

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

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4 **Title of Rule:** Additional Authority Vested in State Psychology Regulatory Authorities

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

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

9 Public hearing February 27, 2020

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12 **Section 8:** Additional Authority Vested in State Psychology Regulatory Authorities

13 **Authority:** Article VIII: Additional Authorities Invested in a Compact States

14 Psychology Regulatory Authority

15 Article II: Definitions

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17 **8.0 Purpose:** In addition to other powers granted under state law, a Compact State’s  
18 Psychology Regulatory Authority shall have additional authority under the  
19 Compact.  
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21 **8.1 Definition(s):** (A) **“Authority to Practice Interjurisdictional Telepsychology”** means:  
22 a licensed psychologist’s Authority to Practice Telepsychology, within the  
23 limits authorized under this Compact, in another Compact State. This  
24 Authority to Practice Interjurisdictional Telepsychology is deemed valid  
25 until the psychologist is no longer eligible under the Compact Statute  
26 and/or the Rules and/or Policies established by the Commission.

27 (B) **“Commission”** means: *the national administrative body of which all*  
28 *states that have enacted the Compact are members.*

29 (C) **“Compact”** means: Psychology Interjurisdictional Compact  
30 (PSYPACT).

31 (D) **“Compact State”** means: *a state, the District of Columbia, or United*  
32 *States territory that has enacted this Compact legislation and which has*  
33 *not withdrawn pursuant to Article XIII, Section C or has been terminated*  
34 *pursuant to Article XII, Section B. For the purposes of this Compact,*  
35 *Compact State and member State may be used interchangeably.*

36 (E) **“Home State”** means: *a Compact State where a psychologist is*  
37 *licensed to practice psychology. If the psychologist is licensed in more*  
38 *than one Compact State and is practicing under the Authorization to*  
39 *Practice Interjurisdictional Telepsychology, the Home State is the*

40 *Compact State where the psychologist is physically present when the*  
41 *telepsychological services are delivered. If the psychologist is licensed in*  
42 *more than one Compact State and is practicing under the Temporary*  
43 *Authorization to Practice, the Home State is any Compact State where the*  
44 *psychologist is licensed.*

45 *(F) “License” means: authorization by a State and Psychology Regulatory*  
46 *Authority to engage in the independent practice of psychology, which*  
47 *would be unlawful without the authorization.*

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

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

57 *(I) “State Psychology Regulatory Authority” means: the Board, office or*  
58 *agency with the legislative mandate to license and regulate the practice of*  
59 *psychology.*

60 *(J) “Temporary Authorization to Practice” means: a licensed*  
61 *psychologist’s authority to conduct temporary in-person, face-to-face*  
62 *practice, within the limits authorized under this Compact, in another*  
63 *Compact State. This Temporary Authorization to Practice is deemed valid*  
64 *until the psychologist is no longer eligible under the Compact Statute*  
65 *and/or the Rules and/or Policies established by the Commission.*

## 67 **8.2 Subpoena:**

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- 69 A. A subpoena issued by a Compact State’s Psychology Regulatory Authority shall be  
70 enforceable in other Compact States.
- 71 B. Should an individual or entity refuse to comply with an enforceable subpoena, the  
72 Compact State’s Psychology Regulatory Authority that issued the subpoena may request  
73 the Compact State’s Psychology Regulatory Authority where the individual or entity is  
74 located to issue a subpoena on the investigating Compact State’s behalf. That Compact  
75 State shall issue the subpoena and shall share the resulting information with the  
76 investigating Compact State’s Psychology Regulatory Authority.

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78 **8.3 Home State during Investigations:** A psychologist with an Authority to Practice  
79 Interjurisdictional Telepsychology may not change their Home State as designated in Rule 4.4  
80 during an investigation. A psychologist with a Temporary Authorization to Practice may not  
81 change their Home State as designated in Rule 5.4 during an investigation.

## 82 **8.4 Home State Status upon Investigation Completion:**

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- 84 A. A Home State Psychology Regulatory Authority shall notify and promptly report the  
85 conclusions of any investigations to the Commission.

86 B. If the psychologist changes their Home State within 30 days after the conclusion of any  
87 investigation, the Commission will notify the new Home State of the decisions associated  
88 with the investigation via electronic means.

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