

**AGENDA**  
**BOARD OF PSYCHOLOGY**  
**Quarterly Board Meeting**  
**January 24, 2017 – Board Room 1**

**10:00 a.m.**

**Call to Order**—Herbert Stewart, Ph.D., Chair

- Welcome and Introductions
- Emergency Evacuation Instructions
- Adoption of Agenda

**Summary Suspension Presentation** - Jennifer Lang, Deputy Director

**Public Comment**

**Approval of Minutes**

**Agency Director’s Report**- David E. Brown, D.C.

**Staff Reports**

- Executive Director’s Report – Jaime Hoyle, Esq.
- Board Office Update –Deborah Harris
- Disciplinary Case Update – Jennifer Lang
- Board Counsel Update –Jim Rutkowski, Esq.
- Legislative Update & Regulatory Report – Elaine Yeatts, Policy Analyst

**Committee Reports:**

- Board of Health Professions –Herb Stewart, Ph.D.
- Regulatory Committee –James Werth, Ph.D.

**\*New Business:**

- Psychology Interjurisdictional Compact (PSYPACT) Presentation - Alex Seigel, J.D., Ph.D., Director of Professional Affairs, Association of State and Provincial Psychology Boards (ASPPB)
- Amendments to Bylaws
- Alpha Stim Discussion

**Unfinished Business:**

- Psychology Assessment Guidance Document – James Werth, Ph.D.

**Closed Session: Consideration of a Motion to Revise a Board Order**

**Adjourn**

\*A motion will be made at the beginning of the meeting to move the New Business to after the Approval of Minutes.

# Emergency Evacuation Instructions

**PERIMETER CENTER CONFERENCE CENTER**  
**EMERGENCY EVACUATION OF BOARD AND TRAINING ROOMS**  
(Script to be read at the beginning of each meeting.)

**PLEASE LISTEN TO THE FOLLOWING INSTRUCTIONS ABOUT EXITING THESE PREMISES IN THE EVENT OF AN EMERGENCY.**

In the event of a fire or other emergency requiring the evacuation of the building, alarms will sound.

When the alarms sound, leave the room immediately. Follow any instructions given by Security staff

**Board Room 1**

Exit the room using one of the doors at the back of the room. **(Point)**  
Upon exiting the room, turn **RIGHT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

## Approval of Minutes

**Virginia Board of Psychology  
Quarterly Board Meeting  
Draft Minutes  
November 1, 2016**

Call to Order

The Virginia Board of Psychology ("Board") meeting convened at 10:05 a.m. on Tuesday, November 1, 2016 in Board Room 2 at the Department of Health Professions (DHP), 9960 Mayland Drive, Richmond, Virginia. Dr. Herbert Stewart, Ph.D., Chair, called the meeting to order.

Attendance

Board Members Present

Herbert Stewart, Ph.D., Chair  
James Werth, Ph.D. ABPP  
Susan Brown Wallace, Ph.D.  
Peter L. Sheras, Ph.D., ABPP  
Rebecca Vauter, Psy.D. ABPP  
Jen Little, Citizen Member

Board Members Absent:

J.D. Ball, Ph.D. ABPP  
Deja Lee, Citizen Member

Staff Present:

Jaime Hoyle, J.D., Executive Director  
Elaine Yeatts, DHP Senior Policy Analyst  
Jennifer Lang, Deputy Executive Director  
Deborah Harris, Licensing Manager  
Dr. David Brown, D.C., DHP Director

Board Counsel:

Jim Rutkowski, Asst. Atty. General

Adoption of Agenda:

The agenda was accepted as presented.

### Approval of Minutes

The minutes of the September 30, 2016 meeting were approved with minor changes.

### Public Comment

No public comment at this meeting.

### Director's Report

Dr. Brown reported how pleased he was on the outcome of the Board Member Training that was held on October 24<sup>th</sup>. He was especially pleased with the Freedom of Information Act "FOIA" presentation that was held at the training. He said it was "illuminating". The Board of Psychology had the largest percentage of Board members present at the training, with all but one member in attendance. Dr. Brown also stressed how important the Board Members' roles and responsibilities are in the discipline process, especially since there remains a backlog of cases.

### Executive Director's Report

Jaime Hoyle, Executive Director, reiterated the need for Board members to review cases as much as possible to clear the backlog. Also, Ms. Hoyle shared that she attended the Association of State and Provincial Psychology Boards (ASPPB) annual conference in Baltimore in October, along with Dr. Stewart. Ms. Hoyle indicated she attended the conference last year as well, and found both meetings extremely informative and helpful in her role as Director. She asked Dr. Stewart to speak on the topics of the conference. Dr. Stewart stated one of the topics discussed was the status of regulatory boards in the wake of the North Carolina Dental decision of the US Supreme Court. Another topic was the EPPP-2, which is an assessment of clinical skills that is being developed to measure clinical skills in addition to the current EPPP knowledge exam. There is been a movement toward competency based skills assessment in other health professions, and ASPBB has been developing this exam over the past several years. It may be available by 2019, and psychology boards will need to discuss how this may fit in with their mission of protection of the public. More information is available on the ASPPB website and in a July/August Monitor on Psychology article.

Dr. Stewart stated they also discussed the PSYPACT, which is a new interstate compact being developed to facilitate mobility and increase access to specialty care to underserved and rural populations. Analogous to another more familiar compact, drivers licenses, It would allow licensees with specific credentials to practice via telehealth, and to temporarily practice up to 30 days or partial days per year, in other compact states. Discipline is accomplished by rescinding the specific credentials. Joining the compact requires statutory change. Arizona became the first state to pass PSYPACT earlier this year, and jurisdictions adjoining Virginia are interested. The first seven states to pass the compact get to write the operating rules. More information is available at [Psypact.org](http://Psypact.org), and an attorney/psychologist from ASPPB has been invited to present more information to the board at its February meeting.

The Spring ASPPB conference was devoted to emerging issues with use of social media. ASPPB and APA have jointly developed guidelines for telehealth and social media. The Regulatory Committee has appointed a task force to develop a guidance document on this issue. Finally, Dr. Stewart reported that he and Ms. Hoyle will present a symposium on these and related issues at the November meeting of the Virginia Academy of Clinical Psychologists in Richmond.

#### Legislative & Regulatory Update

Elaine Yeatts, Sr. Policy Analyst, stated she didn't have much to report. She has been busy working on bills that will be addressed in the upcoming General Assembly session. Currently it appears that no legislation will directly affect the Board of Psychology.

#### Disciplinary Report

Jennifer Lang, Deputy Executive Director, reported that the Board currently has 60 cases in probable cause review. An additional 25 cases are being investigated and the Board has one case pending a consent order and one case with a pending summary suspension. Ms. Lang explained the new probable cause review process, which is now done completely by electronic means and will help make the review process as easy and secure as possible.

### Board Office Update

Deborah Harris reported information on licensing activity, noting that the Board regulated the following 107 licensees and certificate holders this quarter:

- Applied Psychologist 1
- Clinical Psychologist 72
- School Psychologist 1
- School Psychologist Ltd. 24
- CSOTP 6
- Residents in Training 3

There are in total 4994 licensees regulated by the Board as of the date of the meeting.

### Board Counsel Report

Mr. Rutkowski stated he had nothing to report this period.

### Committee Reports

*Board of Health Professions.* Dr. Stewart indicated there is nothing to report until the next meeting, which is in May.

*Regulatory Report.* Dr. Jim Werth stated he would like to discuss the Draft Psychology Assessment Guidance Document in Old Business of the meeting.

### New Business

#### *Workforce Data Presentation:*

Dr. Elizabeth Carter presented the results of the Healthcare Workforce Data Center report on the Board of Psychology licensees. She also discussed all healthcare workforce data and explained how to search for individual career pathways and statistics. She stated that the information can be a resource for potential career seekers to determine the potential demand for a particular healthcare job or career. She stated that 1 in 5 jobs are in the healthcare field. She also stated that when other careers plummeted in a recession, healthcare professions remained intact.



*HPMP Presentation:*

Peggy Wood presented the information regarding the Health Practitioners Monitoring Program. She gave information on how this program works for licensees who have impairments because of substance abuse, mental health, or physical impairments. She explained the steps to be eligible for the program as well as the steps they have to take to complete the program. She reported that the Virginia Board of Psychology has only 2 licensees who are being monitored in HPMP at this time. She reported that it typically takes about 5 years for a licensee to successfully complete the program, and sometimes requires more than one attempt.

*Probable Cause Review Presentation:*

Anne Joseph, Deputy Director for the DHP Administrative Proceedings Division (APD), presented the steps to complete a probable cause review after the case has been received and investigated by the DHP Enforcement Division. The Board of Psychology utilizes Board members to determine if there is probable cause for a case to move forward in the disciplinary process.

OLD BUSINESS:

*Virginia Sex Offender Treatment Association (VSOTA) Request to become Continuing Education Provider:*

David Boehm spoke to the Board on behalf of VSOTA to ensure the association is eligible to provide continuing education independently, rather than through VCU as their sponsor. The Board reviewed 18VAC125-20-122, governing the practice of Psychology that speaks to continuing education provider requirements. Based on this regulation the Board assured Mr. Boehm that VSOTA already meets the requirements to be a continuing education provider.

*Psychological Assessment Title Guidance document:*

Dr. Jim Werth led the discussion of the Draft Guidance document regarding the use of the title "Psychological Assessment" by licensees under the Board of Psychology and those governed by the Board of Counseling and the Board of Social Work. After much discussion, the Board agreed that individual members will review and edit the document and send suggested revisions back to Ms. Hoyle, who will forward responses to Dr. Werth by November 15, 2016 to allow him to develop a final draft to present at the next meeting. Once a draft is approved by the Board of Psychology, it will be forwarded to the other two boards for review and possible adoption as a joint guidance document.

Minutes of Board Meeting held on November 1, 2016  
Virginia Board of Psychology

Closed Session to consider Consent Orders

Ms. Lang did not have any orders to consider at this time.

ADJOURN:

The meeting adjourned at 3:15 p.m.

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Herbert L. Stewart, PhD, Chair

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Jaime Hoyle, Executive Director

# PSYPACT Presentation

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# PSYPACT

## Advancing the Interjurisdictional Practice of Psychology

Created by the Association of State and Provincial Psychology Boards (ASPPB), the Psychology Interjurisdictional Compact (PSYPACT) is an interstate compact that facilitates the practice of psychology using telecommunications technologies (telepsychology) and/or temporary in-person, face-to-face psychological practice.

### About PSYPACT

PSYPACT is a cooperative agreement enacted into law by participating states

Addresses increased demand to provide/receive psychological services via electronic means (telepsychology)

Authorizes both telepsychology and temporary in-person, face-to-face practice of psychology across state lines in PSYPACT states

PSYPACT states have the ability to regulate telepsychology and temporary in-person, face-to-face practice



### How PSYPACT Works

PSYPACT becomes operational when seven states enact PSYPACT into law



Psychologists who wish to practice under PSYPACT obtain:






E.Passport Certificate for telepsychology

Interjurisdictional Practice Certificate (IPC) for temporary in-person, face-to-face practice






PSYPACT states communicate and exchange information including verification of licensure and disciplinary sanctions

### Benefits of PSYPACT

-  Increases client/patient access to care
-  Facilitates continuity of care when client/patient relocates, travels, etc.
-  Certifies that psychologists have met acceptable standards of practice
-  Promotes cooperation between PSYPACT states in the areas of licensure and regulation
-  Offers a higher degree of consumer protection across state lines

### How PSYPACT Impacts Psychologists

-  Allows licensed psychologists to practice telepsychology and/or conduct temporary in-person, face-to-face practice across state lines without having to become licensed in additional PSYPACT states
-  Permits psychologists to provide services to populations currently underserved or geographically isolated
-  Standardizes time allowances for temporary practice regulations in PSYPACT states

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# 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 Section 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 Section 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 Section 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;

- h. Disclosure of investigatory records compiled for law enforcement purposes;
        - i. Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the Compact; or
        - j. Matters specifically exempted from disclosure by federal and state statute.
  - 7. If a meeting, or portion of a meeting, is closed pursuant to this provision, the Commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The Commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the Commission or order of a court of competent jurisdiction.
- C. The Commission shall, by a majority vote of the Commissioners, prescribe Bylaws and/or Rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the Compact, including but not limited to:
- 1. Establishing the fiscal year of the Commission;
  - 2. Providing reasonable standards and procedures:
    - a. for the establishment and meetings of other committees; and
    - b. governing any general or specific delegation of any authority or function of the Commission;
  - 3. Providing reasonable procedures for calling and conducting meetings of the Commission, ensuring reasonable advance notice of all meetings and providing an

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.

## **Amendments to ByLaws**

# *Current Bylaws*

*Revised November 5, 2013*

## **VIRGINIA BOARD OF PSYCHOLOGY**

### **BYLAWS**

#### **ARTICLE 1: AUTHORIZATION**

##### **A. Statutory Authority**

The Virginia Board of Psychology 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.

#### **ARTICLE II: THE BOARD**

A. The membership of the Board shall consist of nine members, appointed by the Governor as follows: five persons who are licensed as clinical psychologists, one person licensed as a school psychologist, one person licensed as an applied psychologist and two citizen members. 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.

B. The terms of the members of the Board shall be four years.

C. Members of the Board shall not hold a voting office in any related professional association or one that takes a policy position on the regulation of psychology and psychologists in the Commonwealth while serving on this Board.

##### **D. Officers of the Board**

1. The Chairman 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 Chairman shall appoint all committees, and shall sign as Chairman to the certificates authorized to be signed by the Chairman.

2. The Vice-Chairman shall act as Chairman in the absence of the Chairman.

**ARTICLE III: ELECTION OF OFFICERS**

A. Officers shall be elected at a meeting of the Board with a quorum present. A simple majority shall prevail with the current Chairman casting a vote only to break a tie. Voting shall be by voice unless otherwise decided by a vote of the members present. 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.

B. 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 that meeting. All officers shall be elected for a term of two years and may serve no more than two consequent terms.

**ARTICLE IV: MEETINGS**

A. Frequency of Meetings. The full Board shall meet quarterly, unless a meeting is not required to conduct Board business.

B. Order of Business at Meetings

Period of Public Comment

Approval of Minutes of preceding regular Board meeting and any called meeting since the last regular meeting of the Board.

Reports of Officers and staff

Reports of Committees

Election of Officers (as needed)

Unfinished Business

New Business

The order of business may be changed at any meeting by a majority vote.

**ARTICLE V: COMMITTEES**

A. General. Members appointed to a committee shall faithfully perform the duties assigned to the committee.

B. The standing committees of the Board shall consist of the following:

Regulatory/Legislative Committee

Credentials Committee

Special Conference Committee



Any other Standing Committees created by the Board.

C. Frequency of Meetings. All standing committees shall meet as necessary to conduct the business of the Board.

D. Regulatory/Legislative Committee

The Regulatory/Legislative Committee shall consist of at least two Board members appointed by the Chairman with the Chairman of the Committee to be appointed by the Chairman of the Board. The Committee shall consider all questions bearing upon State legislation and regulation governing the practice of psychology. The Regulatory/Legislative Committee shall submit proposed changes in applicable law and regulations in writing to the Board prior to any scheduled meeting.

E. Credentials Committee

The Credentials Committee shall consist of at least two Board members appointed by the Chairman of the Board with the Chairman of the Committee to be appointed by the Chairman of the Board. The Committee shall review applicants' credentials for licensure or certification if they do not appear to meet the requirements of the Board or if there may be information indicating the Board has grounds for denial. The Committee may conduct an informal fact-finding conference at the request of the applicant in accordance with § 2.2-4019 of the Code of Virginia.

F. Special Conference Committee

The Special Conference Committee shall consist of two board members who shall review information regarding alleged violations of the laws and regulations relating to psychology and, in consultation with the Executive Director, determine if probable cause exists to proceed with possible disciplinary action. The Special Conference Committees shall meet as necessary to adjudicate cases in a timely manner in accordance with agency standards for case resolution. The Chairman of the Board shall also designate another board member as an alternate on this committee in the event one of the standing committee members becomes ill or is unable to attend a scheduled conference date. Further, should the caseload increase to the level that additional special conference committees are needed, the Chairman may appoint additional committees.

## **ARTICLE VI: GENERAL DELEGATION OF AUTHORITY**

The Board delegates the following functions:

1. The Board delegates to Board staff the authority to issue and renew licenses or certificates and to approve supervision applications for which regulatory and statutory qualifications have been met. If there is basis upon which the Board could refuse to issue or renew the license or certification or to deny the supervision application, the Executive Director may only issue a license or certificate or grant approval in accordance with delegated authority provided in a guidance document of the Board.

2. 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 upon which the Board could refuse to reinstate.
3. The Board delegates to Board staff the authority to develop and approve any and all forms used in the daily operations of Board business, to include, but not be limited to, licensure and certification applications, renewal forms, and documents used in the disciplinary process.
4. 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.
5. The Board delegates to the Executive Director, who may consult with a special conference committee member, the authority 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.
6. The Board delegates to the Executive Director the authority to review information regarding alleged violations of law or regulations and, in consultation with a member of a special conference committee, make a determination as to whether probable cause exists to proceed with possible disciplinary action.
7. The Board delegates to the Executive Director authority to grant an extension for good cause of up to one year for the completion of continuing education requirements upon written request from the licensee or certificate holder prior to the renewal date.
8. 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.
9. 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.

#### **ARTICLE VII: 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

*Suggested Revisions to  
Bylaws*

## VIRGINIA BOARD OF PSYCHOLOGY BYLAWS

### ARTICLE 1: 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 membership of 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 as an applied psychologist 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 holding a voting office in any related professional association or one that takes a policy position on the regulations of the Board psychology and psychologists in the Commonwealth while serving on this Board shall abstain from voting on issues where there may be a conflict of interest present.~~

**BB. Officers of the Board**

1. The Chairman 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 Chairman shall appoint all committees, and shall sign as Chairman to the certificates authorized to be signed by the Chairman.
2. The Vice-Chairman shall act as Chairman in the absence of the Chairman and assume the duties of Chairman in the event of an unexpired term.
3. In absence of the Chairman and Vice-Chairman, the Chairman shall appoint another board member to preside at the meeting and/or formal administrative hearing.
4. 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.

**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 Chairman shall make a recommendation to the Director of the Department of Health Professions for referral to 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.

**ARTICLE III:- D. ELECTION OF OFFICERS 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 resume their duties at the end of the meeting.

A. a. Officers shall be elected at a meeting of the Board with a quorum present.

b. The Chairman shall ask for nominations from the floor by office.

A simple majority shall prevail with the current Chairman casting a vote only to break a tie.

c. Voting shall be by voice unless otherwise decided by a vote of the members present. The results shall be recorded in the minutes.

- d. A simple majority shall prevail with the current Chairman casting a vote only to break a tie.
- e. 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.
- f. The election shall occur in the following order: Chairman, Vice-Chairman

~~B. 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 that meeting. All officers shall be elected for a term of two years and may serve no more than two consequent terms.~~

**ARTICLE IV: E. MEETINGS Meetings**

~~A. Frequency of Meetings.~~

- 1. The full Board shall meet quarterly, unless a meeting is not required to conduct Board business.

~~B. 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 V III: COMMITTEES**

~~A. General. 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~~

~~The s~~Standing committees of the Board shall consist of the following:

- Regulatory/Legislative Committee
- ~~Credentials Committee~~
- Special Conference Committee
- Discipline Review Committee
- Any other Standing Committees created by the Board.

~~C. Frequency of Meetings. All standing committees shall meet as necessary to conduct the business of the Board.~~

~~D~~1. Regulatory/Legislative Committee

- a. The Chairman of the Committee shall be appointed by the Chairman of the Board.
- b. The Regulatory/Legislative Committee shall consist of at least two (2) Board members appointed by the Chairman with the Chairman of the Committee, to be appointed by the Chairman of the Board.
- c. The Committee shall consider all questions bearing upon State legislation and regulation governing the practice of psychology 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 Regulatory/Legislative Chairman of the Committee shall submit proposed changes in applicable law and regulations in writing to the Board prior to any scheduled meeting.

~~E. Credentials Committee~~

~~The Credentials Committee shall consist of at least two Board members appointed by the Chairman of the Board with the Chairman of the Committee to be appointed by the Chairman of the Board. The Committee shall review applicants' credentials for licensure or certification if they do not appear to meet the requirements of the Board or if there may be information indicating the Board has grounds for denial. The Committee may conduct an informal fact-finding conference at the request of the applicant in accordance with § 2.2-4019 of the Code of Virginia.~~

~~F~~2. Special Conference Committee

- a. The Special Conference Committee shall :
  - i. consist of two (2) bBoard 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. who shall review information regarding alleged violations of the laws and regulations relating to psychology and, in consultation with the Executive Director, determine if probable cause exists to proceed with possible disciplinary action. The Special Conference Committees shall meet as necessary to adjudicate cases in a timely manner in accordance with agency standards for case resolution. The Chairman of the Board shall also designate another board member as an alternate on this committee in the event one of the standing committee members becomes ill or is unable to attend a scheduled conference date.

c. Further, sShould the caseload increase to the level that additional special conference committees are needed, the Chairman of the Board may appoint additional committees.

### 3. Discipline Review Committee

a. The Discipline Review Committee shall:

i. Consist of at least two (2) Board members.

ii. Review investigative reports resulting from complaints against licensees and determine if probable cause exists to proceed with possible disciplinary action.

iii. Direct the disposition of disciplinary cases at the probable cause review stage.

b. The Committee members may review and decide any action to be taken regarding applications for supervision, licensure, or certification when the application includes information about criminal activity, practice history, medical conditions, or other issues contained in the application packet.

## **ARTICLE ~~VI~~ IV: GENERAL DELEGATION OF AUTHORITY**

The Board delegates the following functions:

1. The Board delegates to Board staff the authority to issue and renew licenses or certificates and to approve supervision applications for which regulatory and statutory qualifications have been met. If there is basis upon which the Board could refuse to issue or renew the license or certification, or to deny the supervision application, the Executive Director may only issue a license, or certificate, or registration grant approval upon consultation with a member of the Discipline Review Committee, or in accordance with delegated authority provided in a guidance document of the Board.

2. 6. 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 upon which the Board could refuse to reinstate.

3. 2. The Board delegates to the Executive Director ~~Board staff~~ the authority to develop and approve any and all forms used in the daily operations of Board business; to include, but not be limited to,



~~licensure, and certification, and registration~~ –applications, renewal forms, and documents used in the disciplinary process.

4. ~~7.~~ 7. 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.

5. ~~8.~~ 8. The Board delegates to the Executive Director, who may consult with a ~~special conference~~ Discipline Review eCommittee member, the authority 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.

6. ~~10.~~ 10. –The Board delegates to the Executive Director, or Deputy Executive Director, the authority to review information regarding alleged violations of law or regulations and, in consultation with a member of a ~~special conference~~ the Discipline Review eCommittee, make a determination as to whether probable cause exists to proceed with possible disciplinary action.

7. ~~4.~~ 4. 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.

8. ~~5.~~ 5. 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.

~~9.~~ 3. 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.

9. The Board delegates authority to the Executive Director to close non-jurisdictional cases and fee dispute cases without review by a Board member.

11. The Board delegates to the Executive Director or Deputy Executive Director the determination of probable cause, for the purpose of offering a confidential consent agreement, a pre-hearing consent order, or for scheduling an informal conference in accordance with established Board guidance documents.

12. 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.

13. The Board delegates to the Executive Director or the Deputy Executive Director the convening of a quorum of the Board by telephone conference call, for the purpose of considering the summary suspension of a license or for the purpose of considering settlement proposals.

14. The Board delegates to the Chairman, 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.

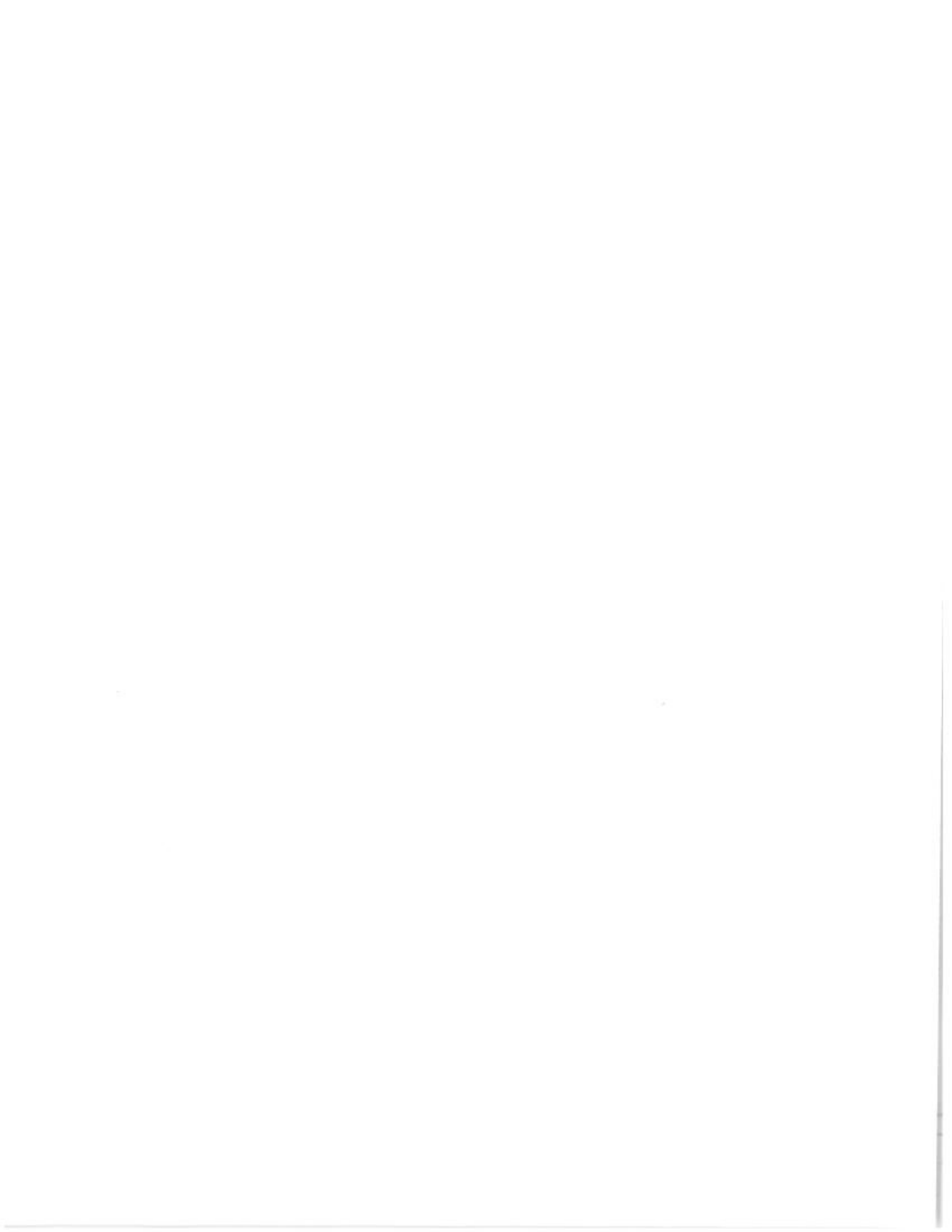
15. The Board delegates authority to the Executive Director to issue an Advisory Letter to the person who is the subject of a complaint pursuant to Virginia Code § 54.1-2400.2(F), when it is determined that a probable cause review indicates a disciplinary proceeding will not be instituted.

16. Delegated tasks shall be summarized and reported to the Board at each regularly scheduled meeting. -

#### **ARTICLE VII: 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~~



## **Alpha Stim Discussion**

**From:** Giordana De Altin [<mailto:giordanadap@gmail.com>]  
**Sent:** Monday, August 29, 2016 10:50 AM  
**To:** Lang, Jennifer (DHP)  
**Subject:** alpha stim

Dear Jennifer,

I hope this finds u well. I am reaching out to the Board to see whether the Board would see any problem if I were to use this device which is FDA approved and used in VA hospitals. The company assured me that many MH providers (to include psychologists, psychiatrists, and SW.s use it). They offer a webinar after which they approve for a provider to use it.

I am still looking at this. It seems an interesting alternative to meds when patients do not want to consider meds. I'd like first however to see the Board's position. Below some o the links I reviewed. Thank you. Giordana.

<https://www.youtube.com/watch?v=oYlmITFkueE> I really did NOT like the end. Where they shutting down someone who was not supportive??

<http://www.rehab.research.va.gov/jour/06/43/4/page461.html>

<http://www.psychiatrictimes.com/electroconvulsive-therapy/rise-cranial-electrotherapy>

<http://www.stress.org/ces-research/> +++++

<http://www.mentalhealthamerica.net/cranial-electrotherapy-stimulation>

[http://www.mentalhealthamerica.net/sites/default/files/MHA\\_CAM.pdf](http://www.mentalhealthamerica.net/sites/default/files/MHA_CAM.pdf)

<http://www.prnewswire.com/news-releases/harvard-medical-school-researcher-publishes-favorable-study-on-fisher-wallace-cranial-stimulator-90606474.html>

[https://cdn.shopify.com/s/files/1/0315/7737/files/Harvard\\_Medical\\_School\\_Research.pdf?2806](https://cdn.shopify.com/s/files/1/0315/7737/files/Harvard_Medical_School_Research.pdf?2806)

[http://stress.org/wp-content/uploads/CES\\_Research/Alternative-and-Complementary-Therapy-2013.pdf](http://stress.org/wp-content/uploads/CES_Research/Alternative-and-Complementary-Therapy-2013.pdf)

<http://www.additudemag.com/adhd/article/6563-2.html> children and adolescent ADHD

**Executive Director Report:  
Budget**

Virginia Department of Health Professions  
Cash Balance  
As of November 30, 2016

	<u>108- Psychology</u>
<b>Board Cash Balance as of June 30, 2016</b>	\$ 883,936
<b>YTD FY17 Revenue</b>	59,632
<b>Less: YTD FY17 Direct and In-Direct Expenditures</b>	<u>190,630</u>
<b>Board Cash Balance as November 30, 2016</b>	<u><u>752,938</u></u>

YTD

Virginia Department of Health Professions  
 Revenue and Expenditures Summary  
 Department 10800 - Psychology  
 For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	Amount	Budget	Amount Under/(Over)	
				Budget	% of Budget
4002400	Fee Revenue				
4002401	Application Fee	36,285.00	41,350.00	5,065.00	87.75%
4002406	License & Renewal Fee	17,057.00	503,250.00	486,193.00	3.39%
4002407	Dup. License Certificate Fee	105.00	115.00	10.00	91.30%
4002408	Board Endorsement - In	210.00	-	(210.00)	0.00%
4002409	Board Endorsement - Out	1,500.00	2,050.00	550.00	73.17%
4002421	Monetary Penalty & Late Fees	4,475.00	1,130.00	(3,345.00)	396.02%
4002432	Misc. Fee (Bad Check Fee)	-	70.00	70.00	0.00%
	<b>Total Fee Revenue</b>	<u>59,632.00</u>	<u>547,965.00</u>	<u>488,333.00</u>	<u>10.88%</u>
	<b>Total Revenue</b>	<u>59,632.00</u>	<u>547,965.00</u>	<u>488,333.00</u>	<u>10.88%</u>
5011110	Employer Retirement Contrib.	3,089.96	6,709.00	3,619.04	46.06%
5011120	Fed Old-Age Ins- Sal St Emp	1,710.57	4,279.00	2,568.43	39.98%
5011130	Fed Old-Age Ins- Wage Earners	212.37	-	(212.37)	0.00%
5011140	Group Insurance	296.06	652.00	355.94	45.41%
5011150	Medical/Hospitalization Ins.	3,246.50	7,140.00	3,893.50	45.47%
5011160	Retiree Medical/Hospitalizatn	266.26	587.00	320.74	45.36%
5011170	Long term Disability Ins	150.48	329.00	178.52	45.74%
	<b>Total Employee Benefits</b>	<u>8,972.20</u>	<u>19,696.00</u>	<u>10,723.80</u>	<u>45.55%</u>
5011200	Salaries				
5011230	Salaries, Classified	22,623.89	49,731.00	27,107.11	45.49%
5011250	Salaries, Overtime	-	6,200.00	6,200.00	0.00%
	<b>Total Salaries</b>	<u>22,623.89</u>	<u>55,931.00</u>	<u>33,307.11</u>	<u>40.45%</u>
5011300	Special Payments				
5011380	Deferred Compnstrn Match Pmts	220.00	480.00	260.00	45.83%
	<b>Total Special Payments</b>	<u>220.00</u>	<u>480.00</u>	<u>260.00</u>	<u>45.83%</u>
5011400	Wages				
5011410	Wages, General	2,776.20	-	(2,776.20)	0.00%
	<b>Total Wages</b>	<u>2,776.20</u>	<u>-</u>	<u>(2,776.20)</u>	<u>0.00%</u>
5011530	Short-trm Disability Benefits	169.54	-	(169.54)	0.00%
	<b>Total Disability Benefits</b>	<u>169.54</u>	<u>-</u>	<u>(169.54)</u>	<u>0.00%</u>
5011930	Turnover/Vacancy Benefits	-	-	-	0.00%
	<b>Total Personal Services</b>	<u>34,761.83</u>	<u>76,107.00</u>	<u>41,345.17</u>	<u>45.67%</u>
5012000	Contractual Svcs				
5012100	Communication Services				
5012110	Express Services	-	172.00	172.00	0.00%
5012140	Postal Services	4,314.23	4,560.00	245.77	94.61%
5012150	Printing Services	-	82.00	82.00	0.00%
5012160	Telecommunications Svcs (VITA)	110.71	425.00	314.29	26.05%
	<b>Total Communication Services</b>	<u>4,424.94</u>	<u>5,239.00</u>	<u>814.06</u>	<u>84.46%</u>
5012200	Employee Development Services				
5012210	Organization Memberships	2,750.00	5,500.00	2,750.00	50.00%



Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10800 - Psychology  
For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	Amount	Budget	Amount	
				Under/(Over)	% of Budget
5012240	Employee Trainng/Workshop/Conf	605.00	-	(605.00)	0.00%
	Total Employee Development Services	3,355.00	5,500.00	2,145.00	61.00%
5012400	Mgmnt and Informational Svcs	-			
5012420	Fiscal Services	5,455.83	8,270.00	2,814.17	65.97%
5012440	Management Services	53.13	330.00	276.87	16.10%
5012460	Public Infrmntl & Relatn Svcs	264.00	-	(264.00)	0.00%
5012470	Legal Services	-	250.00	250.00	0.00%
	Total Mgmnt and Informational Svcs	5,772.96	8,850.00	3,077.04	65.23%
5012600	Support Services				
5012640	Food & Dietary Services	179.95	432.00	252.05	41.66%
5012660	Manual Labor Services	299.94	427.00	127.06	70.24%
5012670	Production Services	2,593.02	935.00	(1,658.02)	277.33%
5012680	Skilled Services	3,628.20	13,815.00	10,186.80	26.26%
	Total Support Services	6,701.11	15,609.00	8,907.89	42.93%
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	2,547.84	2,822.00	274.16	90.28%
5012830	Travel, Public Carriers	815.00	-	(815.00)	0.00%
5012850	Travel, Subsistence & Lodging	1,752.26	101.00	(1,651.26)	1734.91%
5012880	Trvl, Meal Reimb- Not Rprtbl	863.50	139.00	(724.50)	621.22%
	Total Transportation Services	5,978.60	3,062.00	(2,916.60)	195.25%
	Total Contractual Svcs	26,232.61	38,260.00	12,027.39	68.56%
5013000	Supplies And Materials				
5013100	Administrative Supplies				
5013120	Office Supplies	89.49	348.00	258.51	25.72%
5013130	Stationery and Forms	-	1,554.00	1,554.00	0.00%
	Total Administrative Supplies	89.49	1,902.00	1,812.51	4.71%
5013500	Repair and Maint. Supplies				
5013520	Custodial Repair & Maint Matrl	-	2.00	2.00	0.00%
	Total Repair and Maint. Supplies	-	2.00	2.00	0.00%
5013600	Residential Supplies				
5013620	Food and Dietary Supplies	-	26.00	26.00	0.00%
5013630	Food Service Supplies	-	100.00	100.00	0.00%
	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	89.49	2,040.00	1,950.51	4.39%
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%

## Virginia Department of Health Professions

## Revenue and Expenditures Summary

## Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	Amount	Budget	Amount	
				Under/(Over) Budget	% of Budget
5015300	Operating Lease Payments				
5015340	Equipment Rentals	133.24	540.00	406.76	24.67%
5015350	Building Rentals	4.86	-	(4.86)	0.00%
5015390	Building Rentals - Non State	1,369.08	3,129.00	1,759.92	43.75%
	Total Operating Lease Payments	1,507.18	3,669.00	2,161.82	41.08%
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	1,507.18	3,829.00	2,321.82	39.36%
5022000	Equipment				
5022100	Computer Hrdware & Sftware				
5022180	Computer Software Purchases	255.30	-	(255.30)	0.00%
	Total Computer Hrdware & Sftware	255.30	-	(255.30)	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%
	Total Equipment	255.30	122.00	(133.30)	209.26%
	Total Expenditures	62,846.41	120,358.00	57,511.59	52.22%

MTD

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	July	August	September	October
4002400	Fee Revenue				
4002401	Application Fee	6,685.00	7,590.00	8,360.00	7,425.00
4002406	License & Renewal Fee	9,446.00	4,176.00	1,175.00	1,205.00
4002407	Dup. License Certificate Fee	25.00	10.00	55.00	5.00
4002408	Board Endorsement - In	-	-	210.00	-
4002409	Board Endorsement - Out	200.00	400.00	350.00	300.00
4002421	Monetary Penalty & Late Fees	2,475.00	1,150.00	350.00	225.00
	Total Fee Revenue	18,831.00	13,326.00	10,500.00	9,160.00
	Total Revenue	18,831.00	13,326.00	10,500.00	9,160.00
5011000	Personal Services				
5011100	Employee Benefits				
5011110	Employer Retirement Contrib.	853.72	559.06	559.06	559.06
5011120	Fed Old-Age Ins- Sal St Emp	466.30	311.06	311.07	311.07
5011130	Fed Old-Age Ins- Wage Earners	145.39	66.98	-	-
5011140	Group Insurance	78.94	54.28	54.28	54.28
5011150	Medical/Hospitalization Ins.	866.50	595.00	595.00	595.00
5011160	Retiree Medical/Hospitalizatn	70.66	48.90	48.90	48.90
5011170	Long term Disability Ins	41.04	27.36	27.36	27.36
	Total Employee Benefits	2,522.55	1,662.64	1,595.67	1,595.67
5011200	Salaries				
5011230	Salaries, Classified	6,046.85	4,144.26	4,144.26	4,144.26
	Total Salaries	6,046.85	4,144.26	4,144.26	4,144.26
5011380	Deferred Compnstn Match Pmts	60.00	40.00	40.00	40.00
	Total Special Payments	60.00	40.00	40.00	40.00
5011400	Wages				
5011410	Wages, General	1,900.50	875.70	-	-
	Total Wages	1,900.50	875.70	-	-
5011500	Disability Benefits				
5011530	Short-trm Disability Benefits	169.54	-	-	-
	Total Disability Benefits	169.54	-	-	-
	Total Personal Services	10,699.44	6,722.60	5,779.93	5,779.93
5012000	Contractual Svcs				
5012100	Communication Services				
5012140	Postal Services	2,477.60	986.98	377.89	434.08
5012160	Telecommunications Svcs (VITA)	26.58	27.53	28.20	-
	Total Communication Services	2,504.18	1,014.51	406.09	434.08
5012200	Employee Development Services				
5012210	Organization Memberships	-	-	-	2,750.00
5012240	Employee Training/Workshop/Conf	290.00	-	-	315.00

## Virginia Department of Health Professions

## Revenue and Expenditures Summary

## Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	July	August	September	October
	Total Employee Development Services	290.00	-	-	3,065.00
5012400	Mgmnt and Informational Svcs				
5012420	Fiscal Services	2,395.34	2,757.55	202.27	79.93
5012440	Management Services	-	33.94	-	19.19
5012460	Public Infrmtnl & Relatn Svcs	81.00	141.00	42.00	-
	Total Mgmnt and Informational Svcs	2,476.34	2,932.49	244.27	99.12
5012600	Support Services				
5012640	Food & Dietary Services	123.20	-	56.75	-
5012660	Manual Labor Services	284.85	10.48	4.61	-
5012670	Production Services	2,506.85	49.35	28.72	-
5012680	Skilled Services	740.64	585.43	604.18	1,000.02
	Total Support Services	3,655.54	645.26	694.26	1,000.02
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	145.80	103.68	383.52	515.16
5012830	Travel, Public Carriers	-	-	-	815.00
5012850	Travel, Subsistence & Lodging	498.96	-	201.68	641.48
5012880	Trvl, Meal Reimb- Not Rprtble	234.00	-	99.25	293.25
	Total Transportation Services	878.76	103.68	684.45	2,264.89
	Total Contractual Svcs	9,804.82	4,695.94	2,029.07	6,863.11
5013000	Supplies And Materials				
5013100	Administrative Supplies				
5013120	Office Supplies	14.71	19.10	55.68	-
	Total Administrative Supplies	14.71	19.10	55.68	-
	Total Supplies And Materials	14.71	19.10	55.68	-
5015000	Continuous Charges				
5015300	Operating Lease Payments				
5015340	Equipment Rentals	45.08	44.08	44.08	-
5015350	Building Rentals	-	2.43	-	-
5015390	Building Rentals - Non State	258.89	298.63	258.89	258.89
	Total Operating Lease Payments	303.97	345.14	302.97	258.89
	Total Continuous Charges	303.97	345.14	302.97	258.89
5022000	Equipment				
5022180	Computer Software Purchases	-	-	255.30	-
	Total Computer Hrdware & Sftware	-	-	255.30	-
	Total Equipment	-	-	255.30	-
	Total Expenditures	20,822.94	11,782.78	8,422.95	12,901.93

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	July	August	September	October
	Net Revenue in Excess (Shortfall) of				
	Expenditures Before Allocated Expenditures	\$ (1,991.94)	\$ 1,543.22	\$ 2,077.05	\$ (3,741.93)

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	November	Total
4002400	Fee Revenue		
4002401	Application Fee	6,225.00	36,285.00
4002406	License & Renewal Fee	1,055.00	17,057.00
4002407	Dup. License Certificate Fee	10.00	105.00
4002408	Board Endorsement - In	-	210.00
4002409	Board Endorsement - Out	250.00	1,500.00
4002421	Monetary Penalty & Late Fees	275.00	4,475.00
	Total Fee Revenue	7,815.00	59,632.00
	Total Revenue	7,815.00	59,632.00
5011000	Personal Services		
5011100	Employee Benefits		
5011110	Employer Retirement Contrib.	559.06	3,089.96
5011120	Fed Old-Age Ins- Sal St Emp	311.07	1,710.57
5011130	Fed Old-Age Ins- Wage Earners	-	212.37
5011140	Group Insurance	54.28	296.06
5011150	Medical/Hospitalization Ins.	595.00	3,246.50
5011160	Retiree Medical/Hospitalizatn	48.90	266.26
5011170	Long term Disability Ins	27.36	150.48
	Total Employee Benefits	1,595.67	8,972.20
5011200	Salaries		
5011230	Salaries, Classified	4,144.26	22,623.89
	Total Salaries	4,144.26	22,623.89
5011380	Deferred Compnstn Match Pmts	40.00	220.00
	Total Special Payments	40.00	220.00
5011400	Wages		
5011410	Wages, General	-	2,776.20
	Total Wages	-	2,776.20
5011500	Disability Benefits		
5011530	Short-trm Disability Benefits	-	169.54
	Total Disability Benefits	-	169.54
	Total Personal Services	5,779.93	34,761.83
5012000	Contractual Svcs		
5012100	Communication Services		
5012140	Postal Services	37.68	4,314.23
5012160	Telecommunications Svcs (VITA)	28.40	110.71
	Total Communication Services	66.08	4,424.94
5012200	Employee Development Services		
5012210	Organization Memberships	-	2,750.00
5012240	Employee Trainng/Workshop/Conf	-	605.00

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	November	Total
	Total Employee Development Services	-	3,355.00
5012400	Mgmt and Informational Svcs		
5012420	Fiscal Services	20.74	5,455.83
5012440	Management Services	-	53.13
5012460	Public Infrmtl & Relatn Svcs	-	264.00
	Total Mgmt and Informational Svcs	20.74	5,772.96
5012600	Support Services		
5012640	Food & Dietary Services	-	179.95
5012660	Manual Labor Services	-	299.94
5012670	Production Services	8.10	2,593.02
5012680	Skilled Services	697.93	3,628.20
	Total Support Services	706.03	6,701.11
5012800	Transportation Services		
5012820	Travel, Personal Vehicle	1,399.68	2,547.84
5012830	Travel, Public Carriers	-	815.00
5012850	Travel, Subsistence & Lodging	410.14	1,752.26
5012880	Trvl, Meal Reimb- Not Rprtble	237.00	863.50
	Total Transportation Services	2,046.82	5,978.60
	Total Contractual Svcs	2,839.67	26,232.61
5013000	Supplies And Materials		
5013100	Administrative Supplies		-
5013120	Office Supplies	-	89.49
	Total Administrative Supplies	-	89.49
	Total Supplies And Materials	-	89.49
5015000	Continuous Charges		
5015300	Operating Lease Payments		
5015340	Equipment Rentals	-	133.24
5015350	Building Rentals	2.43	4.86
5015390	Building Rentals - Non State	293.78	1,369.08
	Total Operating Lease Payments	296.21	1,507.18
	Total Continuous Charges	296.21	1,507.18
5022000	Equipment		
5022180	Computer Software Purchases	-	255.30
	Total Computer Hrdware & Sftware	-	255.30
	Total Equipment	-	255.30
	Total Expenditures	8,915.81	62,846.41

Virginia Department of Health Professions

Revenue and Expenditures Summary

Department 10800 - Psychology

For the Period Beginning July 1, 2016 and Ending November 30, 2016

Account Number	Account Description	November	<u>Total</u>
	Net Revenue in Excess (Shortfall) of		
	Expenditures Before Allocated Expenditures	\$ (1,100.81)	(3,214.41)



# Licensing Manager Report

**COUNT OF CURRENT LICENSES \***  
FISCAL YEAR 2017, QUARTER ENDING 09/30/2016

Quarter Breakdown	
Quarter 1	July 1st - September 30th
Quarter 2	October 1st - December 31st
Quarter 3	January 1st - March 31st
Quarter 4	April 1st - June 30th

\*CURRENT LICENSES BY BOARD AND OCCUPATION AS OF THE LAST DAY OF THE QUARTER

Board	Occupation	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	CURRENT Q1 2017
Psychology	Applied Psychologist	35	35	26	31	31	31	29	29	30	32	32	29
	Clinical Psychologist	2929	2983	2831	2985	3047	3104	3003	3104	3167	3223	3281	3229
	Resident in Training												741
	School Psychologist	98	100	92	98	100	102	97	99	99	100	102	98
	School Psychologist-Limited	332	361	310	384	436	448	365	406	438	480	520	492
	Sex Offender Treatment Provider	405	409	365	395	403	408	382	390	407	418	425	405
<b>Total</b>		<b>3799</b>	<b>3888</b>	<b>3624</b>	<b>3893</b>	<b>4017</b>	<b>4093</b>	<b>3876</b>	<b>4028</b>	<b>4141</b>	<b>4253</b>	<b>4360</b>	<b>4994</b>
Social Work	Associate Social Worker	1	1	1	1	1	1	0	1	1	1	1	1
	Licensed Clinical Social Worker	5622	5736	5814	5903	5986	6104	5781	5948	6060	6170	6358	6458
	Licensed Social Worker	436	488	518	560	588	619	525	583	617	645	686	739
	Registered Social Worker	17	17	17	17	17	17	0	12	12	12	12	12
	Registration of Supervision												1690
<b>Total</b>		<b>6076</b>	<b>6242</b>	<b>6350</b>	<b>6481</b>	<b>6590</b>	<b>6741</b>	<b>6306</b>	<b>6544</b>	<b>6690</b>	<b>6828</b>	<b>7057</b>	<b>8900</b>
Veterinary Medicine	Equine Dental Technician	25	24	23	24	25	24	24	24	25	22	23	23
	Full Service Veterinary Facility	751	747	750	756	753	760	768	771	771	770	772	773
	Restricted Veterinary Facility	295	297	298	304	304	308	317	324	327	330	332	341
	Veterinarian	4074	3899	4036	4119	4164	3996	4157	4221	4252	4054	4217	4279
	Veterinary Technician	1737	1884	1788	1826	1862	1810	1921	1964	1995	1936	2032	2073
<b>Total</b>		<b>6882</b>	<b>6651</b>	<b>6897</b>	<b>7029</b>	<b>7108</b>	<b>6888</b>	<b>7187</b>	<b>7304</b>	<b>7370</b>	<b>7112</b>	<b>7376</b>	<b>7489</b>
<b>AGENCY TOTAL</b>		<b>367561</b>	<b>365502</b>	<b>367251</b>	<b>374927</b>	<b>377140</b>	<b>371343</b>	<b>376988</b>	<b>381960</b>	<b>383781</b>	<b>381696</b>	<b>385882</b>	<b>397455</b>

**Issued License Report For Psychology - License Issued Date Between 10/01/2016 And 12/31/2016**

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<b>Board</b>	<b>Occ</b>	<b>Counts</b>
<b>Psychology</b>	Clinical Psychologist	71
	Resident in Training	10
	School Psychologist	2
	School Psychologist-Limited	25
	Sex Offender Treatment Provider	4
Total for Psychology		112

# Disciplinary Case Report



## CASES RECEIVED, OPEN, & CLOSED REPORT SUMMARY BY BOARD

FISCAL YEAR 2017, QUARTER ENDING 09/30/2016

Quarter Breakdown	
Quarter 1	July 1 <sup>st</sup> – September 30 <sup>th</sup>
Quarter 2	October 1 <sup>st</sup> – December 31 <sup>st</sup>
Quarter 3	January 1 <sup>st</sup> – March 31 <sup>st</sup>
Quarter 4	April 1 <sup>st</sup> – June 30 <sup>th</sup>

The “Received, Open, Closed” table below shows the number of received and closed cases during the quarters specified and a “snapshot” of the cases still open at the end of the quarter.

COUNSELING	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	Q1 2017
Number of Cases Received	19	19	32	29	20	19	23	24	21	32	26	27
Number of Cases Open	19	55	59	73	80	87	94	91	108	117	116	98
Number of Cases Closed	19	20	31	15	14	12	21	31	11	25	27	44

PSYCHOLOGY	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	Q1 2017
Number of Cases Received	24	10	19	23	16	19	8	19	18	19	14	18
Number of Cases Open	41	28	33	44	61	65	64	78	84	74	68	76
Number of Cases Closed	16	26	13	15	4	16	13	8	12	32	20	9

SOCIAL WORK	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	Q1 2017
Number of Cases Received	14	29	50	24	25	11	15	22	31	19	15	19
Number of Cases Open	41	58	71	73	80	82	96	95	126	120	127	78
Number of Cases Closed	15	14	36	23	18	13	9	27	8	27	8	62



## AVERAGE TIME TO CLOSE A CASE (IN DAYS) PER QUARTER

FISCAL YEAR 2017, QUARTER ENDING 09/30/2016

Quarter Breakdown	
Quarter 1	July 1 <sup>st</sup> – September 30 <sup>th</sup>
Quarter 2	October 1 <sup>st</sup> – December 31 <sup>st</sup>
Quarter 3	January 1 <sup>st</sup> – March 31 <sup>st</sup>
Quarter 4	April 1 <sup>st</sup> – June 30 <sup>th</sup>

\*The average age of cases closed is a measurement of how long it takes, on average, for a case to be processed from entry to closure. These calculations include only cases closed within the quarter specified.

BOARD	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	Q1 2017
Counseling	225.4	225.8	170.4	204.6	238.2	315.6	252.2	284.1	193.5	415.6	323.7	
Psychology	177.5	149.5	176.5	210.0	129.0	171.1	181.1	216.0	287.0	437.0	287.3	380.0
Social Work	138.9	216.9	171.2	183.9	314.4	198.9	202.9	199.4	132.5	342.0	226.0	469.7
Agency Totals	179.9	175.9	170.1	178.3	187.6	207.2	186.7	200.1	190.8	201.6	188.5	202.7



## PERCENTAGE OF CASES OF ALL TYPES CLOSED WITHIN 365 CALENDAR DAYS\*

FISCAL YEAR 2017, QUARTER ENDING 09/30/2016

Quarter Breakdown	
Quarter 1	July 1 <sup>st</sup> – September 30 <sup>th</sup>
Quarter 2	October 1 <sup>st</sup> – December 31 <sup>st</sup>
Quarter 3	January 1 <sup>st</sup> – March 31 <sup>st</sup>
Quarter 4	April 1 <sup>st</sup> – June 30 <sup>th</sup>

\*The percent of cases closed in fewer than 365 days shows, from the total of all cases closed during the specified period, the percent of cases that were closed in less than one year.

BOARD	Q2 2014	Q3 2014	Q4 2014	Q1 2015	Q2 2015	Q3 2015	Q4 2015	Q1 2016	Q2 2016	Q3 2016	Q4 2016	Q1 2017
Counseling	80.0%	89.5%	96.8%	86.7%	78.6%	75.0%	76.2%	64.3%	72.7%	36.0%	55.6%	45.0%
Psychology	94.1%	92.3%	100.0%	93.3%	100.0%	87.5%	100.0%	75.0%	50.0%	37.5%	50.0%	44.4%
Social Work	100.0%	85.7%	91.7%	95.7%	72.2%	92.3%	77.8%	65.5%	87.5%	46.2%	75.0%	30.7%
Agency Totals	89.6%	91.4%	97.4%	90.9%	88.6%	87.9%	88.3%	84.4%	85.8%	84.8%	85.6%	82.0%

# Legislative Report



**Agenda Item: Regulatory Actions - Chart of Regulatory Actions**

Staff Note: Attached is a chart with the status of regulations for the Board as of January 6, 2017

<b>Board</b>		<b>Board of Psychology</b>
<b>Chapter</b>		<b>Action / Stage Information</b>
[18 VAC 125 - 11]	Model Public Participation Guidelines	<u>Conforming to Code</u> [Action 4689] Fast-Track - Register Date: 11/28/16 Effective: 1/12/17
[18 VAC 125 - 20]	Regulations Governing the Practice of Psychology	<u>CE credit for volunteer work</u> [Action 4690] Fast-Track - Register Date: 1/23/17 Effective: 3/9/17

**Regulatory Report:**  
**Draft Joint Guidance Document on Assessment**  
**Titles and Signatures Draft**

Draft Joint Guidance Document on Assessment Titles and Signatures Draft

Commonwealth of Virginia

Boards of Psychology, Counseling, and Social Work

Conducting client evaluations or assessments pertaining to diagnosis and psychosocial or mental health functioning is within the scope of practice of several licensed mental health professionals. While some jurisdictions have attempted to define by regulation or statute what types of assessments may be done by what specific mental health professionals, Virginia has not taken that approach. In Virginia, each profession is regulated by its own regulatory body, and each takes its own approach to training and standards of practice.

Just as different healthcare specialists may rely on similar but not identical assessment procedures, different behavioral health professionals may approach assessment practice with both shared and distinctive skills and tools. Historically, protection of the public has relied upon each profession's Board oversight to hold its own members to a customary discipline-wide standard of practice, with the additional expectation that each practitioner limit his or her domain of practice to professional areas of personal competence.

In the case of shared or overlapping services across professional licenses, however, a further public safeguard includes this joint agreement among behavioral health professions to encourage members within each licensure category to represent themselves and their work unambiguously by clearly documenting their professional alliances and qualifications. This unambiguous representation of each behavioral professional's basis for assessment work involves careful attention to specific labeling and self-presentation in the following ways:

- Clear and Unambiguous Examiner Titles. The title in a signature block or other relevant self-designation on a document summarizing an assessment work product should clearly convey the examiner's professional identity and field of licensure.
  - Titles such as "psychological examiner" or "clinical examiner" have the potential to confuse service recipients by failing to convey the examiner's profession.
  - In contrast, such terms as "Licensed Clinical Psychologist," "Licensed School Psychologist," "Licensed Applied Psychologist," "Licensed Professional Counselor," or "Licensed Clinical Social Worker" point clearly to the licensee's legal title in Virginia and help service recipients identify the examiner's oversight Board.
- Clear and Unambiguous Work Product Titles: Because labels given to assessment work products may confuse healthcare service recipients, titles placed on an assessment product or report should clearly communicate the examiner's licensed profession.
  - Avoid the use of labels that suggest an assessment might have been conducted by a professional with a different license than the examiner's.
  - Suggested Titles and Signatures include the following:

<b>Discipline</b>	<b>Suggested Report Titles</b>	<b>Suggested Signature</b>
Licensed Clinical Psychologists	"Psychological Assessment" "Psychological Evaluation" "Psychological Report"	"Licensed Clinical Psychologist"
Licensed Clinical Psychologists with training and competence to provide neuropsychology services (e.g., ABPP-CN or ABCN Board Certification or 1-2 year post-doctoral fellowship in clinical neuropsychology)	"Neuropsychological Assessment" "Neuropsychological Evaluation" "Neuropsychological Report"	"Licensed Clinical Psychologist"
Licensed School Psychologists	"Psychological Assessment" "Psychological Evaluation" "Psychological Report" "Psychoeducational Assessment" <sup>1</sup> "School Psychology Evaluation" "School Psychology Report"	"Licensed School Psychologist" <sup>2</sup>
Licensed Applied Psychologists	"Psychological Assessment" "Psychological Evaluation" "Psychological Report" Depends on topic; should avoid other disciplines' titles <sup>3</sup>	"Licensed Applied Psychologist"
Licensed Professional Counselors	"Mental Health Assessment" "Counseling Assessment" "Counseling Evaluation" "Counseling Report" "Mental Health Counseling Assessment" <sup>4</sup>	"Licensed Professional Counselor"
Licensed Clinical Social Workers	"Sociocultural Evaluation" "Psychosocial Evaluation" "Social Work Assessment" "Social Work Evaluation" "Social Work Report"	"Licensed Clinical Social Worker"

<sup>1</sup> [http://www.cls.utk.edu/pdf/keys\\_Id/chapter2\\_pa.pdf](http://www.cls.utk.edu/pdf/keys_Id/chapter2_pa.pdf), p.29; <http://www.springer.com/gp/book/9781493919109>

<sup>2</sup> National Association of School Psychologists (2010): NASP Position Statement: Necessary Use of the Title "School Psychologist." Retrieved from <https://www.nasponline.org/x26836.xml>

<sup>3</sup> <http://www.siop.org/history/crsppp.aspx>

<sup>4</sup> <https://www.amazon.com/dp/0840028555>

- Clarify conflict with required labels: When a mental health professional's employer, work setting, or legal work context requires a particular label be used for assessment reports and the required label conflicts with the above suggestions and might introduce confusion about the professional identity of the examiner, the licensed professional should clarify his or her professional identity to the client at the outset of the evaluation and make this explicit within the report and in the signature block (e.g., "Psychological Evaluation" by XXXXXXXX, Licensed Professional Counselor).

In offering this collective guidance to its licensees, Virginia's Behavioral Science Licensure Boards are adding no formal regulatory restrictions to the use of various professional terms, beyond the protected titles that already reside in their respective regulations. Rather, these Boards are jointly recommending best practice guidelines for regulated members of their respective professions to minimize public confusion and clearly communicate to clients which Board governs the practice of each licensed examiner. The Boards believe this guidance will best represent their members to the public and best direct service recipients to each examiner's specific standards of competence.