Psychology Interjurisdictional Compact (PSYPACT)

Psychology Interjurisdictional Compact Commission

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

Drafted: November 21, 2019

Effective: February 27, 2020

Amended: 

History for Rule: Introduced at public meeting on November 21-22, 2019
Public hearing February 27, 2020

Section 8: Additional Authority Vested in State Psychology Regulatory Authorities

Authority: Article VIII: Additional Authorities Invested in a Compact States Psychology Regulatory Authority
Article II: Definitions

8.0 Purpose: In addition to other powers granted under state law, a Compact State’s Psychology Regulatory Authority shall have additional authority under the Compact.

8.1 Definition(s): (A) “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. This Authority to Practice Interjurisdictional Telepsychology is deemed valid until the psychologist is no longer eligible under the Compact Statute and/or the Rules and/or Policies established by the Commission.

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

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

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state, the District of Columbia, or United States territory that has enacted this Compact legislation and which has not withdrawn pursuant to Article XIII, Section C or has been terminated pursuant to Article XII, Section B. For the purposes of this Compact,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

(E) “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.

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

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

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

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

(J) “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. This Temporary Authorization to Practice is deemed valid until the psychologist is no longer eligible under the Compact Statute and/or the Rules and/or Policies established by the Commission.

8.2 Subpoena:

A. A subpoena issued by a Compact State’s Psychology Regulatory Authority shall be enforceable in other Compact States.

B. Should an individual or entity refuse to comply with an enforceable subpoena, the Compact State’s Psychology Regulatory Authority that issued the subpoena may request the Compact State’s Psychology Regulatory Authority where the individual or entity is located to issue a subpoena on the investigating Compact State’s behalf. That Compact State shall issue the subpoena and shall share the resulting information with the

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Psychology Interjurisdictional Compact (PSYPACT)
Reducing Regulatory Barriers. Increasing Access to Mental Health Care

investigating Compact State’s Psychology Regulatory Authority.

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

8.4 Home State Status upon Investigation Completion:

A. A Home State Psychology Regulatory Authority shall notify and promptly report the conclusions of any investigations to the Commission. If the psychologist changes their Home State within 30 days after the conclusion of any investigation, the Commission will notify the new Home State of the decisions associated with the investigation via electronic means.

Italicized definitions are mirrored directly from the PSYPACT Compact Language.