compact shall be held contrary to the constitution of any state member thereto, the Compact shall remain in full force and effect as to the remaining Compact States.” PSYPACT does not contain language which provides that the remainder of a state’s Compact law shall remain valid and in full force and effect if a provision of that state’s Compact law is found to be contrary to a state constitution.

Section 16. *This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.*

Legal Review:

No concerns regarding Section 16.

Item(s) to Consider:

- Modification was made to meet Alabama Constitutional Issue
- Proposed Rule 10.5 E 9 allows for consideration due to State constitutional requirements.

Motion: To admit/reject Alabama as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

Arkansas:

AR HB 1760 (Enacted 4/25/2021/Arkansas Effective Date: end of July 2021)

The following information was added the model PSYPACT language:

17-97-502. Administration of compact — Rules.

(a) The Arkansas Psychology Board is the Psychological Interjurisdictional Compact administrator for this state.

(b) The board may adopt rules that are consistent with the Psychological Interjurisdictional Compact necessary to implement this subchapter.

(c) The board is not required to adopt the rules of the Psychological Interjurisdictional Compact Commission for those rules to be effective in this state.

Legal Review:

No concerns regarding Section 17-97-502.

17-97-503. Construction.

Except as to licensing under § 17-80-404(d), this subchapter does not supersede or preempt the Telemedicine Act, § 17-80-401 et seq.

Legal Review:

This section stands in conflict with PSYPACT in that it imposes additional requirements on the practice of telepsychology into Arkansas above and beyond the requirements of PSYPACT. Among others, a psychologist could be required to have established a prior in-person relationship with a patient prior to delivering telepsychology into Arkansas (Telemedicine Law, Section 17-80-402), which is not a condition of telepsychology imposed by PSYPACT. If the Arkansas Psychology Board promulgates a rule that allows for the initiation of a professional relationship through telehealth (which is permitted by Section 17-80-402(4)(F) of the Arkansas Telehealth Law, so long as the Psychology Board's rule is not less restrictive than the rules of the Arkansas Medical Board), then this concern would be eliminated. Unless and until the Psychology Board promulgates such a rule, however, the initiation of a professional relationship via telehealth is prohibited in Arkansas, and therefore stands in conflict with PSYPACT unless and until the Psychology Board promulgates a rule permitting it. Although PSYPACT does defer to the state laws that are for the protection of the health and safety of a state's citizens, this provision does not appear to have a nexus to health and safety and thus would not be the type of law to which PSYPACT owes deference to the state law. We believe this is a material deviation from the Compact.

SECTION 2. DO NOT CODIFY. RULES UNDER THIS ACT.

(a)(1) The Arkansas Psychology Board shall promulgate rules necessary to implement this act.

(2) When adopting the initial rules to implement this act, the final rules shall be filed with the Secretary of State for adoption under § 25-15-204(f):

(A) On or before January 1, 2022; or

(B) If approval under § 10-3-309 has not occurred by January 1, 2020, as soon as practicable after approval under § 10-3-309.

(b) The board shall file the proposed rule with the Legislative Council under § 10-3-309(c) sufficiently in advance of January 1, 2022, so that the Legislative Council may consider the rule for approval before January 1, 2022.

Legal Review:

No concerns regarding this section.

Item(s) to Consider:

- Proposed Rule 10.5 E 8 allows for remedial mechanism consideration.
- Outreach to Arkansas Psychology Board about promulgation of rule addressing concern.

Motion: To admit/reject Arkansas as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

Kentucky:

KY HB 38 (Enacted 3/18/2021/Kentucky Effective Date: June 29, 2021)

The following information was added the model PSYPACT language:

ARTICLE XV

APPLICABILITY OF KENTUCKY STATE GOVERNMENT

In order to clarify the effect of certain provisions of this Compact and to ensure that the rights and responsibilities of the various branches of government are maintained, the following shall be in effect in this state: A. By entering into this Compact, this state authorizes the licensing board as defined in Article II. Z. of this Compact and as created by KRS Chapter 319 to implement the provisions of this Compact.

B. Notwithstanding any provision of this Compact to the contrary:

1. When a rule is adopted pursuant to Article XI of this Compact, the licensing board of this state as defined by Article II. Z. of this Compact shall have sixty (60) days to review the rule for the purpose of filing the rule as an emergency administrative regulation pursuant to KRS 13A.190 and for filing the rule as an accompanying ordinary administrative regulation, following the requirements of KRS Chapter 13A. Failure by the licensing board of this state as defined by Article II. Z. of this Compact to promulgate a rule adopted by the Psychology Interjurisdictional Compact Commission as an administrative regulation pursuant to KRS Chapter 13A shall result in withdrawal as set forth in Article XIII of this Compact. Nothing in these provisions shall negate the applicability of a Commission rule or Article XI of this Compact to this state.

2. If the proposed administrative regulation is found deficient and the deficiency is not resolved pursuant to KRS 13A.330 or 13A.335, the provisions of Article XII of this Compact shall apply. If the deficiency is resolved in a manner determined by the Commission to be inconsistent with this Compact or its rules, or if the procedures under Article XII of this Compact fail to resolve an issue, the withdrawal provisions of Article XIII of this Compact shall apply.

Legal Review:

No concerns with this section.

3. If a court of competent jurisdiction determines that the Psychology Interjurisdictional Compact Commission created by Article X of this Compact exercises its rulemaking authority in a manner that is beyond the scope of the purposes of this Compact, or the powers granted under this Compact, then such an action by the commission shall be invalid and have no force or effect.

Legal Review:

We do not have concerns about the above subsection on its face, and do not believe that the presence of this subsection precludes the state from being admitted to the Compact. However, in the event that such a court determination is made and that any Commission rule is invalid as to this state, it would have to be addressed in accordance with the dispute resolution or default provisions of Article XII of the Compact.

C. Article X. F. of this Compact pertaining to the financing of the commission shall not be interpreted to obligate the general fund of this state. Any funds used to finance this Compact shall be from money collected pursuant to KRS 319.131.

D. This Compact shall apply only to those psychologists who practice or work under a compact privilege.

Legal Review:

No concerns regarding this section.

Motion: To admit/reject Kentucky as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

Minnesota:

MN S193/MN H 269 (Enacted 5/25/2021/Minnesota Effective Date: May 26, 2021)

The following information was added the model PSYPACT language:

Page 25, after line 30, insert:

" ARTICLE XV

The commission is subject to liability for any claim against the commission or any member, officer, executive director, employee, or representative of the commission for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional, willful, or wanton misconduct by the person against whom the claim is made."

Page 26, after line 3, insert:

"Sec. 2. CONDITIONAL APPLICABILITY.

(a) Minnesota Statutes, section 148.9051, article XV, is effective only if, by affirmative vote of the Psychology Interjurisdictional Compact Commission, article XV is found to not disqualify Minnesota from membership in the commission or admission as a compact state. If Minnesota Statutes, section 148.0951, article XV, is found by the Psychology Interjurisdictional Compact Commission to disqualify Minnesota for membership in the commission or admission as a compact state, Minnesota Statutes, section 148.0951, article XV, is void and unenforceable.

(b) The Board of Psychology must inform the Revisor of Statutes regarding the Psychology Interjurisdictional Compact Commission's decision under paragraph (a).

(c) This section does not apply to Minnesota Statutes, section 148.9051, articles I to XIV, or otherwise affect Minnesota's admittance as a compact state.

EFFECTIVE DATE. This section is effective the day following final enactment."

Legal Review:

The amendment in Article XV would enlarge the liability of the Commission beyond the provisions of the model compact language. However, Section 2 of Article XV would eliminate this amendment if the Commission determines the amendment is disqualifying, without affecting the remainder of the compact. If the Commission votes that the amendment would disqualify Minnesota from membership, the offending amendment becomes null and void, and we believe that the MN compact would then be consistent with the model compact legislation and that MN should then be admitted as a PSYPACT member state.

Item(s) to Consider:

- Review Article XV and determine if disqualifying.
- If disqualifying, Section 2 would eliminate that issue.

Motion: Article XV of the Minnesota enacted PSYPACT language does/does not disqualify Minnesota from being a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

If found to be disqualifying:

Motion: Based on Article XV Section 2 Conditional Applicability of the Minnesota enacted PSYPACT bill, Minnesota is admitted as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

If not found to be disqualifying:

Motion: Minnesota is admitted as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission.

West Virginia:

WV SB 668 (Enacted 4/21/2021/West Virginia Effective Date: July 6, 2021)

The following changes were made to the West Virginia enacted bill:

The following language in both Article IV.B.2 and Article V.B.2 (qualifications) is missing in the West Virginia enacted intended PSYPACT legislation:

- 2. Hold a graduate degree in psychology that meets the following criteria:*
 - a. The program, wherever it may be administratively housed, must be clearly identified and labeled as a psychology program. Such a program must specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;*
 - b. The psychology program must stand as a recognizable, coherent, organizational entity within the institution;*

Legal Review:

The absence of these provisions in the enacted West Virginia legislation is in conflict with the model Compact in that the model Compact requires that to exercise Compact privileges, the graduate degree must satisfy the specified criteria. However, based on what you have sent us, the West Virginia statute includes all of the other graduate degree requirements. The enacted WV law also includes the requirement that the psychologist have a current active E. Passport/IPC to qualify for the PSYPACT privileges. Because the psychologist must satisfy these other requirements under the West Virginia legislation we believe the absence of these provisions is not a material departure from the Compact and we do not believe these poses an impediment to the state being seated as a member of the Commission and participating in the Compact.

The following provision, which is not part of the model PSYPACT language, is included in the West Virginia statute:

If any term or provision of this Compact shall be held to be invalid for any reason, the remaining terms or provisions shall remain in full force and effect.

Legal Review:

This essentially builds into the WV Compact a severability and savings clause. We think that even without this language, this situation could occur – i.e., a court in WV could invalidate a provision of the Compact while leaving the rest intact. Whether that happens as a result of this amendment, or whether it happens as a result of a court making such a ruling even without the language, we believe the result would be the same. That is., the Commission would have to review the invalidated section of the WV Compact if that ever comes to pass, and determine if the striking of the invalidated section constitutes a material deviation from the Compact that would disqualify WV from continued membership and participation. If so, the state

would have to be dealt with in accordance with the default provisions of the Compact and any applicable Commission regulations.

We note that an argument could be made that the presence of this amended language in the WV statute means that the state would have the unquestioned right to remain in the Compact if a provision was invalidated by a court, regardless of any determination the Commission might reach about the state's continued eligibility under the process we summarized in the prior paragraph. For that reason, if the Commission takes the position that this amendment is disqualifying, that conclusion could be supported legally, but it is our opinion that this amendment would not preclude the Commission from applying its normal default process and disqualifying the state if the Commission found a material deviation. As a result, we do not see this amendment as disqualifying WV from Commission membership or Compact participation.

Motion: To admit/reject West Virginia as a party to the Psychology Interjurisdictional Compact (PSYPACT) and to membership in the PSYPACT Commission

Finance Committee Report



Reducing Regulatory Barriers. Increasing Access to Mental Health Care.

To: PSYPACT Executive Board
From: PSYPACT Finance Committee
RE: Recommendations from the Finance Committee
Date: May 18, 2021

The PSYPACT Finance Committee met on Monday, May 3 2021 via zoom. The Finance Committee consists of:

- Teanne Rose (OK) – Treasurer - Chair
- Heidi Paakkonen (AZ)
- Jaime Hoyle (VA)

The Committee reviewed several items and are making the final recommendations to the PSYPACT Executive Board for consideration and referral to the full Commission.

1. Profit and Loss Statement 2020
2. PSYPACT First Quarter 2021 Financial Report

The committee will meet again in Mid-August to begin work on five-year forecasting as well as the 2022 Budget.

Psypact Commission
Profit & Loss
 January through December 2020

	Jan - Dec 20
Ordinary Income/Expense	
Income	
Direct Public Support	
ASPPB Contributions	1,000.00
Total Direct Public Support	1,000.00
Program Income	
Program Service Fees	136,519.58
Total Program Income	136,519.58
Total Income	137,519.58
Expense	
Contract Services	
Outside Contract Services	28,304.00
Total Contract Services	28,304.00
Operations	
Bank Charges	3,322.61
Total Operations	3,322.61
Total Expense	31,626.61
Net Ordinary Income	105,892.97
Net Income	105,892.97

PSYPACT QUARTERLY FINANCIAL REPORT

This report is provided by the PSYPACT Commission Finance Committee.

Quarter 1 2021
January - March 2021

SUMMARY AND KEY HIGHLIGHTS

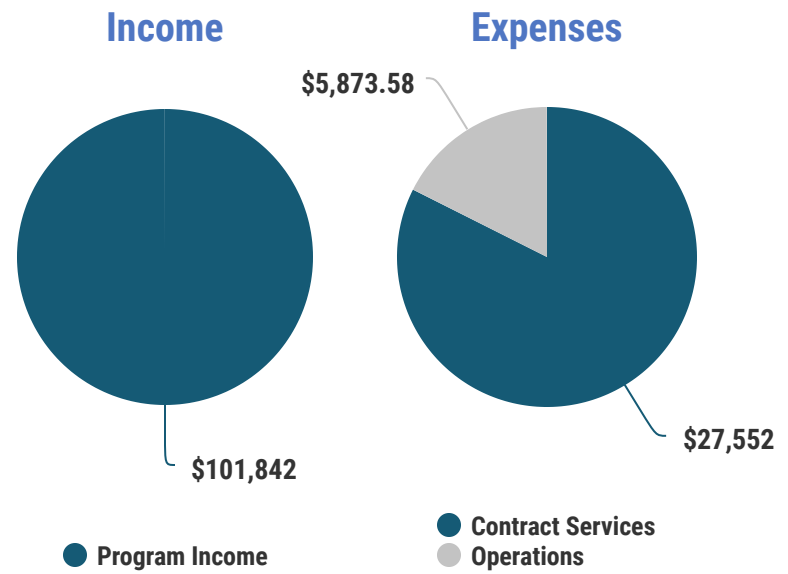
- Organization Name:** Psychology Interjurisdictional Compact Commission
- Time Period:** Quarter 1 2021
- E.Passport Application Fee:** The Health Resources and Services Administration (HRSA) of the US Department of Health and Human Services (HHS) awarded ASPPB federal funding to help provide support for the 2020 Coronavirus Aid, Relief and Economic Security Act (CARES). As part of the 2020 funding, and in hopes of increasing access to mental health care services via telepsychology, ASPPB waived the E.Passport application fee (\$400) through January 31, 2021.
- State Assessment Fees:** State assessment fees will be charged to PSYPACT participating states beginning in 2022.

PSYPACT Participating States

(as of Q1 2021)

- Arizona
- Colorado
- Delaware
- District of Columbia
- Georgia
- Illinois
- Missouri
- Nebraska
- Nevada
- New Hampshire
- North Carolina
- Oklahoma
- Oklahoma
- Pennsylvania
- Texas
- Utah
- Virginia

INCOME VS EXPENDITURE FOR Q1 2021



Ordinary Income/Expense	
Income	
Program Income*	\$101,842.00
Total Income	\$101,842.00
Expense	
Contract Services	
Outside Contract Services**	\$27,552.00
Total Contract Services	\$27,552.00
Operations	
Bank Charges***	\$5,083.58
Charge Backs****	\$790.00
Total Operations	\$5,873.58
Total Expense	\$33,425.58

* Total of APIT and TAP application fees (\$40 per application)
 ** Memorandum of Understanding Quarterly Payment to ASPPB
 *** Credit Card Processing for APIT and TAP application fees
 **** Refunds/Overpayments of APIT and TAP application fees

Net Ordinary Income:
\$68,416.42

Training and Public Relations Report



Reducing Regulatory Barriers. Increasing Access to Mental Health Care.

To: PSYPACT Executive Board
From: PSYPACT Training and Public Relations Committee
RE: Recommendations from the Training and Public Relations Committee
Date: June 22, 2021

The PSYPACT Training and Public Relations Committee met on Thursday, May 20, 2021 via zoom. The Training and Public Relations Committee consists of:

- Heidi Paakkonen (AZ)
- Lori Rall (AL)
- Mariann Burnetti-Atwell)

The Committee reviewed several items and are making the final recommendation to the PSYPACT Executive Board for consideration and referral to the full Commission.

1. Training Materials for new PSYPACT Commissioners.

The committee will meet again in August to begin work on training materials for PSYPACT state staff as well as additional materials for APIT and TAP holders.

Thank you.

PSYPACT: An Introduction

Overview

- What is PSYPACT?
- Brief History and Benefits of PSYPACT
- ASPPB/PSYPACT Commission Relationship
- PSYPACT Governance Structure
- Roles of Commissioners
- Responsibilities Overview
- PSYPACT Committees
- PSYPACT Governance Documents
- PSYPACT Financial Information
- The Application Process Overview
- Current Status
- Available Resources

PSYPACT is an interstate compact

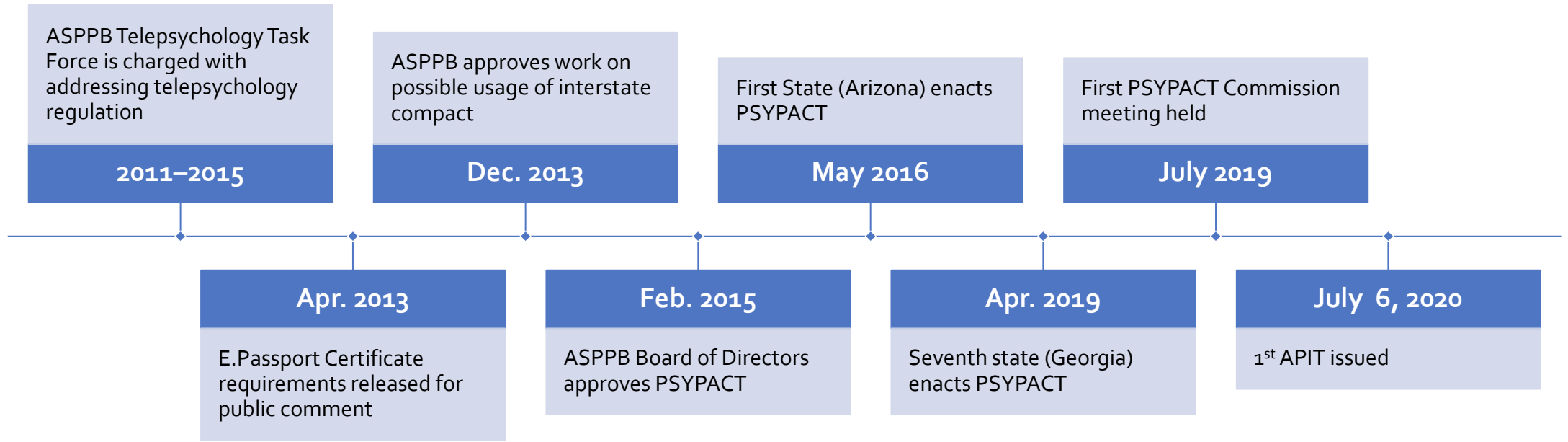
Designed to regulate:

The day-to-day practice of **telepsychology**
across state boundaries

and/or

The **temporary in-person, face-to-face**
practice of psychology for up to 30 days
annually

What is PSYPACT



History of PSYPACT

Benefits of PSYPACT for Consumers

Increases client/patient access to care

Facilitates continuity of care when client/patient relocates, travels, etc.

Access to specific professionals with special expertise

Possibility of more frequent contacts or a mixture of face-to-face and remote contacts

Offers a higher degree of consumer protection across state lines

Benefits of PSYPACT for States

Preserves the current state-based licensure system

Allows sharing of investigatory information

Ability to conduct joint investigations

Demonstrates psychology regulators responsiveness to issues (portability, continuity of practice, public protection)

Participation (via the Commission) in the operations of PSYPACT

ASPPB/ PSYPACT Commission Relationship

- ASPPB and the PSYPACT Commission are separate entities
- ASPPB and the PSYPACT Commission have a Memorandum of Understanding (MOU)
- The MOU outlines the services needed by the Commission including staffing, consultation services, office space and access to ASPPB data systems that ASPPB will provide contract between states

PSYPACT Governance Structure

- **PSYPACT Commission** – Make final decisions re: compliance issues, annual budget, rules, policies and bylaw amendments
- **PSYPACT Commission Executive Board** – Supervise the overall direction and vision, make initial recommendations re: compliance issues, annual budget, rules, policies and bylaw amendments
- **PSYPACT Commission Committees** – Consists of Commissioners and other members as designated by the Commission to evaluate the needs of the Commission
- **PSYPACT Executive Director** – Manages the day-to-day operations of PSYPACT

Roles of Commissioners

- PSYPACT Commission is a Joint Governmental Agency of Member States
- Voting Representative for the PSYPACT State
Appointing
- Have an affirmative duty to act in the best interest of the Commission and in a manner sufficient to effectuate the purposes of the Compact.
- Your duty as a state actor on behalf of your state Board of Psychology is NOT in conflict with your role as a Commissioner because your state legislature chose to enact the PSYPACT Compact and has, thus, directed you to fulfill your duties as a Commissioner. Remember that PSYPACT (in fact all interstate compacts) supersede conflicting state laws and regulations.

Full Commission Responsibilities

Approve Bylaws

Promulgate Rules

Establish a budget/ make expenditures

Approve Advisory Opinions

Elect Officers

Bring and prosecute legal proceedings in the name of the
Commission

Enforce the Terms of the Compact

PSYPACT Executive Board Responsibilities

Recommend to the entire Commission changes to the Rules or Bylaws, changes to this Compact legislation, fees paid by Compact States such as annual dues, and any other applicable fees

Ensure Compact administration services are appropriately provided, contractual or otherwise

Prepare and recommend the budget

Maintain financial records on behalf of the Commission

Monitor Compact compliance of member states and provide compliance reports to the Commission

Establish additional committees as necessary

Other duties as provided in Rules or Bylaws

PSYPACT Committees

Rules Committee: The Rules Committee is a standing committee charged with developing uniform Compact rules for consideration by the Commission and subsequent implementation by the states and to review existing rules and recommend necessary changes to the Commission for consideration.

Compliance Committee: The Compliance Committee is a standing committee responsible for administering the provisions of the Compact related to compliance and enforcement.

Finance Committee: The Finance Committee is a standing committee responsible for audit needs, finances, develop state-specific materials, etc.

Training and Public Relations Committee: The Training and Public Relations Committee is a standing committee responsible for training and public relations on behalf of the Commission.

Elections Committee: An Elections Committee is a standing committee charged with all aspects of the election process.

Requirements Review Committee: A Requirements Review Committee is a standing committee responsible for the review of denials for authorization, review ongoing standards for reasonableness and interface with Association and Provincial Psychology Boards regarding E.Passport and Interjurisdictional Practice Certificate Requirements as needed.

PSYPACT Governance Documents



Compact Language:

<https://psypact.org/page/GovernanceDocuments>



Bylaws: <https://psypact.org/page/GovernanceDocuments>



Rules: <https://psypact.org/page/GovernanceDocuments>



Policies and Procedures:

<https://psypact.org/page/GovernanceDocuments>

PSYPACT Financial Information

- Current Budget and Financial information can be found at:
- <https://psypact.org/page/Budget>

Application Process Overview

THERE ARE TWO WAYS TO PRACTICE UNDER PSYPACT

As a psychologist licensed in a PSYPACT state, you can apply to practice telepsychology and/or conduct temporary in-person, face-to-face practice in PSYPACT states.

HERE IS WHAT YOU NEED TO KNOW:

TO PRACTICE TELEPSYCHOLOGY

- PSYPACT Commission Requirements**
 - In order to practice telepsychology under the authority of PSYPACT, the PSYPACT Commission requires that a psychologist obtain an Authority to Practice Interjurisdictional Telepsychology (APIT).
- Authority to Practice Telepsychology Requirements**
 - Possess an active ASPPB E.Passport (see requirements below)
 - Hold a full, unrestricted license to practice psychology in a PSYPACT state
 - Provide attestations
- ASPPB E.Passport Requirements**
 - Have a current, active psychology license based on a doctoral degree in at least one PSYPACT state
 - No disciplinary action listed on any psychology license
 - Have a doctoral degree in psychology from a program that was accredited by APA/CPA or designated as a psychology program by the ASPPB/ National Register Joint Designation Committee at time of conferral; or deemed to be equivalent by a recognized foreign credential evaluation service
 - Official transcripts must be sent to ASPPB from institution granting degree
 - Successful completion of the Examination for Professional Practice (EPPP) with a score that meets or exceeds the established ASPPB recommended passing score at the time of application
 - Annual renewal with three (3) hours of continuing education relevant to the use of technology in psychology
- Fees**
 - APIT Fee: \$40 (one time fee)
 - ASPPB E.Passport Application Fee: \$400
 - ASPPB E.Passport Annual Renewal Fee: \$100
- Time Limit**
 - Unlimited
- Scope of Practice**
 - Subject to the Receiving State's scope of practice
- Initiation and Provision of Psychological Services**
 - When treating a client/patient in a Receiving State, a psychologist must initiate a client/patient contact while physically located in a psychologist's Home State via telecommunications technologies.

TO CONDUCT TEMPORARY PRACTICE

- PSYPACT Commission Requirements**
 - In order to conduct temporary practice under the authority of PSYPACT, the PSYPACT Commission requires that a psychologist obtain a Temporary Authorization to Practice (TAP).
- Temporary Authorization to Practice Requirements**
 - Possess an active ASPPB Interjurisdictional Practice Certificate (IPC) (see requirements below)
 - Hold a full, unrestricted license to practice psychology in a PSYPACT state
 - Provide attestations
- ASPPB IPC Requirements**
 - Have a current, active psychology license based on a doctoral degree in at least one PSYPACT state
 - No disciplinary action listed on any psychology license
 - Have a doctoral degree in psychology from a program that was accredited by APA/CPA or designated as a psychology program by the ASPPB/ National Register Joint Designation Committee at time of conferral; or deemed to be equivalent by a recognized foreign credential evaluation service.
 - Official transcripts must be sent to ASPPB from institution granting degree
 - Annual renewal
- Fees**
 - TAP Fee: \$40 (one time fee)
 - ASPPB IPC Application Fee: \$200
 - ASPPB IPC Annual Renewal Fee: \$50
- Time Limit**
 - 30 days per calendar year per PSYPACT state
- Scope of Practice**
 - Subject to the Distant State's scope of practice
- Authority and Law**
 - A psychologist practicing into a Distant State under the TAP will be subject to the Distant State's authority and law.

Fees

Interjurisdictional Telepsychology

Temporary In-Person, Face-to-Face Practice

Authority to Practice Interjurisdictional Telepsychology (APIT): \$40.00 with NO renewal fee

Temporary Authorization to Practice (TAP): \$40.00 with NO renewal fee

E.Passport: \$400.00 with annual renewal fee of \$100.00

Interjurisdictional Practice Certificate (IPC): \$200.00 with annual renewal fee of \$50.00

Current PSYPACT Status

- For the most up-to-date list, please visit the PSYPACT website:

<https://psypact.org/page/psypactmap>

Available Resources

Enter search criteria. Search

The Psychology Interjurisdictional Compact (PSYPACT) is an interstate compact designed to facilitate the practice of telepsychology and the temporary in-person, face-to-face practice of psychology across state boundaries.

The PSYPACT Commission is the governing body of PSYPACT responsible for creating and finalizing the Bylaws and Rules and Regulations. The Commission is also responsible for granting psychologists the authority to practice telepsychology and temporary in-person, face-to-face practice of psychology across state boundaries.

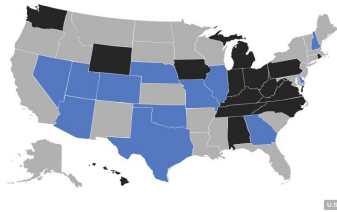
Telepsychology In order to practice telepsychology in PSYPACT states, psychologists licensed in PSYPACT states only can apply to the PSYPACT Commission for an Authority to Practice Interjurisdictional Telepsychology (APIT). One required component of this authority granted from the PSYPACT Commission is that psychologists must obtain an E-Passport Certificate from ASPPB. At this time, neither the APIT or E-Passport are available for application as the PSYPACT Commission has yet to finalize the Rules needed to practice under PSYPACT that may have implications for both the APIT and/or E-Passport.

Temporary Practice In order to conduct temporary practice in PSYPACT states, psychologists licensed in PSYPACT states only can apply to the PSYPACT Commission for a Temporary Authorization to Practice (TAP). One required component of this authorization granted from the PSYPACT Commission is that psychologists must apply for and obtain an Interjurisdictional Practice Certificate (IPC) from ASPPB. At this time, neither the TAP or IPC are available for application as the PSYPACT Commission has yet to finalize the Rules needed to practice under PSYPACT that may have implications for both the TAP and/or IPC.

Map

Enter search criteria. Search

Legislative Resources > Map



Map Key

- States with Enacted PSYPACT Legislation
States with Enacted but not Effective PSYPACT Legislation
States with Pending PSYPACT Legislation



Reducing regulatory barriers. Increasing access to mental healthcare.

LEGISLATIVE UPDATES

Tennessee (TN SB 1142) and Wyoming (WY SB 37) have introduced PSYPACT legislation! To date, 17 states have active PSYPACT Legislation. Please click HERE for more information.

LATEST NEWS

MORE

5 hours ago
E. Passport and IPC Requirements Finalized

APPLY FOR PSYPACT AUTHORIZATION

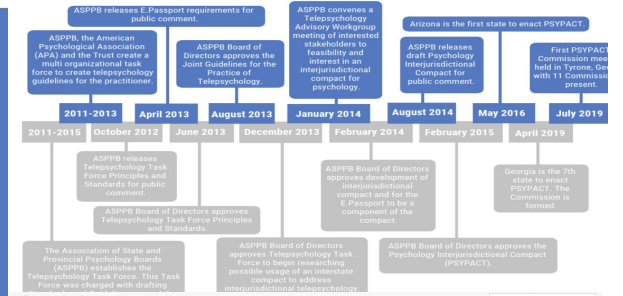
COMING SOON! Tentatively scheduled starting July 1, 2020, licensed psychologists will be able to apply to start practicing under the authority of PSYPACT and provide telepsychological services and/or conduct temporary in-person, face-to-face psychology in PSYPACT states. Check back with us often for additional information.

PUBLIC COMMENT

There are no rules out for public comment at this time.

History

About > History



Commission

Enter search criteria. Search

- Bob Bohanske, Arizona; Pam Groose, Missouri; Lorey Bratten, Colorado; Kris Chiles, Nebraska; Shauna Slaughter, Delaware; Gary Lenkeit, Nevada; Don Meck, Georgia; Deborah Warner, New Hampshire

• Website: www.psypact.org

PSYPACT Directories

There are two (2) PSYPACT Directories providing information regarding participants in PSYPACT

- PSYPACT state staff and commissioners:
www.psypro.org
 - Allows for the verification of all
- Public Directory: <https://www.verifypsypact.org/>



Scheduled Meetings

Enter search criteria...

Search »

[Commission](#) » Scheduled Meetings

Date	Meeting	Location	Agenda	Minutes
November 20, 2020	Executive Board	Zoom Teleconference	Agenda	N/A
November 19, 2020- November 20, 2020	Commission	Zoom Teleconference	Agenda	N/A
June 15, 2020	Executive Board	Did Not Have Quorum	Agenda	N/A
April 28, 2020	Executive Board	Cancelled	N/A	N/A
February 27, 2020	Public Hearing	Zoom Teleconference	Agenda	Minutes
January 28, 2020	Commission	Zoom Teleconference	Agenda	Minutes
November 21, 2019- November 22, 2019	Commission	215 Market Road Tyrone, GA 30290	Agenda	Minutes
October 1, 2019	Public Hearing	Zoom Teleconference	Agenda	Minutes
July 22, 2019 - July 23, 2019	Commission	215 Market Road Tyrone, GA 30290	Agenda	Minutes

Commission Meeting Info (Located Under the Commission Tab)

Thank you!

For further information please
contact:

- Janet Orwig (jorwig@asppb.org)
- Lisa Russo (lrusso@asppb.org)
- Jessica Cheaves
(jcheaves@asppb.org)

PSYCHOLOGY INTERJURISDICTIONAL COMPACT (PSYPACT)

QUICK REFERENCE GUIDE



PSYPACT MODEL LEGISLATION

PSYCHOLOGY INTERJURISDICTIONAL COMPACT (PSYPACT)

ARTICLE I

PURPOSE

Whereas, states license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice; and

Whereas, this Compact is intended to regulate the day to day practice of telepsychology (i.e. the provision of psychological services using telecommunication technologies) by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority; and

Whereas, this Compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for 30 days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

Whereas, this Compact is intended to authorize State Psychology Regulatory Authorities to afford legal recognition, in a manner consistent with the terms of the Compact, to psychologists licensed in another state;

Whereas, this Compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

Whereas, this Compact does not apply when a psychologist is licensed in both the Home and Receiving States; and

Whereas, this Compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

Consistent with these principles, this Compact is designed to achieve the following purposes and objectives:

1. Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;
2. Enhance the states' ability to protect the public's health and safety, especially client/patient safety;
3. Encourage the cooperation of Compact States in the areas of psychology licensure and regulation;
4. Facilitate the exchange of information between Compact States regarding psychologist licensure, adverse actions and disciplinary history;

5. Promote compliance with the laws governing psychological practice in each Compact State; and
6. Invest all Compact States with the authority to hold licensed psychologists accountable through the mutual recognition of Compact State licenses.

ARTICLE II

DEFINITIONS

- A. “Adverse Action” means: Any action taken by a State Psychology Regulatory Authority which finds a violation of a statute or regulation that is identified by the State Psychology Regulatory Authority as discipline and is a matter of public record.
- B. “Association of State and Provincial Psychology Boards (ASPPB)” means: the recognized membership organization composed of State and Provincial Psychology Regulatory Authorities responsible for the licensure and registration of psychologists throughout the United States and Canada.
- C. “Authority to Practice Interjurisdictional Telepsychology” means: a licensed psychologist’s authority to practice telepsychology, within the limits authorized under this Compact, in another Compact State.
- D. “Bylaws” means: those Bylaws established by the Psychology Interjurisdictional Compact Commission pursuant to Article X for its governance, or for directing and controlling its actions and conduct.
- E. “Client/Patient” means: the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, and/or consulting services.
- F. “Commissioner” means: the voting representative appointed by each State Psychology Regulatory Authority pursuant to Article X.
- G. “Compact State” means: a state, the District of Columbia, or United States territory that has enacted this Compact legislation and which has not withdrawn pursuant to Article XIII, Section C or been terminated pursuant to Article XII, Section B.
- H. “Coordinated Licensure Information System” also referred to as “Coordinated Database” means: an integrated process for collecting, storing, and sharing information on psychologists’ licensure and enforcement activities related to psychology licensure laws,

which is administered by the recognized membership organization composed of State and Provincial Psychology Regulatory Authorities.

- I. “Confidentiality” means: the principle that data or information is not made available or disclosed to unauthorized persons and/or processes.
- J. “Day” means: any part of a day in which psychological work is performed.
- K. “Distant State” means: the Compact State where a psychologist is physically present (not through the use of telecommunications technologies), to provide temporary in-person, face-to-face psychological services.
- L. “E.Passport” means: a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines.
- M. “Executive Board” means: a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the Commission.
- N. “Home State” means: a Compact State where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one Compact State and is practicing under the Authorization to Practice Interjurisdictional Telepsychology, the Home State is the Compact State where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one Compact State and is practicing under the Temporary Authorization to Practice, the Home State is any Compact State where the psychologist is licensed.
- O. “Identity History Summary” means: a summary of information retained by the FBI, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service.

- P. “In-Person, Face-to-Face” means: interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies.
- Q. “Interjurisdictional Practice Certificate (IPC)” means: a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the State Psychology Regulatory Authority of intention to practice temporarily, and verification of one’s qualifications for such practice.
- R. “License” means: authorization by a State Psychology Regulatory Authority to engage in the independent practice of psychology, which would be unlawful without the authorization.
- S. “Non-Compact State” means: any State which is not at the time a Compact State.
- T. “Psychologist” means: an individual licensed for the independent practice of psychology.
- U. “Psychology Interjurisdictional Compact Commission” also referred to as “Commission” means: the national administration of which all Compact States are members.
- V. “Receiving State” means: a Compact State where the client/patient is physically located when the telepsychological services are delivered.
- W. “Rule” means: a written statement by the Psychology Interjurisdictional Compact Commission promulgated pursuant to Article XI of the Compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the Compact, or an organizational, procedural, or practice requirement of the Commission and has the force and effect of statutory law in a Compact State, and includes the amendment, repeal or suspension of an existing rule.
- X. “Significant Investigatory Information” means:
1. investigative information that a State Psychology Regulatory Authority, after a preliminary inquiry that includes notification and an opportunity to respond if

required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

2. investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and/or had an opportunity to respond.
- Y. “State” means: a state, commonwealth, territory, or possession of the United States, the District of Columbia.
- Z. “State Psychology Regulatory Authority” means: the Board, office or other agency with the legislative mandate to license and regulate the practice of psychology.
- AA. “Telepsychology” means: the provision of psychological services using telecommunication technologies.
- BB. “Temporary Authorization to Practice” means: a licensed psychologist’s authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this Compact, in another Compact State.
- CC. “Temporary In-Person, Face-to-Face Practice” means: where a psychologist is physically present (not through the use of telecommunications technologies), in the Distant State to provide for the practice of psychology for 30 days within a calendar year and based on notification to the Distant State.

ARTICLE III

HOME STATE LICENSURE

- A. The Home State shall be a Compact State where a psychologist is licensed to practice psychology.
- B. A psychologist may hold one or more Compact State licenses at a time. If the psychologist is licensed in more than one Compact State, the Home State is the Compact State where the psychologist is physically present when the services are delivered as authorized by the Authority to Practice Interjurisdictional Telepsychology under the terms of this Compact.
- C. Any Compact State may require a psychologist not previously licensed in a Compact State to obtain and retain a license to be authorized to practice in the Compact State under circumstances not authorized by the Authority to Practice Interjurisdictional Telepsychology under the terms of this Compact.
- D. Any Compact State may require a psychologist to obtain and retain a license to be authorized to practice in a Compact State under circumstances not authorized by Temporary Authorization to Practice under the terms of this Compact.
- E. A Home State's license authorizes a psychologist to practice in a Receiving State under the Authority to Practice Interjurisdictional Telepsychology only if the Compact State:
 - 1. Currently requires the psychologist to hold an active E.Passport;
 - 2. Has a mechanism in place for receiving and investigating complaints about licensed individuals;
 - 3. Notifies the Commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;
 - 4. Requires an Identity History Summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation FBI, or

other designee with similar authority, no later than ten years after activation of the Compact; and

5. Complies with the Bylaws and Rules of the Commission.
- F. A Home State's license grants Temporary Authorization to Practice to a psychologist in a Distant State only if the Compact State:
1. Currently requires the psychologist to hold an active IPC;
 2. Has a mechanism in place for receiving and investigating complaints about licensed individuals;
 3. Notifies the Commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;
 4. Requires an Identity History Summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation FBI, or other designee with similar authority, no later than ten years after activation of the Compact; and
 5. Complies with the Bylaws and Rules of the Commission.

ARTICLE IV

COMPACT PRIVILEGE TO PRACTICE TELEPSYCHOLOGY

- A. Compact States shall recognize the right of a psychologist, licensed in a Compact State in conformance with Article III, to practice telepsychology in other Compact States (Receiving States) in which the psychologist is not licensed, under the Authority to Practice Interjurisdictional Telepsychology as provided in the Compact.
- B. To exercise the Authority to Practice Interjurisdictional Telepsychology under the terms and provisions of this Compact, a psychologist licensed to practice in a Compact State must:
1. Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:
 - a. Regionally accredited by an accrediting body recognized by the U.S. Department of Education to grant graduate degrees, OR authorized by Provincial Statute or Royal Charter to grant doctoral degrees; OR
 - b. A foreign college or university deemed to be equivalent to 1 (a) above by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service; AND
 2. Hold a graduate degree in psychology that meets the following criteria:
 - a. The program, wherever it may be administratively housed, must be clearly identified and labeled as a psychology program. Such a program must specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;
 - b. The psychology program must stand as a recognizable, coherent, organizational entity within the institution;
 - c. There must be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

- d. The program must consist of an integrated, organized sequence of study;
 - e. There must be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;
 - f. The designated director of the program must be a psychologist and a member of the core faculty;
 - g. The program must have an identifiable body of students who are matriculated in that program for a degree;
 - h. The program must include supervised practicum, internship, or field training appropriate to the practice of psychology;
 - i. The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;
 - j. The program includes an acceptable residency as defined by the Rules of the Commission.
3. Possess a current, full and unrestricted license to practice psychology in a Home State which is a Compact State;
 4. Have no history of adverse action that violate the Rules of the Commission;
 5. Have no criminal record history reported on an Identity History Summary that violates the Rules of the Commission;
 6. Possess a current, active E.Passport;
 7. Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the Commission; and

8. Meet other criteria as defined by the Rules of the Commission.
- C. The Home State maintains authority over the license of any psychologist practicing into a Receiving State under the Authority to Practice Interjurisdictional Telepsychology.
 - D. A psychologist practicing into a Receiving State under the Authority to Practice Interjurisdictional Telepsychology will be subject to the Receiving State's scope of practice. A Receiving State may, in accordance with that state's due process law, limit or revoke a psychologist's Authority to Practice Interjurisdictional Telepsychology in the Receiving State and may take any other necessary actions under the Receiving State's applicable law to protect the health and safety of the Receiving State's citizens. If a Receiving State takes action, the state shall promptly notify the Home State and the Commission.
 - E. If a psychologist's license in any Home State, another Compact State, or any Authority to Practice Interjurisdictional Telepsychology in any Receiving State, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a Compact State under the Authority to Practice Interjurisdictional Telepsychology.

ARTICLE V

COMPACT TEMPORARY AUTHORIZATION TO PRACTICE

- A. Compact States shall also recognize the right of a psychologist, licensed in a Compact State in conformance with Article III, to practice temporarily in other Compact States (Distant States) in which the psychologist is not licensed, as provided in the Compact.
- B. To exercise the Temporary Authorization to Practice under the terms and provisions of this Compact, a psychologist licensed to practice in a Compact State must:
1. Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:
 - a. Regionally accredited by an accrediting body recognized by the U.S. Department of Education to grant graduate degrees, OR authorized by Provincial Statute or Royal Charter to grant doctoral degrees; OR
 - b. A foreign college or university deemed to be equivalent to 1 (a) above by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service; AND
 2. Hold a graduate degree in psychology that meets the following criteria:
 - a. The program, wherever it may be administratively housed, must be clearly identified and labeled as a psychology program. Such a program must specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;
 - b. The psychology program must stand as a recognizable, coherent, organizational entity within the institution;
 - c. There must be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

- d. The program must consist of an integrated, organized sequence of study;
 - e. There must be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;
 - f. The designated director of the program must be a psychologist and a member of the core faculty;
 - g. The program must have an identifiable body of students who are matriculated in that program for a degree;
 - h. The program must include supervised practicum, internship, or field training appropriate to the practice of psychology;
 - i. The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;
 - j. The program includes an acceptable residency as defined by the Rules of the Commission.
3. Possess a current, full and unrestricted license to practice psychology in a Home State which is a Compact State;
 4. No history of adverse action that violate the Rules of the Commission;
 5. No criminal record history that violates the Rules of the Commission;
 6. Possess a current, active IPC;
 7. Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the Commission; and
 8. Meet other criteria as defined by the Rules of the Commission.

- C. A psychologist practicing into a Distant State under the Temporary Authorization to Practice shall practice within the scope of practice authorized by the Distant State.
- D. A psychologist practicing into a Distant State under the Temporary Authorization to Practice will be subject to the Distant State's authority and law. A Distant State may, in accordance with that state's due process law, limit or revoke a psychologist's Temporary Authorization to Practice in the Distant State and may take any other necessary actions under the Distant State's applicable law to protect the health and safety of the Distant State's citizens. If a Distant State takes action, the state shall promptly notify the Home State and the Commission.
- E. If a psychologist's license in any Home State, another Compact State, or any Temporary Authorization to Practice in any Distant State, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a Compact State under the Temporary Authorization to Practice.

ARTICLE VI

CONDITIONS OF TELEPSYCHOLOGY PRACTICE IN A RECEIVING STATE

- A. A psychologist may practice in a Receiving State under the Authority to Practice Interjurisdictional Telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate State Psychology Regulatory Authority, as defined in the Rules of the Commission, and under the following circumstances:
1. The psychologist initiates a client/patient contact in a Home State via telecommunications technologies with a client/patient in a Receiving State;
 2. Other conditions regarding telepsychology as determined by Rules promulgated by the Commission.

ARTICLE VII

ADVERSE ACTIONS

- A. A Home State shall have the power to impose adverse action against a psychologist's license issued by the Home State. A Distant State shall have the power to take adverse action on a psychologist's Temporary Authorization to Practice within that Distant State.
- B. A Receiving State may take adverse action on a psychologist's Authority to Practice Interjurisdictional Telepsychology within that Receiving State. A Home State may take adverse action against a psychologist based on an adverse action taken by a Distant State regarding temporary in-person, face-to-face practice.
- C. If a Home State takes adverse action against a psychologist's license, that psychologist's Authority to Practice Interjurisdictional Telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's Temporary Authorization to Practice is terminated and the IPC is revoked.
1. All Home State disciplinary orders which impose adverse action shall be reported to the Commission in accordance with the Rules promulgated by the Commission. A Compact State shall report adverse actions in accordance with the Rules of the Commission.
 2. In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the Rules of the Commission.
 3. Other actions may be imposed as determined by the Rules promulgated by the Commission.
- D. A Home State's Psychology Regulatory Authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a Receiving State as it would if such conduct had occurred by a licensee within the Home State. In such cases, the Home State's law shall control in determining any adverse action against a psychologist's license.

- E. A Distant State's Psychology Regulatory Authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under Temporary Authorization Practice which occurred in that Distant State as it would if such conduct had occurred by a licensee within the Home State. In such cases, Distant State's law shall control in determining any adverse action against a psychologist's Temporary Authorization to Practice.

- F. Nothing in this Compact shall override a Compact State's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the Compact State's law. Compact States must require psychologists who enter any alternative programs to not provide telepsychology services under the Authority to Practice Interjurisdictional Telepsychology or provide temporary psychological services under the Temporary Authorization to Practice in any other Compact State during the term of the alternative program.

- G. No other judicial or administrative remedies shall be available to a psychologist in the event a Compact State imposes an adverse action pursuant to subsection C, above.

ARTICLE VIII

ADDITIONAL AUTHORITIES INVESTED IN A COMPACT STATE'S PSYCHOLOGY REGULATORY AUTHORITY

- A. In addition to any other powers granted under state law, a Compact State's Psychology Regulatory Authority shall have the authority under this Compact to:
1. Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a Compact State's Psychology Regulatory Authority for the attendance and testimony of witnesses, and/or the production of evidence from another Compact State shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing State Psychology Regulatory Authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses and/or evidence are located; and
 2. Issue cease and desist and/or injunctive relief orders to revoke a psychologist's Authority to Practice Interjurisdictional Telepsychology and/or Temporary Authorization to Practice.
 3. During the course of any investigation, a psychologist may not change his/her Home State licensure. A Home State Psychology Regulatory Authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The Home State Psychology Regulatory Authority shall promptly report the conclusions of such investigations to the Commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his/her Home State licensure. The Commission shall promptly notify the new Home State of any such decisions as provided in the Rules of the Commission. All information provided to the Commission or distributed by Compact States pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or

disciplinary matters. The Commission may create additional rules for mandated or discretionary sharing of information by Compact States.

ARTICLE IX

COORDINATED LICENSURE INFORMATION SYSTEM

- A. The Commission shall provide for the development and maintenance of a Coordinated Licensure Information System (Coordinated Database) and reporting system containing licensure and disciplinary action information on all psychologists individuals to whom this Compact is applicable in all Compact States as defined by the Rules of the Commission.
- B. Notwithstanding any other provision of state law to the contrary, a Compact State shall submit a uniform data set to the Coordinated Database on all licensees as required by the Rules of the Commission, including:
1. Identifying information;
 2. Licensure data;
 3. Significant investigatory information;
 4. Adverse actions against a psychologist's license;
 5. An indicator that a psychologist's Authority to Practice Interjurisdictional Telepsychology and/or Temporary Authorization to Practice is revoked;
 6. Non-confidential information related to alternative program participation information;
 7. Any denial of application for licensure, and the reasons for such denial; and
 8. Other information which may facilitate the administration of this Compact, as determined by the Rules of the Commission.
- C. The Coordinated Database administrator shall promptly notify all Compact States of any adverse action taken against, or significant investigative information on, any licensee in a Compact State.

- D. Compact States reporting information to the Coordinated Database may designate information that may not be shared with the public without the express permission of the Compact State reporting the information.

- E. Any information submitted to the Coordinated Database that is subsequently required to be expunged by the law of the Compact State reporting the information shall be removed from the Coordinated Database.

ARTICLE X

ESTABLISHMENT OF THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT COMMISSION

- A. The Compact States hereby create and establish a joint public agency known as the Psychology Interjurisdictional Compact Commission.
1. The Commission is a body politic and an instrumentality of the Compact States.
 2. Venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.
 3. Nothing in this Compact shall be construed to be a waiver of sovereign immunity.
- B. Membership, Voting, and Meetings
1. The Commission shall consist of one voting representative appointed by each Compact State who shall serve as that state's Commissioner. The State Psychology Regulatory Authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the Compact State. This delegate shall be limited to:
 - a. Executive Director, Executive Secretary or similar executive;
 - b. Current member of the State Psychology Regulatory Authority of a Compact State;
OR
 - c. Designee empowered with the appropriate delegate authority to act on behalf of the Compact State.
 2. Any Commissioner may be removed or suspended from office as provided by the law of the state from which the Commissioner is appointed. Any vacancy occurring in

- the Commission shall be filled in accordance with the laws of the Compact State in which the vacancy exists.
3. Each Commissioner shall be entitled to one (1) vote with regard to the promulgation of Rules and creation of Bylaws and shall otherwise have an opportunity to participate in the business and affairs of the Commission. A Commissioner shall vote in person or by such other means as provided in the Bylaws. The Bylaws may provide for Commissioners' participation in meetings by telephone or other means of communication.
 4. The Commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the Bylaws.
 5. All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in Article XI.
 6. The Commission may convene in a closed, non-public meeting if the Commission must discuss:
 - a. Non-compliance of a Compact State with its obligations under the Compact;
 - b. The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the Commission's internal personnel practices and procedures;
 - c. Current, threatened, or reasonably anticipated litigation against the Commission;
 - d. Negotiation of contracts for the purchase or sale of goods, services or real estate;
 - e. Accusation against any person of a crime or formally censuring any person;
 - f. Disclosure of trade secrets or commercial or financial information which is privileged or confidential;
 - g. Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

- opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The Commission may meet in closed session only after a majority of the Commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the Commission must make public a copy of the vote to close the meeting revealing the vote of each Commissioner with no proxy votes allowed;
4. Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the Commission;
 5. Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the Commission. Notwithstanding any civil service or other similar law of any Compact State, the Bylaws shall exclusively govern the personnel policies and programs of the Commission;
 6. Promulgating a Code of Ethics to address permissible and prohibited activities of Commission members and employees;
 7. Providing a mechanism for concluding the operations of the Commission and the equitable disposition of any surplus funds that may exist after the termination of the Compact after the payment and/or reserving of all of its debts and obligations;
 8. The Commission shall publish its Bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the Compact States;
 9. The Commission shall maintain its financial records in accordance with the Bylaws;
and
 10. The Commission shall meet and take such actions as are consistent with the provisions of this Compact and the Bylaws.

D. The Commission shall have the following powers:

1. The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this Compact. The rule shall have the force and effect of law and shall be binding in all Compact States;
2. To bring and prosecute legal proceedings or actions in the name of the Commission, provided that the standing of any State Psychology Regulatory Authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;
3. To purchase and maintain insurance and bonds;
4. To borrow, accept or contract for services of personnel, including, but not limited to, employees of a Compact State;
5. To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the Compact, and to establish the Commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;
6. To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the Commission shall strive to avoid any appearance of impropriety and/or conflict of interest;
7. To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the Commission shall strive to avoid any appearance of impropriety;
8. To sell, convey, mortgage, pledge, lease, exchange, abandon or otherwise dispose of any property real, personal or mixed;
9. To establish a budget and make expenditures;
10. To borrow money;

11. To appoint committees, including advisory committees comprised of Members, State regulators, State legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this Compact and the Bylaws;
12. To provide and receive information from, and to cooperate with, law enforcement agencies;
13. To adopt and use an official seal; and
14. To perform such other functions as may be necessary or appropriate to achieve the purposes of this Compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

E. The Executive Board

The elected officers shall serve as the Executive Board, which shall have the power to act on behalf of the Commission according to the terms of this Compact.

1. The Executive Board shall be comprised of six members:
 - a. Five voting members who are elected from the current membership of the Commission by the Commission;
 - b. One ex-officio, nonvoting member from the recognized membership organization composed of State and Provincial Psychology Regulatory Authorities.
2. The ex-officio member must have served as staff or member on a State Psychology Regulatory Authority and will be selected by its respective organization.
3. The Commission may remove any member of the Executive Board as provided in Bylaws.
4. The Executive Board shall meet at least annually.
5. The Executive Board shall have the following duties and responsibilities:

- a. Recommend to the entire Commission changes to the Rules or Bylaws, changes to this Compact legislation, fees paid by Compact States such as annual dues, and any other applicable fees;
- b. Ensure Compact administration services are appropriately provided, contractual or otherwise;
- c. Prepare and recommend the budget;
- d. Maintain financial records on behalf of the Commission;
- e. Monitor Compact compliance of member states and provide compliance reports to the Commission;
- f. Establish additional committees as necessary; and
- g. Other duties as provided in Rules or Bylaws.

F. Financing of the Commission

1. The Commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.
2. The Commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.
3. The Commission may levy on and collect an annual assessment from each Compact State or impose fees on other parties to cover the cost of the operations and activities of the Commission and its staff which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Commission which shall promulgate a rule binding upon all Compact States.
4. The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Commission pledge the credit of any of the Compact States, except by and with the authority of the Compact State.

5. The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the audit and accounting procedures established under its Bylaws. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the Commission.

G. Qualified Immunity, Defense, and Indemnification

1. The members, officers, Executive Director, employees and representatives of the Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing in this paragraph shall be construed to protect any such person from suit and/or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.
2. The Commission shall defend any member, officer, Executive Director, employee or representative of the Commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of Commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.
3. The Commission shall indemnify and hold harmless any member, officer, Executive Director, employee or representative of the Commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of Commission

employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

ARTICLE XI
RULEMAKING

- A. The Commission shall exercise its rulemaking powers pursuant to the criteria set forth in this Article and the Rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.
- B. If a majority of the legislatures of the Compact States rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the Compact, then such rule shall have no further force and effect in any Compact State.
- C. Rules or amendments to the rules shall be adopted at a regular or special meeting of the Commission.
- D. Prior to promulgation and adoption of a final rule or Rules by the Commission, and at least sixty (60) days in advance of the meeting at which the rule will be considered and voted upon, the Commission shall file a Notice of Proposed Rulemaking:
 - 1. On the website of the Commission; and
 - 2. On the website of each Compact States' Psychology Regulatory Authority or the publication in which each state would otherwise publish proposed rules.
- E. The Notice of Proposed Rulemaking shall include:
 - 1. The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;
 - 2. The text of the proposed rule or amendment and the reason for the proposed rule;
 - 3. A request for comments on the proposed rule from any interested person; and
 - 4. The manner in which interested persons may submit notice to the Commission of their intention to attend the public hearing and any written comments.

- F. Prior to adoption of a proposed rule, the Commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.
- G. The Commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:
 - 1. At least twenty-five (25) persons who submit comments independently of each other;
 - 2. A governmental subdivision or agency; or
 - 3. A duly appointed person in an association that has having at least twenty-five (25) members.
- H. If a hearing is held on the proposed rule or amendment, the Commission shall publish the place, time, and date of the scheduled public hearing.
 - 1. All persons wishing to be heard at the hearing shall notify the Executive Director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.
 - 2. Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.
 - 3. No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subsection shall not preclude the Commission from making a transcript or recording of the hearing if it so chooses.
 - 4. Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.

- I. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments received.
- J. The Commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.
- K. If no written notice of intent to attend the public hearing by interested parties is received, the Commission may proceed with promulgation of the proposed rule without a public hearing.
- L. Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety (90) days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that must be adopted immediately in order to:
 - 1. Meet an imminent threat to public health, safety, or welfare;
 - 2. Prevent a loss of Commission or Compact State funds;
 - 3. Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
 - 4. Protect public health and safety.
- M. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty (30) days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

A challenge shall be made in writing, and delivered to the Chair of the Commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

ARTICLE XII

OVERSIGHT, DISPUTE RESOLUTION AND ENFORCEMENT

A. Oversight

1. The Executive, Legislative and Judicial branches of state government in each Compact State shall enforce this Compact and take all actions necessary and appropriate to effectuate the Compact's purposes and intent. The provisions of this Compact and the rules promulgated hereunder shall have standing as statutory law.
2. All courts shall take judicial notice of the Compact and the rules in any judicial or administrative proceeding in a Compact State pertaining to the subject matter of this Compact which may affect the powers, responsibilities or actions of the Commission.
3. The Commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the Commission shall render a judgment or order void as to the Commission, this Compact or promulgated rules.

B. Default, Technical Assistance, and Termination

1. If the Commission determines that a Compact State has defaulted in the performance of its obligations or responsibilities under this Compact or the promulgated rules, the Commission shall:
 - a. Provide written notice to the defaulting state and other Compact States of the nature of the default, the proposed means of remedying the default and/or any other action to be taken by the Commission; and
 - b. Provide remedial training and specific technical assistance regarding the default.

2. If a state in default fails to remedy the default, the defaulting state may be terminated from the Compact upon an affirmative vote of a majority of the Compact States, and all rights, privileges and benefits conferred by this Compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.
3. Termination of membership in the Compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the Commission to the Governor, the majority and minority leaders of the defaulting state's legislature, and each of the Compact States.
4. A Compact State which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.
5. The Commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the Compact, unless agreed upon in writing between the Commission and the defaulting state.
6. The defaulting state may appeal the action of the Commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the Compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

C. Dispute Resolution

1. Upon request by a Compact State, the Commission shall attempt to resolve disputes related to the Compact which arise among Compact States and between Compact and Non-Compact States.

2. The Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

D. Enforcement

1. The Commission, in the reasonable exercise of its discretion, shall enforce the provisions and Rules of this Compact.
2. By majority vote, the Commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the Compact has its principal offices against a Compact State in default to enforce compliance with the provisions of the Compact and its promulgated Rules and Bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.
3. The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or state law.

ARTICLE XIII

DATE OF IMPLEMENTATION OF THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT COMMISSION AND ASSOCIATED RULES, WITHDRAWAL, AND AMENDMENTS

- A. The Compact shall come into effect on the date on which the Compact is enacted into law in the seventh Compact State. The provisions which become effective at that time shall be limited to the powers granted to the Commission relating to assembly and the promulgation of rules. Thereafter, the Commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the Compact.
- B. Any state which joins the Compact subsequent to the Commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the Compact becomes law in that state. Any rule which has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that state.
- C. Any Compact State may withdraw from this Compact by enacting a statute repealing the same.
 - 1. A Compact State's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.
 - 2. Withdrawal shall not affect the continuing requirement of the withdrawing State's Psychology Regulatory Authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.
- D. Nothing contained in this Compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a Compact State and a Non-Compact State which does not conflict with the provisions of this Compact.

- E. This Compact may be amended by the Compact States. No amendment to this Compact shall become effective and binding upon any Compact State until it is enacted into the law of all Compact States.

ARTICLE XIV

CONSTRUCTION AND SEVERABILITY

This Compact shall be liberally construed so as to effectuate the purposes thereof. If this Compact shall be held contrary to the constitution of any state member thereto, the Compact shall remain in full force and effect as to the remaining Compact States.

PSYPACT BYLAWS

**PSYCHOLOGY INTERJURISDICTIONAL COMPACT (PSYPACT)
BYLAWS
(Adopted July 22, 2019;
Revised February 27, 2020 and November 19, 2020)**

ARTICLE I

NAME

The name of this organization is the Psychology Interjurisdictional Compact (PSYPACT) Commission, hereinafter referred to as the Commission.

ARTICLE II

COMMISSION PURPOSE

Pursuant to the terms of the Psychology Interjurisdictional Compact (“the Compact”), the Commission is established to fulfill the objectives of the Compact through a means of joint cooperative action among the Member States. The purpose of the Compact is to facilitate the interstate practice of telepsychology and the temporary in-person, face-to-face practice of psychology with the goal of improving access to mental health services in a manner that preserves the regulatory authority of each Member State to protect the public health and safety.

ARTICLE III

FUNCTIONS

In pursuit of the fundamental objectives set forth in the Compact, the Commission shall, as necessary or required, exercise all of the powers and fulfill all of the duties delegated to it by the Member States. The Commission’s activities shall include, but are not limited to, the following:

- A. Promulgation of binding rules and operating policies and procedures;
- B. Equitable distribution of the costs, benefits, and obligations of the Compact among the Member States;
- C. Enforcement of Commission Bylaws, Rules, and other Operating Policies and Procedures as established;
- D. Provision of dispute resolution;
- E. Coordination of training and education as it relates to the Compact; and
- F. Collection and dissemination of information concerning the activities of the Compact, as provided by the Compact, or as determined by the Commission to be warranted by, and consistent with, the objectives and provisions of the Compact.

ARTICLE IV

BYLAWS

As required by the Compact, these Bylaws shall govern the management and operations of the Commission. As adopted and subsequently amended, these Bylaws shall remain at all times subject to, and limited by, the terms of the Compact.

ARTICLE V

MEMBERSHIP

Section 1. Member State Representation

- A. The Commission Membership shall be comprised as provided by the Compact. Each Member State shall have and be limited to one (1) voting representative, selected by the State Psychology Regulatory Authority (Member Board) in the Member State, who shall be the Commissioner of the Member State.
- B. Each Member State shall appoint its Commissioner no later than 90 days after the effective date of the legislation.
- C. Each Member State shall forward the name of its Commissioner to the Commission staff within ten (10) business days of selecting a Commissioner. Member States should consider whether any real or potential conflict of interest exists when selecting their Commissioner.
- D. The Member Board of the member state shall provide notice to the Commission staff within ten (10) business days whenever a vacancy occurs.
- E. Commission staff shall promptly advise the Member Board of the Member State of the need to appoint a new Commissioner whenever a vacancy occurs.

Section 2. Non-Voting, Ex Officio Representation

- A. In addition to the Commissioner identified in Section 1.A. of this Article, the Commission Membership shall also be comprised of one representative appointed by the organization identified in Article X of the Compact. This individual shall be appointed by his/her respective organization and serve as an ex officio non-voting member.
- B. The organization identified in Article X of the compact shall forward the name of his/her appointed representative to the Commission staff within ten (10) business days of the appointment. The organization identified in Article X should consider whether any real or potential conflict of interest exists when selecting their appointed representative.
- C. The organization identified in Article X of the Compact shall provide reasonable notice to the Commission staff whenever a vacancy occurs.
- D. Commission staff shall promptly advise the appropriate staff of this organization identified in Article X of the need to appoint a new representative whenever vacancy occurs.

Section 3. Withdrawal of Membership in the Compact

A Member State may withdraw from the Commission by enacting legislation repealing the Compact language. As provided in the Compact, the withdrawal will not take effect until six (6) months after the enactment of the legislation repealing the Compact language.

ARTICLE VI

COMPACT COMMISSION, OFFICERS, AND EXECUTIVE BOARD

Section 1. Officers

The Officers of the Commission shall be the Chair, Vice Chair, and Treasurer. The officers shall be duly appointed Commissioners from Member States.

Section 2. Executive Board

The Executive Board will consist of the Officers of the Commission, two At Large Members, one ex officio non-voting member selected by and representing the organization listed in Article X of the Compact, as identified in Rules. The At Large Members shall be duly appointed Commissioners from Member States.

A majority of the voting members of the Executive Board will constitute a quorum. The Executive Board has the power to act on behalf of the Commission according to the terms of the Compact.

Section 3. Election and Succession of the Executive Board

- A. Members of the Executive Board will be elected for a term of two (2) years or until their successors are elected and assume office.
- B. Members of the Executive Board cannot serve more than two (2) consecutive full terms in the same office.
- C. Elections for the Chair, Treasurer, and 1 At Large Member positions shall occur at the annual meeting in odd-numbered years.
- D. Elections for the Vice Chair and 1 At Large member positions shall occur at the annual meeting in even-numbered years. The individuals elected to these positions at the first annual meeting in November 2020 shall serve until the annual meeting in November 2022.
- E. Members of the Executive Board will assume office at the close of the annual meeting at which the individuals are elected.
- F. Members of the Executive Board so elected shall serve without compensation or remuneration, except as provided by the Compact.

Section 4. Duties of the Officers and At Large Members of the Executive Board

The Commission's officers shall perform all duties of their respective offices as the compact and these Bylaws provide. Their duties shall include but are not limited to the following:

A. Chair

The Chair shall call and preside at Commission and Executive Director meetings; prepare agendas for the meetings; act on Commission's behalf between Commission meetings; review minutes from meetings.

B. Vice Chair

The Vice Chair shall perform the Chair duties in their absence or at the Chair's direction. In the event of a vacancy in the Chair's office, the Vice Chair shall serve until the Commission elects a new Chair.

C. Treasurer

The Treasurer, with the assistance of the Executive Director of the Compact, shall monitor the Commission's fiscal policies and procedures. If the Commission does not have an Executive Director of the Compact, the Treasurer will also serve as secretary and perform the duties of the secretary.

The Executive Board shall:

Administer the affairs of the Commission in a manner consistent with the Bylaws and purpose of the Commission:

1. Propose budgets, provide fiscal oversight and provide for an annual fiscal review;
2. Propose policies and procedures for consideration by the Commission;
3. Contract for services and monitor contract compliance;
4. Monitor and enforce member compliance with the Compact;
5. Propose standing and ad hoc committees.
6. Approve and maintain its minutes;
7. Perform such other functions as are necessary or appropriate to carry out the purpose of the Commission.

Section 5. Removal from Office

A. Member of the Executive Board

1. The Executive Board may, by a vote of two-thirds (2/3rds) of the membership of the Executive Board, decide that a member of the Executive Board: has a conflict of interest; has become incapacitated and unable to fulfill his/her duties; or has engaged in conduct constituting cause. In that event, the Executive Board member will be removed or, in the case of conflict of interest, resolve the conflict of interest to the satisfaction of the Executive Board. The affected Executive Board member will not vote on, and may be excluded from the discussion of, the issues. The decision of the Executive Board is final.
2. A member of the Executive Board may be removed from office for cause by a two-thirds (2/3rds) vote of the Commissioners voting at any meeting of the Commission. Cause is defined as conduct that is or could be detrimental to the good name of the organization, potentially or actually disturbs its wellbeing or potentially or actually hampers its work.
3. The removal of a member of the Executive Board in accordance with this section of the Bylaws does not impact that individual's status as the Commissioner from the

Member State or as the ex officio non-voting member appointed by one of the organizations identified Article X of the Compact.

B. Member State Commissioner

The Commissioner from a Member State may be removed or suspended from office as provided by the law in that Member State.

Section 6. Vacancies in Office

A. Chair

The Vice Chair will fill a vacancy occurring in the office of Chair for the remainder of the unexpired term.

B. Vice Chair or Treasurer

A vacancy occurring in the position of Vice Chair or Treasurer between meetings of the Commission may be filled by appointment by the Executive Board. The appointee will serve for the remainder of the unexpired term.

C. At Large Members

A vacancy occurring in the position of At Large Member between meetings of the Commission may be filled by appointment by the Executive Board. The appointee will serve for the remainder of the unexpired term.

D. Vacancy Due to Election

If a vacancy occurs on the Executive Board as a result of an election, a second election shall be required. All candidates who were slated for any position on the Executive Board and were not elected in the first election will be slated in the second election unless they have indicated otherwise.

Section 7. Conduct of Business of the Executive Board

A. Public Notice of Meetings

1. The Executive Board shall meet at least once each calendar year at a time and place to be determined by the Executive Board.
2. Additional meetings may be scheduled at the discretion of the Chair, or may be called upon the request of a majority of the Executive Board.
3. Notice of meetings shall be made at least thirty (30) days before the scheduled meeting date. The meeting notice shall be published on the Commission's website and sent to the board administrator of the Member Board in all Member States.
4. The meeting agenda, including meeting start time and telecommunications information, shall be published on the Commission's website and sent to the board administrator of the Member Board in all Member States no later than seven (7) days before the meeting date. Additional agenda items requiring Executive Board action may not be added to the final agenda, except by an affirmative vote of a majority of the Executive Board.
5. If a special meeting is called, the notice shall be made at least twenty-four (24) hours before the scheduled meeting. The notice shall include the topic(s) that will be discussed at the special meeting. No additional agenda items may be added to the agenda. The notice of a special meeting shall be published on the Commission's website and sent to the board administrator of the Member Board in all Member States.

B. Closed Session and Up for Discussion

1. Except as provided for in the Compact, all meetings of the Executive Board are open to the public. The Executive Board may meet in closed session only after a majority of the Executive Board votes to convene in a closed, non-public meeting. The vote to convene in a closed session must be done by a roll call vote that reveals the vote of each member of the Executive Board.
2. As authorized in Article X.B.6 of the Compact the Executive Board may convene in a closed, non-public meeting for ten (10) reasons. The Commission's legal counsel or designee will certify which of the ten (10) reasons for which the meeting, or portions of the meeting, is being closed.

Section 8. Compact Commission

The Psychology Interjurisdictional Compact Commission is a joint public agency created and established by the Member States. A majority of the Commission will constitute a quorum.

Section 9. Duties of the Compact Commission Commissioners

- A. Represent their Member State in all meetings of the Commission.
- B. Attend the annual meeting of the Commission and any other meetings of the Commission.
- C. Participate in the business and affairs of the Commission.
- D. Vote on the promulgation of Rules and creation of Bylaws.

Section 10. Conduct of Business of the Compact Commission

A. Public Notice of Meetings

1. The Commission shall meet at least once each calendar year at a time and place to be determined by the Commission.
2. Additional meetings may be scheduled at the discretion of the Chair and must be called upon the request of a majority of the Commission.
3. Notice of meetings shall be made at least thirty (30) days before the scheduled meeting date. The meeting notice shall be published on the Commission's website and sent to the board administrator of the Member Board in all Member States.
4. The meeting agenda, including meeting start time and telecommunications information, shall be published on the Commission's website and sent to the Board administrator of the Member Board in all Member States no later than seven (7) days before the meeting date. Additional agenda items requiring Commission action may not be added to the final agenda, except by an affirmative vote of a majority of the Commission.
5. If a special meeting is called, the notice shall be made at least twenty-four (24) hours before the scheduled meeting. The notice shall include the topic(s) that will be discussed at the special meeting. No additional agenda items may be added to the agenda. The notice of a special meeting shall be published on the Commission's website and sent to the board administrator of the Member Board in all Member States.

B. Notice of Proposed Rulemaking

1. Notice of Proposed Rulemaking shall be made at least sixty (60) days before a meeting at which the Commission reviews and plans to adopt, amend, or rescind a rule.

2. The meeting notice shall be published on the Commission’s website and sent to the Member Board in all Member States for publishing on the board’s website.
3. The meeting notice shall include information about the meeting time and location, the text of the proposed changes, and the mechanism and timeframe in which interested parties may indicate intention to attend the public meeting and/or submit written comments on the proposed changes.
4. The Commission may proceed with the proposed changes without a public hearing if no written notice of intent to attend by interested parties is timely received.
5. The Commission must hold a public hearing if it is requested in the manner outlined in Article XI of the Compact.

C. Closed Session

1. Except as provided for in the Compact, all meetings of the Commission are open to the public.
2. As authorized in as authorized in Article X.B.6 of the Compact, a closed, non-public meeting may be convened. The Commission’s legal counsel or designee will certify which of the ten (10) reasons for which the meeting is being closed.
3. The Commission may meet in closed session only after a majority of the Commission votes to convene in a closed, non-public meeting.

D. Rights and Privileges of Individuals Other than Commissioners and Non-Commissioners

1. Adding Item to the Agenda
Upon written request to the Commission at least ten (10) business days prior to the meeting date, any person who desires to add an item to the agenda and present a statement shall be afforded an opportunity to present an oral statement to the Commission at an open meeting. If the request is not made at least ten (10) business days prior to the meeting date, the Chair will determine whether to add the item to the agenda.
2. Speaking During a Public Meeting
Non-Commissioners may attend Commission meetings and speak during the public comment period.
3. At the discretion of the Chair, consultants, staff, resource individuals, or other guests may speak to address an issue on the agenda, other than the situations identified in Article X of this Article of the Bylaws.
4. The Chair may limit the time and manner of any statements from non-commissioners at any open meeting.
5. Nothing in this Section of the Bylaws shall apply to public rules hearings held in accordance with Article X of the Compact.

E. Conduct of Business by Mail or Electronically

1. When business is conducted by telecommunications, all members must be notified in advance. Commission staff will establish an electronic mechanism for Commissioners to participate in the meeting.
2. If a Commissioner is unable to attend an in-person meeting of the Commission, the Member States must notify Commission staff at least ten (10) business days prior to the date of the meeting to allow sufficient time for Commission staff to establish an electronic mechanism for the Commissioner to participate in the meeting.

3. For ballot votes, the Commissioner will electronically submit his or her vote to Commission staff. For voice votes, the Commissioner will vote via phone.

F. Duties of the Commission

1. Adopt changes to the Rules or Bylaws.
2. Adopt in rule the fees/dues to be paid by Member States.
3. Adopt the budget based on the recommendation from the Executive Board.
4. Enter into contracts for the provision of personnel and other administrative services.
5. Enforce Member State compliance with the terms of the Compact, including these Bylaws and Rules adopted by the Commission.
6. Perform any other necessary or appropriate duties authorized by the Compact.

Section 11. Conflict of Interest

The Commission shall adopt a conflict of interest policy that addresses how to resolve potential conflicts of interest.

ARTICLE VII

COMMITTEES AND TASK FORCES

Section 1. Standing Committees of the Commission

The Commission shall establish committees, as it deems necessary, to carry out its objective which shall include, but not be limited, to:

A. Executive Board

An Executive Board shall be established as a standing committee which shall be comprised of the officers of the Commission as well as those members specified in Article X of the Compact.

B. Rules Committee

A Rules Committee shall be established as a standing committee to develop uniform Compact rules for consideration by the Commission and subsequent implementation by the states and to review existing rules and recommend necessary changes to the Commission for consideration.

C. Compliance Committee

The Compliance Committee shall be established as a standing committee responsible for administering the provisions of the Compact related to compliance and enforcement.

D. Finance Committee

The Finance Committee shall be established as a standing committee to audit needs, finances, develop state-specific materials, etc.

E. Training and Public Relations Committee

The Training and Public Relations Committee shall be established as a standing committee to administer training and public relations on behalf of the Commission.

F. Elections Committee

An Elections Committee shall be established as a standing committee to:

1. Inform the Commission on the responsibilities of the office;
2. Encourage participation by the Commissioners in the elections process;

3. Announce nominations deadline and anticipated vacancies of the Executive Director of the Commission;
4. Communicate with incumbents to determine if they wish to run for re-election;
5. Accept qualified nominees and prepare a slate of candidates for the election of the officers or members at large of the Executive Director;
6. Present a list of candidates to the Commission including the terms of office expiration dates; and
7. Tally/verify the election results and report to the Commission.

G. Requirements Review Committee

A Requirements Review Committee shall be established as a standing committee to review of denials for authorization, review ongoing standards for reasonableness and interface with Association and Provincial Psychology Boards regarding E.Passport and Interjurisdictional Practice Certificate Requirements as needed.

The composition, procedures, duties, budget and tenure of all committees shall be determined by the Commission. The Commission may dissolve any committee it determines is no longer needed.

ARTICLE VIII

COMMISSION PERSONNEL

Section 1. Commission Staff

The Executive Board may engage in services provided by an Executive Director, who shall serve at the pleasure of the Executive Board. The Executive Director shall hire and supervise such other staff as may be needed.

Section 2. Duties of the Executive Director

As the Commission's principal administrator, the Executive Director shall also perform such other duties as may be delegated by the Commission or required by the Compact and the Bylaws, including, but not limited to, the following:

- A. Serve at its discretion and act as Secretary to the Commission, but shall not be a Member of the Commission;
- B. Establish and manage the Commission's office or offices as determined by the Commission;
- C. Recommend general policies and program initiatives for the Commission's consideration;
- D. Recommend for the Commission's consideration administrative personnel policies governing the recruitment, hiring, management, compensation, and dismissal of Commission staff;
- E. Implement and monitor administration of all policies, programs, and initiatives adopted by the Commission;
- F. Prepare draft annual budgets for the Commission's consideration;
- G. Monitor the Commission's financial performance for compliance with approved budgets and policies, and maintain accurate records of the Commission's financial account(s);
- H. Execute contracts on behalf of the Commission as directed;

- I. Receive service of process on behalf of the Commission;
- J. Prepare and disseminate all required reports and notices directed by the Commission;
- K. Assist the members of the Executive Director in the performance of its duties;
- L. Speak on behalf and represent the Commission;
- M. In collaboration with legal counsel, ensure the legal integrity of the Commission and
- N. Report about policy, regulatory, political, legal or other developments of relevance to the Commission's operation.

ARTICLE IX

QUALIFIED IMMUNITY, DEFENSE, AND INDEMNIFICATION

Section 1. Immunity

The Commission, its Members, officers, Executive Director, and employees shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused or arising out of or relating to any actual or alleged act, error, or omission that occurred, or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided, that any such person shall not be protected from suit or liability, or both, for any damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of any such person.

Section 2. Defense

Subject to the provisions of the Compact and Rules promulgated thereunder, the Commission shall defend the Commissioner of a Member State, his or her representatives or employees, or the Commission, and its representatives or employees in any civil action seeking to impose liability against such person arising out of or relating to any actual or alleged act, error or omission that occurred within the scope of Commission employment, duties, or responsibilities or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided, that the actual or alleged act, error, or omission did not result from gross negligence or intentional wrongdoing on the part of such person.

Section 3. Indemnification

The Commission shall indemnify and hold the Commissioner of a Member State, his or her representatives or employees, or the Commission, and its representatives or employees, harmless in the amount of any settlement or judgement obtained against such person arising out of or relating to any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided, that the actual or alleged act, error, or omission did not result from gross negligence or intentional wrongdoing on the part if such person.

ARTICLE X

FINANCE

Section 1. Fiscal Year

The Fiscal Year of the Commission shall be January 1 through December 31.

Section 2. Budget

The Commission shall operate on an annual budget cycle and shall, in any given year, adopt budgets for the following fiscal year or years only after notice and comment as provided by the Compact.

Section 3. Dues

Each Member State shall pay an annual assessment in accordance with Article X of the Compact. The amount of the annual assessment will be specified in the Rules adopted by the Commission and shall be sent timely to be received no later than ninety (90) days after the start of the fiscal year. A Member State will be ineligible to vote on any matter that come before the Commission if the annual assessment is not received within the 90-day timeframe. Voting rights will be restored once the Member State pays the annual assessment. If the assessment is not paid within six (6) months after the start of the fiscal year, the Commission will take appropriate enforcement action in accordance with the Rules adopted by the Commission.

Section 4. Authority to Expend and Disperse Money

No Commissioner or employee of the Commission will have the right or authority to expend any money of the Commission, to incur any liability in its behalf, or to make any commitment which binds the Commission to any expense or financial liability, unless such expenditure, liability, or commitment has been incorporated in the budget or the Executive board has made an appropriation or has approved a policy to pay same. The Commission may assume debt as a means of financing operations, including credit facilities such as a line of credit. The Commission shall monitor its own and its committees' affairs for compliance with all provisions of the Compact, its Rules, and these Bylaws governing the incursion of debt and the pledging of credit.

Section 5. Accounting and Audit

The financial records of the Commission will be audited annually by an independent certified public accountant. The audit report will be presented to the Executive Board when the report is received and to the full Commission at the Commission's annual meeting. The report shall also be made available to the public and shall be included in and become part of the annual report to the Governors, legislatures, and judiciary of the Member States.

The Commission's internal accounts, any workpapers related to any internal audit, and any workpapers related the independent audit shall be confidential; provided, that such materials shall be available: (1) in compliance with the order of any court of competent jurisdiction; (2) pursuant to such reasonable Rules as the Commission shall promulgate; and (3) to any Commissioner of a Member State, or their duty authorized representatives.

Section 6. Travel Reimbursements.

Subject to the availability of budgeted funds and unless otherwise provided by the Commission, Commissioners may be reimbursed for any actual and necessary expenses incurred pursuant to their attendance at all duly convened meetings of the Commission, its committees as provided by the Compact, or the Executive Board.

ARTICLE XI

WITHDRAWAL, DEFAULT, AND TERMINATION

Member States may withdraw from the Compact only as provided by the Compact. The Commission may suspend and/or terminate a Member State as provided by the Compact.

ARTICLE XII

PARLIAMENTARY AUTHORITY

Matters of parliamentary procedure not covered by these Bylaws shall be governed by the current edition of Robert's Rules of Order.

ARTICLE XIII

ADOPTION AND AMENDMENT OF BYLAWS

Any Bylaws may be adopted, amended, or repealed by a majority vote of the Commission, provided that written notice and the full text of the proposed action is provided to all Commissioners of member States at least thirty (30) days prior to the meeting at which the action is to be considered. Failing the required notice, a two-third (2/3rds) vote of the Commissioners of Member States shall be required for such action.

ARTICLE XIV

DISSOLUTION OF THE COMPACT

The Compact shall dissolve effective upon the date of the withdrawal or the termination by default of a Member State which reduces Membership in the Compact to one Member State as provided by the Compact.

Upon dissolution of the Compact, the Compact becomes null and void and shall be of no further force or effect, and the business and affairs of the Commission shall be concluded in an orderly manner and according to applicable law.

ARTICLE XV

**AFFILIATION WITH THE ASSOCIATION OF STATE AND PROVINCIAL
PSYCHOLOGY BOARDS**

The Commission shall be affiliated with and supported by the Association of State and Provincial Psychology Boards (ASPPB). The Commission shall negotiate payment for secretariat services by the ASPPB. Payment for the secretariat services shall be made from the funds collected by the Commission.

PSYPACT RULES

Psychology Interjurisdictional Compact (PSYPACT)
Psychology Interjurisdictional Compact Commission

Title of Rule: Rule on Rulemaking
Drafted: July 22, 2019
Effective: October 9, 2019
Amended:
History for Rule: Introduced at public meeting on July 22, 2019
Public hearing October 9, 2019
Revisions introduced at public meeting on November 21-22, 2019

Section 1: Purpose and Authority

Authority: Article I: Purpose
Article X: Establishment of the Psychology Interjurisdictional Compact Commission
Article XI: Rulemaking

1.0 Purpose: **Pursuant to Article I**, the Psychology Interjurisdictional Compact is intended to regulate the day to day practice of telepsychology and the temporary in-person, face-to-face practice of psychology.
Pursuant to Article XI, the Psychology Interjurisdictional Compact Commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of the Psychology Interjurisdictional Compact (PSYPACT). The rule will become effective upon passage by the Psychology Interjurisdictional Compact Commission.

1.1 Definition(s): (A) **“Commission”** means: the national administrative body of which all states that have enacted the Compact are members.
(B) **“Compact”** means: Psychology Interjurisdictional Compact (PSYPACT).
(C) **“Compact State”** means: a state, the District of Columbia, or United States territory that has enacted this Compact legislation and which has not withdrawn pursuant to Article XIII, Section C or has been terminated pursuant to Article XII, Section B. For purposes of this Compact, Compact State and Member State may be used interchangeably.
(D) **“Commissioner”** means: the appointed delegate from each state as described in Article X.B.1. of the Compact.

(E) “Rule” means: a written statement by the Psychology Interjurisdictional Compact Commission promulgated pursuant to Article XI of this Compact that is of general applicability; implements, interprets, or prescribes a policy or provision of the Compact; or is an organizational, procedural, or practice requirement of the Commission and has the force and effect of statutory law in a member state and includes the amendment, repeal, or suspension of an existing rule.

(F) “State” means: any state, commonwealth, territory, or possession of the United States, the District of Columbia.

1.2 Proposed Rules or Amendments: Rules shall be adopted by majority vote of the members of the Commission in the following manner:

(A) Proposed new rules and amendments to existing rules shall be submitted to the Commission office for referral to the Rules Committee as follows:

- (1) Any Commissioner may submit a proposed rule or rule amendment for referral to the Rules Committee during the next scheduled Commission meeting.
- (2) Standing committees of the Commission may propose rules or rule amendments by majority vote of that committee.
- (3) The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule or rule amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of 30 days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the Chair of the Commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

1.3 The Rules Committee: The Rules Committee shall prepare a draft of all proposed rules and/or amendments and provide the draft to all Commissioners for review and comments. Based on the comments made by the Commissioners, the Rules Committee shall prepare a final draft of the proposed rule(s) or amendment(s) for consideration by the Commission not later than 30 days prior to the next Commission meeting.

1.4 Prior to Promulgation and Adoption of a Final Rule: In accordance with Article XI of the Compact, the Commission shall publish the text of the proposed rule(s) or rule amendment(s) prepared by the Rules Committee not later than 60 days prior to the meeting at which the vote is scheduled, on the official web site of the Commission and on the website of each Compact States’ Psychology Regulatory Authority or publication in which each state would otherwise publish proposed rules. All written comments received by the Rules Committee on proposed rules shall be posted on the Commission’s website upon receipt. In addition to the text of the

proposed rule(s) or amendment(s), the reason for the proposed rule(s) or amendment(s) shall be provided.

1.5 Each Posting for Public Comment of Rule or Amendment shall State:

- (A) The proposed time, date and location of the scheduled public meeting;
- (B) The manner in which interested persons may submit notice to the Commission of their intention to attend the public meeting and any written comments; and
- (C) The name, position, physical and electronic mail address, telephone, and, telefax number of the person to whom interested persons may respond with notice of their attendance and written comments.

1.6 Public Hearings: Every public hearing shall be conducted in a manner guaranteeing each person who wishes to comment a fair and reasonable opportunity to comment. In accordance with Article XI H. of the Compact, specifically:

- (A) If a hearing is held on the proposed rule(s) or amendment(s), the Commission shall publish the place, time, and date of the scheduled public hearing.
- (B) All persons wishing to be heard at the hearing shall notify the Executive Director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.
- (C) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.
- (D) No transcript of the public hearing is required, unless a written request for a transcript is made; in which case the person or entity making the request shall pay for the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subsection shall not preclude the Commission from making a transcript or recording of the public hearing.
- (E) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.
- (F) Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments as received.
- (G) The Commission shall, by majority vote of a quorum of the Commissioners, take final action on the proposed rule(s) and amendment(s) and shall determine the effective date of the rule(s) or amendment(s), if any, based on the rulemaking record and the full text of the rule(s) or amendment(s).

1.7 Status of Rules upon Adoption of Compact Additional Member States: Any state that joins the Compact subsequent to the Commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the Compact becomes law in that state. Any rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that state.

1.8 Emergency Rulemaking: Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule that shall become effective immediately upon adoption, provided that the usual rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, no later than 90 days after the effective date of the rule. An emergency rule is one that must be made effective immediately in order to:

- (A) Meet an imminent threat to public health, safety, or welfare;
- (B) Prevent a loss of federal or state funds;
- (C) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
- (D) Protect public health and safety.

1.9 Purpose and Authority: These rules are promulgated by the Commission pursuant to the Compact. These rules shall become effective upon adoption by the Commission. Nothing in the Compact or these rules authorizes a psychologist to practice in a non-member state.

1.10 Publication of Rules. A copy of the Commission's current rules shall be available on its website.

Italicized definitions are mirrored directly from the PSYPACT Compact Language.

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3

4 **Title of Rule:** Definitions

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on November 21-22, 2019

9 Public hearing February 27, 2020

10

11

12 **Section 2:** Definitions

13 **Authority:** Article II: Definitions

14 **2.0 Purpose:** Pursuant to Article II and for the purpose of the rules adopted by the

15 PSYPACT Commission, the following definitions shall apply. Terms not

16 specifically defined in these Rules shall have the definition as set forth in

17 the Compact. In an event of a conflict with definitions found elsewhere in

18 these Rules, definitions found in Section 2.1 shall control and prevail.

19 **2.1 Definition(s):**

- 20 (A) **“Adverse Action”** means: any action taken by a State Psychology Regulatory
- 21 Authority which finds a violation of a statute or regulation that is identified by the
- 22 State Psychology Regulatory Authority as discipline and is a matter of public record.
- 23 (B) **“Alternative Program”** means: any non-disciplinary monitoring program intended to
- 24 remediate the licensee that is not a matter of public record and to which a State
- 25 Psychology Regulatory Authority refers a licensee, or of which the State Psychology
- 26 Regulatory Authority is aware of the licensee’s participation.
- 27 (C) **“Association of State and Provincial Psychology Boards (ASPPB)”** means: the
- 28 recognized membership organization composed of State and Provincial Psychology
- 29 Regulatory Authorities responsible for the licensure and registration of psychologists
- 30 throughout the United States and Canada.
- 31 (D) **“Authority to Practice Interjurisdictional Telepsychology”** means: a licensed
- 32 psychologist’s Authority to Practice Telepsychology, within the limits authorized
- 33 under this Compact, in another Compact State. This Authority to Practice
- 34 Interjurisdictional Telepsychology is deemed valid until the psychologist is no longer
- 35 eligible under the Compact Statute and/or the Rules and/or Policies established by the
- 36 Commission.

- 37 (E) **“Authorization Holder”** means: a licensed psychologist who has been granted
38 Authority to Practice Interjurisdictional Telepsychology or Temporary Authorization
39 to Practice under this Compact.
- 40 (F) **“Bylaws”** means: those Bylaws established by the Psychology Interjurisdictional
41 Compact Commission pursuant to Article X for its governance, or for directing and
42 controlling its actions and conduct.
- 43 (G) **“Client/Patient”** means: the recipient of psychological services, whether
44 psychological services are delivered in the context of healthcare, corporate,
45 supervision, and/or consulting services.
- 46 (H) **“Commissioner”** means: the voting representative appointed by each State
47 Psychology Regulatory Authority pursuant in Article X.
- 48 (I) **“Compact State”** means: a state, the District of Columbia, or United States territory
49 that has enacted this Compact legislation and which has not withdrawn pursuant to
50 Article XIII, Section C or been terminated pursuant to Article XII, Section B. For
51 purposes of this Compact, Compact State and Member State may be used
52 interchangeably.
- 53 (J) **“Coordinated Licensure Information System”** also referred to as “Coordinated
54 Database” means: an integrated process for collecting, storing, and sharing
55 information on psychologists’ licensure and enforcement activities related to
56 psychology licensure laws, which is administered by the recognized membership
57 organization composed of State and Provincial Psychology Regulatory Authorities.
- 58 (K) **“Confidentiality”** means: the principle that data or information is not made available
59 or disclosed to unauthorized persons and/or processes.
- 60 (L) **“Day”** means: any part of a day in which psychological work is performed.
- 61 (M) **“Distant State”** means: the Compact State where a psychologist is physically present
62 (not through the use of telecommunications technologies), to provide temporary in-
63 person, face-to-face psychological services.
- 64 (N) **“Encumbrance”** means: any action taken by the State Psychology Regulatory
65 Authority that limits the practice or work of a psychologist. An encumbrance may be
66 disciplinary or non-disciplinary in nature.
- 67 (O) **“E. Passport”** means: a certificate issued by the Association of State and Provincial
68 Psychology Boards (ASPPB) that promotes the standardization in the criteria of
69 interjurisdictional telepsychology practice and facilitates the process for licensed
70 psychologists to provide telepsychological services across state lines.
- 71 (P) **“Executive Board”** means: a group of directors elected or appointed to act on behalf
72 of, and within the powers granted to them by, the Commission.
- 73 (Q) **“Ex-Officio Member”** means: the non-voting representative from the membership
74 organization composed of State and Provincial Psychology Regulatory Authorities.
75 The Ex-Officio Member serves on the Commission Executive Board.
- 76 (R) **“Graduate Degree”** means: for the purpose of this Compact, a doctoral degree.
- 77 (S) **“Home of Record”** means: for the purpose of this Compact, the active duty military
78 personnel’s or spouse’s state of legal residence on record with the military.
- 79 (T) **“Home State”** means: a Compact State where a psychologist is licensed to practice
80 psychology. If the psychologist is licensed in more than one Compact State and is
81 practicing under the Authorization to Practice Interjurisdictional Telepsychology, the
82 Home State is the Compact State where the psychologist is physically present when the

- 83 *telepsychological services are delivered. If the psychologist is licensed in more than*
84 *one Compact State and is practicing under the Temporary Authorization to Practice,*
85 *the Home State is any Compact State where the psychologist is licensed.*
- 86 (U) **“Identity History Summary”** means: a summary of information retained by the FBI,
87 or other designee with similar authority, in connection with arrests and, in some
88 instances, federal employment, naturalization, or military services.
- 89 (V) **“In-Person, Face-to-Face”** means: interactions in which the psychologist and the
90 client/patient are in the same physical space and which does not include interactions
91 that may occur through the use of telecommunication technologies.
- 92 (W) **“Interjurisdictional Practice Certificate (IPC)”** means: a certificate issued by the
93 Association of State and Provincial Psychology Boards (ASPPB) that grants
94 temporary authority to practice based on notification to the State Psychology
95 Regulatory Authority of intention to practice temporarily, and verification of one’s
96 qualifications for such practice.
- 97 (X) **“License”** means: authorization by a State and Psychology Regulatory Authority to
98 engage in the independent practice of psychology, which would be unlawful without
99 the authorization.
- 100 (Y) **“Non-Compact State”** means: any State which is not at the time a Compact State.
- 101 (Z) **“Permanent Change of Station” or “PCS”** means: the state of the duty station noted
102 in the active duty military personnel’s PCS orders.
- 103 (AA) **“Psychologist”** means: an individual licensed for the independent practice of
104 psychology.
- 105 (BB) **“Psychology Interjurisdictional Compact Commission”** also referred to as
106 “Commission” means: the national administration of which all Compact States are
107 members.
- 108 (CC) **“Receiving State”** means: a Compact State where the client/patient is physically
109 located when the telepsychological services are delivered.
- 110 (DD) **“Rule”** means: a written statement by the Psychology Interjurisdictional Compact
111 Commission promulgated pursuant to Section XI of the Compact that is of general
112 applicability, implements, interprets, or prescribes a policy or provision of the
113 Compact, or an organizational, procedural, or practice requirement of the
114 Commission and has the force and effect of statutory law in a Compact State, and
115 includes the amendment, repeal or suspension of an existing rule.
- 116 (EE) **“Significant Investigatory Information”** means:
117 1. Investigative information that a State Psychology Regulatory Authority, after a
118 preliminary inquiry that includes notification and an opportunity to respond if
119 required by state law, has reason to believe, if proven true, would indicate more than a
120 violation of state statute or ethics code that would be considered more substantial than
121 minor infraction; or
122 2. Investigate information that indicates that the psychologist represents an immediate
123 threat to public health and safety regardless of whether the psychologist has been
124 notified and/or had an opportunity to respond.
- 125 (FF) **“State”** means: a state, commonwealth, territory, or possession of the United States,
126 the District of Columbia.
- 127 (GG) **“State of Current Residence”** means: the state in which the active duty military
128 personnel or spouse is currently physically residing.

- 129 (HH) *“State Psychology Regulatory Authority” means: the Board, office or other agency*
130 *with the legislative mandate to license and regulate the practice of psychology.*
- 131 (II) *“Telepsychology” means: the provision of psychological services using*
132 *telecommunications technologies.*
- 133 (JJ) **“Temporary Authorization to Practice”** means: a licensed psychologist’s authority
134 to conduct temporary in-person, face-to-face practice, within the limits authorized
135 under this Compact, in another Compact State. This Temporary Authorization to
136 Practice is deemed valid until the psychologist is no longer eligible under the Compact
137 Statute and/or the Rules and/or Policies established by the Commission.
- 138 (KK) **“Temporary In-Person, Face-to-Face Practice”** means: where a psychologist is
139 physically present (not through the use of telecommunications technologies), in the
140 Distant State to provide for the practice of psychology for 30 days within a calendar
141 year and based on notification to the Distant State.

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Italicized definitions are mirrored directly from the PSYPACT Compact Language.

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3

4 **Title of Rule:** Compact Privilege to Practice Telepsychology

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on November 21-22, 2019

9 Public hearing February 27, 2020

10

11

12 **Section 4:** Compact Privilege to Practice Telepsychology

13 **Authority:** Article IV: Compact Privilege to Practice Telepsychology

14 Article II: Definitions

15 Article III: Home State Licensure

16

17 **4.0 Purpose:** Pursuant to Article IV, the Compact State shall recognize the right of a

18 psychologist to practice telepsychology in other Compact States under the

19 Authority to Practice Interjurisdictional Telepsychology as provided in the

20 Compact and further defined in these Rules.

21 **4.1 Definition(s):** (A) *“Association of State and Provincial Psychology Boards (ASPPB)”*

22 *means: the recognized membership organization composed of State and*

23 *Provincial Psychology Regulatory Authorities responsible for the*

24 *licensure and registration of psychologists throughout the United States*

25 *and Canada.*

26 (B) **“Authority to Practice Interjurisdictional Telepsychology”** means:

27 a licensed psychologist’s Authority to Practice Telepsychology, within the

28 limits authorized under this Compact, in another Compact State. This

29 Authority to Practice Interjurisdictional Telepsychology is deemed valid

30 until the psychologist is no longer eligible under the Compact Statute

31 and/or the Rules and/or Policies established by the Commission.

32 (C) **“Authorization Holder”** means: a licensed psychologist who has been

33 granted Authority to Practice Interjurisdictional Telepsychology or

34 Temporary Authorization to Practice under this Compact.

35 (D) **“Commission”** means: the national administrative body of which all

36 states that have enacted the Compact are members.

37 (E) **“Compact”** means: Psychology Interjurisdictional Compact

38 (PSYPACT).

39 (F) **“Compact State”** means: a state, the District of Columbia, or United
40 States territory that has enacted this Compact legislation and which has
41 not withdrawn pursuant to Article XIII, Section C or has been terminated
42 pursuant to Article XII, Section B. For purposes of this Compact, Compact
43 State and Member State may be used interchangeably.
44 (G) **“E.Passport”** means: a certificate issued by the Association of State
45 and Provincial Psychology Boards (ASPPB) that promotes the
46 standardization in the criteria of interjurisdictional telepsychology
47 practice and facilitates the process for licensed psychologists to provide
48 telepsychological services across state lines.
49 (H) **“Graduate Degree”** means: For the purpose of this Compact, a
50 doctoral degree.
51 (I) **“Home of Record”** means: for the purpose of this Compact, the active
52 duty military personnel’s or spouse’s state of legal residence on record
53 with the military.
54 (J) **“Home State”** means: a Compact State where a psychologist is
55 licensed to practice psychology. If the psychologist is licensed in more
56 than one Compact State and is practicing under the Authorization to
57 Practice Interjurisdictional Telepsychology, the Home State is the
58 Compact State where the psychologist is physically present when the
59 telepsychological services are delivered. If the psychologist is licensed in
60 more than one Compact State and is practicing under the Temporary
61 Authorization to Practice, the Home State is any Compact State where the
62 psychologist is licensed.
63 (K) **“License”** means: authorization by a State and Psychology Regulatory
64 Authority to engage in the independent practice of psychology, which
65 would be unlawful without the authorization.
66 (L) **“Permanent Change of Station” or “PCS”** means: the state of the
67 duty station noted in the active duty military personnel’s PCS orders.
68 (M) **“Receiving State”** means: a Compact State where the client/patient is
69 physically located when the telepsychological services are delivered.
70 (N) **“Rule”** means: a written statement by the Psychology
71 Interjurisdictional Compact Commission promulgated pursuant to Article
72 XI of this Compact that is of general applicability; implements, interprets,
73 or prescribes a policy or provision of the Compact; or is an
74 organizational, procedural, or practice requirement of the Commission
75 and has the force and effect of statutory law in a member state and
76 includes the amendment, repeal, or suspension of an existing rule.
77 (O) **“State”** means: any state, commonwealth, territory, or possession of
78 the United States, the District of Columbia.
79 (P) **“State of Current Residence”** means: the state in which the active
80 duty military personnel or spouse is currently physically residing.
81 (Q) **“State Psychology Regulatory Authority”** means: the Board, office or
82 agency with the legislative mandate to license and regulate the practice of
83 psychology.

84 (R) “**Temporary Authorization to Practice**” means: a licensed
85 psychologist’s authority to conduct temporary in-person, face-to-face
86 practice, within the limits authorized under this Compact, in another
87 Compact State. This Temporary Authorization to Practice is deemed valid
88 until the psychologist is no longer eligible under the Compact Statute
89 and/or the Rules and/or Policies established by the Commission.
90

91 **4.2 Exercising Authority to Practice Interjurisdictional Telepsychology:** A psychologist
92 must apply for an Authority to Practice Interjurisdictional Telepsychology as required by the
93 Commission and pay all applicable fees.

94 **4.3 Qualifications for Authority to Practice Interjurisdictional Telepsychology:** A
95 psychologist licensed in a Compact State must meet all qualifications as defined in the
96 Psychology Interjurisdictional Compact Language Article IV, Section B.

97 **4.4 Home State Licensure:**

- 98 A. A psychologist must identify the Home State which has been designated as such by the
99 psychologist for purposes of practicing interjurisdictional telepsychology and
100 participation in the Compact at the point of initial application and provide an update
101 regarding any Home State changes.
- 102 B. A psychologist having an Authority to Practice Interjurisdictional Telepsychology may
103 be audited at any time by the Commission to verify compliance with Home State
104 licensure verification requirements.
- 105 C. A psychologist holding a temporary permit, temporary license or other equivalent status
106 does not allow the psychologist to practice under the authority of the Psychology
107 Interjurisdictional Compact (PSYPACT).
- 108 D. In addition to complying with reporting name and address changes as required by the
109 Home State, psychologists holding an Authority to Practice Interjurisdictional
110 Telepsychology must also notify the Commission of a change of name and/or Home State
111 address within 30 days of the change.
- 112 E. The Home State maintains authority over the license of any psychologist practicing into a
113 Receiving State under the Authority to Practice Interjurisdictional Telepsychology.

114 **4.5 Scope of Practice:** A psychologist practicing under an Authority to Practice
115 Interjurisdictional Telepsychology into a Receiving State is subject to the scope of practice of the
116 Receiving State.

117 **4.6 E.Passport:** As required in Psychology Interjurisdictional Compact Language Article IV
118 Section B.6., a psychologist must possess a current active E.Passport. The E.Passport must be
119 applied to and issued by the Association of State and Provincial Psychology Boards (ASPPB).

120 **4.7 Fee for Authority to Practice Interjurisdictional Telepsychology:**

- 121 A. The Commission shall charge a one-time fee for the Authority to Practice
122 Interjurisdictional Telepsychology.

- 123 B. The Commission’s Authority to Practice Interjurisdictional Telepsychology fee shall be
124 posted on the Commission’s website (<http://www.psypact.org>).
- 125 C. The Commission shall give 30 days’ notice before modifying the Authority to Practice
126 Interjurisdictional Telepsychology fee by posting notice of the new fee on the
127 Commission’s website.

128 **4.8 Impact of Non-Payment on Eligibility:** If a psychologist fails to pay any applicable fees,
129 the Commission may:

- 130 A. Terminate the existing Authority to Practice Interjurisdictional Telepsychology; and
131 B. Prevent the psychologist from purchasing a Temporary Authorization to Practice under
132 PSYPACT as well until the non-payment is remedied.

133 **4.9 Active Duty Military Personnel or Their Spouses:** A licensed psychologist who is active
134 duty military or is the spouse of an individual who is active duty military may designate one of
135 the following as the Home State as long as the Receiving State and the Home State are members
136 of the Compact:

- 137 A. Home of Record;
138 B. Permanent Change of Station (PCS); or
139 C. State of Current Residence if it is different than the PCS state or Home of Record.
140 D. The active duty military personnel or spouse of an individual who is active duty military
141 may change the Member State designated as the individual’s Home State by notifying the
142 Commission.

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145 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Compact Temporary Authorization to Practice

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on November 21-22, 2019

9 Public hearing February 27, 2020

10

11 **Section 5:** Compact Temporary Authorization to Practice

12 **Authority:** Article V: Compact Temporary Authorization to Practice

13 Article II: Definitions

14 Article III: Home State Licensure

15
16 **5.0 Purpose:** Pursuant to Article V, the Compact State shall recognize the right of a
17 psychologist licensed in a Compact State to practice temporarily in other
18 Compact States under the Compact Temporary Authorization to Practice
19 as provided in the Compact and further defined in these Rules.

20 **5.1 Definition(s):** (A) *“Association of State and Provincial Psychology Boards ASPPB”*
21 *means: the recognized membership organization composed of State and*
22 *Provincial Psychology Regulatory Authorities responsible for the*
23 *licensure and registration of psychologists throughout the United States*
24 *and Canada.*

25 (B) **“Authority to Practice Interjurisdictional Telepsychology”** means:
26 a licensed psychologist’s Authority to Practice Telepsychology, within the
27 limits authorized under this Compact, in another Compact State. This
28 Authority to Practice Interjurisdictional Telepsychology is deemed valid
29 until the psychologist is no longer eligible under the Compact Statute
30 and/or the Rules and/or Policies established by the Commission.

31 (C) **“Authorization Holder”** means: a licensed psychologist who has been
32 granted Authority to Practice Interjurisdictional Telepsychology or
33 Temporary Authorization to Practice under this Compact.

34 (D) **“Commission”** means: the national administrative body of which all
35 states that have enacted the Compact are members.

36 (E) **“Compact”** means: Psychology Interjurisdictional Compact
37 (PSYPACT).

38 (F) **“Compact State”** means: a state, the District of Columbia, or United
39 States territory that has enacted this Compact legislation and which has

40 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
41 *pursuant to Article XII, Section B. For purposes of this Compact, Compact*
42 *State and Member State may be used interchangeably.*

43 *(G) “Distant State” means: the Compact State where a psychologist is*
44 *physically present (not through the use of telecommunications*
45 *technologies), to provide temporary in-person, face-to-face psychological*
46 *services.*

47 *(H) “Graduate Degree” means: For the purpose of this Compact, a*
48 *doctoral degree.*

49 *(I) “Home of Record” means: for the purpose of this Compact, the active*
50 *duty military personnel’s or spouse’s state of legal residence on record*
51 *with the military.*

52 *(J) “Home State” means: a Compact State where a psychologist is*
53 *licensed to practice psychology. If the psychologist is licensed in more*
54 *than one Compact State and is practicing under the Authorization to*
55 *Practice Interjurisdictional Telepsychology, the Home State is the*
56 *Compact State where the psychologist is physically present when the*
57 *telepsychological services are delivered. If the psychologist is licensed in*
58 *more than one Compact State and is practicing under the Temporary*
59 *Authorization to Practice, the Home State is any Compact State where the*
60 *psychologist is licensed.*

61 *(K) “Interjurisdictional Practice Certificate (IPC)” means: a certificate*
62 *issued by the Association of State and Provincial Psychology Boards*
63 *(ASPPB).*

64 *(L) “License” means: authorization by a State and Psychology Regulatory*
65 *Authority to engage in the independent practice of psychology, which*
66 *would be unlawful without the authorization.*

67 *(M) “Permanent Change of Station” or “PCS” means: the state of the*
68 *duty station noted in the active duty military personnel’s PCS orders.*

69 *(N) “Rule” means: a written statement by the Psychology*
70 *Interjurisdictional Compact Commission promulgated pursuant to Article*
71 *XI of this Compact that is of general applicability; implements, interprets,*
72 *or prescribes a policy or provision of the Compact; or is an*
73 *organizational, procedural, or practice requirement of the Commission*
74 *and has the force and effect of statutory law in a member state and*
75 *includes the amendment, repeal, or suspension of an existing rule.*

76 *(O) “State” means: any state, commonwealth, territory, or possession of*
77 *the United States, the District of Columbia.*

78 *(P) “State of Current Residence” means: the state in which the active*
79 *duty military personnel or spouse is currently physically residing.*

80 *(Q) “State Psychology Regulatory Authority” means: the Board, office or*
81 *agency with the legislative mandate to license and regulate the practice of*
82 *psychology.*

83 *(R) “Temporary Authorization to Practice” means: a licensed*
84 *psychologist’s authority to conduct temporary in-person, face-to-face*
85 *practice, within the limits authorized under this Compact, in another*

86 Compact State. This Temporary Authorization to Practice is deemed valid
87 until the psychologist is no longer eligible under the Compact Statute
88 and/or the Rules and/or Policies established by the Commission.
89

90 **5.2 Exercising Temporary Authorization to Practice:** Psychologist must apply for Temporary
91 Authorization to Practice as required by the Commission and pay all applicable fees.

92 **5.3 Qualifications for Temporary Authorization to Practice:** A psychologist licensed in a
93 Compact State must meet all qualifications as defined in the Psychology Interjurisdictional
94 Compact Language Article V, Section B. A psychologist holding an Interjurisdictional Practice
95 Certificate (IPC) in good standing that was issued prior to July 1, 2019 is considered to have met
96 the educational qualifications.

97 **5.4 Home State Licensure:**

- 98 A. A psychologist must identify the Home State which has been designated as such by the
99 psychologist for purposes of the Temporary Authorization to Practice and participation in
100 the Compact at the point of initial application and provide an update regarding any Home
101 State changes.
- 102 B. A psychologist having a Temporary Authorization to Practice may be audited at any time
103 by the Commission to verify compliance with Home State licensure verification
104 requirements.
- 105 C. A psychologist holding a temporary permit, temporary license or other equivalent status
106 does not allow the psychologist to practice under the authority of the Psychology
107 Interjurisdictional Compact (PSYPACT).
- 108 D. In addition to complying with reporting name and address change as required by the
109 Home State, psychologists holding a Temporary Authorization to Practice must also
110 notify the Commission of a change of name and/or Home State address within 30 days of
111 the change.

112 **5.5 Scope of Practice:** A psychologist practicing under the Temporary Authorization to Practice
113 is subject to scope of practice authorized by the Distant State and is subject to the Distant State's
114 authority and law.

115 **5.6 Interjurisdictional Practice Certificate (IPC):** As required in PSYPACT Language Article
116 V, Section B. 6., a psychologist must possess a current active IPC. The IPC must be applied to
117 and issued by the Association of State and Provincial Psychology Boards (ASPPB).

118 **5.7 Fee for Temporary Authorization to Practice:**

- 119 A. The Commission shall charge a one-time fee for the Temporary Authorization to
120 Practice.
- 121 B. The Commission's Temporary Authorization to Practice fee shall be posted on the
122 Commission's website (<http://www.psypact.org>).
- 123 C. The Commission shall give thirty (30) days' notice before modifying the Temporary
124 Authorization to Practice fee by posting notice of the new fee on the Commission's
125 website.

126 **5.8 Impact of Non-Payment on Eligibility:** If a psychologist fails to pay any applicable fees,
127 the Commission may:

- 128 A. Terminate the existing Temporary Authorization to Practice; and
- 129 B. Prevent the psychologist from purchasing an Authority to Practice Interjurisdictional
130 Telepsychology under PSYPACT as well until the non-payment is remedied.

131 **5.9 Active Duty Military Personnel or Their Spouses:** A licensed psychologist who is active
132 duty military or is the spouse of an individual who is active duty military may designate one of
133 the following as the Home State as long as the Distant State and the Home State are members of
134 the Compact:

- 135 A. Home of Record;
- 136 B. Permanent Change of Station (PCS); or
- 137 C. State of Current Residence if it is different than the PCS state or Home of Record.
- 138 D. The active duty military personnel or spouse of an individual who is active duty military
139 may change the Member State designated as the individual's Home State by notifying the
140 Commission.

141

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143 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Conditions of Telepsychology Practice into a Receiving State

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on November 21-22, 2019

9 Public hearing February 27, 2020

10

11 **Section 6:** Conditions of Telepsychology Practice into a Receiving State

12 **Authority:** Article VI Conditions of Telepsychology Practice in a Receiving State

13 Article II: Definitions

14 Article III: Home State Licensure

15 Article IV: Compact Privilege to Practice Telepsychology

16
17 **6.0 Purpose:** Pursuant to Article VI, a psychologist may practice in a Receiving State
18 under the Authority to Practice Interjurisdictional Telepsychology only in
19 the performance of the scope of practice for psychology as assigned by the
20 appropriate State Psychology Regulatory Authority as defined in these
21 Rules.

22 **6.1 Definition(s):** (A) “**Authority to Practice Interjurisdictional Telepsychology**” means:
23 a licensed psychologist’s Authority to Practice Telepsychology, within the
24 limits authorized under this Compact, in another Compact State. This
25 Authority to Practice Interjurisdictional Telepsychology is deemed valid
26 until the psychologist is no longer eligible under the Compact Statute
27 and/or the Rules and/or Policies established by the Commission.

28 (B) “**Client/Patient**” means: the recipient of psychological services,
29 whether psychological services are delivered in the context of healthcare,
30 corporate, supervision, and/or consulting services.

31 (C) “**Commission**” means: the national administrative body of which all
32 states that have enacted the Compact are members.

33 (D) “**Compact**” means: Psychology Interjurisdictional Compact
34 (PSYPACT).

35 (E) “**Compact State**” means: a state, the District of Columbia, or United
36 States territory that has enacted this Compact legislation and which has
37 not withdrawn pursuant to Article XIII, Section C or has been terminated
38 pursuant to Article XII, Section B. For purposes of this Compact, Compact
39 State and Member State may be used interchangeably.

40 (F) **“Home State”** means: a Compact State where a psychologist is
41 licensed to practice psychology. If the psychologist is licensed in more
42 than one Compact State and is practicing under the Authorization to
43 Practice Interjurisdictional Telepsychology, the Home State is the
44 Compact State where the psychologist is physically present when the
45 telepsychological services are delivered. If the psychologist is licensed in
46 more than one Compact State and is practicing under the Temporary
47 Authorization to Practice, the Home State is any Compact State where the
48 psychologist is licensed.

49 (G) **“Receiving State”** means: a Compact State where the client/patient is
50 physically located when the telepsychological services are delivered.

51 (H) **“Rule”** means: a written statement by the Psychology
52 Interjurisdictional Compact Commission promulgated pursuant to Article
53 XI of this Compact that is of general applicability; implements, interprets,
54 or prescribes a policy or provision of the Compact; or is an
55 organizational, procedural, or practice requirement of the Commission
56 and has the force and effect of statutory law in a member state and
57 includes the amendment, repeal, or suspension of an existing rule.

58 (I) **“State”** means: any state, commonwealth, territory, or possession of
59 the United States, the District of Columbia.

60 (J) **“State Psychology Regulatory Authority”** means: the Board, office or
61 agency with the legislative mandate to license and regulate the practice of
62 psychology.

63
64 **6.2 Initiation of Psychological Services:** A psychologist must initiate a client/patient contact in
65 a psychologist’s Home State via telecommunications technologies when treating a client/patient
66 in a Receiving State.

67
68 **6.3 Provision of Psychological Services:** For the purposes of this Compact, the provision of
69 psychological services is deemed to take place at the physical location of the psychologist.

70
71 **6.4 Scope of Practice:** For the purposes of this Compact, a psychologist practices under the
72 scope of practice of the State Psychology Regulatory Authority of the Receiving State.

73
74

75 Italicized definitions are mirrored directly from the PSYPACT Compact Language.

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Adverse Actions
5 **Drafted:** November 21, 2019
6 **Effective:** February 27, 2020
7 **Amended:**
8 **History for Rule:** Introduced at public meeting on November 21-22, 2019
9 Public hearing February 27, 2020

10
11
12 **Section 7:** Adverse Actions

13 **Authority:** Article VII: Adverse Actions
14 Article II: Definitions

15
16 **7.0 Purpose:** Pursuant to Article VII, the Home State shall have the power to impose
17 adverse action against a psychologist’s license issued by the Home State.
18 A Distant and/or Receiving State shall have the power to take adverse
19 action on a psychologist’s authority to practice under the Psychology
20 Interjurisdictional Compact (PSYPACT).

21
22 **7.1 Definition(s):** (A) *“Adverse Action” means: any action taken by a State Psychology*
23 *Regulatory Authority which finds a violation of a statute or regulation that*
24 *is identified by the State Psychology Regulatory Authority as discipline*
25 *and is a matter of public record.*
26 (B) **“Alternative Program”** means: any non-disciplinary monitoring
27 program intended to remediate the licensee that is not a matter of public
28 record and to which a State Psychology Regulatory Authority refers a
29 licensee, or of which the State Psychology Regulatory Authority is aware
30 of the licensee’s participation.
31 (C) **“Authority to Practice Interjurisdictional Telepsychology”** means:
32 a licensed psychologist’s Authority to Practice Telepsychology, within the
33 limits authorized under this Compact, in another Compact State. This
34 Authority to Practice Interjurisdictional Telepsychology is deemed valid
35 until the psychologist is no longer eligible under the Compact Statute
36 and/or the Rules and/or Policies established by the Commission.
37 (D) **“Authorization Holder”** means: a licensed psychologist who has
38 been granted Authority to Practice Interjurisdictional Telepsychology or
39 Temporary Authorization to Practice under this Compact.

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(E) **“Commission”** means: the national administrative body of which all states that have enacted the Compact are members.

(F) **“Compact”** means: Psychology Interjurisdictional Compact (PSYPACT).

(G) **“Compact State”** means: a state, the District of Columbia, or United States territory that has enacted this Compact legislation and which has not withdrawn pursuant to Article XIII, Section C or has been terminated pursuant to Article XII, Section B. For the purpose of this compact, Compact State and Member State may be used interchangeably.

(H) **“Distant State”** means: the Compact State where a psychologist is physically present (not through the use of telecommunications technologies), to provide temporary in-person, face-to-face psychological services.

(I) **“Encumbrance”** means: any action taken by the State Psychology Regulatory Authority that limits the practice or work of a psychologist. An encumbrance may be disciplinary or non-disciplinary in nature.

(J) **“E.Passport”** means: a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines.

(K) **“Home State”** means: a Compact State where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one Compact State and is practicing under the Authorization to Practice Interjurisdictional Telepsychology, the Home State is the Compact State where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one Compact State and is practicing under the Temporary Authorization to Practice, the Home State is any Compact State where the psychologist is licensed.

(L) **“License”** means: authorization by a State and Psychology Regulatory Authority to engage in the independent practice of psychology, which would be unlawful without the authorization.

(M) **“Receiving State”** means: a Compact State where the client/patient is physically located when the telepsychological services are delivered.

(N) **“Rule”** means: a written statement by the Psychology Interjurisdictional Compact Commission promulgated pursuant to Article XI of this Compact that is of general applicability; implements, interprets, or prescribes a policy or provision of the Compact; or is an organizational, procedural, or practice requirement of the Commission and has the force and effect of statutory law in a member state and includes the amendment, repeal, or suspension of an existing rule.

(O) **“Significant Investigatory Information”** means:

1. Investigative information that a State Psychology Regulatory Authority, after a preliminary inquiry that includes notification and

86 *an opportunity to respond if required by state law, has reason to*
87 *believe, if proven true, would indicate more than a violation of*
88 *state statute or ethics code that would be considered more*
89 *substantial than minor infraction; or*

- 90 2. *Investigate information that indicates that the psychologist*
91 *represents an immediate threat to public health and safety*
92 *regardless of whether the psychologist has been notified and/or*
93 *had an opportunity to respond.*

94 (P) **“State”** means: any state, commonwealth, territory, or possession of
95 the United States, the District of Columbia.

96 (Q) **“State Psychology Regulatory Authority”** means: the Board, office or
97 agency with the legislative mandate to license and regulate the practice of
98 psychology.

99 (R) **“Temporary Authorization to Practice”** means: a licensed
100 psychologist’s authority to conduct temporary in-person, face-to-face
101 practice, within the limits authorized under this Compact, in another
102 Compact State. This Temporary Authorization to Practice is deemed valid
103 until the psychologist is no longer eligible under the Compact Statute
104 and/or the Rules and/or Policies established by the Commission.

106 **7.2 Investigations:**

- 107 A. In cases where a psychologist holds a license in more than one Compact State, the
108 Compact State identified as the Home State shall have the responsibility for the
109 investigation(s).
110 B. Upon discovery that the psychologist is under investigation in another Compact State, the
111 other Compact States may contact the investigating Compact State and request
112 investigative documents and information.
113 C. This section shall not be construed as limiting any Compact State’s authority to
114 investigate any conduct within that state or to investigate any licensee.

115
116 **7.3 Joint Investigations:** Compact States may collaborate in investigating alleged misconduct.
117 When participating with other Compact States in joint investigations, the Compact State that the
118 psychologist has declared as their home state will take the lead on any investigation.

119
120 **7.4 Availability of Significant Investigatory Information:** A Compact State shall notify the
121 Commission that investigatory information is available to other Compact States when it has
122 determined that probable cause exists that the allegations against the psychologist may constitute
123 a violation of that Compact State’s statute or regulations. The actual investigatory information
124 shall be shared directly with the other Compact State and not through the Commission.

125 126 **7.5 Reporting:**

- 127 A. Reporting of adverse actions by Compact States shall be made in compliance with the
128 law, rules and policies of this Commission.
129 B. A psychologist holding an Authority to Practice Interjurisdictional Telepsychology and/or
130 a Temporary Authorization to Practice must report to the Commission any encumbrance

131 or adverse action placed upon any license held in a non-Compact State within 30 days of
132 the effective date.

133

134 **7.6 Eligibility after an Adverse Action:**

- 135 A. A psychologist immediately loses the Authority to Practice Interjurisdictional
136 Telepsychology and Temporary Authorization to Practice upon the effective date of either
137 of the following actions taken by the State Psychology Regulatory Authority:
138 1. Adverse action taken against a license or Authority to Practice Interjurisdictional
139 Telepsychology and/or Temporary Authorization to Practice; or
140 2. Encumbrance placed upon the psychologist's license or Authority to Practice
141 Interjurisdictional Telepsychology and/or Temporary Authorization to Practice.
142 B. A psychologist regains eligibility for the Authority to Practice Interjurisdictional
143 Telepsychology and/or Temporary Authorization to Practice immediately after the
144 removal of all non-disciplinary encumbrance(s), provided there are no current adverse
145 actions against the license or the Authority to Practice Interjurisdictional Telepsychology
146 and/or Temporary Authorization to Practice and reporting to the Commission of the same.
147 C. An adverse action against a psychologist's license that is disciplinary in nature shall
148 result in the psychologist no longer being eligible for the Authority for Interjurisdictional
149 Telepsychology and/or Temporary Authorization to Practice.

150

151 **7.7 Alternative Program Participation:** A Home State entering into an agreement with a
152 psychologist to participate in an Alternative Program must:

- 153 A. Add language to any alternative program agreement(s) with a licensee or an
154 Authorization Holder prohibiting practice or work in any Member State during
155 participation;
156 B. State that the provision of psychological services under the Authority to Practice
157 Interjurisdictional Telepsychology and/or Temporary Authorization to Practice shall cease
158 until the Compact State as ascertained the psychologist has met the requirements of the
159 agreement and notified the Commission of the satisfactory completion; and
160 C. Report information to the Coordinated Database as stated in Rule 9.8.

161

162

163 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Additional Authority Vested in State Psychology Regulatory Authorities

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on November 21-22, 2019

9 Public hearing February 27, 2020

10
11
12 **Section 8:** Additional Authority Vested in State Psychology Regulatory Authorities

13 **Authority:** Article VIII: Additional Authorities Invested in a Compact States

14 Psychology Regulatory Authority

15 Article II: Definitions

16
17 **8.0 Purpose:** In addition to other powers granted under state law, a Compact State’s
18 Psychology Regulatory Authority shall have additional authority under the
19 Compact.
20

21 **8.1 Definition(s):** (A) **“Authority to Practice Interjurisdictional Telepsychology”** means:
22 a licensed psychologist’s Authority to Practice Telepsychology, within the
23 limits authorized under this Compact, in another Compact State. This
24 Authority to Practice Interjurisdictional Telepsychology is deemed valid
25 until the psychologist is no longer eligible under the Compact Statute
26 and/or the Rules and/or Policies established by the Commission.

27 (B) **“Commission”** means: *the national administrative body of which all*
28 *states that have enacted the Compact are members.*

29 (C) **“Compact”** means: Psychology Interjurisdictional Compact
30 (PSYPACT).

31 (D) **“Compact State”** means: *a state, the District of Columbia, or United*
32 *States territory that has enacted this Compact legislation and which has*
33 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
34 *pursuant to Article XII, Section B. For the purposes of this Compact,*
35 *Compact State and member State may be used interchangeably.*

36 (E) **“Home State”** means: *a Compact State where a psychologist is*
37 *licensed to practice psychology. If the psychologist is licensed in more*
38 *than one Compact State and is practicing under the Authorization to*
39 *Practice Interjurisdictional Telepsychology, the Home State is the*

40 *Compact State where the psychologist is physically present when the*
41 *telepsychological services are delivered. If the psychologist is licensed in*
42 *more than one Compact State and is practicing under the Temporary*
43 *Authorization to Practice, the Home State is any Compact State where the*
44 *psychologist is licensed.*

45 *(F) “License” means: authorization by a State and Psychology Regulatory*
46 *Authority to engage in the independent practice of psychology, which*
47 *would be unlawful without the authorization.*

48 *(G) “Rule” means: a written statement by the Psychology*
49 *Interjurisdictional Compact Commission promulgated pursuant to Article*
50 *XI of this Compact that is of general applicability; implements, interprets,*
51 *or prescribes a policy or provision of the Compact; or is an*
52 *organizational, procedural, or practice requirement of the Commission*
53 *and has the force and effect of statutory law in a member state and*
54 *includes the amendment, repeal, or suspension of an existing rule.*

55 *(H) “State” means: any state, commonwealth, territory, or possession of*
56 *the United States, the District of Columbia.*

57 *(I) “State Psychology Regulatory Authority” means: the Board, office or*
58 *agency with the legislative mandate to license and regulate the practice of*
59 *psychology.*

60 *(J) “Temporary Authorization to Practice” means: a licensed*
61 *psychologist’s authority to conduct temporary in-person, face-to-face*
62 *practice, within the limits authorized under this Compact, in another*
63 *Compact State. This Temporary Authorization to Practice is deemed valid*
64 *until the psychologist is no longer eligible under the Compact Statute*
65 *and/or the Rules and/or Policies established by the Commission.*

67 **8.2 Subpoena:**

- 68
- 69 A. A subpoena issued by a Compact State’s Psychology Regulatory Authority shall be
70 enforceable in other Compact States.
- 71 B. Should an individual or entity refuse to comply with an enforceable subpoena, the
72 Compact State’s Psychology Regulatory Authority that issued the subpoena may request
73 the Compact State’s Psychology Regulatory Authority where the individual or entity is
74 located to issue a subpoena on the investigating Compact State’s behalf. That Compact
75 State shall issue the subpoena and shall share the resulting information with the
76 investigating Compact State’s Psychology Regulatory Authority.

77

78 **8.3 Home State during Investigations:** A psychologist with an Authority to Practice
79 Interjurisdictional Telepsychology may not change their Home State as designated in Rule 4.4
80 during an investigation. A psychologist with a Temporary Authorization to Practice may not
81 change their Home State as designated in Rule 5.4 during an investigation.

82 **8.4 Home State Status upon Investigation Completion:**

- 83
- 84 A. A Home State Psychology Regulatory Authority shall notify and promptly report the
85 conclusions of any investigations to the Commission.

86 B. If the psychologist changes their Home State within 30 days after the conclusion of any
87 investigation, the Commission will notify the new Home State of the decisions associated
88 with the investigation via electronic means.

89

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91 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Coordinated Licensure Information System

5 **Drafted:** July 22, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on July 22, 2019

9 Public hearing October 9, 2019

10 Amendments introduced at public meeting on November 21-22, 2019

11 Public hearing February 27, 2020

12

13
14 **Section 9** Coordinated Licensure Information System

15 **Authority:** Article IX: Coordinated Licensure Information System

16 Article II: Definitions

17
18 **9.0 Purpose:** Pursuant to Article IX, the Commission shall provide for the
19 development and maintenance of a Coordinated Licensure Information
20 System and reporting system containing licensure and disciplinary action
21 information on all psychologists to whom the Compact is applicable in all
22 Compact States.

23
24 **9.1 Definition(s):** (A) “**Alternative Program**” means: any non-disciplinary monitoring
25 program intended to remediate the licensee that is not a matter of public
26 record and to which a State Psychology Regulatory Authority refers a
27 licensee, or of which the State Psychology Regulatory Authority is aware
28 of the licensee’s participation.

29 (B) “**Association of State and Provincial Psychology Boards ASPPB**”
30 means: the recognized membership organization composed of State and
31 Provincial Psychology Regulatory Authorities responsible for the
32 licensure and registration of psychologists throughout the United States
33 and Canada.

34 (C) “**Authority to Practice Interjurisdictional Telepsychology**” means:
35 a licensed psychologist’s Authority to Practice Telepsychology, within the
36 limits authorized under this Compact, in another Compact State. This
37 Authority to Practice Interjurisdictional Telepsychology is deemed valid
38 until the psychologist is no longer eligible under the Compact Statute
39 and/or the Rules and/or Policies established by the Commission.

40 (D) **“Authorization Holder”** means: a licensed psychologist who has
41 been granted Authority to Practice Interjurisdictional Telepsychology or
42 Temporary Authorization to Practice under this Compact.
43 (E) **“Commission”** means: *the national administrative body of which all*
44 *states that have enacted the Compact are members.*
45 (F) **“Compact”** means: Psychology Interjurisdictional Compact
46 (PSYPACT).
47 (G) **“Compact State”** means: *a state, the District of Columbia, or United*
48 *States territory that has enacted this Compact legislation and which has*
49 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
50 *pursuant to Article XII, Section B. For purposes of this Compact, Compact*
51 *State and Member State may be used interchangeably.*
52 (H) **“Coordinated Licensure Information System”** also referred to as
53 *“Coordinated Database”* means: *an integrated process for collecting,*
54 *storing, and sharing information on psychologists’ licensure and*
55 *enforcement activities related to psychology licensure laws, which is*
56 *administered by the recognized membership organization composed of*
57 *State and Provincial Psychology Regulatory Authorities.*
58 (I) **“PSY|PRO”** means: ASPPB Proprietary credentials management
59 system
60 (J) **“Rule”** means: *a written statement by the Psychology*
61 *Interjurisdictional Compact Commission promulgated pursuant to Article*
62 *XI of this Compact that is of general applicability; implements, interprets,*
63 *or prescribes a policy or provision of the Compact; or is an*
64 *organizational, procedural, or practice requirement of the Commission*
65 *and has the force and effect of statutory law in a member state and*
66 *includes the amendment, repeal, or suspension of an existing rule.*
67 (K) **“Significant Investigatory Information”** means:
68 1. *investigative information that a State Psychology Regulatory*
69 *Authority, after a preliminary inquiry that includes notification*
70 *and an opportunity to respond if required by state law, has*
71 *reason to believe, if proven true, would indicate more than a*
72 *violation of state statute or ethics code that would be*
73 *considered more substantial than minor infraction; or*
74 2. *investigative information that indicates that the psychologist*
75 *represents an immediate threat to public health and safety*
76 *regardless of whether the psychologist has been notified and/or*
77 *had an opportunity to respond.*
78 (L) **“State”** means: *any state, commonwealth, territory, or possession of*
79 *the United States, the District of Columbia.*
80 (M) **“State Psychology Regulatory Authority”** means: *the Board, office*
81 *or agency with the legislative mandate to license and regulate the practice*
82 *of psychology.*
83 (N) **“Temporary Authorization to Practice”** means: a licensed
84 psychologist’s authority to conduct temporary in-person, face-to-face
85 practice, within the limits authorized under this Compact, in another

86 Compact State. This Temporary Authorization to Practice is deemed valid
87 until the psychologist is no longer eligible under the Compact Statute
88 and/or the Rules and/or Policies established by the Commission.
89

90 **9.2 Method of Data Submission:** Compact States shall submit data as described in this section
91 of these rules to the Coordinated Licensure Information System in accordance with the Compact
92 Data Participation Agreement.
93

94 **9.3 Access to the Coordinated Database:** Only Compact States shall have access to the data
95 submitted by other Compact States. The system will be accessible through PSY|PRO and will
96 contain at a minimum the following data:

- 97 (A) Psychologist name;
- 98 (B) States where licensed;
- 99 (C) Authority to Practice Interjurisdictional Telepsychology holder status;
- 100 (D) Authority to Practice Interjurisdictional Telepsychology home state;
- 101 (E) Temporary Authorization to Practice holder status;
- 102 (F) Temporary Authorization to Practice home state;
- 103 (G) ASPPB E.Passport status;
- 104 (H) ASPPB IPC status;
- 105 (I) Adverse action status;
- 106 (J) Current significant investigative information; and
- 107 (K) Non-confidential information related to alternative program participation

108 information.
109

110 **9.4 Coordinated Licensure Information System – Dataset:** A Compact State shall provide the
111 following in accordance with the Compact Data Participation Agreement:

- 112 (A) proof of current and active psychology license based on a doctoral degree for any
113 psychologists applying for authorization to practice under the authority of this compact.
114 Proof may be provided from a State Psychology Regulatory Authority website that is
115 deemed to be a primary source or written official licensure verification from a State
116 Psychology Regulatory Authority including proper signatures and state seals;
- 117 (B) significant investigatory information;
- 118 (C) non-confidential information related to alternative program participation information;
- 119 and
- 120 (D) adverse actions against a psychologist’s license.

121
122 **9.5 Required use of ASPPB PSY|PRO System:** A Compact State shall use the ASPPB
123 PSY|PRO software system to report the following:

- 124 (A) adverse actions;
- 125 (B) significant investigatory information; and
- 126 (C) non-confidential information related to alternative program participation information.

127
128 **9.6 Frequency of Reporting Adverse Actions:** A Compact State shall report any adverse action
129 as required against a licensee or an Authorization Holder through the interface described in 9.5
130 above within ten (10) business days of the effective date of the adverse action.
131

132 **9.7 Frequency of Reporting Significant Investigatory Information:** A Compact State shall
133 report any significant investigatory information as required against a licensee or an Authorization
134 Holder through the interface described in 9.5 above within ten (10) business days of the effective
135 date of the beginning of the determination of significant investigatory information.

136
137 **9.8 Frequency of Reporting Non-confidential Information Related to Alternative Program**
138 **Participation:** A Compact State shall report any non-confidential information related to
139 alternative program participation as required against a licensee or Authorization Holder through
140 the interface described in 9.5 above within ten (10) business days of the receipt by the Compact
141 State of notification of participation in a program by a licensee and/or an Authorization Holder.

142
143 **9.9 Discrepancy with Coordinated Licensure Information System Data Set:** A psychologist
144 holding an Authority to Practice Interjurisdictional Telepsychology and/or a Temporary
145 Authorization to Practice under PSYPACT may request from their Home State Psychology
146 Regulatory Authority in writing a review of the data relating to them in the Coordinated
147 Licensure Information System.

148 A. In the event psychologist holding an Authority to Practice Interjurisdictional
149 Telepsychology and/or Temporary Authorization to Practice asserts the data related to
150 them is inaccurate, the burden of proof shall be upon the psychologist to provide
151 evidence that substantiates such a claim.

152 B. The Compact State Psychology Regulatory Authority shall verify within ten (10)
153 business days and submit corrected information to the Commission for inclusion in the
154 Coordinated Licensure Information System.

155
156

157 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** **Psychology Interjurisdictional Compact Commission**

5 **Drafted:** July 22, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

8 **History for Rule:** Introduced at public meeting on July 22, 2019

9 Public hearing October 9, 2019

10 Amendments introduced at public meeting on November 21-22, 2019

11 Public hearing February 27, 2020

12
13
14 **Section 10** Establishment of the Psychology Interjurisdictional Compact Commission

15
16 **Authority:** Article X: Establishment of the Psychology Interjurisdictional Compact
17 Commission

18 Article II: Definitions

19
20 **10.0 Purpose:** **Pursuant to Article X**, the Compact States create and establish a joint
21 public agency known as the Psychology Interjurisdictional Compact
22 Commission.

23
24 **10.1 Definition(s):** (A) **“Authority to Practice Interjurisdictional Telepsychology”** means:
25 a licensed psychologist’s Authority to Practice Telepsychology, within the
26 limits authorized under this Compact, in another Compact State. This
27 Authority to Practice Interjurisdictional Telepsychology is deemed valid
28 until the psychologist is no longer eligible under the Compact Statute
29 and/or the Rules and/or Policies established by the Commission.

30 (B) **“Authorization Holder”** means: a licensed psychologist who has
31 been granted Authority to Practice Interjurisdictional Telepsychology or
32 Temporary Authorization to Practice under this Compact.

33 (C) **“Commission”** means: *the national administrative body of which all*
34 *states that have enacted the Compact are members.*

35 (D) **“Compact”** means: Psychology Interjurisdictional Compact
36 (PSYPACT).

37 (E) **“Compact State”** means: *a state, the District of Columbia, or United*
38 *States territory that has enacted this Compact legislation and which has*
39 *not withdrawn pursuant to Article XIII, Section C or has been terminated*
40 *pursuant to Article XII, Section B.* For purposes of this Compact, Compact
41 State and Member State may be used interchangeably.

42 (F) **“Ex-Officio Member”** means: the non-voting representative from the
43 membership organization composed of State and Provincial Psychology
44 Regulatory Authorities. The member serves on the Commission Executive
45 Board.

46 (G) **“Home State”** means: a Compact State where a psychologist is
47 licensed to practice psychology. If the psychologist is licensed in more
48 than one Compact State and is practicing under the Authorization to
49 Practice Interjurisdictional Telepsychology, the Home State is the
50 Compact State where the psychologist is physically present when the
51 telepsychological services are delivered. If the psychologist is licensed in
52 more than one Compact State and is practicing under the Temporary
53 Authorization to Practice, the Home State is any Compact State where the
54 psychologist is licensed.

55 (H) **“Rule”** means: a written statement by the Psychology
56 Interjurisdictional Compact Commission promulgated pursuant to Article
57 XI of this Compact that is of general applicability; implements, interprets,
58 or prescribes a policy or provision of the Compact; or is an
59 organizational, procedural, or practice requirement of the Commission
60 and has the force and effect of statutory law in a member state and
61 includes the amendment, repeal, or suspension of an existing rule.

62 (I) **“State”** means: any state, commonwealth, territory, or possession of
63 the United States, the District of Columbia.

64 (J) **“State Psychology Regulatory Authority”** means: the Board, office or
65 agency with the legislative mandate to license and regulate the practice of
66 psychology.

67 (K) **“Temporary Authorization to Practice”** means: a licensed
68 psychologist’s authority to conduct temporary in-person, face-to-face
69 practice, within the limits authorized under this Compact, in another
70 Compact State. This Temporary Authorization to Practice is deemed valid
71 until the psychologist is no longer eligible under the Compact Statute
72 and/or the Rules and/or Policies established by the Commission.

73
74 **10.2 Annual Assessment of Compact States:** Commission shall determine the annual
75 assessment to be paid by Compact States.

76 (A) Compact States will be charged an assessment of \$10 per Authorization
77 Holder licensed in their Home State per fiscal year to be no greater than
78 \$6,000 annually.

79 (B) The Commission may choose to have a zero (\$0) dollar assessment.

80 (C) The Commission shall provide public notice of any proposed revision
81 to the annual assessment fee at least 90 calendar days prior to the
82 Commission meeting to consider the proposed revision.

83 (D) The annual assessment must be paid by the Compact State within
84 ninety (90) days of the date of the invoice sent by the Commission.

85
86 **10.3 Ex-Officio Non-Voting Member:** For the purposes of maintaining communication, the
87 Association of State and Provincial Psychology Boards is the recognized membership

88 organization of State and Provincial Psychology Regulatory Authorities and appoints its
89 representative.

90

91 **10.4 Recognition of New Compact States:** The Commission shall notify all Compact States
92 within 15 calendar days when a new state enacts the Compact.

93

94

95 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3
4 **Title of Rule:** Oversight, Dispute Resolution and Enforcement
5 **Drafted:** November 21, 2019
6 **Effective:** February 27, 2020
7 **Amended:**
8 **History for Rule:** Introduced at public meeting on November 21-22, 2019
9 Public hearing February 27, 2020

10
11
12 **Section 13:** Oversight, Dispute Resolution and Enforcement

13
14 **Authority:** Article XIII: Additional Authorities Invested in a Compact States’
15 Psychology Regulatory Authority
16 Article II: Definitions
17

18 **13.0 Purpose:** Pursuant to Article XIII, Executive, Legislative and Judicial branches of
19 the state governments in each Compact State shall enforce the Compact.
20 The provisions of the Compact and the rules promulgated shall have
21 standing as statutory law.
22

23 **13.1 Definition(s):** (A) **“Commission”** means: the national administrative body of which all
24 states that have enacted the Compact are members.
25 (B) **“Compact”** means: Psychology Interjurisdictional Compact
26 (PSYPACT).
27 (C) **“Compact State”** means: a state, the District of Columbia, or United
28 States territory that has enacted this Compact legislation and which has
29 not withdrawn pursuant to Article XIII Section C or has been terminated
30 pursuant to Article XII, Section B. For the purposes of this Compact,
31 Compact State and Member State may be used interchangeably.
32 (D) **“Executive Board”** means: a group of directors elected or appointed
33 to act on behalf of, and within the powers granted to them by, the
34 Commission.
35 (E) **“License”** means: authorization by a State and Psychology Regulatory
36 Authority to engage in the independent practice of psychology, which
37 would be unlawful without the authorization.
38 (F) **“Party State”** means: a state that is a party to a dispute.
39 (G) **“Rule”** means: a written statement by the Psychology
40 Interjurisdictional Compact Commission promulgated pursuant to Article

41 *XI of this Compact that is of general applicability; implements, interprets,*
42 *or prescribes a policy or provision of the Compact; or is an*
43 *organizational, procedural, or practice requirement of the Commission*
44 *and has the force and effect of statutory law in a member state and*
45 *includes the amendment, repeal, or suspension of an existing rule.*

46 *(H) “State” means: any state, commonwealth, territory, or possession of*
47 *the United States, the District of Columbia.*

48 *(I) “State Psychology Regulatory Authority” means: the Board, office or*
49 *agency with the legislative mandate to license and regulate the practice of*
50 *psychology.*

51
52 **13.2 Dispute Resolution Process – Informal, Mediation and Arbitration:**

- 53 A. The Commissioner from each Compact State shall enforce the Compact and take all
54 actions necessary and appropriate to carry out the Compact’s purpose and intent. The
55 Commission supports efforts to resolve disputes between and among Compact States and
56 encourages communication directly between Compact States prior to employing formal
57 resolution methods.
- 58 B. Any Compact State may submit a written request to the Executive Board for assistance in
59 interpreting the law, rules, and policies of the Compact. The Executive Board may seek
60 the assistance of the Commission’s legal counsel in interpreting the Compact. The
61 Executive Board shall issue the Commission interpretation of the Compact to all parties
62 to the dispute.
- 63 C. Before submitting a complaint to the Executive Board, the complaining Compact State
64 and responding Compact State shall attempt to resolve the issues without intervention by
65 the Commission.
- 66 D. When disputes among party Compact States are unresolved through informal attempts,
67 the Commission shall request assistance from the Executive Board.
68 (1) It is the duty of the Executive Board to address disputes between or among the
69 Compact States concerning the Compact when informal attempts between the Compact
70 States to resolve disputes have been unsuccessful.
71 (2) The Executive Board, on behalf of the Commission, in the reasonable exercise of its
72 discretion, has the authority to assist in the resolution of disputes between and among
73 Compact States concerning the Compact.
- 74 E. Informal Resolution
75 (1) The Commissioner of the state disputing another Compact State’s interpretation or
76 application of the Compact shall contact the Commissioner of the Compact State with
77 which the dispute has arisen. A written statement describing the situation should be
78 provided and enough time allowed for response and opportunity for the other
79 Commissioner to review and investigate the issues raised in the dispute.
80 (2) If interpretation of the Compact is necessary, the Commissioner shall contact the
81 Executive Board and request assistance in interpreting relevant provisions. This
82 communication to the Executive Board should be made through the Executive Director.
83 (3) The Commissioner raising the concern shall document all attempts to resolve the
84 issues.
85 (4) If all issues are resolved to the satisfaction of all party Compact States involved, no
86 further action is required.

87 F. Disputes between two (2) or more Compact States which cannot be resolved through
88 informal resolution or through the Executive Board, may be referred to mediation and/or
89 an arbitration panel to resolve the issues.

90 G. Mediation

91 (1) A Compact State that is a party to a dispute may request, or the Executive Board may
92 require, the submission of a matter in controversy to mediation.

93 (2) If a member of the Executive Board is a party to the dispute, that individual must
94 recuse him or herself from participation in the matter.

95 (3) Mediation shall be conducted by a mediator appointed by the Executive Board from a
96 list of mediators approved by the National Association of Certified Mediators, or a
97 mediator otherwise agreed to by all parties to the dispute and pursuant to procedures
98 customarily used in mediation proceedings.

99 (4) If all issues are resolved through mediation to the satisfaction of all party Compact
100 States involved, no further action is required.

101 H. Arbitration:

102 (1) In the event of a dispute between Compact States that cannot be resolved through
103 informal means or by mediation, and upon the recommendation by the Executive Board,
104 the Commissioner of the initiating Compact State(s) shall submit an Arbitration Request
105 form to the Executive Director with a copy to be sent by the initiating state to the other
106 party Compact State(s) involved.

107 (2) Each Compact State party to the dispute and the Executive Board shall submit a
108 signed Arbitration Agreement.

109 (3) The Executive Director shall coordinate the arbitration process.

110 (4) The decision of the arbitration panel shall be final and binding.

111 (5) In the event arbitration is necessary, and unless otherwise agreed by the parties, at the
112 discretion of an independent arbitration panel, the prevailing party or parties may be
113 entitled to recover the costs of such arbitration, including reasonable attorneys' fees, to
114 the extent permitted by state law of the prevailing party state.

115 (6) Arbitration award decisions may be enforced in a court of competent jurisdiction.
116

117 **13.3 Compliance and Enforcement:**

118 A. The Commissioner in each party Compact State shall enforce the Compact and shall take
119 all actions necessary and appropriate to carry out the Compact's purposes and intent. The
120 Commission supports voluntary, collaborative efforts to resolve compliance and
121 enforcement issues in lieu of formal dispute resolution procedures or other legal
122 enforcement action between and among all party Compact States. All affected parties are
123 encouraged to communicate with each other directly and make every effort to resolve
124 issues.

125 B. Any Compact State may submit a written request to the Executive Board for assistance in
126 interpreting the Compact. The Executive Board may seek the assistance of legal counsel
127 in interpreting the Compact, particularly concerning compliance and enforcement. The
128 Executive Board's interpretation of the Compact will be issued in writing to all parties to
129 the dispute.

130 C. At the discretion of the Executive Board, appropriate technical assistance and training
131 may be provided to any party Compact State seeking to voluntarily address a compliance
132 issue.

- 133 D. When compliance or enforcement is unresolved through informal attempts, the
134 Commissioner shall request assistance from the Executive Board.
135 (1) It is the duty of the Executive Board to address alleged substantive or recurrent
136 violations of the Compact when informal attempts to attain compliance have been
137 unsuccessful.
138 (2) The Executive Board shall make recommendations to the parties to resolve the issue.
139 (3) If the parties are unable to resolve the issues, the Commission, in the reasonable
140 exercise of its discretion, shall enforce the Compact.
- 141 E. Compliance and enforcement issues that cannot be resolved through informal resolution
142 or through the Executive Board shall be referred to an arbitration panel or other
143 appropriate legal action as provided in Article X of the Compact at the discretion of the
144 Executive Board.
- 145 F. Dispute Arbitration:
146 (1) In the event that a Compact State's Compact default/non-compliance cannot be
147 resolved through the procedures described above in this section, the Executive Board
148 may order arbitration before a three (3) member independent arbitration panel for
149 determination of the default/non-compliance and enforcement of the Compact.
150 (2) Each involved Compact State shall submit a signed Arbitration Agreement form.
151 (3) The Executive Director shall coordinate the arbitration process.
152 (4) The decision of the arbitration panel is final and binding.
153 (5) Unless otherwise agreed by the parties, and at the discretion of the arbitration panel,
154 the prevailing party or parties may be entitled to recover the costs of the arbitration,
155 including reasonable attorneys' fees, if permitted by the laws of the prevailing state.
156

157 **13.4 Enforcement Remedies Against a Defaulting State:** If the Commission determines that a
158 Compact State has at any time defaulted in the performance of any of its obligations or
159 responsibilities under the Compact, Bylaws or duly promulgated Rules, the Commission may
160 impose any or all of the following remedies:

- 161 A. Remedial training and technical support as directed by the Commission;
162 B. Damages and/or costs in such amounts as are deemed to be reasonable as fixed by the
163 Commission;
164 C. Suspension of membership in the Compact; and
165 D. Termination of membership in the Compact.
166

167 **13.5 Grounds for Default.** Grounds for default include but are not limited to, failure of a
168 Compact State to perform obligations or responsibilities imposed by the Compact, Commission
169 Bylaws, or duly promulgated Rules. The Commission shall notify the defaulting Compact State
170 in writing of any penalty imposed by the Commission on the defaulting Compact State pending a
171 cure for the default in a reasonable time as stipulated by the Commission.
172

173 **13.6 Costs.** The Commission shall not bear any costs relating to the defaulting Compact State
174 unless otherwise mutually agreed upon between the Commission and the defaulting Compact
175 State.
176

177 **13.7 Judicial Enforcement.** The Commission may by majority vote of the Commissioners,
178 initiate legal action in the United District Court for the State of Georgia to enforce compliance

179 with the provisions of the Compact, its duly promulgated Rules and Bylaws against any Compact
180 State in default. In the event that judicial enforcement is necessary, the prevailing party shall be
181 awarded all costs of such litigation including reasonable attorney's fees.

182

183

184 *Italicized definitions are mirrored directly from the PSYPACT Compact Language.*

PSYPACT POLICIES AND PROCEDURES

Policy Number: 1.1
Area: Administration
Authority: Compact - Article X C
Purpose: To establish the period of time records will be retained and subsequently destroyed by the PSYPACT Commission.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

1. Records are retained at least seven (7) years or as long as is required by law and scanned and stored when appropriate. This must be followed and can only be changed with the approval of the PSYPACT Executive Board.
2. When records are stored at an offsite location, they are to be placed in a file storage box with the contents and date of destruction clearly noted on the outside of the box.
3. The destruction or deletion of records must be approved by the PSYPACT Executive Board.
4. All records will be maintained in a secure format.
5. Record destruction or deletion, including email, is prohibited if there is any pending or continuing litigation.

Policy Number: 1.2
Area: Administration
Authority: Compact - Article X Section C
Bylaws - Article VI

Purpose: The purpose of the conflict of interest policy is to foster public confidence and trust in the PSYPACT Commission and to protect the interests of the PSYPACT Commission as it conducts its business. This policy is intended to prevent actual conflicts from influencing PSYPACT Commissioners or PSYPACT Staff in the performance of their duties.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

PSYPACT Commissioners and PSYPACT Staff occupy positions of trust and good faith and are obligated to act in the best interest of PSYPACT, and its Compact states, without regard to their personal benefit or the interests of other organizations with which they are associated. PSYPACT Commissioners and PSYPACT Staff shall disclose all actual conflicts of interest and shall recuse themselves from all discussions and decisions when a conflict of interest has been disclosed or identified, unless a majority of the quorum of the PSYPACT Commission determines otherwise.

Definitions:

- A. "Conflict of Interest" means: An actual conflict of interest exists when a financial or other relationship might directly or indirectly benefit the private or personal interests of a PSYPACT Commissioner or PSYPACT Staff or prejudice a PSYPACT Commissioner or PSYPACT Staff in business before the PSYPACT Commission. A majority of the quorum of the PSYPACT Commission may determine if an actual conflict of interest exists for a PSYPACT Commissioner or PSYPACT Staff.
- B. "Financial Interest" means: an interest, whether through commitment, investment, relationship, obligation, involvement, loan, donation, exchange transaction, or otherwise, direct or indirect, that may influence a Commissioner's and/or staff's judgement.
- C. "Gift" means: any item or service with monetary value in excess of \$25.00 offered to the PSYPACT Commission, a PSYPACT Commissioner or PSYPACT Staff without the expectation of compensation to the contributor. The gift might be tangible or intangible.

Requirements:

- A. Duty to Disclose. PSYPACT Commissioners and PSYPACT Staff have a duty to disclose all actual conflicts of interest for themselves or other PSYPACT Commissioners or PSYPACT Staff.
- B. Personal recusal. PSYPACT Commissioners and PSYPACT Staff who disclose a personal conflict of interest shall recuse themselves from all discussions and decisions, on the matter, unless otherwise determined by a majority of the quorum of the PSYPACT Commission, or by a majority of a committee designated by the PSYPACT Commission. The recusal shall be recorded in the PSYPACT Commission minutes or in a disclosure form provided by the PSYPACT Commission at the initiation of a meeting.
- C. Commission-directed recusal. If a PSYPACT Commissioner or PSYPACT Staff becomes aware of the existence of an actual conflict of interest, the PSYPACT Commissioner or PSYPACT Staff shall provide this information to the PSYPACT Commission or a committee designated by the PSYPACT Commission. Upon the Commissioner's own motion, or motion of a party, a majority of the quorum of the PSYPACT Commission may recuse a PSYPACT Commissioner upon a determination that the actual conflict of interest raises an unacceptable risk of bias or prejudgment in matters before the PSYPACT Commission. The recusal shall be recorded in the PSYPACT Commission minutes or in a disclosure form provided by the PSYPACT Commission at the initiation of a meeting.
- D. Gifts. The PSYPACT Commission shall maintain a public listing of all gifts.
- E. Annual review of this policy. Each PSYPACT Commissioner and PSYPACT Staff shall annually sign a statement which affirms such person:
 - 1. Has received a copy of the conflict of interest policy,
 - 2. Has read and understands the policy, and
 - 3. Has agreed to comply with the policy.
- F. Administration of this policy. The PSYPACT Commission Executive Board shall be responsible for administering this policy and ensuring that this policy is current, compliant with all statutory requirements and case law, and consistent with other applicable standards. The Executive Board may delegate administration and maintenance of this policy to the PSYPACT Executive Director.

Policy Number: 1.3
Area: Administration
Authority: Compact - Article X C

Purpose: To facilitate an effective and efficient system for communications within the Compact, to state psychology licensing boards, and to other groups.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission shall maintain open communication with psychology licensing boards and other interested parties. The PSYPACT Commission is subject only to the language of the Compact and its own rules and policies.

Procedure:

1. All requests for PSYPACT Commission information shall be submitted in writing to the PSYPACT Executive Director. The written request, which also includes via email, shall include the name, address, and other contact information of the requestor along with a detailed description of the information being sought.
2. When a PSYPACT Commissioner receives a request, the PSYPACT Commissioner should forward the request to the PSYPACT Executive Director.
3. The PSYPACT Executive Director will make a record of each request as it is received and notify the requestor that the request has been received.
4. All requests for information regarding the PSYPACT Commission from the public, an agency, an organization, governmental entity, or other body will be evaluated based on their merit, rules and laws governing the PSYPACT Commission. #
5. When applicable, the PSYPACT Executive Director will notify the board administrator of the psychology licensing board in the state where the request originated. #
6. The PSYPACT Executive Director will maintain a repository of information on behalf of the PSYPACT Commission.
7. The PSYPACT Executive Director shall fulfill the request for PSYPACT Commission information as reasonably possible after sending the notification of receipt.
8. For any request that the PSYPACT Executive Director determines will require extensive time, money, or other resources to fulfill, the PSYPACT Executive Director may bring the request to the PSYPACT Executive Board for consultation.
9. Any PSYPACT Commissioner who agrees to speak about PSYPACT to an entity shall notify the PSYPACT Executive Director. The PSYPACT Executive Director shall send a courtesy email to the Chair and Board Administrator of the psychology licensing board of the state in which the speech will be given prior to the speech. #

10. The PSYPACT Executive Director may speak on behalf of and represent the PSYPACT Commission including, but not limited to, testifying on behalf of PSYPACT in support of introduced PSYPACT legislation.

POLICY NUMBER: 1.4
Area: Administrative
Authority: Compact - Article XIII C
Purpose: To describe the process for a Compact state to withdraw from the Compact.
Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Any Compact state may withdraw from PSYPACT by enacting legislation repealing the Compact Statute. As provided in the Compact language, the withdrawal will not take effect until six (6) months after the enactment of the legislation repealing the Compact Statute. As stated in the Compact – Article XIII C:

Any Compact State may withdraw from this Compact by enacting a statute repealing the same.

1. A Compact State's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.
2. Withdrawal shall not affect the continuing requirement of the withdrawing State's Psychology Regulatory Authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

Procedure:

1. Action by the Compact state wishing to withdraw from PSYPACT:
 - a. The Compact state shall send email or written notification to the PSYPACT Commission Chair and PSYPACT Executive Director of the intent to withdraw prior to initiating the formal process as described in the Compact state's Compact Statute.
 - b. The Compact state shall develop a timetable for the withdrawal process and communicate the timetable to all interested parties consistent with the Compact Statute.
 - c. The timetable shall provide reasonable time for notification of psychologists holding active Compact authorizations or obtaining new Compact authorizations in the withdrawing Compact state and time for those psychologists to obtain a license in the withdrawing Compact state.
 - d. The withdrawing Compact state shall forward a copy of the repealing Compact Statute to the PSYPACT Executive Director.

2. Responsibilities of the PSYPACT Commission:

The PSYPACT Commission shall notify all states, Compact and non- Compact, and all Compact authorization holders, and those Compact authorization holders who designated the withdrawing Compact state as their home state, of the Compact state's effective date of withdrawal from PSYPACT.

Policy Number: 1.5
Area: Administration
Authority: Compact - Article X C 4
Bylaws – Article VI Section 3
Purpose: To establish PSYPACT Commission procedures for elections to the PSYPACT Executive Board.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Procedure:

1. An Elections Committee, made up of at least three (3) PSYPACT Commissioners not on the PSYPACT Executive Board, will solicit nominations at least two (2) months prior to the PSYPACT Commission Annual Meeting. Nominations for the PSYPACT Executive Board may be made up until one (1) month prior to the PSYPACT Commission Annual Meeting or from the floor during the PSYPACT Commission Annual Meeting.
2. The Elections Committee will establish the slate of candidates based on the received nominations.
3. A candidate will only be slated for one position. If not elected to that slated position, the candidate can then be nominated from the floor to run for another vacant position.
4. The Elections Committee will tally and verify the election and report the results to the PSYPACT Commission during the PSYPACT Commission Annual Meeting. Members of the PSYPACT Executive Board shall be elected by majority vote. Any election resulting in a tie will be decided by lot.

Policy Number: 1.6
Area: Administration
Authority: Compact - Article X D
Purpose: To establish how and when Compact authorization holders will be notified when a Compact state is suspended or terminated.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Upon a Compact state's suspension or termination, all psychologists holding active Compact authorizations in that Compact state shall be notified by the PSYPACT Commission.

Procedure:

Suspension of a PSYPACT Compact State:

1. 30 days prior to a meeting of the PSYPACT Commission to discuss the potential suspension of a Compact state, the PSYPACT Executive Director shall send notification of the potential of suspension to all psychologists holding active Compact authorizations.
2. Within 24 hours of the official vote to suspend by the PSYPACT Commission, the PSYPACT Executive Director shall send notification to all individuals holding active compact authorizations with the suspended state designated as their home state that that compact authorizations will be deactivated until further notice and thus are no longer valid in the suspended state.
3. Within 24 hours of the official vote to lift a suspension by the PSYPACT Commission, the PSYPACT Executive Director shall send notification to all individuals with deactivated Compact authorizations associated with said Compact state, notifying them that Compact authorizations will be re-activated within five (5) business days.

Termination of a PSYPACT Compact State

1. 30 days prior to a meeting of the full PSYPACT Commission to discuss the potential termination of a Compact state, the PSYPACT Executive Director shall send notification of the potential of termination to all psychologists holding active Compact authorizations designating this Compact state as their home state.

2. Within 24 hours of the official vote to terminate by the PSYPACT Commission, the PSYPACT Executive Director shall send notification to all psychologists holding active Compact authorizations with the suspended state designated as their home state that compact authorizations are no longer valid and will be terminated immediately until another home state can be designated.
3. Within 24 hours of the official vote to terminate by the PSYPACT Commission, the PSYPACT Executive Director shall send notification to all individuals that this state that has been terminated from PSYPACT and that compact authorizations are no longer valid in this state.

Policy Number: 1.7

Area: Administration

Authority: Compact - Article X

Purpose: To establish the process by which minutes will be drafted, reviewed, and posted.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Minutes will be drafted, reviewed, and posted in a timely manner following the conclusion of a meeting.

Procedure:

1. Minutes of official PSYPACT Commission meetings, including PSYPACT Commission, PSYPACT Executive Board, committees, and task forces, will be drafted, and submitted to the respective entity for review and comment within ten (10) business days after the conclusion of the meeting.
2. After review and incorporation of any necessary edits as determined by the PSYPACT Executive Director, draft minutes will be posted publicly within 15 business days after the conclusion of the meeting.
3. All pending draft minutes will be reviewed the PSYPACT Commission at the PSYPACT Annual Meeting and approved. Final approved minutes will be posted publicly within 15 business days after the conclusion of that meeting.

Policy Number: 1.8

Area: Administration

Authority: Bylaws - Article VII

Purpose: To establish the role and duties of the PSYPACT Finance Committee.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

As delegated by the PSYPACT Treasurer, the PSYPACT Finance Committee shall provide support in the performance of the duties of the PSYPACT Treasurer as outlined in Article VII Section 1 D of the Bylaws

Procedure:

1. The Treasurer will give the financial report to the PSYPACT Commission at its Annual Meeting.
 2. The Treasure may direct the PSYPACT Finance Committee to assist in tasks such as:
 - a) Serving in an advisory role in developing financial policies and practices.
 - b) Reviewing quarterly financial reports and annual budget.
- #
- c) Other duties as assigned.

Policy Number: 1.9

Area: Administration

Authority: Bylaws - Article VII

Purpose: To establish the employment policies for the PSYPACT Staff.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

1. PSYPACT Staff will have employment policies provided at the time of employment by the PSYPACT Commission, or if employed and managed through a third party, said third party employer shall provide a copy of the employment policies governing the PSYPACT Staff and administer the policies as needed.
2. The third party employer will provide a copy of the employment policies to the PSYPACT annually for review and acknowledgement.

Policy Number: 1.10

Area: Administration

Authority: Bylaws - Article VII

Purpose: To establish the role and duties of the PSYPACT Rules Committee.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Procedure:

Annual Review of Bylaws, Rules and Policies

1. The PSYPACT Rules Committee will be comprised of five (5) members.
2. Annually, at a time determined by the PSYPACT Rules Committee Chair, the PSYPACT Rules Committee will solicit suggestions from PSYPACT Commissioners, Compact state psychology licensing board administrators, and PSYPACT Staff for suggested amendments to the PSYPACT Commission Bylaws, Rules and Policies.
3. The PSYPACT Rules Committee will review all submitted suggestions and draft proposed amendments for any suggestions that the PSYPACT Rules Committee mutually agrees should be made within 30 calendar days of the receipt for comments deadline.
4. The PSYPACT Rules Committee will then provide both the PSYPACT Executive Board and all PSYPACT Commissioners and Compact state psychology licensing board administrators the opportunity for informal review and comment on the proposed draft amendments prior to making any official recommendation. The comment period will be no more than 30 calendar days.
5. After consideration of informal comments on the proposed draft amendments, the PSYPACT Rules Committee will make changes that it agrees should be made and vote on a final version of the proposed draft amendments to recommend for PSYPACT Executive Board consideration within 60 calendar days of the next scheduled PSYPACT Executive Board Meeting.
6. If the PSYPACT Executive Board does not vote to recommend the proposed draft amendments for consideration by the full PSYPACT Commission, the PSYPACT Rules Committee will review the amendments and revise as necessary before voting again to recommend to the PSYPACT Executive Board.

Policy Number: 1.11

Area: Administration

Authority: Bylaws - Article X

Purpose: To establish financial processes of the PSYPACT Commission.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission finances shall be conducted in accordance with common financial practices and shared with PSYPACT Commissioners. The fiscal year of the PSYPACT Commission shall be January 1 through December 31.

Procedure:

Financial Reporting

1. Treasurer's Report at Annual Meeting

The Treasurer of the PSYPACT Commission, with the assistance of the PSYPACT Executive Director, will present an annual report to the PSYPACT Commission at the PSYPACT Annual Meeting.

2. Review of Financial Activities

Financial statements will be prepared in a timely manner at the conclusion of each quarter. Such statements will be distributed to the Treasurer of the PSYPACT Commission, PSYPACT Commission Finance Committee, and PSYPACT Executive Board.

3. Reporting Financial Matters to Compact States

Actual incomes and expenses will be published and shared with the PSYPACT Commission and Compact state psychology licensing board administrators after the end of the fiscal year or after an annual audit is completed.

Annual Budget

1. The PSYPACT Executive Director will summarize and discuss the proposed annual budget with the Treasurer of the PSYPACT Commission. The Treasurer of the PSYPACT Commission will submit the annual budget to the PSYPACT Executive Board for consideration.

2. The PSYPACT Executive Board will submit the proposed annual budget for consideration and vote by the full PSYPACT Commission at the PSYPACT Annual Meeting.

Policy Number: 1.12

Area: Administration

Authority: Bylaws - Article VIII Section 2

Purpose: To establish processes to manage contracts on behalf of the PSYPACT Commission

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Contracts binding on the PSYPACT Commission may only be signed by an individual delegated in writing the authority to sign such contract in compliance with this policy.

Definition:

“Contract” means any contract, agreement, memorandum of understanding, memorandum of agreement, letter of intent, or other written or electronic document, or renewal of or amendment to such document that commits the funds, personnel, facilities, equipment, property, or other resources of the PSYPACT Commission.

Procedure:

1. Contracts necessary for the daily operation of PSYPACT and the PSYPACT Commission may be executed by the PSYPACT Executive Director or the PSYPACT Executive Director’s designee.
2. Consistent with this policy, the following officials are authorized to execute contracts as described below:
 - a) The PSYPACT Executive Director is authorized to execute all contracts necessary for the operation of PSYPACT and the PSYPACT Commission.
 - b) If the written delegation of authority to execute contracts so permits, the authorized officials may sub-delegate authority to execute contracts to other officers or individuals in writing.

Policy Number: 1.13

Area: Administration

Authority: Bylaws - Article X

Purpose: To establish processes to manage the PSYPACT Commission/ Association of State and Provincial Psychology Boards (ASPPB) Memorandum of Understanding (MOU)

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission and the Association of State and Provincial Psychology Boards (ASPPB) have engaged in a Memorandum of Understanding (MOU), which provides for services needed by the PSYPACT Commission including staffing, consultation services, office space, and access to ASPPB data systems.

Procedure:

Review and Modification of the MOU:

1. The PSYPACT Executive Director will review the MOU by September 1st of each year to see if any changes are needed.
2. The PSYPACT Executive Director will provide a summary of their review and present to the PSYPACT Commission at its annual meeting.
3. The PSYPACT Commission will review the MOU at its Annual Meeting and instruct the PSYPACT Executive Director on how to proceed.
4. The PSYPACT Executive Director will provide written notice to the ASPPB Chief Executive Officer as specified in the MOU if any changes are noted.
5. If at any time, the PSYPACT Commission wishes to terminate the MOU, the PSYPACT Executive Director will provide 60 days written notice on behalf of the PSYPACT Commission to the ASPPB Chief Executive Officer.

Process for Compliance with Payment Provisions of the MOU:

1. The PSYPACT Executive Director will compute the quarterly number of Compact authorization applications received each quarter and will authorize payment from the PSYPACT bank account to ASPPB.
2. The PSYPACT Executive Director will provide verification of the quarterly payment to the PSYPACT Treasurer.

Policy Number: 1.14

Area: Administration

Authority: Compact - Article X
Bylaws - Article VI

Purpose: To establish the processes for maintaining the PSYPACT website and other public facing media.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission provides information via its website and other public facing media. The PSYPACT Commission Training and Public Relations Committee shall oversee substantive changes and may delegate maintenance to PSYPACT Commission staff.

Procedure:

1. All substantive information provided on the PSYPACT website or other public facing media shall be reviewed and approved by the PSYPACT Commission Training and Public Relations Committee prior to posting.
2. The PSYPACT Commission Training and Public Relations Committee delegates to the PSYPACT Executive Director, or staff designated by the PSYPACT Executive Director, the authority to make non-substantive updates and changes to the PSYPACT website and other public facing media which are administrative or technical in nature, as deemed necessary to conduct business. Examples include but are not limited to:
 - a Posting of minutes.
 - b Posting notices of meeting dates and times.
 - c Posting of public documents as approved by the PSYPACT Commission and/or its committees.
 - d Posting of press and information releases as approved by the PSYPACT Commission and/or its committees.
 - e Posting of reports and audit results approved by the PSYPACT Commission and/or its committees.
 - f Posting of updates to the information regarding the level of participation by Compact states and legislation introduced by states to join PSYPACT.
 - g Posting of contact information for the PSYPACT Commission.

- h Posting of rulemaking information as approved by the PSYPACT Commission Rules and Administrative Policies Committee Technical updates as they relate to the Compact authorizations application processes.
- i Other specific actions as authorized by the PSYPACT Commission Training and Public Relations Committee.

Policy Number: 1.15
Area: Administration
Authority: Compact - Article X F 5
Purpose: To establish the processes for creating and disbursing the PSYPACT Annual Report

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission shall provide an annual report.

Procedure:

1. The PSYPACT Commission Training and Public Relations Committee shall be responsible for the creation, production and distribution of the PSYPACT Annual Report. The PSYPACT Commission Training and Public Relations Committee may delegate any and all of these responsibilities to the PSYPACT Executive Director.
2. The PSYPACT Annual Report shall be released not later than 180 days after the end of the fiscal year.
3. The content of the PSYPACT Annual Report shall be determined by the PSYPACT Commission Training and Public Relations Committee which will include at a minimum:
 - a Reports of financial audits and any recommendations that may have been adopted by the PSYPACT Commission.
 - b A report of the budget.
 - c A summary of policies, amendments to bylaws, amendments to the rules and any advisory opinions that were issued during the previous fiscal year.
 - d Information on Compact authorizations issued during the year.
 - e Information on compliance actions through the Compact.
 - f A roster of Compact states and appointed commissioners.
 - g A summary of committee activities.
 - h A report from the PSYPACT Executive Director.
4. The PSYPACT Executive Board may approve the publication of the annual report as presented by the PSYPACT Commission Training and Public Relations Committee. The PSYPACT Executive Board may delegate administration and maintenance of this policy to the PSYPACT Executive Director.

Policy Number: 1.16
Area: Administrative
Authority: Compact - Article X C
Purpose: To establish a uniform policy on the use of the PSYPACT logo and other brand elements by non-Commission parties.
Date Approved: November 20, 2020

Policy:

In order to protect the reputation and integrity of the Commission and its name, logo and other brand elements (hereinafter, "Brand Elements"), the use of Commission Brand Elements by Non-Commission Individuals or Entities shall be limited to educational, informational, legislative and similar purposes, and may not be used in any way that is false, malicious, misleading, or that implies a commercial endorsement or relationship between PSYPACT and any other individual or entity.

Definitions:

- A. "Brand Element" means a word, name, symbol or logo adopted by, or that identifies or refers to, the Psychology Interjurisdictional Compact and/or the Commission (collectively, "PSYPACT"), and/or the goods or services of PSYPACT. Brand Elements specifically include, but are not limited to, the PSYPACT name and logo.
- B. "Non-Commission Individuals or Entities" means any person, organization, corporation, partnership, sole proprietorship, or any other type of entity, other than duly appointed Commissioners and/or staff of PSYPACT.

Procedures:

- A. Non-Commission Individuals or Entities may utilize the Brand Elements only for informational, educational and/or bona fide legislative purposes that are consistent with and which further the purpose, mission and functions of PSYPACT.
- B. Without limiting the foregoing, examples of permissive use of PSYPACT Brand Elements as set forth in (A) above shall include, but not be limited to:
 - a. Materials for a presentation to state officials for purposes of considering enactment of the Compact legislation.
 - b. Materials in an educational presentation at a conference, seminar and/or professional meeting of licensed psychologists or others in the psychology profession.

- c. Information on a website, blog, social media application, or other such application or site intended to educate users or visitors about PSYPACT and/or the psychology profession.
- C. The Brand Elements may not be used in any manner that is, in the sole opinion of PSYPACT, false, misleading, unfair, malicious, inappropriate, defamatory, obscene, infringing, offensive or inaccurate, or otherwise objectionable to PSYPACT.
- D. The Brand Elements may not be utilized in any manner that expresses or implies a commercial or business relationship, partnership, affiliation or other business or proprietary relationship between PSYPACT and any Non-Commission Individuals or Entities, or that can be reasonably interpreted to suggest content has been authorized by, or represents the views or opinions of PSYPACT or its Commissioners, staff or representatives.
- E. The Brand elements may not be used in any matter that expresses or implies an endorsement or acceptance of the products, services or other offerings of any Non-Commission Individuals or Entities.
- F. Brand Elements may not be utilized on any website or application that contains or displays adult content, promotes gambling, involves the sale of tobacco or alcohol, or otherwise violates applicable law.
- G. Non-Commission Individuals or Entities may not adopt or utilize in any manner any marks, logos, slogans, or designs that are confusingly similar to the Brand Elements.
- H. All Brand Elements remain the intellectual property of PSYPACT.
- I. Any use in a manner inconsistent with this Policy, or in any manner that the Commission determines is inappropriate or unacceptable, shall constitute a violation and shall be subject to a cease-and-desist order from the Commission and/or its legal counsel. Any use of Brand Elements in contravention of this Policy shall cease immediately even in the absence of such a cease-and-desist notification.
- J. Any Non-Commission Individual or Entity that wishes to use a Brand Element in any manner not expressly permitted by this Policy shall contact PSYPACT prior to any such use so that the Commission may make a determination on the acceptability of any such proposed use.

Policy Number: 2.1

Area: Implementation

Authority: Compact - Article XII

Purpose: To assure that states prepare/adopt language consistent with the model Psychology Interjurisdictional Compact language.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

1. Any compact or enabling statute provisions that require a psychologist to meet additional requirements to obtain or maintain a compact authorization will be deemed to impose material limitations and conditions on the exercise of the Compact authorization and to constitute a material variation from the Compact enacted by the existing Compact states.
2. Any compact or enabling statute provisions that require a psychologists to notify the state psychology licensing board that they are practicing in the state so that the state may determine the availability of psychologists or practice patterns within its jurisdiction, etc. are not deemed to impose a material limitation or condition on the exercise of the Compact authorization or to constitute a material variation from the Compact enacted by the existing Compact states so long as the state psychology licensing board does not require registration, payment of a fee, satisfaction of a background check or other conditions as a precondition to practice on a Compact authorization in the state.

Procedure:

1. If PSYPACT Staff or a PSYPACT Commissioner becomes aware of proposed Compact legislation or when the Compact is enacted by a new state, the PSYPACT Executive Director will review the statute adopting the Compact to determine whether the statute imposes material limitations and conditions on the ability to practice in the state pursuant to a Compact authorization and whether the Compact, as enacted, contains other material variations from the Compact as enacted by existing Compact states. All reasonable efforts will be made to notify a state which introduces proposed Compact legislation, prior to the enactment of said statute.
2. Where the PSYPACT Executive Board, in consultation with legal counsel, determines that the Compact legislation, as enacted by a new state, is materially different from the enactments of the other Compact states, the PSYPACT Executive Director will notify the new state that the

PSYPACT Commission will not recognize it as effectively adopting the Compact and identify the reasons therefore.

3. States enacting Compact legislation that is determined to be materially equivalent by the PSYPACT Executive Director will automatically be deemed a member of the PSYPACT Commission. Subsequently, the PSYPACT Executive Director will send notification to the PSYPACT Executive Board, PSYPACT Commissioners, and the board administrator of the new Compact state psychology licensing board.

Policy Number: 2.2

Area: Implementation

Authority: Compact - Article III
Bylaws - Article III & IV
Rule – Section 9

Purpose: To provide guidance to Compact states regarding the requirements to complete the implementation of the Psychology Interjurisdictional Compact (PSYPACT) and be ready to recognize Compact authorizations

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

A Compact state must satisfactorily demonstrate its readiness to begin recognizing Compact authorizations before psychologists in other Compact states can practice under Compact authorization(s) in said state.

Procedure:

Compact states must implement the following items and inform the PSYPACT Executive Director once implementation is complete:

1. Identify the PSYPACT Commissioner to serve on the PSYPACT Commission no later than 90 days after the effective date of the PSYPACT legislation.
2. Have PSYPACT Commissioner and appropriate staff participate in the Compact implementation calls.
3. Fully implement the requirements of PSYPACT Rule Section 9 regarding the Coordinated Licensure Information System.
4. If necessary, adopt any new rules related to the Compact.

Policy Number: 2.3
Area: Implementation
Authority: Compact - IV and V
Rule - Section 4 and 5
Purpose: To establish the process by which Compact authorization applications are reviewed.
Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Authority to Practice Interjurisdictional Telepsychology (APIT) and Temporary Authorization to Practice (TAP) authorizations are issued by the PSYPACT Commission and are required to practice under the authority of PSYPACT.

Procedure:

1. A psychologist wishing to practice under the authority of PSYPACT must first obtain an Authority to Practice Interjurisdictional Telepsychology (APIT) to practice interjurisdictional telepsychology or a Temporary Authorization to Practice (TAP) to practice temporary, in-person face-to-face psychology in another Compact state.
2. A psychologist applies for the APIT and/or TAP through the Association of State and Provincial Psychology Boards' (ASPPB) current online application management software.
3. An application shall be opened once any portion of an application and the fee is received.
4. Initial review of an application shall be made by a PSYPACT Staff. This initial review shall consist of the completion of an application checklist in order to verify that the required documentation has been submitted by the applicant and primary source verification was completed.
5. If the application is deemed incomplete, the applicant will be notified of the deficiencies precluding action on the application.
6. Once an application is determined to be complete, an evaluation of the application shall be conducted by two (2) PSYPACT Staff reviewers.
7. After the first reviewer recommends approval or denial of the application, the application shall be forwarded to the next reviewer. If both reviewers concur, the application will be deemed approved or denied by the PSYPACT Commission. If the reviewers do not concur, the application will be submitted to the PSYPACT Commission for a final determination.
8. All reviews will be completed by electronic means.
9. The applicant will be notified of a decision on the application.

Policy Number: 2.4

Area: Implementation

Authority: Compact - III
Rule - Section 4.4 and 5.4

Purpose: To establish the process by which Compact authorization holders must notify the PSYPACT Commission of a change in home state.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Compact authorization holders must notify the PSYPACT Commission of a change in home state within 30 days per PSYPACT Rule 4.4 and 5.4.

Procedure:

1. If a Compact authorization holder changes home state, as defined in PSYPACT Rules 4.4 and 5.4, the Compact authorization holder must update their identified home state in the Association of State and Provincial Psychology Boards (ASPPB) current application management software.

Policy Number: 2.5

Area: Implementation

Authority: Compact - IX
Rule - Section 9

Purpose: To establish the process by which Compact authorization status will be verified to third parties.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Compact authorization status will be provided to third parties when authorized by Compact Authorization Holders.

Definitions:

A. Authority to Practice Interjurisdictional Telepsychology (APIT) Statuses:

- i. Active: Certificate has been approved
- ii. Expired 1: Users E.Passport certificate has expired
- iii. Expired 2: Users E.Passport Certificate has expired for 2 renewal periods
- iv. Expired Permanently: Users E.Passport Certificate has expired permanently and must reapply.
- v. Active*: Significant Investigatory Information has been identified. User cannot modify their Home State while listed as Active* but can use the certificate. Only Commissioners and/or PSYPACT Staff have access to this information.
- vi. Suspended: User is in an Alternative Program. Certificate cannot be used while listed as Suspended
- vii. Voluntarily Resigned: User has requested the certificate be closed.
- viii. Revoked: Disqualifying activity identified, and certificate is closed

B. Temporary Authorization to Practice (TAP) Statuses:

- i. Active: Certificate has been approved
- ii. Expired 1: Users Interjurisdictional Practice Certificate (IPC) has expired
- iii. Expired 2: Users IPC has expired for 2 renewal periods
- iv. Expired Permanently: Users IPC has expired permanently and must reapply.
- v. Active*: Significant Investigatory Information has been identified. User cannot modify their Home State while listed as Active* but can use the certificate. Only Commissioners and/or PSYPACT Staff have access to this information.
- vi. Suspended: User is in an Alternative Program. Certificate cannot be used while listed as Suspended

- vii. Voluntarily Resigned: User has requested the certificate be closed.
- viii. Revoked: Disqualifying activity identified, and certificate is closed

Procedure:

1. Verifications will be conducted via a public directory to be housed on the PSYPACT website.
2. Compact authorization holder must complete the appropriate release of information form to request paper verification of their Compact authorization status be sent to a third party..
3. Based on a completed release of information form, PSYPACT Staff will verify the following information:
 - a) E.Passport Number
 - b) E.Passport Issue Date
 - c) E.Passport Status
 - d) E.Passport Renewal Date
 - e) APIT Issue Date
 - f) APIT Status
 - g) APIT Home State
 - h) IPC Number
 - i) IPC Issue Date
 - j) IPC Status
 - k) IPC Renewal Date
 - l) TAP Issue Date
 - m) TAP Status
 - n) TAP Home State

Policy Number: 3.1

Area: Discipline

Authority: Compact - Article VII and VIII
Rules - Section 7

Purpose: To assist Compact states in obtaining evidence for investigative and disciplinary purposes when an incident occurs in another Compact state.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Compact states will assist in obtaining evidence necessary for investigations and disciplinary proceedings in Compact states, as allowed by state law and PSYPACT Rules.

Procedure:

1. The Compact state requesting investigatory information shall communicate directly with the psychology licensing board of the state making the notification of available investigatory information. The designated staff of each state shall come to a mutual agreement on what information will then be formally requested in writing and shared between the states based on their respective state laws.
2. The Compact state needing the documentary evidence shall request, in writing, that the psychology licensing board of the state where the incident occurred obtain the requested records. The request shall be specific regarding the time frame to be covered and documents needed (medical records, personnel records, policies, time records, etc.)
3. The Compact state where the incident occurred shall acknowledge the request within ten (10) business days of receipt and will provide an estimated time within which the information will be provided.
4. The Compact state will facilitate obtaining requested records as allowed by state law and PSYPACT Rules, including but not limited to, subpoenas and formal requests.
6. Those Compact states allowed by law to issue subpoenas will do so within ten (10) days of receipt of request.

Policy Number: 3.2

Area: Discipline

Authority: Compact - Article IX
Rule - Section 9

Purpose: To establish the process by which Compact states will report adverse actions to the PSYPACT Commission.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

Compact states must report any new adverse actions taken on a license to the PSYPACT Commission.

Definition: "Adverse Action" means any action taken by a State Psychology Regulatory Authority which finds a violation of a statute or regulation that is identified by the State Regulatory Authority as discipline and a public matter.

Procedure:

1. Compact states will use the jurisdiction interface of the Association of State and Provincial Psychology Boards (ASPPB) Disciplinary Data System (DDS) to log any adverse action taken on a license in accordance with the requirements of PSYPACT Rule 9.
2. The effective date of the adverse action, as referenced in PSYPACT Rule 9, is to be defined as the date in which the psychology licensing board order officially goes into effect after any appeals or mandated delays.

Policy Number: 3.3

Area: Discipline

Authority: Compact - Article IV and V

Purpose: To establish the process by which Compact authorizations will be terminated.

Date Approved:

Amendment History (List when amended and cite section number):

- None

Policy:

The PSYPACT Commission will terminate Compact authorizations if the Compact authorization holder is found to have violated PSYPACT Law, Rules, Bylaws or Policies or if notified by a psychology licensing board, after due process, that a state's laws have been violated.

Procedure:

1. Upon termination of a Compact authorization, the PSYPACT Staff as designated will send an email notification to the psychologist that all Compact authorizations were terminated.
2. Upon termination of a Compact authorization, the PSYPACT Executive Director will send email notification to all Compact states notifying of the termination of Compact authorization.

THERE ARE TWO WAYS TO PRACTICE UNDER PSYPACT

As a psychologist licensed in a PSYPACT state, you will soon be eligible to apply to practice telepsychology and/or conduct temporary in-person, face-to-face practice in PSYPACT states.

HERE IS WHAT YOU NEED TO KNOW:

TO PRACTICE



TELEPSYCHOLOGY



PSYPACT Commission Requirements

- In order to practice telepsychology under the authority of PSYPACT, the PSYPACT Commission requires that a psychologist obtain an Authority to Practice Interjurisdictional Telepsychology (APIT).



Authority to Practice Telepsychology Requirements

- Possess an active ASPPB E.Passport (see requirements below)
- Hold a full, unrestricted license to practice psychology in a PSYPACT state
- Provide attestations



ASPPB E.Passport Requirements

- Have a current, active psychology license based on a doctoral degree in at least one PSYPACT state
- No disciplinary action listed on any psychology license
- Have a doctoral degree in psychology from a program that was accredited by APA/CPA or designated as a psychology program by the ASPPB/ National Register Joint Designation Committee at time of conferral; or deemed to be equivalent by a recognized foreign credential evaluation service
- Official transcripts must be sent to ASPPB from institution granting degree
- Successful completion of the Examination for Professional Practice (EPPP) with a score that meets or exceeds the established ASPPB recommended passing score at the time of application
- Annual renewal with three (3) hours of continuing education relevant to the use of technology in psychology



Fees

- APIT Fee: \$40 (one time fee)
- ASPPB E.Passport Application Fee: \$400 (one time fee)
- ASPPB E.Passport Renewal Fee: \$100 (annual fee)



Time Limit

- Unlimited



Scope of Practice

- Subject to the Receiving State's scope of practice



Initiation and Provision of Psychological Services

- When treating a client/patient in a Receiving State, a psychologist must initiate a client/patient contact while physically located in a psychologist's Home State via telecommunications technologies.

TO CONDUCT



TEMPORARY PRACTICE



PSYPACT Commission Requirements

- In order to conduct temporary practice under the authority of PSYPACT, the PSYPACT Commission requires that a psychologist obtain a Temporary Authorization to Practice (TAP).



Temporary Authorization to Practice Requirements

- Possess an active ASPPB Interjurisdictional Practice Certificate (IPC) (see requirements below)
- Hold a full, unrestricted license to practice psychology in a PSYPACT state
- Provide attestations



ASPPB IPC Requirements

- Have a current, active psychology license based on a doctoral degree in at least one PSYPACT state
- No disciplinary action listed on any psychology license
- Have a doctoral degree in psychology from a program that was accredited by APA/CPA or designated as a psychology program by the ASPPB/ National Register Joint Designation Committee at time of conferral; or deemed to be equivalent by a recognized foreign credential evaluation service.
- Official transcripts must be sent to ASPPB from institution granting degree
- Annual renewal



Fees

- TAP Fee: \$40 (one time fee)
- ASPPB IPC Application Fee: \$200 (one time fee)
- ASPPB IPC Renewal Fee: \$50 (annual fee)



Time Limit

- 30 days per calendar year per PSYPACT state



Scope of Practice

- Subject to the Distant State's scope of practice



Authority and Law

- A psychologist practicing into a Distant State under the TAP will be subject to the Distant State's authority and law.

ASPPB Mobility Committee Letter



ASPPB

Association of State and
Provincial Psychology Boards

Supporting member jurisdictions in fulfilling their responsibility of public protection

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Director of Educational Affairs

Jacqueline B. Horn, PhD

Director of Professional Affairs

Alex Siegel, JD, PhD

July 1, 2021

Ms. Janet Orwig

PSYPACT Executive Director

215 Market Rd.

PO Box 849

Tyrone, Georgia

30290

Dear Ms. Orwig:

Re: Educational Requirements for E-Passport and IPC

As you are aware, the ASPPB BOD, executive officer, and the PSYPACT Commission have received many letters from a variety of constituencies, outlining concerns with the APA/CPA and Joint Designation educational requirement for the E. Passport and the Interjurisdictional Practice Certificate (IPC). Most of these letters cite older psychologists as being the ones who find this requirement exceedingly difficult to meet.

In order to address these concerns, the ASPPB Mobility Committee reviewed information (summarized below), and is requesting the PSYPACT Commission's thoughts on a recommendation to address this issue.

As detailed in the chart below (provided by APA), there was significant growth in training programs obtaining APA accreditation between 1978 and 1988. Many jurisdictions have a "senior" psychologist provision waiving some components for licensure based on length of time of licensure. In addition, you may recall that in order to address concerns of senior psychologists who had trouble documenting their passing of the EPPP, a modification to the requirements for the E-Passport and IPC was previously made, as follows:

For applicants who have been continuously licensed (active or inactive) to practice psychology at the independent level in an ASPPB member jurisdiction since January 1, 1985, documentation of completion of the EPPP is not required.

<u>Year</u>	<u>Doctoral</u>	<u>Internship</u>	<u>Postdoctoral</u>	<u>Total</u>
1948	36	—	—	36
1958	78	62	—	140
1968	97	102	—	199
1978	140	138	—	278
1988	246	347	—	593
1998	312	450	2	764
2008	374	469	48	891
2018	406	630	144	1180
2019	395	642	164	1201
2020	396	645	174	1215

As such, the below proposed modification to the E-Passport and IPC’s educational requirements, makes a similar allowance for the circumstances encountered by senior psychologists, while also recognizing the growth in APA accredited programs.

The proposed modification to the **educational requirements** for the E-passport and IPC would read follows:

Applicants who have been continuously licensed (active or inactive) to practice psychology at the independent level in an ASPPB member jurisdiction since January 1, 1985, based on a doctoral degree in psychology from a regionally accredited institution, are deemed to have met the educational requirements for the E. Passport and/or Interjurisdictional Practice Certificate (IPC).

Please note that this modification only addresses the concerns over accreditation/joint designation. Applicants will still have to have graduated from a university that was regionally accredited at the time the degree was conferred, and have received a doctoral degree in psychology. Allowing periods of inactivity in an applicant’s licensure history ensures we are not discriminating against anyone whose practice was interrupted for medical or other reasons.

I am seeking feedback from the PSYPACT commission on whether making this proposed modification to the educational requirements would cause any significant concerns for any of the compact’s member jurisdictions.

Thank you for your attention to this and please don’t hesitate to contact me if you have any questions.

Sincerely,



Alan Slusky, Ph.D., C. Psych.
ASPPB President - Elect
ASPPB Mobility Committee Chair

Letters of Request for Consideration



Nevada
Psychological
Association

Advocating for Psychologists in Nevada
Nevada Psychological Association
P.O. Box 400671
Las Vegas, NV 89140
888.654.0050 ph/fax
www.NVpsychology.org

March 4th, 2021

PSYPACT Commissioners
c/o PSYPACT Executive Director, Janet Orwig, MBA, CAE
jorwig@asppb.org

RE: PSYPACT Approval for Psychologists from non-APA/CPA Accredited Programs

Dear PSYPACT Commission,

We are writing on behalf of the Nevada Psychological Association to request a clarification regarding the approval process for licensed psychologists from non-APA/CPA accredited doctoral psychology programs to practice under the Psychology Interjurisdictional Compact (PSYPACT). We have reviewed the letter from the Illinois Psychological Association highlighting this issue. We have also reviewed the PSYPACT Governance Documents which include the Model PSYPACT Legislation, Commission Bylaws, Commission Rules, and Commission Policies and Procedures. We were unable to find any language in these documents that would prevent a qualified licensed psychologist from being approved to practice under PSYPACT. To the contrary, the language appears to be written to allow for equivalency to be demonstrated.

We are highly concerned about the possibility that licensed psychologists are being denied approval solely based upon not having a degree from an APA/CPA accredited program. Nevada faces severe shortages of psychologists and our Board of Psychological Examiners has done extensive work over the past decade to ensure licensure of psychologists who are able to demonstrate equivalency. On behalf of those psychologists, we advocate for the ability of all licensed psychologists in states within the compact to be able to practice under PSYPACT.

Finally, should the clarification we are requested indicate that psychologists from non-APA/CPA accredited programs are eligible for potential approval, we would like to see that clarification widely distributed. In particular, we know that it is important for the Association of State and Provincial Psychology Boards to have a clear understanding of PSYPACT as it often serves as a conduit of information.

Sincerely,

Noelle Lefforge, Ph.D.
Past-President, Nevada Psychological Association
On behalf of the Executive Board of the Nevada Psychological Association

CC: Dr. Gary Lenkeit (Commissioner, Nevada) garylenkeit@gmail.com



ILLINOIS PSYCHOLOGICAL ASSOCIATION

67 East Madison Street, Suite 1904 Chicago Illinois 60603

Phone: 312/372-7610

www.IllinoisPsychology.org

May 4, 2021

Dear PSYPACT Commissioners (c/o Dr. Don Meck), Dr. Burnetti-Atwell, Ms. Orwig and Dr. Granados:

I am writing on behalf of the Illinois Psychological Association's constituents who have unsuccessfully applied for PSYPACT because they have not graduated from an APA accredited graduate school. I appeal to you after exhausting all other avenues sought. In recent months I have contacted Ms. Janet Orwig at ASPPB, Illinois' Commissioner Ms. Cecilia Abundis without response and the PSYPACT Commission Chair, Dr. Don Meck.

Dr. Meck graciously responded not only by email but phone as well. In his email, Dr. Meek stated in part:

"I am sure since you championed PSYPACT in Illinois, you were aware of the limitations set out in the legislation. Not every licensed psychologist would be given the opportunity to participate in the intergovernmental agreement (between States not professional organizations) if they did not meet the requirements set out in the legislation....These requirements are part of the legislation passed by all members of PSYPACT. The commission is bound by the legislative mandates and is not an intergovernmental agency that is free to change what other member states have already agreed to when passing the legislation. This is my read of the model legislation...."

I clearly understand that all compact states must comport with the model legislation and cannot deviate without every other compact state changing their law as well. However, upon further research, the legislation that every compact state has enacted that conforms to the Model PSYPACT Legislation states:

"To exercise the Authority to Practice Interjurisdictional Telepsychology under the terms and provisions of the Compact, a psychologist licensed to practice in a Compact State must:

- 1. Hold a graduate degree in psychology from an institute of higher education that was at the time the degree was awarded:
 - a. Regionally accredited by an accrediting body recognized by the U.S. Department of Education to grant graduate degrees, OR authorized by Provincial Statute of Royal Charter to grant doctoral degrees....." (Model Licensing Act, Article IV, B 1(a).)**

As you see, the Model PSYPACT legislation does not require an APA accredited graduate school but rather a "**regionally accredited**" graduate school. Even the Rule on Compact Privilege to Practice Telepsychology refers back to the Model Legislation in **4.3 Qualifications for Authority to Practice Interjurisdictional Telepsychology: "A psychologist licensed in a Compact State must meet all qualifications as defined in the Psychology Interjurisdictional Compact Language Article IV, Section B."**

However, Article IV B (8) in the Model legislation goes on to read: ***“Meets other criteria as defined by the Rules of the Commission.”***

It is apparent that the legislation enacted in all compact states allows for rules to modify the PSYPACT law. I can only assume this is what occurred since the ASPPB website Q&A for PsyPact states:

“6. Do I have to have graduated from an APA/CPA accredited or Joint Designated program?”

Yes. Eligibility requirements state that the degree program must have been accredited by the American Psychological Association/ Canadian Psychological Association or designated by the ASPPB National Register Joint Designation Project (<https://www.asppb.net/page/JointDesignation>) at the time your degree was conferred in order to be eligible.”

Since the requirement to have graduated from an APA accredited graduate school appears not to be legally mandatory but rather discretionary as promulgated by Rules, I am respectfully requesting that the Commission revisit this issue.

It is my understanding that rules and regulations written for legislation by the Commission should merely clarify or interpret how to implement the law. The Commission cannot impose substantial changes or qualifications inconsistent (be they more or less stringent) with the law enacted in each of the compact states.

The denial of an ePassport on the basis that the criteria the Commission chooses to employ is inconsistent with the law may also possibly put the Commission in legal jeopardy.

Further, compact states may well have relied on the stated qualifications for eligibility and not realized that the rules would be changed, thereby disqualifying worthy psychologists in their respective states.

The psychologists who have contacted me about this barrier are held in high esteem, well established and leaders in the profession. Since this qualification appears to be a Rule rather than a legislative mandate, there is a process under the Commission Rules to amend this rule if not eliminate it. For example, each disqualified applicant could be reviewed on a case by case basis. Or perhaps, the Commission could grandfather those psychologists who graduated prior to 1980 because it is my understanding that most psychologists who received their licenses before 1980 didn't attend APA accredited programs as they do now. Or this group of psychologists could be placed on probation for a year. There are many creative ways to deal with this disenfranchised group. There probably are not many psychologists who fall under this umbrella but the risk of resentment, disappointment and fair play should not be underestimated.

Given that it is in the power of the Commission to change what I believe to be a Rule rather than a legislative mandate, I respectfully request that the Commission revisit this issue and seek a solution that is equitable to all concerned.

Please note that I cc'ed Ms. Janet Orwig, Dr. Maryann Burnett-Atwell and Dr. Granados from ASPPB because I was unsure if this was a PSYPACT Commission issue or an issue for the ASPPB Mobility Committee.

Most respectfully submitted,



Daniel Brewer, PsyD
IPA President



Lisa Grossman, JD, PhD, ABPP
Legislative Chair, Illinois Psychological Association

Further endorsed by:

Missouri Psychological Association

New Hampshire Psychological Association

Utah Psychological Association

May 27, 2021

Dear PSYPACT Commissioners:

We are writing on behalf of the Pennsylvania Psychological Association to express our opposition to the PSYPACT requirement that restricts the PSYPACT credential to psychologists who have graduated from programs accredited by the American Psychological Association. We respectfully request that the PSYPACT commissioners change that policy. We understand that you have received a similar request from the Illinois, Utah, Missouri, and New Hampshire Psychological Association.

This policy will exclude many licensed psychologists in Pennsylvania. Pennsylvania did not require graduation from an APA/CPA (or National Registry designated program) until 2008. Before that doctoral candidates had to have graduated from programs that were equivalent to APA standards as defined in State Board regulations (49 PA Code §41.1; §41.31). We do not have data on the number of psychologists that this would impact, but a reasonable estimate is that 20% of our members, mostly older members, would be excluded because of this policy. We derive this estimate by looking at the percentage of our members who have doctorates in fields related to psychology or other doctorates in psychology, plus a small percentage of clinical, counseling, or school psychology degree holders who may not have gone to APA approved programs (see Table below).

Terminal Degrees of Psychologists in Pennsylvania

Terminal Degree	1996	2009	2016	2018
Ph.D. Clinical Psychology	24%	24%	28%	31%
Psy.D. Clinical Psychology	6%	20%	28%	24%
Ph.D., or Ed. D. Counseling Psychology	14%	14%	16%	17%
Doctorate in field related to psychology	16%	12%	6%	5%
Master's in psychology or related field	28%	18%	11%	8%
Other doctorate in psychology	4%	5%	5%	8%
Ph.D. or Ed. D. School Psychology	7%	6%	6%	5%

We do not believe that PSYPACT's current restrictive policy adds anything that protects the public or promotes public welfare. Also, we believe that this is a deviation from the way that the PSYPACT law was intended to be enacted.

This PSYPACT policy is creating a lack of trust in ASPPB and its products, since the legislation promised equivalence, but the operating policies delivered something quite different. There is understandably a sense of betrayal from several of our members.

As you might know, there is precedent for equivalence in interjurisdictional practice. We have looked at the temporary practice provisions in many states and have not yet found one that restricts the temporary practice to psychologists who graduated from non-APA approved programs. Perhaps there are a few that do, but these are the exceptions. For example, the Pennsylvania regulation holds that “a psychologist licensed for independent practice by a statutory board of psychologist examiners of another state or a province of Canada, whose license is current and in good standing, may . . .practice psychology. . .in this Commonwealth for an aggregate of no more than 14 days” (49 PA Code §41.52 (c)). There is no mention of a graduation from an APA approved program in this temporary practice provision.

Therefore, we join with our colleagues from Illinois, New Hampshire, Missouri, and Utah in requesting a change in the policy that restricts the PAYPACT credential to those who graduates from APA approved programs. We request that the PSYPACT Commissioners return to the policy of making the credential available to those who have degrees equivalent to those from APA approved programs.

Sincerely yours,



Rachael Baturin, MPH, JD
Director of Government, Legal, & Regulatory Affairs



Ann Marie Frakes, MPA
Executive Director



10480 Little Patuxent Parkway, Ste 910, Columbia, MD 21044. Office 410-992-4258. Fax: 410-992-7732. www.marylandpsychology.org

June 24, 2021

OFFICERS OF THE BOARD

President

Esther Finglass, PhD

Janet Orwig, MBA, CAE
PSYPACT Executive Director

President-elect

Linda McGhee, PsyD, JD

210 Market Road
Suite D

Past President

Kimberly Y. Campbell, PhD

Tyrone, GA 30290

Secretary

Laura Schaffner Gray, PhD

(sent by email only to: jorwig@asppb.org)

Treasurer

Brian Corrado, PsyD

Dear Ms. Orwig and Members of The PSYPACT Commission:

Representatives-at-large

Andrea Chisolm, PhD
Shalena Heard, PhD

We are writing on behalf of the Maryland Psychological Association (MPA). As you know, Maryland passed PSYPACT this past legislative session and the law was enacted on May 19, 2021. MPA appreciated Janet Orwig's testimony which was instrumental in answering several concerns identified by members of the Maryland General Assembly.

Representative to APA Council

Katherine Killeen, PhD

The Maryland Psychological Association is aware that the PSYPACT Commission will be meeting at the end of June and respectfully requests that you consider our concern, detailed below, at your next Commission meeting.

COMMITTEE CHAIRS

Communications

Robyn Waxman, PhD

Diversity

Whitney Hobson, PsyD

Early Career Psychologist

Meghan Mattos, PsyD

Educational Affairs

Laurie Friedman Donze, PhD

Ethics

Cindy Sandler, PhD

Maryland licensed psychologists are now applying for the e.passport and submitting applications to be able to practice under the authority of PSYPACT. We are, unfortunately, finding that some of our most experienced psychologists, including MPA members who testified on behalf of PSYPACT at legislative hearings and an MPA member who has trained over 10,000 mental health professionals on the use of telehealth, do not meet e.passport criteria because they graduated from a psychology program that was not APA accredited at the time the degree was conferred and/or before the ASPPB and National Register designated list was developed in 1981. In some instances, the programs were subsequently accredited by APA or on the "designated" list once it was developed in 1981.

Legislative

Pat Savage, PhD

The MPA, therefore, is writing to request that the PSYPACT Commission review the requirement that licensed psychologists must have graduated from a program that was either APA accredited or on the National Register/ASPPB designated list at the time the degree was conferred. We ask that you consider modifying the Rules to allow individuals who graduated from a program which was APA accredited or the program was placed on the "designated" list within a specified time period following the year the degree was conferred (e.g., seven years).

Membership

Rebecca Resnik, PsyD

Professional Practice

Selena Snow, PhD

PROFESSIONAL AFFAIRS

OFFICER

Paul C. Berman, PhD

Thank you for considering our concern. If we can be of any further assistance, or if you have any questions, please do not hesitate to contact the MPA Executive Director, Stefanie Reeves, MA, CAE at 410-992-4258 or exec@marylandpsychology.org.

EXECUTIVE DIRECTOR

Stefanie Reeves, CAE

Sincerely,

Esther Finglass

Esther Finglass, Ph.D.
President

R. Patrick Savage, Jr.

R. Patrick Savage, Jr., Ph.D.
Chair, MPA Legislative Committee

cc:

Richard Bloch, Esq., Counsel for Maryland Psychological Association
Barbara Brocato & Dan Shattuck, MPA Government Affairs



ASPPB

Association of State and
Provincial Psychology Boards

Supporting member jurisdictions in fulfilling their responsibility of public protection

President

Tomás R. Granados, PsyD

Chief Executive Officer

Mariann Burnett-Atwell, PsyD

Past President

Sheila G. Young, PhD

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Hugh D. Moore, PhD, MBA

Associate Executive Officer**Member Services**

Janet P. Orwig, MBA, CAE

Senior Director of Examinations**Services**

Matt Turner, PhD

Director of Educational Affairs

Jacqueline B. Horn, PhD

Director of Professional Affairs

Alex Siegel, PhD, JD

June 17, 2021

Dr. Tracy Kantrowitz

SIOP Professional Practice Officer

Dr. Dan Schroeder

SIOP Licensure, Certification, and Credentialing Committee Chair

Dear Drs. Kantrowitz and Schroeder,

Thank you very much for the opportunity to meet with you both to discuss SIOP's thoughts on addressing the challenges that I/O psychologists experience when applying for an E-Passport. As discussed during our meeting, your proposal was to be brought forward to our Board of Directors and this was done at our recent June meeting. I am writing to provide you with some preliminary feedback on that discussion.

In reviewing the information shared with us the Board of Directors expressed appreciation for your efforts, however a number of concerns were highlighted as well. As you are aware the E-Passport, and the subsequent APIT issued by the PSYPACT commission, provides a practitioner the privilege to practice psychology in a steadily growing number of U. S. jurisdictions. It is not unreasonable to project that by this time next year, more than 50% of the U. S. states will be members of this compact. As such, ASPPB, as a federation of U. S. and Canadian regulators, has a fiduciary responsibility to its member jurisdictions to ensure that it adequately reviews the credentials of those individuals who are applying for this privilege.

While the Board of Directors appreciates the efforts that your organization has offered in reviewing potential applicants, it was felt that this effort by what is essentially a guild/advocacy organization would be inappropriate, given (a) the fiduciary responsibility that ASPPB shoulders, and (b) the strongly competing mandates/missions of SIOP vs ASPPB. As discussed with you during the meeting, one of the many reasons that accreditation was introduced as a requirement for the E-Passport was the significant change in approach to accreditation that APA undertook in 2017. It appeared that you were not aware of this change. Given that training in I/O Psychology is not APA accredited we would not necessarily have expected you to know this. However, that type of information, which is well-known to regulators, and

ASPPB in particular, is vital in making these types of determinations. This type of knowledge is clearly within our purview and this is one of the many reasons why a federation of regulators is the most appropriate body to evaluate E-Passport applicants.

The landscape on this issue is complex. The current ambivalence being displayed by many I/O psychologists around the importance of licensure, and the fact that APA does not accredit I/O training programs (at the present time), contributes to the challenges in assessing the education and training of I/O psychologists against a widely accepted standard (i.e., accreditation). We are aware that organizations such as SIOP have been encouraged in the past to advocate for accreditation of its education/training programs, as well as to encourage its members to understand the benefits of, and also advocate for, licensure of its members. The ASPPB Board of Directors continues to express its strong support of that stance.

Finally, as discussed with you both during our meeting, we are awaiting a response from APA to the ongoing correspondence between that organization and the PSYPACT commission on issues relevant to this discussion. As of this writing, ASPPB has still not received a response from APA on these issues. As such, while the ASPPB Board of Directors is not currently prepared to endorse your proposal, they are hopeful that ongoing dialogue on this issue will further illuminate the importance and benefits of licensure, so that I/O practitioners may, like their health service psychologist colleagues, enjoy the benefits associated with licensure, including the increased public protection to which the consumer is entitled.

Thank you again for your proposal and time on this matter.

Respectfully,



Alan B. Slusky, PhD, CPsych
President-Elect, ASPPB Board of Directors



Hugh D. Moore, PhD, MBA
Member at Large, ASPPB Board of Directors

Cc: Janet P. Orwig, MBA, CAE
PSYPACT Executive Director

Mariann Burnetti-Atwell, PsyD
Chief Executive Director, ASPPB

PSYPACT Member State Letter of Request



STATE OF ARIZONA
BOARD OF PSYCHOLOGIST EXAMINERS
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PHOENIX, AZ 85007
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DOUGLAS A. DUCEY
Governor

HEIDI HERBST PAAKKONEN
Executive Director

June 8, 2021

PSYPACT
Janet Orwig, MBA, CAE, Executive Director
jorwig@asppb.org

RE: Rule on Conditions of Telepsychology Practice into a Receiving State

Dear Ms. Orwig,

I write to you on behalf of the Arizona Board of Psychologist Examiners ("Board") concerning the PSYPACT rule: Conditions of Telepsychology Practice into a Receiving State.

The Board understands that in November of 2020 the PSYPACT Commission determined that the Authority to Practice Telepsychology ("APIT") definition in this rule does not extend to trainees under those psychologists who are granted an APIT privilege. Following discussion of this interpretation the Board unanimously approved a motion directing me to write to PSYPACT for purposes of proposing a revision to the rule that would extend APIT authority to trainees of psychologists who hold an APIT privilege. The Board understands there is a formal process that the proposal must navigate which is outlined in the Rule on Rulemaking.

Please contact me if you have any questions or you require that I provide additional information or clarification for this request.

Regards,

Heidi Herbst Paakkonen, MPA
Executive Director
Arizona PSYPACT Commissioner

Discipline Reports

04/02/2021 - 08/11/2021

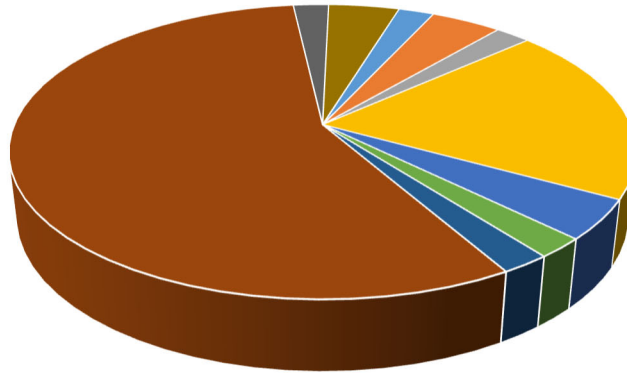
NEW CASES RECEIVED IN BOARD 04/02/2021 - 08/11/2021				
	Counseling	Psychology	Social Work	BSU Total
Cases Received for Board review	147	60	30	237

OPEN CASES (as of 08/11/2021)				
Open Case Stage	Counseling	Psychology	Social Work	BSU Total
Probable Cause Review	93	92	3	
Scheduled for Informal Conferences	17	4	16	
Scheduled for Formal Hearings	8	1	0	
Other (on hold, pending settlement, etc)	10	7	8	
Cases with APD for processing (IFC, FH, Consent Order)	4	0	3	
TOTAL CASES AT BOARD LEVEL	132	104	30	266
OPEN INVESTIGATIONS	71	34	22	127
TOTAL OPEN CASES	203	138	52	393

UPCOMING CONFERENCES AND HEARINGS	
Informal Conferences	Conferences Held: n/a Scheduled Conferences: November 19, 2021
Formal Hearings	Hearings Held: n/a Scheduled Hearings: Following board meetings, as needed

CASES CLOSED (04/02/2021 - 08/11/2021)	
Closed – no violation	37
Closed – undetermined	5
Closed – violation	3
Credentials/Reinstatement – Denied	1
Credentials/Reinstatement – Approved	0
TOTAL CASES CLOSED	46

Closed Case Categories



- Application (1)
- Business Practice Concerns (2)
- Confidentiality (1)
- Diagnosis/Treatment (9)
1 Violation
- Fraud, patient care (2)
- Inability to Safely Practice (1)
- Inappropriate Relationship (1)
- No jurisdiction (26)
- Records Release (1)
- Unlicensed Activity (2)
2 Violations

AVERAGE CASE PROCESSING TIMES (counted on closed cases)	
Average time for case closures	255 days
Avg. time in Enforcement (investigations)	87 days
Avg. time in APD (IFC/FH preparation)	59 days
Avg. time in Board (includes hearings, reviews, etc).	162 days
Avg. time with board member (probable cause review)	46 days

PSYCHOLOGY LICENSING REPORT

TOTALS AS OF AUGUST 16, 2021

Current Licenses	
Clinical Psychologists	3,984
Resident in Training	372
Applied Psychologist	26
School Psychologists	95
Resident in School Psychology	11
School Psychologist-Limited	574
Sex Offender Treatment Provider	425
Sex Offender Treatment Provider Trainee	128
Total	5,615



APPLICATIONS RECEIVED

Applications Received	April 2021	May 2021	June 2021	July 2021
Clinical Psychologists	44	24	33	28
Resident in Training	1	5	4	5
Applied Psychologist	0	0	0	0
School Psychologists	0	0	1	1
Resident in School Psychology	0	1	0	2
School Psychologist-Limited	8	5	3	2
Sex Offender Treatment Provider	3	3	1	3
Sex Offender Treatment Provider Trainee	5	0	4	9
Total	61	38	61	50

LICENSES ISSUED

Licenses Issued	April 2021	May 2021	June 2021	July 2021
Clinical Psychologists	54	20	38	23
Resident in Training	3	0	6	4
Applied Psychologist	0	0	1	
School Psychologists	1	1	2	1
Resident in School Psychology	0	1	0	
School Psychologist-Limited	9	5	5	1
Sex Offender Treatment Provider	3	2	3	1
Sex Offender Treatment Provider Trainee	5	3	4	1
Total	75	32	59	31

Additional Information:

- **Continuity of Care:**

- Executive Order 57 allowed mental health providers licensed in another state to provide continuity of care for the duration of Executive Order 51 (State of Emergency). Executive Order 51 expired on June 30, 2021. As of July 1, 2021, all individuals wanting to provide clinical services to clients who are located in Virginia must now be licensed in Virginia unless they meet the exemptions for licensure outlined in the Code of Virginia.

- **Staffing Information:**

- The Board currently has one full time employee to answer phone calls, emails and to process applications across all licensure, certification and registration types.

VIRGINIA BOARD OF PSYCHOLOGY

BYLAWS

ARTICLE I: AUTHORIZATION

A. Statutory Authority

The Virginia Board of Psychology ("Board") is established and operates pursuant to Sections 54.1-2400 and 54.1-3600 et seq., of the Code of Virginia. Regulations promulgated by the Board of Psychology may be found in 18 VAC 125-20-10 et seq., "Regulations Governing the Practice of Psychology" and 18 VAC 125-30-10 et seq., "Regulations Governing the Certification of Sex Offender Treatment Providers."

B. Duties

The Virginia Board of Psychology is charged with promulgating and enforcing regulations governing the licensure and practice of clinical, applied, and school psychology and the certification and practice of sex offender treatment providers in the Commonwealth of Virginia. This includes, but is not limited to: setting fees; creating requirements for and issuing licenses or certificates; setting standards of practice; and implementing a system of disciplinary action.

C. Mission

To ensure the delivery of safe and competent patient care by licensing health professionals, enforcing standards of practice, and providing information to healthcare practitioners and the public.

ARTICLE II: THE BOARD

A. Membership

1. The Board shall consist of nine (9) members, appointed by the Governor as follows:
 - a. Five (5) persons who are licensed as clinical psychologists;
 - b. One (1) person licensed as a school psychologist
 - c. One (1) person licensed in any category of psychology; and,
 - d. Two (2) citizen members.
2. At least one of the seven psychologist members of the Board shall be a member of the faculty at an accredited college or university in the Commonwealth and shall be actively engaged in teaching psychology.
3. The terms of the members of the Board shall be four (4) years.
4. Members of the Board shall not hold a voting office in any related professional association within the Commonwealth of Virginia or one that takes a policy position on the regulations of the Board. Members of the Board holding a voting office in a national professional association shall abstain from voting on issues where there may be a conflict of interest present. This section shall not apply to members who hold a committee membership or an office with the Association of State and Provincial Psychology Boards.

B. Officers of the Board

1. The Chair or designee shall preserve order and conduct all proceedings according to parliamentary rules, the Virginia Freedom of Information Act, and the Administrative Process Act. Roberts Rules of Order will guide parliamentary procedure for the meetings. Except where specifically provided otherwise by the law or as otherwise ordered by the Board, the Chair shall appoint all committees, and shall sign as Chair to the certificates authorized to be signed by the Chair.
2. The Vice-Chair shall act as Chair in the absence of the Chair and assume the duties of Chair in the event of an unexpired term.
3. In the absence of the Chair and Vice-Chair, the Chair shall appoint another board member to preside at the meeting and/or formal administrative hearing.
4. The Chair of the Board may function as an ex-officio voting member of any committee.

C. Duties of Members

1. Each member shall participate in all matters before the Board.
2. Members shall attend all regular and special meetings of the Board unless prevented by illness or similar unavoidable cause. In the event of two (2) consecutive unexcused absences at any meeting of the Board or its committees, the Chair shall make a recommendation to the Director of the Department of Health Professions who may notify the Secretary of Health and Human Resources and Secretary of the Commonwealth.
3. The Governor may remove any Board member for cause, and the Governor shall be sole judge of the sufficiency of the cause for removal pursuant to § 2.2-108.

D. Election of Officers

1. All officers shall be elected for a term of two (2) years and may serve no more than two (2) consecutive terms.
2. The election of officers shall occur at the first scheduled Board meeting following July 1 of each odd year, and elected officers shall assume their duties at the end of the meeting.
 - a. Officers shall be elected at a meeting of the Board with a quorum present.
 - b. The Chair shall ask for nominations from the floor by office.
 - c. The election shall occur in the following order: Chair, Vice-Chair
 - d. Voting shall be by voice unless otherwise decided by a vote of the members present. The results shall be recorded in the minutes.
 - e. A simple majority shall prevail with the Current Chair casting a vote only to break a tie.

- f. Special elections to fill an unexpired term shall be held in the event of a vacancy of an officer at the subsequent Board meeting following the occurrence of an office being vacated.

E. Meetings

1. The Board shall meet quarterly, unless a meeting is not required to conduct Board business.
2. Order of Business at Meetings
 - a. Adoption of Agenda
 - b. Period of Public Comment
 - c. Approval of Minutes of preceding regular Board meeting and any called meeting since the last regular meeting of the Board
 - d. Reports of Officers and staff
 - e. Reports of Committees
 - f. Election of Officers (as needed)
 - g. Unfinished Business
 - h. New Business
3. The order of business may be changed at any meeting by a majority vote.

ARTICLE III: COMMITTEES

A. Duties and Frequency of Meetings

1. Members appointed to a committee shall faithfully perform the duties assigned to the committee.
2. All standing committees shall meet as necessary to conduct the business of the Board.

B. Standing Committees

Standing committees of the Board shall consist of the following:

Regulatory/Legislative Committee
Special Conference Committee
Any other Standing Committees created by the Board

1. Regulatory/Legislative Committee
 - a. The Chair of the Committee shall be appointed by the Chair of the Board.
 - b. The Regulatory/Legislative Committee shall consist of at least three (3) Board members appointed by the Chair of the Board.

- c. The Committee shall consider all questions bearing upon State legislation and regulation governing the professions regulated by the Board.
- d. The Committee shall recommend to the Board changes in law and regulations as it may deem advisable and, at the discretion of the Board, shall take such steps as may further the desire of the Board in matters of legislation and regulation.
- e. The Chair of the Committee shall submit proposed changes in applicable law and regulations in writing to the Board prior to any scheduled meeting.

2. Special Conference Committee

- a. The Special Conference Committee shall:
 - i. consist of two (2) Board members;
 - ii. conduct informal conferences pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400 of the *Code of Virginia* as necessary to adjudicate cases in a timely manner in accordance with the agency standards for case resolution.
 - iii. Hold informal conferences at the request of the applicant or licensee to determine if Board requirements have been met.
- b. The Chair of the Board shall designate another board member as an alternate on this committee in the event one of the standing committee members is unable to attend a scheduled conference date or has a conflict of interest.
- c. Should the caseload increase to the level that additional special conference committees are needed, the Chair of the Board may appoint additional committees.

ARTICLE IV: GENERAL DELEGATION OF AUTHORITY

The Board delegates the following functions:

- 1. The Executive Director shall be the custodian of all Board records. He/she shall preserve a correct list of all applicants and licensees, shall manage the correspondence of the Board, and shall perform all such other duties as naturally pertain to this position.
- 2. The Board delegates to Board staff the authority to issue and renew licenses, certificates, and registrations, and to approve supervision applications that meet regulatory and statutory qualifications. If there is basis upon which the Board could refuse to issue or renew the license, certification, or registration, or to deny the supervision application, the Executive Director may only issue a license, certificate, or registration upon consultation with a member of the Board, or in accordance with delegated authority provided in a guidance document of the Board.

3. The Board delegates to the Executive Director the authority to develop and approve any and all forms used in the daily operations of Board business, to include, but not limited to, licensure, certification, and registration applications, renewal forms, and documents used in the disciplinary process.
4. The Board delegates to the Executive Director the authority to grant an accommodation of additional testing time or other requests for accommodation to candidates for Board-required examinations pursuant to the Americans with Disabilities Act, provided the candidate provides documentation that supports such an accommodation.
5. The Board delegates to the Executive Director authority to grant an extension for good cause of up to one (1) year for the completion of continuing education requirements upon written request from the licensee or certificate holder prior to the renewal date.
6. The Board delegates to the Executive Director authority to grant an exemption for all or part of the continuing education requirements due to circumstances beyond the control of the licensee or certificate holder, such as temporary disability, mandatory military service, or officially declared disasters.
7. The Board delegates to the Executive Director the authority to reinstate a license or certificate when the reinstatement is due to the lapse of the license or certificate rather than a disciplinary action, and there is no basis for the Board to refuse to reinstate.
8. The Board delegates authority to the Executive Director to close non-jurisdictional cases and fee dispute cases without a review by a Board member.
9. The Board delegates authority to the Executive Director, who may consult with a member of the Board, to provide guidance to the agency's Enforcement Division in situations wherein a complaint is of questionable jurisdiction and an investigation may not be necessary.
10. The Board delegates authority to the Executive Director to review information regarding alleged violations of law or regulations and, in consultation with a member of the Board, make a determination as to whether probable cause exists to proceed with possible disciplinary action.
11. The Board delegates authority to the Executive Director to issue an Advisory Letter to the person who is the subject of a complaint pursuant to Virginia Code § 54.1-2400.2(F), when it is determined that a probable cause review indicates a disciplinary proceeding will not be instituted.
12. The Board delegates authority to the Executive Director to assign the determination of probable cause to a board member to proceed with possible disciplinary action.
13. The Board delegates the authority to the Executive Director to assign the determination of probable cause to the Board's professional disciplinary review coordinator who may offer a confidential consent agreement or a pre-hearing consent order, cause the scheduling of an informal conference, request additional information, or close the case after consultation with Board staff.

14. In accordance with established Board guidance documents, the Board delegates to the Executive Director the determination of probable cause, to offer a confidential consent agreement, a pre-hearing consent order, or schedule an informal conference.
15. The Board delegates to the Executive Director the convening of a quorum of the Board by telephone conference call, to consider the summary suspension of a license or to consider settlement proposals.
16. The Board delegates to the Executive Director the authority to sign as entered any Order or Consent Order resulting from the disciplinary process or other administrative proceeding.
17. The Board delegates to the Executive Director the authority to sign as entered a Pre-Hearing Consent Order for Indefinite Suspension or revocation of a license, certificate, or registration.
18. The Board delegates to the Executive Director the selection of the agency subordinate who is deemed appropriately qualified to conduct a proceeding based on the qualifications of the subordinate and the type of case being convened.
19. The Board delegates to the Chair the authority to represent the Board in instances where Board "consultation" or "review" may be requested where a vote of the Board is not required and a meeting is not feasible.
20. The Board authorizes the Executive Director to delegate tasks to the Deputy Executive Director.

ARTICLE V: AMENDMENTS

Proposed amendments to these bylaws shall be presented in writing to all Board members, the Executive Director of the Board, and the Board's legal counsel prior to any scheduled Board meeting. Amendments to the bylaws shall become effective with a favorable vote of at least two-thirds of the members present at that regular meeting.

Revised: May 7, 2013, November 5, 2013, August 15, 2017, April 16, 2020

DRAFT

Due to the COVID-19 declared state of emergency and consistent with Amendment 28 to HB29 (Budget Bill for 2018-2020) and the applicable provisions of the Freedom of Information Act including Virginia Code § 2.2-3708.2, and with Executive Order 51 (2020) as issued and amended by the Governor due to the current state of emergency declared in the Commonwealth, the Board convened a virtual meeting to consider such regulatory and business matters as presented on the agenda and as necessary for the board to discharge its lawful purposes, duties, and responsibilities.

CALL TO ORDER

Mr. Wells called the virtual meeting to order at 10:00 a.m. Quorum was established with 16 members in attendance.

EMERGENCY EGRESS

Dr. Carter provided evacuation procedures for members in physical attendance.

ROLL CALL-BOARD MEMBER VIRTUAL ATTENDEES

Kevin Doyle, EdD, LPC, LSATP - Board of Counseling
Louis Jones, FSL - Board of Funeral Directors and Embalmers
Derrick Kendall, NHA - Board of Long-Term Care Administrators
Brenda Stokes, MD - Board of Medicine, 2nd Vice Chair
Louise Hershkowitz, CRNA, MSHA - Board of Nursing
Helene Clayton-Jeter, OD - Board of Optometry
Ryan Logan, RPh - Board of Pharmacy
Allen Jones, Jr., DPT, PT - Board of Physical Therapy
Herbert Stewart, PhD - Board of Psychology
John Salay, MSW, LCSW - Board of Social Work
Steve Karras, DVM - Board of Veterinary Medicine
Sheila Battle, MHS - Citizen Member
Sahil Chaudhary - Citizen Member, 1st Vice Chair
Martha Rackets, PhD - Citizen Member
Carmina Bautista, MSN, FNP-BC, BC-ADM - Citizen Member

BOARD MEMBERS ABSENT:

Alison King, PhD, CCC-SLP - Board of Audiology & Speech-Language Pathology
Sandra Catchings, DDS - Board of Dentistry

VIRTUAL ATTENDANCE: DHP STAFF & GUESTS

Barbara Allison-Bryan, MD, Agency Chief Deputy Director
David Brown, DC, Agency Director
Yetty Shobo, PhD, Deputy Executive Director for the Board
Rajana Siva, MBA, Research Analyst for the Board
William Harp, MD, Executive Director for the Board of Medicine
Henry Fisher, Virtual Meeting Technician
Lisa Hahn, Agency Chief Operating Office
Sandra Reen, Executive Director for the Board of Dentistry
Charis Mitchell, Assistant Attorney General, Board Counsel
Charles Giles, Agency Budget Manager
Leslie Knachel, Executive Director for the Boards of Audiology & Speech-Language Pathology, Optometry, Veterinary Medicine
Ralph Orr, Program Director, Virginia's Prescription Monitoring Program
Rebecca Schultz, Law Student
Corie Tillman-Wolf, JD, Executive Director for the Boards of Funeral Directors & Embalmers, Long-Term Care Administrator's, Physical Therapy

PHYSICAL ATTENDANCE AT PERIMETER CENTER

Elizabeth Carter, PhD, Executive Director for the Board
James Wells, RPh, Citizen Member, Board Chairman
Laura Jackson, MSHSA, Operations Manager for the Board

VIRTUAL ATTENDANCE: PUBLIC

Ben Traynham
Cassie Schroth
Richard Grossman
Unknown Caller-x37
Unknown Caller-um16173

ORDERING OF AGENDA

Mr. Wells opened the floor to any edits or corrections regarding the agenda as presented. Ms. Jackson stated that Dr. Allison-Bryan would be presenting the Legislative and Regulatory Report. Dr. Stokes moved to accept the change to the agenda. Ms. Bautista seconded the motion. The motion carried with a unanimous aye vote.

PUBLIC COMMENT - Mr. Wells

Let the record reflect that there were no requests to provide public comment.

APPROVAL OF MINUTES - JANUARY 21, 2021 FULL BOARD MEETING MINUTES

Mr. Wells opened the floor to any edits or corrections regarding the draft meeting minutes for the Full Board meeting held on January 21, 2021. Ms. Jackson asked that the minutes be amended to include Attachment 6, a presentation given by Mr. Salay with the Board of Social Work. Dr. Stokes moved to accept the change to the meeting minutes. Dr. Jones, Jr. seconded the motion. The motion carried with a unanimous aye vote.

DIRECTOR'S REPORT & LEGISLATIVE REPORT

Dr. Brown provided a review of the legislation this session with impact to the Board of Nursing (nurse practitioners, advanced practice nurse practitioners, midwives and a study on advanced practice nursing) and the Board of Pharmacy will be impacted by several marijuana bills, including the legalization of marijuana July 1, 2021. The agency was also very involved in the emergency bill expanding the pool of qualified vaccinators. Dr. Brown also provided that the legislature is paying attention to the sunrise reviews that the board has completed, to include art therapy, music therapy and naturopaths, and determining licensure based on the Board's decision.

Dr. Allison-Bryan reported on COVID-19 vaccine statistics in Virginia. She advised that the rate of infection has slowed down and that the Pfizer vaccine has been approved for children age 12 and older.

REGULATORY REPORT

Dr. Allison-Bryan provided an update on the current regulations affecting DHP. The FOIA Code section on electronic meetings was also discussed.

AGENCY BUDGET REVIEW

Mr. Giles provided an overview of the agencies budget for FY22.

BOARD CHAIR REPORT - Mr. Wells

Mr. Wells advised the Board that there are nine board members with terms expiring June 30, 2021. He thanked the outgoing board members for their many years of service to their respective regulatory board, the Board of Health Professions and the Commonwealth at large.

Break 11:25 a.m. - 11:30 a.m.

EXECUTIVE DIRECTOR'S REPORT

Dr. Carter provided an overview of the Board's budget and a PowerPoint presentation on the agency's statistics and performance measures. Dr. Carter asked that discussion regarding S1365 be moved to the August 19, 2021 Full Board meeting.

HEALTHCARE WORKFORCE DATA CENTER

Dr. Shobo provided an update and PowerPoint presentation on the data centers activities since the last meeting. (Attachment 1)

INDIVIDUAL BOARD REPORTS

Board of Audiology & Speech-Language Pathology

Dr. Carter provided the ASLP report on behalf of Dr. King. (Attachment 2)

Board of Counseling

Dr. Doyle provided an overview of the Board of Counseling's activities. Dr. Doyle's term with the Board of Counseling and the Board of Health Professions is ending June 30, 2021. He thanked staff and stated that he enjoyed his service on BHP. (Attachment 3)

Board of Dentistry - no report provided

Funeral Directors & Embalmers

Mr. Jones provided an overview of the Board of Funeral Directors & Embalmers activities. Mr. Jones stated that he enjoyed his service on both Boards and thanked the agency staff. (Attachment 4)

Long-Term Care Administrators

Mr. Kendall provided an overview of the Board of Long-Term Care Administrators activities. Mr. Kendall's term on both boards is ending June 30, 2021. He thanked board staff and stated that he was honored to be appointed by the Governor to represent the long-term care community, especially during such a trying time. (Attachment 5)

Board of Medicine - Dr. Stokes

Dr. Stokes provide an overview of the activities of the Board of Medicine. She advised that the Board has been holding committee, hearing and board meetings virtually. She noted changes in legislation of surgical technologists and midwives, and that Virginia is the first of ten states to sign on for the occupational therapy compact. Dr. Kevin O'Connor, prior Board of Medicine representative, received the leadership award given by the Federation of State Medical Boards.

Board of Nursing - Ms. Hershkowitz

Ms. Hershkowitz provided an overview of the Board of Nursing's activities. She advised that her term on both Boards ends June 30, 2021 and that she appreciated serving on the BHP and thanked agency staff. (Attachment 6)

Board of Optometry - Dr. Clayton-Jeter

Dr. Clayton-Jeter provided an overview of the Board of Optometry's activities. (Attachment 7)

Board of Pharmacy - Mr. Logan

Mr. Logan provided an overview of the Board of Pharmacy's activities to include cannabis regulation and an amendment to the Boards workforce survey question regarding statewide protocol. His term on both boards ends June 30, 2021, thanking staff and the agency for the opportunity to serve.

Board of Physical Therapy - Dr. Jones, Jr.

Dr. Jones, Jr. provided an overview of the Board of Physical Therapy's activities. (Attachment 8)

Board of Psychology - Dr. Stewart

Dr. Stewart provided an overview of the Board of Psychology's activities. Dr. Stewart's term on both boards ends June 30, 2021 and he thanked staff and fellow board members for their service. (Attachment 9)

Board of Social Work

Mr. Salay provided an overview of the Board of Social Work's activities. Mr. Salay's term on both boards ends June 30, 2021 and he stated it was an honor and pleasure to serve on both boards. (Attachment 10)

Board of Veterinary Medicine

Dr. Karras provided an overview of the Board of Veterinary Medicine's activities. (Attachment 11)

NEW BUSINESS

Mr. Wells stated for the record that there was no new business brought before the board.

NEXT FULL BOARD MEETING

The next Full Board meeting will be held August 19, 2021.

ADJOURNMENT

The meeting adjourned at 1:24 p.m.

SIGNATURE _____ / / _____
Elizabeth A. Carter, PhD, Executive Director, Board of Health Professions

An audio recording of this meeting may be found at:
<https://www.dhp.virginia.gov/audio/BHP/FullBoardMeeting05132021.mp3>