Psychology Interjurisdictional Compact (PSYPACT)

Psychology Interjurisdictional Compact Commission

Title of Rule: Coordinated Licensure Information System
Drafted: July 22, 2019
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Amended:

History for Rule: Introduced at public meeting on July 22, 2019
Public hearing October 9, 2019
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Public hearing February 27, 2020

Section 9

Authority: Article IX: Coordinated Licensure Information System
Article II: Definitions

9.0 Purpose: Pursuant to Article IX, the Commission shall provide for the development and maintenance of a Coordinated Licensure Information System and reporting system containing licensure and disciplinary action information on all psychologists to whom the Compact is applicable in all Compact States.

9.1 Definition(s): (A) “Alternative Program” means: any non-disciplinary monitoring program intended to remediate the licensee that is not a matter of public record and to which a State Psychology Regulatory Authority refers a licensee, or of which the State Psychology Regulatory Authority is aware of the licensee’s participation.

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

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

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

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state, the District of Columbia, or United States territory that has enacted this Compact legislation and which has not withdrawn pursuant to Article XIII, Section C or has been terminated pursuant to Article XII, Section B. For purposes of this Compact, Compact State and Member State may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

(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) “PSY|PRO” means: ASPPB Proprietary credentials management system

(J) “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.

(K) “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.

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

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

(N) “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.

9.2 Method of Data Submission: Compact States shall submit data as described in this section of these rules to the Coordinated Licensure Information System in accordance with the Compact Data Participation Agreement.

9.3 Access to the Coordinated Database: Only Compact States shall have access to the data submitted by other Compact States. The system will be accessible through PSY|PRO and will contain at a minimum the following data:

(A) Psychologist name;
(B) States where licensed;
(C) Authority to Practice Interjurisdictional Telepsychology holder status;
(D) Authority to Practice Interjurisdictional Telepsychology home state;
(E) Temporary Authorization to Practice holder status;
(F) Temporary Authorization to Practice home state;
(G) ASPPB E.Passport status;
(H) ASPPB IPC status;
(I) Adverse action status;
(J) Current significant investigatory information; and
(K) Non-confidential information related to alternative program participation information.

9.4 Coordinated Licensure Information System – Dataset: A Compact State shall provide the following in accordance with the Compact Data Participation Agreement:

(A) proof of current and active psychology license based on a doctoral degree for any psychologists applying for authorization to practice under the authority of this compact. Proof may be provided from a State Psychology Regulatory Authority website that is deemed to be a primary source or written official licensure verification from a State Psychology Regulatory Authority including proper signatures and state seals;
(B) significant investigatory information;
(C) non-confidential information related to alternative program participation information; and
(D) adverse actions against a psychologist’s license.

9.5 Required use of ASPPB PSY|PRO System: A Compact State shall use the ASPPB PSY|PRO software system to report the following:

(A) adverse actions;
(B) significant investigatory information; and
(C) non-confidential information related to alternative program participation information.

9.6 Frequency of Reporting Adverse Actions: A Compact State shall report any adverse action as required against a licensee or an Authorization Holder through the interface described in 9.5 above within ten (10) business days of the effective date of the adverse action.
9.7 Frequency of Reporting Significant Investigatory Information: A Compact State shall report any significant investigatory information as required against a licensee or an Authorization Holder through the interface described in 9.5 above within ten (10) business days of the effective date of the beginning of the determination of significant investigatory information.

9.8 Frequency of Reporting Non-confidential Information Related to Alternative Program Participation: A Compact State shall report any non-confidential information related to alternative program participation as required against a licensee or Authorization Holder through the interface described in 9.5 above within ten (10) business days of the receipt by the Compact State of notification of participation in a program by a licensee and/or an Authorization Holder.

9.9 Discrepancy with Coordinated Licensure Information System Data Set: A psychologist holding an Authority to Practice Interjurisdictional Telepsychology and/or a Temporary Authorization to Practice under PSYPACT may request from their Home State Psychology Regulatory Authority in writing a review of the data relating to them in the Coordinated Licensure Information System.

A. In the event psychologist holding an Authority to Practice Interjurisdictional Telepsychology and/or Temporary Authorization to Practice asserts the data related to them is inaccurate, the burden of proof shall be upon the psychologist to provide evidence that substantiates such a claim.

B. The Compact State Psychology Regulatory Authority shall verify within ten (10) business days and submit corrected information to the Commission for inclusion in the Coordinated Licensure Information System.

Italicized definitions are mirrored directly from the PSYPACT Compact Language.