

1 **Psychology Interjurisdictional Compact (PSYPACT)**

2 **Psychology Interjurisdictional Compact Commission**

3

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

5 **Drafted:** November 21, 2019

6 **Effective:** February 27, 2020

7 **Amended:**

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

9 Public hearing February 27, 2020

10

11

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

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

14 Article II: Definitions

15 Article III: Home State Licensure

16

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

18 psychologist to practice telepsychology in other Compact States under the

19 Authority to Practice Interjurisdictional Telepsychology as provided in the

20 Compact and further defined in these Rules.

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

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

23 *Provincial Psychology Regulatory Authorities responsible for the*

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

25 *and Canada.*

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

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

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

29 Authority to Practice Interjurisdictional Telepsychology is deemed valid

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

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

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

33 granted Authority to Practice Interjurisdictional Telepsychology or

34 Temporary Authorization to Practice under this Compact.

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

36 states that have enacted the Compact are members.

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

38 (PSYPACT).

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41 not withdrawn pursuant to Article XIII, Section C or has been terminated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

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

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

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

97 **4.4 Home State Licensure:**

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

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

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

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

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

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

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

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

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

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

143
144

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