

**BEHAVIORAL SCIENCES REGULATORY BOARD  
LICENSED PSYCHOLOGY ADVISORY COMMITTEE  
AGENDA**

**Tuesday, April 11, 2023**

The meeting will be conducted virtually on the Zoom platform. Advisory Committee members, BSRB staff, and anyone approved for public comment will utilize the Zoom platform while other remote attendees will be directed to the YouTube broadcast (or the conference call phone number), to ensure a secure and accessible meeting.

You may view the meeting here: <https://youtube.com/live/PuG1Gbk5018?feature=share>

To join the meeting by conference call: 877-278-8686  
The pin: 327072

If there are any technical issues during the meeting, you may call the Board office at, 785-296-3240.

The Behavioral Sciences Regulatory Board may take items out of order as necessary to accommodate the time restrictions of Board members and visitors. All times and items are subject to change.

**Tuesday, April 11, 2023, 6:00 p.m.**

- I. Call to order and Roll Call**
- II. Agenda Approval**
- III. Review and Approval of Minutes from Advisory Committee Meeting on February 7, 2023**
- IV. Executive Director's Report**
- V. Old Business**
  - A. Update on PSYPACT Commission**
  - B. Review of Psychology Regulations**
    - i. K.A.R. 102-1-15 Continuing Education**
    - ii. K.A.R. 102-1-16 Use of Computerized Psychological Tests**
- VI. New Business**
  - A. Discussion on Adding New Members to Advisory Committee**
- VII. Upcoming 2023 Meetings: Tuesday, June 13; Tuesday, August 8; Tuesday, October 10; Tuesday, December 12 (All Meetings from 6pm until 8pm)**
- VIII. Adjournment**

**BEHAVIORAL SCIENCES REGULATORY BOARD  
LICENSED PSYCHOLOGY ADVISORY COMMITTEE MEETING  
FEBRUARY 07, 2023**

**Draft Minutes**

- I. Call to Order.** Ric Steele, Chair of the Advisory Committee, called the meeting to order at 6 p.m.

**Committee Members.** Ric Steele, Abby Callis, Jessica Hamilton, Tiffany Johnson, Janine Kesterson, Zach Parrett, and Doug Wright were present via Zoom. Rodney McNeal, Richard Nobles, and Johnna Norton were absent.

**BSRB Staff.** David Fye and Leslie Allen were present via Zoom.

- II. Agenda Approval.** Doug Wright moved to approve the agenda as written. Tiffany Johnson seconded.
- III. Review and Approval of Minutes from Previous Advisory Committee Meeting on December 13, 2022.** Doug Wright moved to approve the minutes. Abby Callis seconded. The motion passed.
- IV. Executive Director Report.** David Fye, Executive Director for the Behavioral Sciences Regulatory (BSRB) provided a report on agency activities, actions from recent Board meetings, and legislative updates.
- V. Old Business**
- A. Update on PSYPACT Commission.** The Executive Director provided an update on PSYPACT. In the most recent quarterly newsletter, there were 75 licensed psychologists listing Kansas as their home state that are providing telehealth services in other compact states under PSYPACT authority and 7 licensed psychologists providing a limited number of days of in-state practice in compact states under PSYPACT authority. The BSRB received a review by the PSYPACT Commission to ensure the state was meeting PSYPACT standards. The BSRB was notified that it is in compliance, but within 10 years the BSRB will need to implement fingerprinted background checks for licensees under the compact, as a condition of membership in the compact.
- B. Continued Discussion on 2023 Advisory Committee Topics**
- i. Review of Education Regulation K.A.R. 102-1-12.** The Advisory Committee previously reviewed the education regulation for the profession, K.A.R. 102-1-12. The Executive Director noted that if the Advisory Committee wanted to recommend moving from a coursework model to a competency-based model in the future, it would be helpful for

the BSRB to have clear standards on evaluating competencies, so that the agency could evaluate applicants consistently and fairly.

**VI. New Business**

**A. Annual Training for Board Members and Advisory Committee Members.** The Executive Director provided annual training to the Advisory Committee.

**B. Discussion on Adding New Members to Advisory Committee.** The Advisory Committee currently has 10 members including Board Members. The Advisory Committee Policy states that there will be a minimum of three and a maximum of ten non-Board members serving on the Advisory Committee. Currently there are seven non-board members on the Advisory Committee. The Advisory Committee asked the Executive Director to send out a message to all licensees, requesting interested applicants submit letters of interest and resumes for review and consideration at the next Advisory Committee meeting.

**VII. Next Advisory Committee Meeting Date.** The next meeting will be on Tuesday, April 11, 2023, at 6 p.m.

**VIII. Adjournment.** Abby Callis moved to Adjourn. Doug Wright seconded. The motion passed.

# PSYPACT Commission

## ANNUAL REPORT 2022

January 2023

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For more information about PSYPACT:

Janet Orwig, MBA, CAE

Executive Director

jorwig@asppb.org | 678-216-1188

[www.psypact.org](http://www.psypact.org)





# PSYPACT Commission Annual Report 2022

This report represents a culmination of informational content that has been shared throughout 2022 by the PSYPACT Commission and its committees. It is hoped that having all of this information in one place is helpful to our stakeholders.

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# Welcome

On behalf of the Psychology Interjurisdictional Compact (PSYPACT) Commission, we are pleased to present the first annual PSYPACT Report. The 2022 Report highlights the Commission's growth and activities, provides helpful information from the Midyear and Annual Meetings, details bylaws / rulemaking / policy development, and gives an overview of Committee work as well as PSYPACT outreach and educational activities. In addition, the Report includes a current Organizational Chart and Rosters of current Commissioners and PSYPACT Staff and Special Counsel.

2022 was a year filled with challenges due to the fiscal, socio-economic, and political impacts of the COVID-19 pandemic. Zoom meetings became the norm rather than the exception to face-to-face interactions. However, we are proud to say that the PSYPACT Commission remained focused on its purpose of providing necessary psychological services to underserved areas, added many new States to the Commission, and interacted regularly with licensed psychologists who obtained authorization to practice under PSYPACT.

We are excited for 2023 and look forward to the new challenges and opportunities this year may bring. Let's all continue our commitment to PSYPACT and build on the work done in 2022.

Donald S. Meck, Ph.D., J.D.  
PSYPACT Commission Chair  
Director

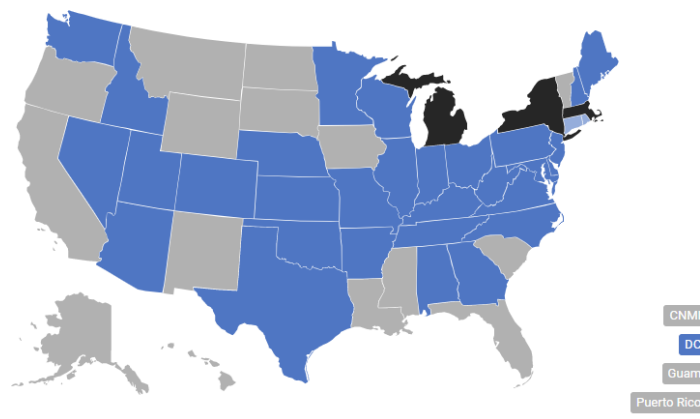
Janet Orwig, MBA, CAE  
PSYPACT Executive

# Introduction

This document represents the first annual Report of the PSYPACT Commission. It covers the period from January 1, 2022 to December 31, 2022. The purpose of this report is to provide a comprehensive snapshot of the activities, accomplishments, and financial performance of the Psychology Interjurisdictional Compact Commission.

## About PSYPACT

The Psychology Interjurisdictional Compact (PSYPACT) is an interstate occupational compact designed to facilitate the practice of both telepsychology and the temporary in-person, face-to-face practice of psychology across state boundaries.



## About Compacts

2022 saw continued growth in interest in occupational interstate compacts. While a compact is like a contract reached between states, a compact establishes a formal agreement between states that has been enacted via the legislative process. Compacts have been recognized for years to be durable policy solutions. The most well-known compact is the Driver's License Compact but there are various others that have been used to assist in many other professional, practical, occupational, and operational areas. Each state has enacted at least one compact, and most have enacted an average of twenty-five compacts.

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## Growth of Interstate Compacts

In 2022, the Commission continued to see a growth in the number of interstate occupational compacts being offered by professions. PSYPACT would like to thank the Council of State Governments, National Center for Interstate Compacts (<https://compacts.csg.org/>) for the following information.

Currently, there are several occupational licensure interstate compacts in development. The following professions are developing compacts:

- \* Dentistry
- \* Dietetics
- \* School Psychology
- \* Social Work

Several other professions have prepared occupational interstate compact legislation that is ready to be introduced at the state-level.:

- \* Advanced Practice Registered Nursing
- \* Cosmetology
- \* Massage Therapy
- \* Physicians Assistants
- \* Teaching

The number of active occupational licensure compacts continues to grow. The following compacts have reached required threshold numbers of participating jurisdictions needed to become active, although some are not all are yet fully implemented at this time:

- \* Audiology and Speech-Language Pathology
- \* Counseling Compact
- \* Emergency Medical Services Compact
- \* Interstate Medical Licensure Compact
- \* Nurse Licensure Compact
- \* Occupational Therapy Compact
- \* Physical Therapy Compact
- \* Psychology Interjurisdictional Compact

The following Compacts have been enacted on a state-by-state basis:

## State and U.S. Territory Membership in Interstate Licensure Compacts

### NLC

Nurse Licensure Compact

### IMLC

Interstate Medical Licensure Compact

### PT

Physical Therapy Compact

### EMS

Emergency Medical Services Compact

### PSYPACT

Psychology Interjurisdictional Compact

### ASLP

Audiology and Speech-Language Pathology Compact

### OT

Occupational Therapy Compact

### CC

Counseling Compact

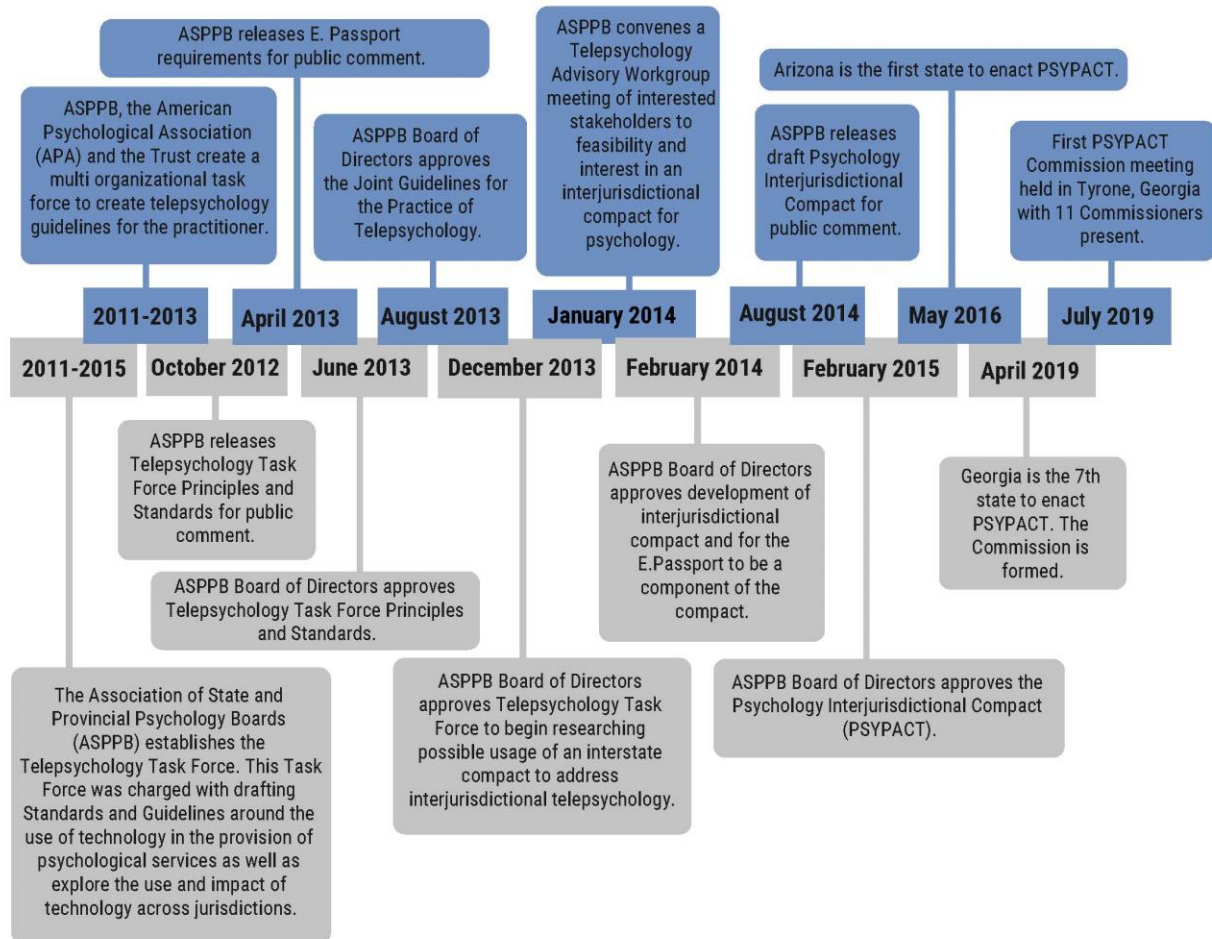
### APRN

Advanced Practice Registered Nurse Compact

STATE	NLC	IMLC	PT	EMS	PSYPACT	ASLP	OT	CC	APRN	TOTALS
ALABAMA										8
ALASKA										0
ARIZONA										5
ARKANSAS										3
CALIFORNIA										0
COLORADO										8
CONNECTICUT										2
DELAWARE										9
FLORIDA										2
GEORGIA										8
HAWAII										0
IDAHO										5
ILLINOIS										2
INDIANA										6
IOWA										6
KANSAS										6
KENTUCKY										7
LOUISIANA										6
MAINE										5
MARYLAND										7
MASSACHUSETTS										0
MICHIGAN										2
MINNESOTA										2
MISSISSIPPI										6
MISSOURI										6
MONTANA										3
NEBRASKA										8
NEVADA										2
NEW HAMPSHIRE										7
NEW JERSEY										4
NEW MEXICO										1
NEW YORK										0
NORTH CAROLINA										6
NORTH DAKOTA										5
OHIO										7
OKLAHOMA										5
OREGON										1
PENNSYLVANIA										5
RHODE ISLAND										2
SOUTH CAROLINA										5
SOUTH DAKOTA										4
TENNESSEE										8
TEXAS										5
UTAH										9
VERMONT										2
VIRGINIA										5
WASHINGTON										4
WEST VIRGINIA										8
WISCONSIN										5
WYOMING										5
AMERICAN SAMOA										0
DIST. OF COLUMBIA										3
GUAM										2
CNMI										1
PUERTO RICO										0
US VIRGIN ISLANDS										1
	39	39	34	22	35	23	22	17	3	234

\*Information current as of December 2022

# Historical Timeline



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## About the PSYPACT Commission

The Psychology Interjurisdictional Compact (PSYPACT) Commission (“the Commission”) is the entity charged with administering the PSYPACT Compact. The Commission is a quasi-governmental and joint public agency comprised of the states which have enacted PSYPACT through a legislative effort and are, therefore, able to participate in the work of the Commission. The Commission is made up of one representative from each PSYPACT-participating state. The Commission’s Executive Board is comprised of five members who are elected to serve as the leadership board of the Commission.

## Legislative Updates

In the 2022 calendar year, a total of 12 jurisdictions introduced PSYPACT legislation: Connecticut, Commonwealth of the Northern Mariana Islands, Florida, Idaho, Indiana, Massachusetts, Michigan, New York, Rhode Island, South Carolina, Washington, and Wisconsin. In 2021, 22 jurisdictions introduced PSYPACT legislation. At the end of 2022, 35 jurisdictions had enacted PSYPACT with 33 of those being in effect.



**Connecticut – Senate Bill 2 – Enacted 5/24/2022 – Effective 10/1/2022**



**Commonwealth of the Northern Mariana Islands - House Bill 22-80 – Enacted & Effective 10/24/2022**



**Idaho – Senate Bill 1305 – Enacted 3/23/2022 – Effective 7/1/2022**

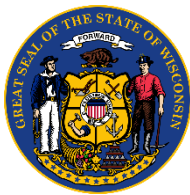




**Indiana – Senate Bill 365 – Enacted 3/10/2022 – Effective 7/1/2022**



**Washington – House Bill 1286 – Enacted 3/4/2022 – Effective 6/9/2022**



**Wisconsin – Bill A 537 – Enacted 2/4/2022 – Effective 2/6/2022**



**Michigan House Bill 5489 - Enacted 12/22/2022 – Effective 3/31/2023**



**Rhode Island – House Bill 7501 – Enacted 6/21/2022 – Effective Tentatively 2/1/2023**



South Carolina – House Bill 3833 was enacted in 2022. Due to language changes to the model PSYPACT legislation **that was enacted**, however, South Carolina is not yet recognized to participate in PSYPACT in 2022. In 2023, South Carolina will introduce a bill that will bring language in compliance with model PSYPACT legislation so that the state can participate in PSYPACT.

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## Financial Summary 2022



### 2022 Annual Budget and Narrative Report

#### Psychology Interjurisdictional Compact

The Psychology Interjurisdictional Compact (PSYPACT) is an agreement between member states designed to facilitate the practice of telepsychology and the temporary in-person, face-to-face practice of psychology across state boundaries without having to become licensed in additional member states. Psychologists licensed in their Home State, which is a member of PSYPACT, are able to practice into other member states via the two Authorizations (Authority to Practice Interjurisdictional Telepsychology and/or Temporary Authorization to Practice) issued by the Commission. The purpose of PSYPACT is to increase public access to needed psychological services by increasing access to care and providing mechanisms for continuity of care all while ensuring a higher degree of consumer protection across state lines. PSYPACT also promotes cooperation between member states in the areas of licensure and regulation. To join PSYPACT, a state must enact the model statute into law.

PSYPACT is governed by the Psychology Interjurisdictional Compact Commission (Commission), a governmental entity made up of the member states. The Commission meets annually.

The Commission and the Association of State and Provincial Psychology Boards (ASPPB) have approved a Memorandum of Understanding (MOU), which covers many of the services needed by the Commission including staffing, consultation services, office space, and access to ASPPB Data Systems.

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## Status of PSYPACT

PSYPACT had its seventh (7) state enact legislation in April 2019. PSYPACT now has 26 states that have enacted the legislation with 24 of those being effective as of January 2022. The Commission has been formed and Bylaws and Rules have been approved. The Commission became fully operational on July 1, 2020 when the application process was open. As of August 2021, over 3,600 Authority to Practice Interjurisdictional Telepsychology (APIT) have been issued and 136 Temporary Authorization to Practice (TAP) have been issued.

## Revenue

An analysis of the number of psychologists with active licenses in the current 24 enacted and effective states as of 2022 is the basis for projected revenue for 2022. Please note the licensure data may not reflect the most current licensure information. A 1% penetration rate was used to estimate authorizations being issued by the Commission. This projection reflects \$40 per Authorization issued. The Other Information section of this narrative provides the data regarding these revenue assumptions.

Each member state will be charged an assessment fee beginning annually after the first year of full implementation. That income is reflected in this budget narrative since assessments will be calculated December 2021 and invoiced in January 2022.

## Expenditures

Per the MOU, ASPPB covers the costs associated with staffing, professional fees such as the contract with the Council of State Governments (CSG), Directors & Officers (D & O) Insurance, travel costs for the Commission, office space and utilities, use of computers, telephone, internet and other office equipment and services.

## Other Information

As part of the MOU between the Commission and ASPPB, ASPPB will continue to assume most of the operating expenses. Also, the Commission will be utilizing already existing software systems to implement the Compact which will reduce ongoing computer and software expenses. However, software modifications may be needed to address changes needed for the program. For the purposes of this document, office occupancy expenses include physical space, utilities, postage and shipping, equipment rental/use. At this time, insurance costs are unknown, so an amount is not included.

### Revenue Assumptions

Even though the Compact is implemented at this time, revenue assumptions are being generated based on the number of licensees in each of the member states. The projections assume that 1% of the psychologists licensed in each member state will purchase an Authorization in 2022. As part of the MOU, 40% of Authorization fees will be paid to ASPPB for providing services per the agreement.

Member State	# of Licensees	1% of Licensees	Authorization of \$40	ASPPB Fee (40%)
Alabama	1,170	11.70	\$468.00	\$187.20
Arizona	1,898	18.98	\$759.20	\$303.68
Colorado	2,772	27.72	\$1,108.80	\$443.52
Delaware	498	4.98	\$199.20	\$79.68
District of Columbia	1,419	14.19	\$567.60	227.04
Georgia	2,303	23.03	\$921.20	\$368.48
Illinois	4,904	49.04	\$1,961.60	\$784.64
Kansas	947	9.47	\$378.80	\$151.52
Kentucky	1,783	17.83	\$713.20	\$285.28
Maine	655	6.55	\$262.00	\$104.80
Maryland	3,409	34.09	\$1363.60	\$545.44
Minnesota	2,600	26	\$1,040.00	\$416.00
Missouri	1,883	18.83	\$753.20	\$301.28
Nebraska	491	4.91	\$196.40	\$78.56
Nevada	457	4.57	\$182.80	\$73.12
New Hampshire	660	6.6	\$264.00	\$105.60
North Carolina	3,877	38.77	\$1,550.80	\$620.32

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Ohio	3,500	35	\$1400.00	\$560.00
Oklahoma	567	5.67	\$226.80	\$90.72
Pennsylvania	6,092	60.92	\$2,436.80	\$974.72
Tennessee	1,418	14.18	\$567.20	\$226.88
Texas	4,500	45	\$1,800.00	\$720.00
Utah	916	9.16	\$366.40	\$146.56
Virginia	5,947	59.47	\$2,378.80	\$951.52
Totals	54,666	546.66	\$21,866.40	\$8,746.56

# Compact Commission Budget 2022

		2022 Costs waived by MOU	Total
<u>Revenues</u>	Compact		
Authorizations	\$21,866		\$21,866
Member State Assessment Fees	\$52,000		\$52,000
Total Revenues	\$73,866		\$73,866

	<u>Expenses</u>			
Personnel				
	Salaries	131,382	131,382	0
	Payroll Tax Expense	9,628	9,628	0
	Fringe Benefits	37,191	37,191	0
Professional Services				
	MOU	8,746.56		8,746.56
	Legal & Accounting	27,960	27,960	0
	Computer/Website Svcs	3,500	3,500	0
	Other Prof/Contract Svcs	26,475	26,475	0
Travel		26,000	26,000	0
Office Occupancy		50,000	50,000	0
Bank and Credit Card fee		983		983
Total Expenses		\$321,865.56		\$9729.56
Excess Revenues (Expenses)		(\$247,999.56)		\$64,136.44

# PSYPACT ANNUAL FINANCIAL REPORT

This report is provided by the PSYPACT Commission Finance Committee.

**2022**  
January- December 2022

## SUMMARY AND KEY HIGHLIGHTS

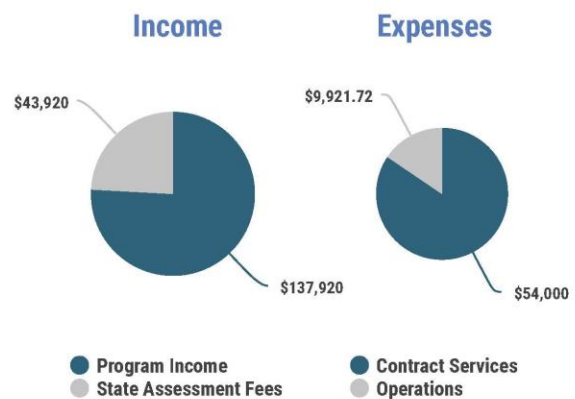
- **Organization Name:** Psychology Interjurisdictional Compact Commission
- **Time Period:** 2022
- **Total number of Authority To Practice Interjurisdictional Telepsychology (APIT) applications started in 2022:** 3,076
- **Total number of Temporary Authorization to Practice (TAP) applications started in 2022:** 238
- **State Assessment Fees:** State assessment fees were sent out in January 2022.

### PSYPACT Participating States

(total number of APITs and TAPs issued in 2022 by state.)

States	APITs	TAPs	States	APITs	TAPs
Alabama	27	8	Missouri	51	10
Arizona	87	21	Nebraska	19	2
Arkansas	22	8	Nevada	27	5
Colorado	150	9	New Hampshire	38	2
Connecticut	70	4	New Jersey	409	19
Delaware	17	2	North Carolina	144	10
District of Columbia	56	2	Ohio	174	8
Georgia	128	13	Oklahoma	25	3
Idaho	7	0	Pennsylvania	276	36
Illinois	306	23	Tennessee	67	4
Indiana	56	3	Texas	246	30
Kansas	78	9	Utah	58	18
Kentucky	36	4	Virginia	186	33
Maine	31	1	Washington	149	8
Maryland	261	17	West Virginia	34	7
Minnesota	119	9	Wisconsin	44	3
			<b>TOTAL</b>	<b>3,398</b>	<b>334</b>

## INCOME VS EXPENDITURE FOR YE 2022



### Ordinary Income/Expense

<b>Income</b>	
Program Income*	\$137,920.00
State Assessment Fees**	\$43,920.00
<b>Total Income</b>	<b>\$181,840.00</b>

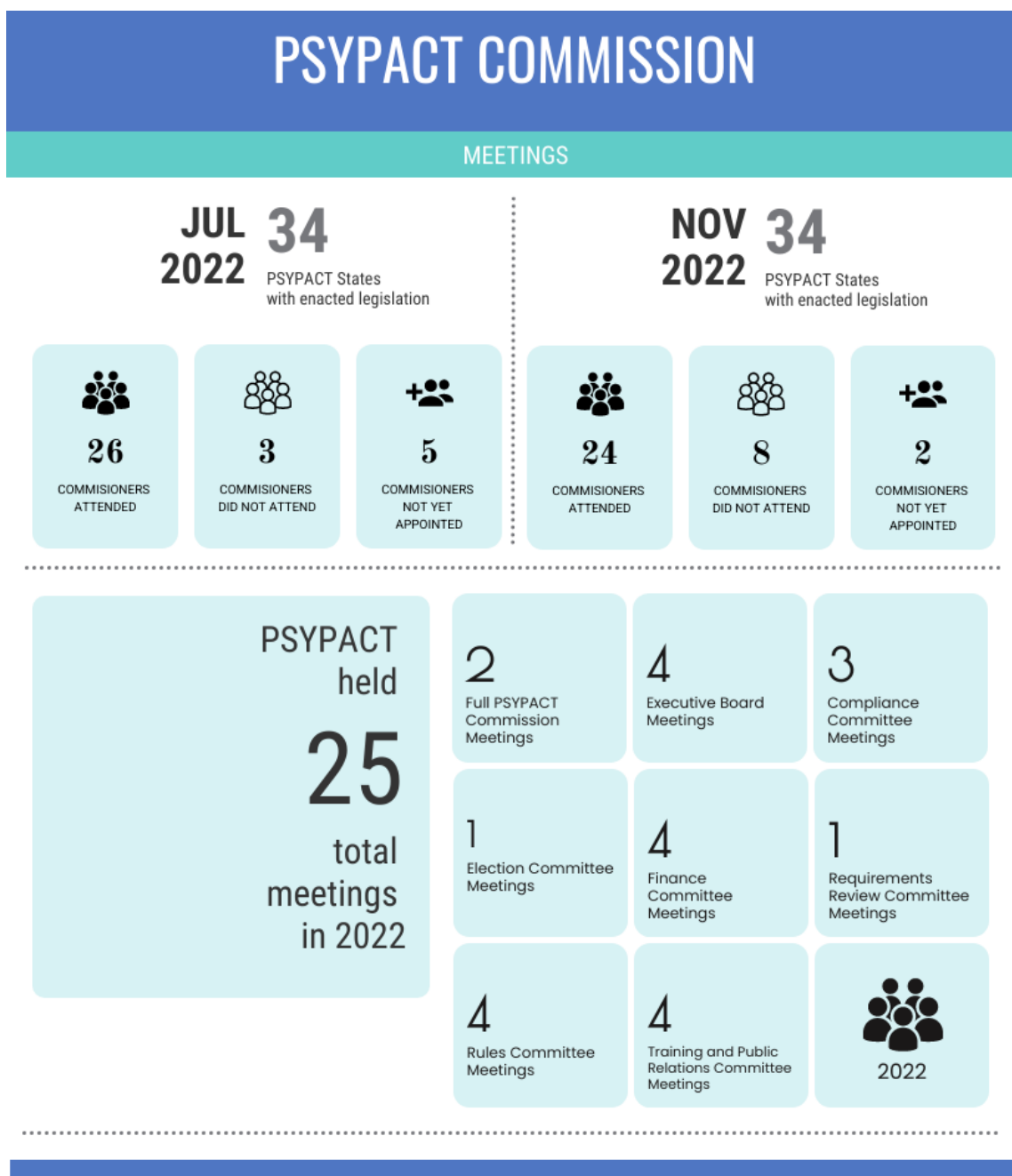
<b>Expense</b>	
Contract Services	
Outside Contract Services***	\$54,000.00
<b>Total Contract Services</b>	<b>\$54,000.00</b>
Operations	
Bank Charges****	\$7,681.72
Charge Backs*****	\$2,240.00
<b>Total Operations</b>	<b>\$9,921.72</b>
<b>Total Expense</b>	<b>\$63,921.72</b>

\* Total of APIT and TAP application fees \$40 per application  
 \*\* Annual assessment fees charged to compact member states  
 \*\*\* Memorandum of Understanding Quarterly Payment to ASPPB for r 2022 applications  
 \*\*\*\* Credit Card Processing for APIT and TAP application fees, etc  
 \*\*\*\*\* Refunds/Overpayments of APIT and TAP application fees

**Net Ordinary Income:**  
**\$117,918.23**

# Midyear and Annual Meeting Recap

Both the PSYPACT Commission Midyear and Annual Meetings were conducted via the Zoom platform. The agenda included reports from all the committees, legislative updates, and comments from the public attendees.





# PSYPACT Commission Meeting

## July 14, 2022

### Teleconference

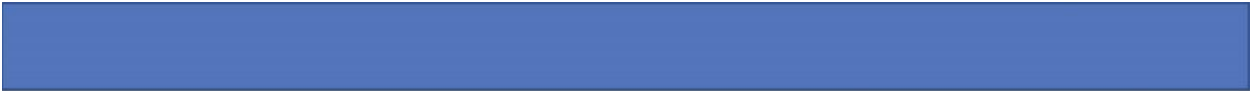
## AGENDA

THURSDAY, JULY 14, 2022

11:00 AM – 11:10 AM	Welcome and Call to Order	Don Meck
11:10 AM – 11:15 AM	Roll Call	Don Meck
11:15 AM – 11:20 AM	Review and Adoption of Agenda*	Janet Orwig
11:20 AM – 11:30 AM	Opportunity for Public Comment	Don Meck/ Jessica Cheaves
11:30 AM – 11:40 AM	Review and Vote of Meeting Minutes* November 18, 2021 (Teleconference)	Don Meck
11:40 AM – 12:10 PM	Executive Director's Report Legislative Updates Program Updates Other Updates <ul style="list-style-type: none"><li>• Job postings</li><li>• ASU Internship</li><li>• Training Sessions</li><li>• ESA update/ Letter</li></ul> Annual Meeting Overview of the Agenda Book Materials	Janet Orwig
12:10 PM – 1:10 PM	Executive Board Report Compliance Committee Approvals Finance Committee Approvals Rules Committee Approvals Requirements Review Committee Update Training and Public Relations Committee Update	Don Meck
1:10 PM – 1:30 PM	Break	

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<b>1:30 PM – 2:00 PM</b>	<b>Rule Revisions*</b> Rule 4.7 & 5.7 Renewal Fee Addition Rule 4.11 & 5.11 Attestation Form Addition Rule 4.12 & 5.12 Appeals Process	<b>Don Meck</b>
<b>2:00 PM – 2:30 PM</b>	<b>Bylaws Revision*</b> Appeals Committee	<b>Don Meck</b>
<b>2:30 PM – 2:45 PM</b>	<b>New Business</b>	<b>Don Meck</b>
<b>2:45 PM – 2:50 PM</b>	<b>Roll Call Vote* - Closed Session/ Adjourn* Open Session</b>	<b>Don Meck</b>

*\* Indicates agenda item requires PSYPACT Commission vote*

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



### PSYPACT Commission Meeting Minutes

Thursday, July 14<sup>th</sup>, 2022

Zoom Teleconference

#### Commissioners Present

Lori Rall, Alabama  
Heidi Paakkonen, Arizona  
Lisa Fitzgibbons, Arkansas  
Nate Brown, Colorado  
Shauna Slaughter, Delaware  
LaTrice Herndon, District of Columbia  
Don Meck, Georgia (Chair)  
Katie Stuart, Idaho  
Cecilia Abundis, Illinois  
David Fye, Kansas  
Brenda Nash, Kentucky  
Jayne Boulos, Maine  
Lorraine Smith, Maryland  
Robin McLeod, Minnesota  
Pam Groose, Missouri  
Gary Lenkeit, Nevada  
Deborah Warner, New Hampshire  
Ronald Ross, Ohio  
Teanne Rose, Oklahoma  
Christina Stuckey, Pennsylvania  
Mark Fleming, Tennessee  
Patrick Hyde, Texas  
Jaime Hoyle, Virginia  
Leslie Cohn, Washington  
Scott Fields, West Virginia  
Daniel Schroeder, Wisconsin

*\* PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.*

#### Commissioners Absent

Not Yet Appointed, Connecticut\*  
Not Yet Appointed, Indiana  
Kris Chiles, Nebraska  
Not Yet Appointed, New Jersey  
Susan Hurt, North Carolina  
Not Yet Appointed, Rhode Island\*  
Not Yet Appointed, South Carolina\*  
Jennifer Falkenrath, Utah

*\* PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.*

# PSYPACT Commission

## Meeting Minutes

July 14, 2022



### Ex-Officio Present

Mariann Burnetti-Atwell, Association of State and Provincial Psychology Boards (ASPPB)

### Legal Counsel Present

Doug Wolfberg, Page, Wolfberg & Wirth, LLC and Counsel to NCIC

### Commission Staff Present

Janet Orwig, PSYPACT Executive Director

Jessica Cheaves, PSYPACT Coordinator

Magan Spearing, PSYPACT Specialist

### Others

Stacey Camp (ASPPB)

Jo Linder-Crow (Public Attendee)

Peter Oppenheimer (Public Attendee)

Andrea Barnes (Public Attendee)

### Thursday, July 14, 2022

#### Welcome and Introductions

- Chair D. Meck (Georgia) welcomed attendees to the PSYPACT Commission meeting on November 18, 2021.

#### Call to Order

- Roll Call
  - Chair D. Meck (Georgia) called the meeting to order at 11:00 AM, EST
  - Magan Spearing called the roll for PSYPACT Commissioners.
    - Alabama: Lori Rall – present
    - Arizona: Heidi Paakkonen – present
    - Arkansas: Lisa Fitzgibbons – present
    - Colorado: Nate Brown – present
    - Connecticut: Not Yet Appointed – no present
    - Delaware: Shauna Slaughter – present
    - District of Columbia: LaTrice Herndon – present
    - Georgia: Don Meck – present
    - Idaho: Katie Stuart – present
    - Illinois: Cecilia Abundis – present
    - Indiana: Not Yet Appointed – not present
    - Kansas: David Fye – present
    - Kentucky: Brenda Nash – present
    - Maine: Jayne Boulos – present
    - Maryland: Lorraine Smith – present
    - Minnesota: Robin McLeod – present
    - Missouri: Pam Groose – present
    - Nebraska: Kris Chiles – not present
    - Nevada: Gary Lenkeit – present

# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- New Hampshire: Debi Warner – present
- New Jersey: Not Yet Appointed – not present
- North Carolina: Susan Hurt – not present
- Ohio: Ronald Ross - present
- Oklahoma: Teanne Rose - present
- Pennsylvania: Christina Stuckey – present
- Rhode Island: Not Yet Appointed – not present
- South Carolina: Not Yet Appointed – not present
- Tennessee: Mark Fleming – present
- Texas: Patrick Hyde - present
- Utah: Jennifer Falkenrath – not present
- Virginia: Jaime Hoyle – present
- Washington: Leslie Cohn – present
- West Virginia: Scott Fields – present
- Wisconsin: Daniel Schroeder – present
- ASPPB Ex-Officio: Mariann Burnett-Atwell – present

### Overview and Adoption of Agenda

- J. Orwig reviewed the agenda.
  - Chair D. Meck (Georgia) called for a motion to adopt the agenda for the July 14, 2022 PSYPACT Commission meeting.
  - **Motion:** S. Slaughter (Delaware) moved that the PSYPACT Commission adopt the agenda for the July 14, 2022 Commission meeting. G. Lenkeit (Nevada) seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion. There was none.
    - A vote was called for the motion. All present voted yes. The motion carried. The agenda for the July 14, 2022 PSYPACT Commission meeting was adopted.

### Opportunity for Public Comment and Questions

- Chair D. Meck (Georgia) opened the floor for public comment.
- Dr. Peter Oppenheimer provided public comment in regards to the addition of the renewal fee of an APIT and TAP.

### Review and Vote of Meeting Minutes

- Chair D. Meck (Georgia) called for a motion to approve the meeting minutes from the November 18, 2021 PSYPACT Commission meeting.
- **Motion:** NV moved to approve the meeting minutes from the November 18, 2021 PSYPACT Commission meeting. AL seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion. All present voted yes. The motion carried. The meeting minutes from the November 18, 2021 PSYPACT Commission meeting as presented were approved.

### Executive Director's Report

- J. Orwig provided updates to the PSYPACT Commission.
- 1<sup>st</sup> commission meeting July 2018 – 11 commissioners then. Today 34 states and 31

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



commissioners.

- Legislative Updates
- Active leg in Mass, MI, CNMI, NY.
  - 50 compact bills passed this year.
- Program Updates
  - 6261 APITs 259 TAPs
- Other Updates
  - ASU Internship
  - Training Sessions
  - ESA Letter/Update
- Annual Meeting
- Overview of the Agenda Book Materials

### Executive Board Report

- Chair D. Meck presented the PSYPACT Commission with the Executive Board Report.
  - Compliance Committee Approvals
  - Finance Committee Approvals
    - D. Warner – what are the reasons for implementing an annual renewal fee?
      - T. Rose – the finance committee has reviewed finance information – individuals are assessed a renewal fee regardless, since the commission does not receive any of the renewal fees, we decided to implement a \$20 renewal fee for the APIT and TAP so that PSYPACT Commission becomes sustainable over time and to eventually lower the annual state fee.
    - D. Warner – did you look at removing the annual state assessment fee?
      - T. Rose – we are looking at lowering the cap but we wouldn't be taking away the state assessment fee at this time, but we could be looking at lowering the fee. We would hope to make the change the following year after we see how the renewal fees effect the financials
    - J. Orwig – at this time we are still seeing growth in applications when new states come on, however
  - Rules Committee Approvals
  - Requirements Review Committee Update
  - Training and Public Relations Committee Update

### Rule Revisions

- Chair D. Meck presented the PSYPACT Commission with necessary rule revisions.
  - Rule 4.7 & 5.7 Renewal Fee Addition
    - Chair D. Meck (Georgia) called for a motion to approve renewal fee addition to Rule 4.7 to go out for public comment.
    - **Motion:** H. Paakkonen (Arizona) moved to approve the renewal fee addition to rule 4.7 to go out for public comment. S. Slaughter (Delaware) seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion. There was none.
    - A vote was called for the motion and is recorded below.



# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Alabama: Lori Rall – yea
- Arizona: Heidi Paakkonen – yes
- Arkansas: Lisa Fitzgibbons – yes
- Colorado: Nate Brown – yea
- Delaware: Shauna Slaughter –yes
- District of Columbia: LaTrice Herndon -
- Georgia: Don Meck – yes
- Idaho: Katie Stuart – yes
- Illinois: Cecilia Abundis –
- Indiana: Not Yet Appointed -
- Kansas: David Fye – yes
- Kentucky: Brenda Nash – yes
- Maine: Jayne Boulos – yes
- Maryland: Lorraine Smith – yes
- Minnesota: Robin McLeod – yes
- Missouri: Pam Groose - yes
- Nebraska: Kris Chiles -
- Nevada: Gary Lenkeit - yes
- New Hampshire: Debi Warner – yes
- New Jersey: Not Yet Appointed -
- North Carolina: Susan Hurt –
- Ohio: Ronald Ross - yes
- Oklahoma: Teanne Rose - yes
- Pennsylvania: Christina Stuckey – yes
- Tennessee: Mark Fleming - yes
- Texas: Patrick Hyde - yes
- Utah: Jennifer Falkenrath -
- Virginia: Jaime Hoyle – yes
- Washington: Leslie Cohn – yes
- West Virginia: Scott Fields – yes
- Wisconsin: Daniel Schroeder – yes
- The motion carried. The PSYPACT Commission voted to approve renewal fee addition to Rule 4.7 to go out for public comment.
- Rule 5.7 Renewal Fee Addition
  - Chair D. Meck (Georgia) called for a motion to approve renewal fee addition to Rules 5.7 to go out for public comment.
  - **Motion:** NV moved to approve the renewal fee addition to rule 5.7 to go out for public comment. TN seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – yes
    - Arizona: Heidi Paakkonen – yes
    - Arkansas: Lisa Fitzgibbons – yes

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Colorado: Nate Brown – yes
- Delaware: Shauna Slaughter – yes
- District of Columbia: LaTrice Herndon -
- Georgia: Don Meck – yes
- Idaho: Katie Stuart – yes
- Illinois: Cecilia Abundis – yes
- Indiana: Not Yet Appointed -
- Kansas: David Fye – yes
- Kentucky: Brenda Nash – yes
- Maine: Jayne Boulos – yes
- Maryland: Lorraine Smith – yes
- Minnesota: Robin McLeod – yes
- Missouri: Pam Goose – yes
- Nebraska: Kris Chiles -
- Nevada: Gary Lenkeit - yes
- New Hampshire: Debi Warner – yes
- New Jersey: Not Yet Appointed -
- North Carolina: Susan Hurt –
- Ohio: Ronald Ross - yes
- Oklahoma: Teanne Rose - yes
- Pennsylvania: Christina Stuckey – yes
- Tennessee: Mark Fleming - yes
- Texas: Patrick Hyde - yes
- Utah: Jennifer Falkenrath -
- Virginia: Jaime Hoyle – yes
- Washington: Lesli Cohn - yes
- West Virginia: Scott Fields – yes
- Wisconsin: Daniel Schroeder – yes
- The motion carried. The PSYPACT Commission voted to approve renewal fee addition to Rule 5.7 to go out for public comment.
- Rule 4.11 and 5.11 Attestation Form Addition
  - Chair D. Meck (Georgia) called for a motion to approve the attestation form addition to rule 4.11 to go out for public comment.
  - **Motion:** TN moved to approve the attestation form addition to rules 4.11 to go out for public comment. OK seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – yes
    - Arizona: Heidi Paakkonen – yes
    - Arkansas: Lisa Fitzgibbons – yes
    - Colorado: Nate Brown – yes
    - Delaware: Shauna Slaughter – yes
    - District of Columbia: LaTrice Herndon - yes

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Georgia: Don Meck – yes
  - Idaho: Katie Stuart – yes
  - Illinois: Cecilia Abundis – yes
  - Indiana: Not Yet Appointed -
  - Kansas: David Fye – yes
  - Kentucky: Brenda Nash – yes
  - Maine: Jayne Boulos – yes
  - Maryland: Lorraine Smith – yes
  - Minnesota: Robin McLeod – yes
  - Missouri: Pam Goose - yes
  - Nevada: Gary Lenkeit - yes
  - New Hampshire: Debi Warner – yes
  - Ohio: Ronald Ross - yes
  - Oklahoma: Teanne Rose - yes
  - Pennsylvania: Christina Stuckey – yes
  - Tennessee: Mark Fleming - yes
  - Texas: Patrick Hyde - yes
  - Virginia: Jaime Hoyle – yes
  - Washington: Lesli Cohn – yes
  - West Virginia: Scott Fields – yes
  - Wisconsin: Daniel Schroeder – yes
- The motion carried. The PSYPACT Commission voted to approve the attestation form addition to rule 4.11 to go out for public comment.
  - Chair D. Meck (Georgia) called for a motion to approve the attestation form addition to rule 5.11 to go out for public comment.
  - **Motion:** TX moved to approve the attestation form addition to rules 5.11 to go out for public comment. OK seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – yes
    - Arizona: Heidi Paakkonen – yes
    - Arkansas: Lisa Fitzgibbons – yes
    - Colorado: Nate Brown – yes
    - Delaware: Shauna Slaughter –yes
    - District of Columbia: LaTrice Herndon - yes
    - Georgia: Don Meck – yes
    - Idaho: Katie Stuart – yes
    - Illinois: Cecilia Abundis –
    - Indiana: Not Yet Appointed -
    - Kansas: David Fye –
    - Kentucky: Brenda Nash – yes
    - Maine: Jayne Boulos – yes
    - Maryland: Lorraine Smith – yes

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Minnesota: Robin McLeod – yes
  - Missouri: Pam Goose – yes
  - Nebraska: Kris Chiles –
  - Nevada: Gary Lenkeit – yes
  - New Hampshire: Debi Warner – yes
  - New Jersey: Not Yet Appointed –
  - North Carolina: Susan Hurt –
  - Ohio: Ronald Ross – yes
  - Oklahoma: Teanne Rose – yes
  - Pennsylvania: Christina Stuckey – yes
  - Tennessee: Mark Fleming – yes
  - Texas: Patrick Hyde – yes
  - Utah: Jennifer Falkenrath –
  - Virginia: Jaime Hoyle – yes
  - Washington: Lesli Cohn – yes
  - West Virginia: Scott Fields – yes
  - Wisconsin: Daniel Schroeder – yes
  - The motion carried. The PSYPACT Commission voted to approve the attestation form addition to rules 5.11 to go out for public comment.
- Rule 4.12 and 5.12 Appeals Process
- Chair D. Meck (Georgia) called for a motion to approve the appeals process to rules 4.12 to go out for public comment.
  - **Motion:** NV moved to approve the appeals process to rules 4.12 to go out for public comment. DE seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – yes
    - Arizona: Heidi Paakkonen – yes
    - Arkansas: Lisa Fitzgibbons – yes
    - Colorado: Nate Brown – yes
    - Delaware: Shauna Slaughter – yes
    - District of Columbia: LaTrice Herndon – yes
    - Georgia: Don Meck – yes
    - Idaho: Katie Stuart – yes
    - Illinois: Cecilia Abundis – yes
    - Indiana: Not Yet Appointed –
    - Kansas: David Fye – yes
    - Kentucky: Brenda Nash – yes
    - Maine: Jayne Boulos – yes
    - Maryland: Lorraine Smith – yes
    - Minnesota: Robin McLeod – yes
    - Missouri: Pam Goose – yes

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Nebraska: Kris Chiles -
- Nevada: Gary Lenkeit - yes
- New Hampshire: Debi Warner - yes
- New Jersey: Not Yet Appointed -
- North Carolina: Susan Hurt -
- Ohio: Ronald Ross - yes
- Oklahoma: Teanne Rose - yes
- Pennsylvania: Christina Stuckey - yes
- Tennessee: Mark Fleming - yes
- Texas: Patrick Hyde - yes
- Utah: Jennifer Falkenrath -
- Virginia: Jaime Hoyle - yes
- Washington: Lesli Cohn - yes
- West Virginia: Scott Fields - yes
- Wisconsin: Daniel Schroeder - yes
- MD - should we have a timeframe for the appeals process, the way it is written there is not a time frame listed in the rule for the appeals process.
- Add 30 days from date denial letter is sent and applicant has 60 days to submit supporting documents.
- The motion carried. The PSYPACT Commission voted to approve the appeals process to rules 4.12 to go out for public comment.
- Chair D. Meck (Georgia) called for a motion to approve the appeals process to rules 5.12 to go out for public comment.
- **Motion:** AL moved to approve the appeals process to rules 5.12 to go out for public comment. OH seconded the motion.
- Chair D. Meck (Georgia) asked for any further discussion. There was none.
- A vote was called for the motion and is recorded below.
  - Alabama: Lori Rall - yes
  - Arizona: Heidi Paakkonen - yes
  - Arkansas: Lisa Fitzgibbons - yes
  - Colorado: Nate Brown -
  - Delaware: Shauna Slaughter - yes
  - District of Columbia: LaTrice Herndon - yes
  - Georgia: Don Meck - yes
  - Idaho: Katie Stuart - yes
  - Illinois: Cecilia Abundis - yes
  - Indiana: Not Yet Appointed -
  - Kansas: David Fye - yes
  - Kentucky: Brenda Nash -
  - Maine: Jayne Boulos -
  - Maryland: Lorraine Smith - yes
  - Minnesota: Robin McLeod - yes
  - Missouri: Pam Goose -

# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- Nebraska: Kris Chiles -
- Nevada: Gary Lenkeit - yes
- New Hampshire: Debi Warner – yes
- New Jersey: Not Yet Appointed -
- North Carolina: Susan Hurt –
- Ohio: Ronald Ross - yes
- Oklahoma: Teanne Rose - yes
- Pennsylvania: Christina Stuckey – yes
- Tennessee: Mark Fleming - yes
- Texas: Patrick Hyde - yes
- Utah: Jennifer Falkenrath -
- Virginia: Jaime Hoyle –
- Washington: Lesli Cohn – yes
- West Virginia: Scott Fields – yes
- Wisconsin: Daniel Schroeder – yes
- The motion carried. The PSYPACT Commission voted to approve the appeals process to rules 5.12 to go out for public comment.

### Bylaws Revision

- Chair D. Meck presented the PSYPACT Commission with necessary Bylaws Revision.
  - Chair D. Meck (Georgia) called for a motion to approve the addition of an appeals committee to the PSYPACT Commission Bylaws.
  - **Motion:** \_\_\_\_ moved to approve the addition of an appeals committee to the PSYPACT Commission Bylaws. \_\_\_\_ seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion.
      - G. Lenkeit – what is the difference between the Requirements Review and the Appeals Committee
        - J. Orwig – how we envisioned – if someone was denied an APIT or TAP the Requirements review the denial prior to sending the denial letter to ensure that the review was an effective review. If the applicant once the denial letter has been received, they have the ability to file an appeal for due process.
    - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – yes
    - Arizona: Heidi Paakkonen – yes
    - Arkansas: Lisa Fitzgibbons – yes
    - Colorado: Nate Brown –
    - Delaware: Shauna Slaughter – yes
    - District of Columbia: LaTrice Herndon - yes
    - Georgia: Don Meck – yes
    - Idaho: Katie Stuart – yes
    - Illinois: Cecilia Abundis – yes
    - Indiana: Not Yet Appointed -

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# PSYPACT Commission

## Meeting Minutes

July 14, 2022



- session.
- Chair D. Meck called for a motion for the PSYPACT Commission to go into closed session.
- **Motion:** \_\_\_\_ moved that the PSYPACT Commission go into closed session. \_\_\_\_ seconded the motion.
- D. Meck asked for any further discussion. There was none. A vote was called for the motion and is recorded below.
  - Alabama: Lori Rall – yes
  - Arizona: Heidi Paakkonen – yes
  - Arkansas: Lisa Fitzgibbons – yes
  - Colorado: Nate Brown – yes
  - Delaware: Shauna Slaughter – yes
  - District of Columbia: LaTrice Herndon – yes
  - Georgia: Don Meck – yes
  - Idaho: Katie Stuart – yes
  - Illinois: Cecilia Abundis – yes
  - Kansas: David Fye – yes
  - Maryland: Lorraine Smith – yes
  - Minnesota: Robin McLeod – yes
  - Missouri: Pam Groose – yes
  - Nevada: Gary Lenkeit – yes
  - New Hampshire: Debi Warner – yes
  - Ohio: Ronald Ross – yes
  - Oklahoma: Teanne Rose – yes
  - Pennsylvania: Christina Stuckey – yes
  - Tennessee: Mark Fleming – yes
  - Texas: Patrick Hyde – yes
  - Virginia: Jaime Hoyle – yes
  - Washington: Lesli Cohn – yes
  - West Virginia: Scott Fields – yes
  - Wisconsin: Daniel Schroeder – yes
- The motion carried. The PSYPACT Commission voted to go into closed session.
- Chair D. Meck called for a motion for the PSYPACT Commission Mid-Year meeting open session be adjourned.
- **Motion:** M. Fleming (Tennessee) moved that the PSYPACT Commission adjourn the July 14, 2022 PSYPACT Commission Mid-Year meeting open session. S. Fields (West Virginia) seconded the motion.
- A vote was called for the motion. All present voted yes. The motion carried. Chair D. Meck (Georgia) adjourned the July 14, 2022 PSYPACT Commission Mid-Year open session meeting at 1:16 PM ET.



# PSYPACT Commission Meeting

## November 17, 2022

### Teleconference

## AGENDA

THURSDAY, November 17, 2022

11:00 AM – 11:10 AM	Welcome and Call to Order	Don Meck
11:10 AM – 11:25 AM	Roll Call and Introductions	Don Meck
11:25 AM – 11:30 AM	Review and Adoption of Agenda*	Janet Orwig
11:30 AM – 11:40 AM	Opportunity for Public Comment	Don Meck/ Jessica Cheaves
11:40 AM – 11:50 AM	Review and Vote of Meeting Minutes* July 14, 2022 (Teleconference)	Don Meck
11:50 AM – 12:20 PM	<b>Executive Director's Report</b> Commission Housekeeping Items Legislative Updates Program Updates Other Updates <ul style="list-style-type: none"><li>• Strategic Planning 2023</li><li>• 3<sup>rd</sup> Quarter Compliance Reports</li><li>• Annual State Assessment Fees</li></ul> Annual Meeting 2023 Overview of the Agenda Book Materials	Janet Orwig
12:20 PM – 1:30 PM	<b>Executive Board Report</b> <ul style="list-style-type: none"><li>• Summary of Executive Board Actions</li><li>• Compliance Committee Report</li><li>• Elections Committee</li><li>• Finance Committee</li><li>• Requirements Review Committee</li><li>• Rules Committee</li><li>• Training &amp; PR Committee</li></ul>	Don Meck Jaime Hoyle Dan Schroeder Teanne Rose Gary Lenkeit Patrick Hyde Lori Rall

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<b>1:30 PM – 1:45 PM</b>	<b>Break</b>	
<b>1:45 PM – 2:00 PM</b>	<b>Rule Revisions*</b>	<b>Don Meck</b>
	Review of Public Comments	
	Rule 4.7 & 5.7 Renewal Fee Addition	
	Rule 4.11 & 5.11 Attestation Form Addition	
	Rule 4.12 & 5.12 Appeals Process	
<b>2:00 PM – 2:30 PM</b>	<b>Bylaws Change*</b>	<b>Don Meck</b>
<b>2:30 PM – 3:00 PM</b>	<b>Elections</b>	<b>Dan Schroeder</b>
	Vice Chair	
	Member at Large	
<b>3:00 PM – 3:30 PM</b>	<b>Dobbs V Jackson Women’s Health Organization</b>	<b>Janet Orwig/Doug Wolfberg</b>
<b>3:30 PM – 3:45 PM</b>	<b>New Business</b>	<b>Don Meck</b>
<b>3:45 PM – 4:00 PM</b>	<b>Adjourn*</b>	<b>Don Meck</b>

*\* Indicates agenda item requires PSYPACT Commission vote*

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# PSYPACT Commission

## Meeting Minutes

November 17, 2022



### PSYPACT Commission Meeting Minutes

Thursday, November 17<sup>th</sup>, 2022

Zoom Teleconference

#### Sitting Commissioners

Lori Rall, Alabama  
Heidi Paakkonen, Arizona  
Lisa Fitzgibbons, Arkansas  
Nate Brown, Colorado  
Christian Andresen, Connecticut  
Shauna Slaughter, Delaware  
LaTrice Herndon, District of Columbia  
Don Meck, Georgia (Chair)  
Katie Stuart, Idaho  
Cecilia Abundis, Illinois  
Stephen Ross, Indiana  
David Fye, Kansas  
Brenda Nash, Kentucky  
Jayne Boulos, Maine  
Lorraine Smith, Maryland  
Robin McLeod, Minnesota  
Pam Groose, Missouri  
Kris Chiles, Nebraska  
Gary Lenkeit, Nevada  
Deborah Warner, New Hampshire  
Susan Hurt, North Carolina  
Ronald Ross, Ohio  
Teanne Rose, Oklahoma  
Christina Stuckey, Pennsylvania  
Peter Oppenheimer, Rhode Island\*  
Mark Fleming, Tennessee  
Patrick Hyde, Texas  
Jana Johansen, Utah  
Jaime Hoyle, Virginia  
Leslie Cohn, Washington  
Scott Fields, West Virginia  
Daniel Schroeder, Wisconsin

\* PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.

#### Commissioners Not Yet Appointed

Not Yet Appointed, Commonwealth of the Northern Mariana Islands

Not Yet Appointed, New Jersey

\* PSYPACT state with enacted but not yet effective legislation. If appointed, Commissioner present was non-voting.



# PSYPACT Commission

## Meeting Minutes

November 17, 2022



### Ex-Officio Present

Mariann Burnetti-Atwell, Association of State and Provincial Psychology Boards (ASPPB)

### Legal Counsel Present

Doug Wolfberg, Page, Wolfberg & Wirth, LLC and Counsel to NCIC

Ken Brody, Page, Wolfberg & Wirth, LLC and Counsel to NCIC

### Commission Staff Present

Janet Orwig, PSYPACT Executive Director

Jessica Cheaves, PSYPACT Coordinator

Magan Spearing, PSYPACT Specialist

### Others

Leslie Allen, Assistant Director and Licensing Manager, Kansas

### Thursday, November 17 2022

#### Welcome and Introductions

- Chair D. Meck (Georgia) welcomed attendees to the PSYPACT Commission meeting on November 18, 2021.

#### Call to Order

- Roll Call
  - Chair D. Meck (Georgia) called the meeting to order at 11:00 AM, Eastern. Magan Spearing called the roll for PSYPACT Commissioners.
    - Alabama: Lori Rall – present
    - Arizona: Heidi Paakkonen – present
    - Arkansas: Lisa Fitzgibbons – present
    - Colorado: Nate Brown – present
    - Connecticut: Christian Andresen – not present
    - Delaware: Shauna Slaughter – present
    - District of Columbia: LaTrice Herndon - not present
    - Georgia: Don Meck – present
    - Idaho: Katie Stuart – present
    - Illinois: Cecilia Abundis – not present
    - Indiana: Stephen Ross – not present
    - Kansas: David Fye – not present
    - Kentucky: Brenda Nash – not present
    - Maine: Jayne Boulos –Present
    - Maryland: Lorraine Smith – present
    - Minnesota: Robin McLeod – present
    - Missouri: Pam Groose – not Present
    - Nebraska: Kris Chiles - present
    - Nevada: Gary Lenkeit - present
    - New Hampshire: Debi Warner – present
    - North Carolina: Susan Hurt – present

# PSYPACT Commission

## Meeting Minutes

November 17, 2022



- Ohio: Ronald Ross - present
- Oklahoma: Teanne Rose - present
- Pennsylvania: Christina Stuckey – present
- Rhode Island: Peter Oppenheimer - present
- Tennessee: Mark Fleming - present
- Texas: Patrick Hyde – present
- Utah: Jana Johansen – not present
- Virginia: Jaime Hoyle – present
- Washington: Lesli Cohn – present
- West Virginia: Scott Fields – present
- Wisconsin: Daniel Schroeder – present
- ASPPB Ex-Officio: Mariann Burnetti-Atwell - present

### Overview and Adoption of Agenda

- J. Orwig reviewed the agenda.
  - Chair D. Meck (Georgia) called for a motion to adopt the agenda for the November 17, 2022 PSYPACT Commission meeting.
  - **Motion:** Delaware moved that the PSYPACT Commission adopt the agenda for the November 17, 2022 Commission meeting. Tennessee seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion. There was none.
    - A vote was called for the motion. All present voted yes. The motion carried. The agenda for the November 17, 2022 PSYPACT Commission meeting was adopted.

### Opportunity for Public Comment and Questions

- Chair D. Meck (Georgia) opened the floor for public comment. No comments were made.

### Review and Vote of Meeting Minutes

- Chair D. Meck (Georgia) called for a motion to approve the meeting minutes from the July 14, 2022 PSYPACT Commission meeting.
- **Motion:** Tennessee moved to approve the meeting minutes from the July 14, 2022 PSYPACT Commission meeting. Delaware seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - North Carolina and Nebraska abstained.
  - A vote was called for the motion. All others present voted yes. The motion carried. The meeting minutes from the July 14, 2022 PSYPACT Commission meeting as presented were approved.

### Executive Director's Report

- J. Orwig provided updates to the PSYPACT Commission.
  - Commission Housekeeping Items
  - Legislative Updates
    - 8 bills enacted in 2023
    - 34 enacted bills
    - 33 effective
    - Michigan – sitting in Senate, waiting to see if will pass out and go to Governor.

# PSYPACT Commission

## Meeting Minutes

November 17, 2022



- Commonwealth of the Northern Mariana Islands – The Governor vetoed the bill but the legislative body overrode the veto and are now effective
- Program Updates
  - 7543 APIT issued up 1300 since July
  - 355 TAP issued up from 259 in July
- Other Updates
  - Tennessee PSYPACT Bill in Sunset review – passed out.
  - Strategic Planning 2023
    - Have been issuing authorizations since July 2020, would like to gain 5-7 volunteers on doing an RFP and selecting a company to work on strategic plan to present in 2023.
    - D. Schroeder – will send an email to assist.
  - J. Orwig will be sending out an email at end of December to offer any Commissioners to volunteer for any Committees they may be interested in as well as for any commissioners that need to step away from any committee they may be serving on.
  - 3<sup>rd</sup> Quarter Compliance Reports
  - Annual State Assessment Fees
    - Finance has reviewed assessments as part of their annual budget. Staff would also like to recommend to still do the State Assessment fees in 2023 for funds needed for strategic planning.
- Annual Meeting 2023
  - Staff is recommending for 2023 meeting to be in Person as a multiple day meeting for regular business and strategic planning.
  - D. Warner – I like the Zoom meeting, it is so efficient, I do miss the getting together and meals. Perhaps a hybrid meeting
    - We would still have a Zoom option available if we do an in-person option.
  - Majority of members would like for meeting to be in person.
- Overview of the Agenda Book Materials
  - The Agenda Book will be sent out via Google Doc link going forward due to the size of the materials.

### Executive Board Report

- Chair D. Meck (Georgia), presented the PSYPACT Commission with the Summary of Executive Board Actions.
- J. Hoyle (Virginia) Chair of Compliance Committee, presented the PSYPACT Commission with the Compliance Committee Report.
- D. Schroeder (Wisconsin) Chair of the Elections Committee, presented the PSYPACT Commission with the Elections Committee Report.
- T. Rose (Oklahoma) Chair of the Finance Committee, presented the PSYPACT Commission with the Finance Committee Report.
  - \$20 renewal fee recommended for APIT and TAP renewals
  - D. Warner – could you walk us through the numbers and decision making, there is a little resistance for putting in a renewal fee
    - T. Rose – when an applicant applies, they have a fee of \$40 which goes to the commission, we are looking at a way to make sure the commission has a

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revenue source and a way to possibly look at lowering the assessment fees. We would not know this for a few years. This would only affect those that are using the authorization.

- D. Warner – I am not sure as a growing organization we would need to reassess or repeat the fee since they started with the indication that there was a one-time fee. I think that it is too early to consider the renewal fee, perhaps if we had 90% of psychologists.
  - T. Rose – this information will be discussed more with the finance committee, but we are looking at making it more sustainable in the coming years.
- S. Slaughter – I don't think that too many people would find that cost as a surprise. It is customary that you would have to renew an authorization or license periodically.
- H. Paakkonen – It is a customary transaction; someone has to process what is submitted. There is always going to be an administrative cost associated with that. Even though we have a very nominal fee, we felt that there be a value with that transaction and authorization. Without the fee, there could be the perception that there is not a value to the authorization.
- G. Lenkeit (Nevada) Chair of the Requirements Review Committee, presented the PSYPACT Commission with the Requirements Review Committee Report.
  - D. Schroeder – I think this is a vitally important matter – I can speak on my own comings and goings as chair and on the board of ABPP. I would encourage us to explore the ramifications of this standard
  - D. Warner – I like the direction that this committee is going. I think that there is a knowledge that thinks we can't change the APA requirement. We are the only customer for the E.Passport, this is a problem, I think that we are in an awkward situation, ASPPB did not write this confirming to our statute. I would like for you to question your assumption that there is nothing we can do about it.
    - G. Lenkeit – there is not universal agreement that we should drop the APA accreditation. 1. to continue with APA or to go with APA or equivalent degree. Equivalency means different things in each state. The committee has done a very good job at being neutral and we are all not taking a position on this.
  - P. Oppenheimer – it feels like PSYPACT should be setting a standard and not looking to another organization. ASPPB is looking to find an equivalency. PSYPACT should be setting what the standard should be.
  - M. Burnetti-Atwell – I think that the comments that have been made are very important and I think that these issues are not stagnant or being looked at as stale. As APA begins to work with the equivalency group to get some order and is a very sensitive and important area and we continue to look at it.
- P. Hyde (Texas) Chair of the Rules Committee, presented the PSYPACT Commission with the Rules Committee Report.
  - D. Warner – are we voting on the Commissioner Code of Ethics?
    - J. Orwig – we have already approved this.
  - D. Warner – I have a few little edits that I emailed of things that are not clear and other things that needed to be added. Maybe send back to the Rules Committee or we can look at it today.
  - P. Hyde – we can bring it back at a later date and then look at it later.
  - J. Orwig – I will add it to the agenda for the Rules Committee's 1<sup>st</sup> quarter meeting.



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- L. Rall (Alabama) Chair of the Training and Public Relations Committee, presented the PSYPACT Commission with the Training and Public Relations Committee Report.
  - D. Warner – is there a timeline for the listserv creation?
    - L. Rall – not at this time.

Break 12:11 – 12:45

### Review of Public Comments and Voting on Proposed Rules

- **Rule on Compact Privilege to Practice Telepsychology**
- Chair D. Meck presented the PSYPACT Commission with necessary rule revisions.
  - Rule 4.7 & 5.7 Renewal Fee Addition
    - Chair D. Meck (Georgia) called for a motion to approve renewal fee addition to Rule 4.7 and 5.7.
    - **Motion:** \_\_\_NV\_\_\_ moved to approve the renewal fee addition to rule 4.7 and 5.7. AL seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion.
      - D. Warner – I feel like we have received a quite a bit of feedback that the renewal fee is not welcomed. I think that we need to grow and wait to add in a renewal fee.
      - J. Orwig – the 1% is what we are expected to see applications next Year. We have about 10% of all psychologists in the PSYPACT states. An average of 10% of psychologists in the states.
        - \$40 for APIT and TAP – 40% of that goes to ASPPB. The renewal fee will be \$20 will go to PSYPACT in full.
    - A vote was called for the motion and is recorded below.
      - Alabama: Lori Rall – Yes
      - Arizona: Heidi Paakkonen – Yes
      - Arkansas: Lisa Fitzgibbons – Yes
      - Colorado: Nate Brown – Yes
      - Connecticut: Christian Andresen – Not Present
      - Delaware: Shauna Slaughter – Yes
      - District of Columbia: LaTrice Herndon – Not Present
      - Georgia: Don Meck – Yes
      - Idaho: Katie Stuart – Yes
      - Illinois: Cecilia Abundis – Not Present
      - Indiana: Stephen Ross – Not Present
      - Kansas: David Fye – Not Present
      - Kentucky: Brenda Nash – Not Present
      - Maine: Jayne Boulos – Not Present
      - Maryland: Lorraine Smith – Yes
      - Minnesota: Robin McLeod – No
      - Missouri: Pam Groose – Not Present
      - Nebraska: Kris Chiles – Yes
      - Nevada: Gary Lenkeit – Yes

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- New Hampshire: Debi Warner – No
- North Carolina: Susan Hurt – Yes
- Ohio: Ronald Ross - Yes
- Oklahoma: Teanne Rose - Yes
- Pennsylvania: Christina Stuckey – Yes
- Rhode Island: Peter Oppenheimer – Not voting member
- Tennessee: Mark Fleming - Yes
- Texas: Patrick Hyde – Yes
- Utah: Jana Johansen – Not Present
- Virginia: Jaime Hoyle – Yes
- Washington: Lesli Cohn – Yes
- West Virginia: Scott Fields – Yes
- Wisconsin: Daniel Schroeder – Yes
- The motion carried. The PSYPACT Commission voted to approve renewal fee addition to Rule 4.7 and 5.7.
- Rule 4.11 and 5.11 Attestation Form Addition
  - Chair D. Meck (Georgia) called for a motion to approve the attestation form addition to rule 4.11 and 5.11.
    - J. Orwig – when this was proposed this was a free-standing form that made the importance on the home state and the rules. We wanted to be sure that applicants understood how it works. Now it has been added into the application process through the database.
  - **Motion:** Texas moved to approve the attestation form in addition to rules 4.11 and 5.11. Oklahoma seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – Yes
    - Arizona: Heidi Paakkonen – Yes
    - Arkansas: Lisa Fitzgibbons – Yes
    - Colorado: Nate Brown – Yes
    - Connecticut: Christian Andresen – Not Present
    - Delaware: Shauna Slaughter – Yes
    - District of Columbia: LaTrice Herndon – Not Present
    - Georgia: Don Meck – Yes
    - Idaho: Katie Stuart – Yes
    - Illinois: Cecilia Abundis – Not Present
    - Indiana: Stephen Ross – Not Present
    - Kansas: David Fye – Not Present
    - Kentucky: Brenda Nash – Not Present
    - Maine: Jayne Boulos – Not Present
    - Maryland: Lorraine Smith – Yes
    - Minnesota: Robin McLeod – Yes

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- Missouri: Pam Groose – Not Present
  - Nebraska: Kris Chiles - Yes
  - Nevada: Gary Lenkeit - Yes
  - New Hampshire: Debi Warner – No
  - North Carolina: Susan Hurt – Yes
  - Ohio: Ronald Ross - Yes
  - Oklahoma: Teanne Rose - Yes
  - Pennsylvania: Christina Stuckey – Yes
  - Rhode Island: Peter Oppenheimer – Not Voting Member
  - Tennessee: Mark Fleming - Yes
  - Texas: Patrick Hyde – Yes
  - Utah: Jana Johansen – Not Present
  - Virginia: Jaime Hoyle – Yes
  - Washington: Lesli Cohn – Yes
  - West Virginia: Scott Fields – Yes
  - Wisconsin: Daniel Schroeder –Yes
  - The motion carried. The PSYPACT Commission voted to approve the attestation form addition to rules 4.11 and 5.11.
- Rule 4.12 and 5.12 Appeals Process
- Chair D. Meck (Georgia) called for a motion to approve the appeals process to rules 4.12 and 5.12.
    - P. Hyde – currently there is not an appeals process, this would allow that.
  - **Motion:** Wisconsin moved to approve the appeals process to rules 4.12 and 5.12. Arizona seconded the motion.
  - Chair D. Meck (Georgia) asked for any further discussion. There was none.
  - A vote was called for the motion and is recorded below.
    - Alabama: Lori Rall – Yes
    - Arizona: Heidi Paakkonen – Yes
    - Arkansas: Lisa Fitzgibbons – Yes
    - Colorado: Nate Brown – Yes
    - Connecticut: Christian Andresen – Not Present
    - Delaware: Shauna Slaughter –Yes
    - District of Columbia: LaTrice Herndon – Not Present
    - Georgia: Don Meck – Yes
    - Idaho: Katie Stuart – Yes
    - Illinois: Cecilia Abundis –Not Present
    - Indiana: Stephen Ross – Not Present
    - Kansas: David Fye – Not Present
    - Kentucky: Brenda Nash – Not Present
    - Maine: Jayne Boulos –Not Present
    - Maryland: Lorraine Smith – Yes

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- Minnesota: Robin McLeod – Yes
- Missouri: Pam Groose – Not Present
- Nebraska: Kris Chiles - Yes
- Nevada: Gary Lenkeit - Yes
- New Hampshire: Debi Warner – Yes
- North Carolina: Susan Hurt – Yes
- Ohio: Ronald Ross - Yes
- Oklahoma: Teanne Rose - Yes
- Pennsylvania: Christina Stuckey – Yes
- Rhode Island: Peter Oppenheimer – Not Voting Member
- Tennessee: Mark Fleming - Yes
- Texas: Patrick Hyde – Yes
- Utah: Jana Johansen – Not Present
- Virginia: Jaime Hoyle – Yes
- Washington: Lesli Cohn – Yes
- West Virginia: Scott Fields – Yes
- Wisconsin: Daniel Schroeder – Yes
- The motion carried. The PSYPACT Commission voted to approve the appeals process to rules 4.12 and 5.12.

### Bylaws Revision

- Chair D. Meck presented the PSYPACT Commission with necessary Bylaws Revision.
  - Chair D. Meck (Georgia) called for a motion to approve the updates to the PSYPACT Commission Bylaws.
  - **Motion:** Texas moved to approve the addition of an appeals committee to the PSYPACT Commission Bylaws. Alabama seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion.
      - L. Smith – they will develop criteria to be certain that the appeal is justified. It would be subjective and not objective.
    - A vote was called for the motion and is recorded below.
      - Alabama: Lori Rall – Yes
      - Arizona: Heidi Paakkonen – Yes
      - Arkansas: Lisa Fitzgibbons – Yes
      - Colorado: Nate Brown – Yes
      - Connecticut: Christian Andresen – Not Present
      - Delaware: Shauna Slaughter – Yes
      - District of Columbia: LaTrice Herndon - Not Present
      - Georgia: Don Meck – Yes
      - Idaho: Katie Stuart – Yes
      - Illinois: Cecilia Abundis – Not Present
      - Indiana: Stephen Ross - Not Present
      - Kansas: David Fye – Not Present
      - Kentucky: Brenda Nash – Not Present
      - Maine: Jayne Boulos – Not Present

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- Maryland: Lorraine Smith – Abstain
- Minnesota: Robin McLeod – Yes
- Missouri: Pam Groose – Not Present
- Nebraska: Kris Chiles - Yes
- Nevada: Gary Lenkeit - Yes
- New Hampshire: Debi Warner – Yes
- North Carolina: Susan Hurt – Yes
- Ohio: Ronald Ross - Yes
- Oklahoma: Teanne Rose - Yes
- Pennsylvania: Christina Stuckey – Yes
- Rhode Island: Peter Oppenheimer – Not Voting Member
- Tennessee: Mark Fleming - Yes
- Texas: Patrick Hyde – Yes
- Utah: Jana Johansen – Not Present
- Virginia: Jaime Hoyle – Yes
- Washington: Leslie Cohn – Yes
- West Virginia: Scott Fields – Yes
- Wisconsin: Daniel Schroeder – Yes
- The motion carried. The PSYPACT Commission voted for the addition of an appeals committee to the PSYPACT Commission Bylaws.

### Elections

- D. Schroeder (Wisconsin) reviewed the slate for the position of Vice Chair of the PSYPACT Commission Executive Board.
- Chair D. Meck (Georgia) asked for a motion to open the floor for any nominations for the position of Vice Chair.
  - **Motion:** Delaware moved to accept the slate of Vice Chair. Oklahoma seconded the motion.
    - Chair D. Meck (Georgia) asked for any further discussion. There was none.
    - A vote was called for the motion. All present voted yes. The motion carried. The slate for the position of Vice Chair of the PSYPACT Commission Executive Board was approved.
  - **Motion:** Delaware moved to elect L. Rall (Alabama) as Vice Chair of the PSYPACT Commission Executive Board by acclamation. Oklahoma seconded the motion. All present voted yes. The motion carried.
  - L. Rall abstain
  - L. Rall (Alabama) was elected Vice Chair of the PSYPACT Commission Executive Board by acclamation.
- D. Schroeder (Wisconsin) reviewed the slate for the position of Member at Large of the PSYPACT Commission Executive Board.
- Chair. D. Meck (Georgia) asked for a motion to open the floor for any nominations for the position of Member at Large.
  - **Motion:** Texas moved to accept the slate of Member at Large. Delaware seconded the motion.

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- Chair D. Meck (Georgia) asked for any further discussion. There was none.
- A vote was called for the motion. All present voted yes. The motion carried. The slate for the position of Member at Large of the PSYPACT Commission Executive Board was approved.
- **Motion:** West Virginia moved to elect G. Lenkeit (Nevada) as Member at Large of the PSYPACT Commission Executive Board by acclamation. Oklahoma seconded the motion. All present voted yes. G. Lenkeit abstained. The motion carried.
- G. Lenkeit (Nevada) was elected Member at Large of the PSYPACT Commission Executive Board by acclamation.

### Dobbs Vs. Jackson Women's Health Organization

- J. Orwig and D. Wolfberg lead a discussion of the PSYPACT Commission in regards to Dobbs vs. Jackson.
- D. Wolfberg – the Dobbs decision is a significant moment in changing health care. There are preliminary injunctions in place. PSYPACT refers to the State Scope of practice where the state law can determine what is allowed in each state. Some states are broad and others are more specific.
- Practitioners need to be aware of the state law in the states that they are practicing, this is an ever-changing topic as well. The laws can change the parameters. This is the unfortunate reality of the decision of this Law. This is a state scope of practice issue.
- They may be advised to have their own legal counsel for what they can or cannot do in the state that they are practicing.
- Should there be rules or action at the Commission level – that would be a bit difficult to make a rule on this. The Compact language itself does state what happens in regards to disciplines, and they should follow state scope of practice.
- M. Fleming (Tennessee) – what is the impact on our role as a psychologist on this decision?
  - D. Wolfberg – the answer depends on the reach of some state laws. Some states may make it criminal in the realm of aiding and abetting and some lawyers even are counseling hotel owners. The distant states can say that the psychologist was aiding and abetting for counseling someone that has an abortion etc.
  - M. Fleming – if I am a PSYPACT practitioner and my client is in Missouri and they are coming to Tennessee for an abortion because it is not allowed in Missouri, so now I have a duty to warn as a provider since it is not allowed in Missouri.
    - D. Wolfberg – If a state had probable cause to think that aiding and abetting was performed the state could pursue.
- R. McLeod (MN) – Rule 4/10 is what is really causing the problems. Anyone that is practicing into a state has to follow the health and safety laws in that state. Abortion is not relevant to the practice of psychology. It is not really what PSYPACT envisioned when that rule was created.
- If we were to change the language of that rule, would we be in sync with the statute?
  - D. Wolfberg – some of that is predicated on statutory requirements. That same language is in the statute as well.
  - K. Brody – the basis for disciplinary action – an action taken by a state regulatory authority, it would have to be a state action. Sometime in a particular state, a court may intervene and say you can't do that as it is unconstitutional under the state's constitution. You can't really depart from the statute. If a state licensing authority does act, then there

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are consequences for all states.

- D. Wolfberg – the language that you are referring to is also in the statute.
- R. McLeod – we identify what is relevant to the practice of psychology. Why couldn't we change that wording in the Rule?
  - D. Wolfberg – the statute explicitly states the authority of a distant state to act on a license.
- R. McLeod – I propose that we have a rule-making process to clarify that rule.
  - ASPPB Meeting – laws on abortion and gender-affirming care. If a client is talking about any of those issues, they return home to Texas and they tell their friend that they talked to me about these issues. Their friend in Texas could file a complaint in Minnesota against my license because it is against the rule in Texas.
- D. Meck – I think we could refer this to the Executive Board to review this.
  - J. Orwig – I will put this on the agenda to go to the Executive Board
- D. Wolfberg – if a state board makes a rule that states no psychologist shall do ..... that would stand as well under the scope of practice. It would state what a psychologist can and cannot do.
- D. Warner (New Hampshire) – the items under 4.10 that we wrote are to point you to look at these specific rules. You need to investigate each state for duty to warn, and confinement.
  - D. Wolfberg – it gives the psychologist the types of laws that they need to become aware of. To merely try to describe the kind of laws the Commission thought you should look for as a provider.
- R. McLeod – I think the rule should be specific, solely specific to the practice of psychology.

### New Business

- G. Lenkeit – In Nevada there is going to be legislation in the next session to adopt what has been called the Telehealth Act which basically says if you are licensed in one state, you can just register in the board in Nevada and you can practice telepsychology in any other state. I think it is something that we need to be aware of as the PSYPACT Commission. This should be put on our agenda and discussed at future meetings.
- D. Schroeder – It may be helpful for a body to ponder how we operate and how we conduct our business. The other bottom line – for any entity is culture. What are the values, and climate we want to build as we collaborate? The work we do here is vitally important, so I think that spending some time with the strategic plan and how we carry out our business. Not just what we do but how we do it.
- D. Warner – New Hampshire did pass a similar statute for Telehealth. We have received a lot of comments about home state – it seems that our statute and rules for home state can be extremely cumbersome and not logical. If I were to go back and forth between two states, I would have to change my home state throughout the day, that could be very difficult. The requirement to have a declared home state, I don't know if that is important. I think that is one thing in the statute that doesn't line up well. If you are practicing into a state (Nevada) you will be subject to the laws there, you have your home state license. If you mess up you will be prosecuted there, and then by PSYPACT. I am not sure that it is an important requirement. I am asking that we study it and refer

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it to be looked at and see if it needs refining. I would like to refer this to a committee to look at.

- J. Orwig – it is probably the number one question that we get. How does it work, and why is it set up this way? We have been in conversation many times with Doug. Yes, we could change the legislation and present it to each state. I could ask Doug to write a formal written opinion on the home state rule. I strongly discourage opening the compact law since we are still so new and growing.
- D. Wolfberg – we would be happy to write a legal opinion. There is a bit of a movement away from strict home state rule, allowing flexibility and uncoupling that. We are constrained with the statutory language. Where the language may be vague, the Commission can draft a rule to address vague areas. If there are ambiguities in the statute that the Commission can address with rule making that can be looked at as well.
- D. Warner – I would like to ask Doug for a formal opinion.
- D. Meck – I think that we can refer this to the Executive Board for further discussion.
- H. Paakkonen - Arizona's legislature established a Telehealth Registry like the one Gary described a little over a year ago. We have received 1 application. Doug was very helpful in helping us reconcile this new law with PSYPACT.
- D. Meck – Have you sent everyone a conflict-of-interest statement in regards to voting and when you should abstain for the licensed psychologists on the Commission. Could you please send this each year going forward, it may not hurt to send it to everyone.
  - J Orwig – we will send this to all commissioners in December

### Adjourn

- **Motion:** Wisconsin moved that the PSYPACT Commission adjourn the November 17, 2022 PSYPACT Commission Annual Meeting open session. Delaware seconded the motion.
- A vote was called for the motion. All present voted yes. The motion carried. Chair D. Meck (Georgia) adjourned the November 17, 2022 PSYPACT Commission Annual Meeting at 1:45 PM Eastern.



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# Bylaws, Rulemaking and Policy Development

During 2022, several changes and/or additions were made to PSYPACT Governing Documents.

## Bylaws

The Bylaws were modified to include the creation of an Appeals Committee (Article VII H). The Appeals Committee is a separate standing committee that will convene to review the appeals of applicants who were denied authorization and appeals from authorization holders whose authorization has been suspended or terminated.

## Rules

During 2022, additions to Rule 4 and Rule 5 were approved by the Commission at its July meeting to go out for public comment. The Commission reviewed those comments and approved additions to Rule 4 (4.10, 4.11 and 4.12) as well as additions to Rule 5 (5.10, 5.11 and 5.12).

### Rule 4 additions:

**4.10 State Law to Protect the Health and Safety of its Citizens:** A psychologist practicing under an Authority to Practice Interjurisdictional Telepsychology into a Receiving State is subject to the Receiving State's State Law to Protect the Health and Safety of its Citizens, which may include, among others, laws that:

- A. Require abuse reporting by a psychologist.
- B. Require a psychologist securing informed consent from or for a patient, and/or prescribe the manner in which informed consent must be obtained.
- C. Require a psychologist to make disclosures to an individual that the individual is at serious risk of bodily injury or other harm by a third person.
- D. Prohibit any individual from engaging in conduct that causes or may reasonably cause another to suffer physical or psychological harm.
- E. Establish standards, processes or criteria for involuntary commitment and/or involuntary treatment of individuals.

**4.11 Authority to Practice Interjurisdictional Telepsychology (APIT) Application Attestation and Acknowledgement Form:** As part of the APIT application, a psychologist must complete an attestation and acknowledgement form in the format prescribed by the PSYPACT Commission. Failure to comply will be grounds for denial of the APIT.

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**4.12 Appeals Process:** Applicants who are denied authorization and/or authorization has been suspended or terminated may file an appeal pursuant to Policy 1.20 or 1.21 by submitting the appropriate form to the PSYPACT Commission staff.

**Rule 5 Additions:**

**5.10 State Law to Protect the Health and Safety of its Citizens:** A psychologist practicing in a Distant State under a Temporary Authorization to Practice is subject to the Distant State's State Law to Protect the Health and Safety of its Citizens, which may include, among others, laws that:

- A. Require abuse reporting by a psychologist.
- B. Require a psychologist to secure informed consent from or for a patient and/or prescribe the manner in which informed consent must be obtained.
- C. Require a psychologist to make disclosures to an individual that the individual is at serious risk of bodily injury or other harm by a third person.
- D. Prohibit any individual from engaging in conduct that causes or may reasonably cause another to suffer physical or psychological harm.
- E. Establish standards, processes or criteria for involuntary commitment and/or involuntary treatment of individuals.

**5.11 Temporary Authorization to Practice (TAP) Application Attestation and**

**Acknowledgement Form:** As part of the TAP application, a psychologist must complete an attestation and acknowledgement form in the format prescribed by the PSYPACT Commission. Failure to comply will be grounds for denial of the TAP.

**5.12 Appeals Process:** Applicants who are denied authorization and/or authorization has been suspended or terminated may file an appeal pursuant to Policy 1.20 or 1.21 by submitting the appropriate form to the PSYPACT Commission staff.

**Policies**

In order to continue to improve PSYPACT processes, many new policies were approved in 2022. The following policies were approved and have been implemented:



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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.17  
Area: Administration  
Authority: Compact - Article X C

Purpose: To facilitate the use of social media as an effective and efficient system for communications within the Compact, to state psychology licensing boards, PSYPACT authorization holders and to other groups.

Date Approved: July 14, 2022

Amendment History (List when amended and cite section number):

- None

Policy:

To further disseminate information about PSYPACT, the PSYPACT Commission will maintain a social media presence. Content must be PSYPACT-related, relevant to PSYPACT authorization holders or PSYPACT member jurisdictions and/or highlight PSYPACT activities or functions. Content will refrain from express opinions or position statements. The PSYPACT Commission is subject only to the language of the Compact and its own rules and policies.

Procedure:

1. PSYPACT staff is responsible for creating content, monitoring, and responding to comments on the PSYPACT social media accounts.
2. PSYPACT social media accounts will respect copyrights and properly cite sources or only post items that are covered by fair use. Otherwise, written permission will be sought first.
3. PSYPACT staff will monitor the PSYPACT social media accounts regularly and promptly respond to any posts or comments.
4. Submitted comments, when possible, will be reviewed prior to being released for public viewing. Any comments deemed inappropriate or disrespectful will be removed from the social media accounts.
5. PSYPACT staff will respect privacy rights of the PSYPACT Commission and must not disclose information or post photographs without obtaining permission.
6. PSYPACT Commissioners may unofficially post on PSYPACT social media accounts. If the Commissioner so wishes, the Commissioner can submit for review to the PSYPACT Executive Director any comments to be posted prior to posting.
7. The PSYPACT Executive Director may officially speak on behalf of the Commission on PSYPACT social media accounts.

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Psychology Interjurisdictional Compact (PSYPACT)

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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.18  
Area: Administration  
Authority: Compact - Article VII C  
Purpose: To establish the role and duties of the PSYPACT Compliance Committee.  
Date Approved: July 14, 2022

Amendment History (List when amended and cite section number):

- None

Policy:

The Compliance Committee is responsible for administering the provisions of the compact related to compliance and enforcement. The Compliance Committee shall assist in monitoring compact member jurisdiction compliance with the requirements of the PSYPACT, assist in remediation and make recommendations to the PSYPACT Executive Board regarding enforcement actions when needed.

Procedure:

The PSYPACT Executive Director shall be responsible for overseeing the entire process with involvement of members of the Compliance Committee as outlined below:

Compliance Monitoring and Reporting

The Compliance Committee will establish and maintain the compliance components and establish the ranking for non-compliance of those components. The ranking shall be critical, moderate or low impact to the Commission for non-compliance.

The Compliance Committee will establish and maintain the quarterly compliance reporting criteria.

Quarterly Compliance Reporting:

1. The PSYPACT Executive Director shall send the staff and PSYPACT Commissioner of each compact member jurisdiction a quarterly report detailing its compliance regarding the Key Compliance Factors.
  - a) The report shall highlight compliance and non-compliance with each factor as well as the ranking of each key compliance factor.
  - b) The PSYPACT Executive Director will allow 10 business days for the compact member jurisdiction to respond to any key compliance factors not in compliance.
  - c) If steps are being taken to rectify the non-compliance factors, set a time frame for those steps to be completed.
  - d) Update the quarterly report for the Compliance Committee regarding this jurisdiction.
  - e) If the compact member jurisdiction does not proactively contact the PSYPACT Executive Director within 10 business days, the PSYPACT Executive Director will follow up with a phone call. and alert the Compliance Committee in its quarterly report.





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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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2. The PSYPACT Executive Director will provide the Compliance Committee with a quarterly compliance report.

### Remediation for compact member jurisdictions in non-compliance:

1. The PSYPACT Executive Director shall request a meeting to discuss the non-compliance of a member state.
2. Attendees of this meeting shall consist of the PSYPACT Executive Director, a representative from the compact member jurisdiction in non-compliance and a representative from another compact member state with similar structure around the non-compliance factor.
3. The goals of the meeting are to discuss steps to remediate the noncompliance issues.
4. Once remedial steps are identified, a deadline is established. The deadline will be on a case-by-case basis depending on the severity of the non-compliance and steps created.
5. After the meeting, the PSYPACT Executive Director will provide to the compact member jurisdiction a summary of the meeting to include the steps identified and deadlines set.
6. If compliance is met, move the compact member jurisdiction off the non-compliance report.
7. If compliance is not met during the timeline provided, move to formal notification of non-compliance.

### Formal Notification of Non-Compliance

1. If remediation is unsuccessful, the PSYPACT Executive Director will notify the Compliance Committee of the non-compliance issue and schedule a committee meeting.
2. A summary report will be provided to the Compliance Committee outlining communications and steps taken to rectify the non-compliance issue.
3. The committee will review the report and make recommendations regarding compliance enforcement.
4. Depending on the non-compliance impact on the Commission, the committee can make recommendations to take no action, suspend until remediated or terminate the compact member jurisdiction.
5. If compliance is achieved any time during this process, the compact member jurisdiction is moved off the non-compliance report.
6. If compliance is not achieved, the Compliance Committee's recommendations are sent to the PSYPACT Executive Board by the PSYPACT Executive Director and place on the agenda for the next Executive Board meeting.

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Psychology Interjurisdictional Compact (PSYPACT)

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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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### Executive Board Action

1. The PSYPACT Executive Director shall notify the Executive Board of the non-compliance issue and schedule a meeting.
2. The PSYPACT Executive Director shall provide a summary report along with the Compliance Committee's recommendations.
3. The Executive Board shall vote to either take no action, suspend until remediated or terminate the compact member jurisdiction's membership in the compact. If termination is chosen, the matter is referred to the full Commission for consideration at an emergency meeting or its next scheduled meeting.
4. If compliance is achieved any time during this process, the compact member jurisdiction is moved off the non-compliance report and all further action is stopped.
5. The compact member jurisdiction shall have the right to dispute resolution as provided in Compact law, rules and bylaws.

### Full Commission Board Action:

1. If the PSYPACT Executive Board recommends termination of a compact member jurisdiction based on non-compliance, the PSYPACT Executive Director shall notify the Commission of the non-compliance issue.
2. The PSYPACT Executive Director shall provide a summary report along with the Executive Board's recommendations.
3. The full Commission shall vote to either take no action, suspend until remediated or terminate the compact member jurisdictions' membership in the compact.
4. If compliance is achieved any time during this process, the compact member jurisdiction is moved off the non-compliance report and all further action is stopped.

If the Commission recommends suspension or termination, the PSYPACT Executive Director will send notification to all required parties as established by Article XII B of the PSYPACT model language.



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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.19  
Area: Administration  
Authority: Compact – Article X  
Bylaws – Article X  
Purpose: To establish the policies on funds and investment strategies based on preservation of principal and a conservative growth model. The purpose of this policy is to promote the stability of the PSYPACT Commission as it moves toward the goal of self-sustainment utilizing revenue and efficient financial management through an operating fund, reserve fund and investments.

Date Approved: July 14, 2022

Amendment History (List when amended and cite section number):

- None

Policy:

The Psychology Interjurisdictional Compact (PSYPACT) model language Article X states the PSYPACT Commission shall carry out the purposes and exercise the powers of the Compact. Article X of the Bylaws establishes the fiscal year, budget and other financial matters.

Definitions:

1. Cash Assets – Assets consisting of cash and items readily convertible to cash, such as funds held in savings and checking accounts.
2. Fund Return – the amount of fund earned during a specific time period, minus the fees.
3. Investment Advisor – An organization or individual responsible for the day-to-day management of an investment portfolio.
4. Investment Strategy – A prudent methodology for investing cash in investment vehicles such as certificates of deposit (CDs).
5. Operating Fund – The fund created to provide sufficient cash flow to meet the PSYPACT Commission's financial obligations during the current budget cycle.
6. Reserve Fund – An amount of cash set aside to meet future liabilities.

Procedure:

1. All transactions shall be for the sole benefit of the PSYPACT Commission.
2. The Finance Committee will conduct an annual review of:
  - a. The PSYPACT Commission Investment Policy
  - b. Investment assets to ensure compliance with the Investment Policy
  - c. The performance of the investment strategies and consider any changes to the policy or investment strategies.
3. Any recommendations regarding changes to the Investment Policy shall be made by the PSYPACT Executive Director and Finance Committee to the PSYPACT Executive Board.

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Psychology Interjurisdictional Compact (PSYPACT)

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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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4. The PSYPACT Executive Director shall be responsible for managing the Investment Policy process with oversight by the Treasurer. The PSYPACT Executive Director shall:
  - a) Maintain the balance in the PSYPACT Commission operating fund based on established protocols.
  - b) Transfer, as appropriate, funds to the PSYPACT Commission reserve fund.
  - c) Authorize the investment of funds from the PSYPACT reserve fund into federally insured Certificates of Deposit not to exceed FDIC insurance limits in value per institution.
  - d) Communicate with the Investment Advisor at regular established intervals.
  - e) Provide an annual report of the schedule of investments to include the nature and terms of the investments to the Finance Committee.
5. The PSYPACT Executive Director will recommend the hiring or replacing of an investment advisor to the PSYPACT Finance Committee.

The PSYPACT Finance Committee will review the investment advisor candidates and make recommendations to the PSYPACT Executive Board.



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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.20  
Area: Administration  
Authority: Rule 4.12  
Rule 5.12  
Bylaw: Article VII Section 1 H  
Purpose: To establish the processes for applicants to appeal decisions of the Commission  
Date Approved: July 14, 2022

Policy:

Applicants who are denied authorization may file an appeal by submitting the appropriate form to the PSYPACT Commission staff.

Procedure:

1. Appeals shall be considered by the Appeals Committee.
2. Applicants who are denied authorization may file an appeal by submitting the appropriate form to the PSYPACT Commission Central Office.
3. The applicant has 30 days from the date of the notice to appeal the denial of authorization.
4. An appeal must be based on the contention that the Commission erred in its decision based on the information submitted in the application and supporting documentation as of the applicant's last review.
5. Additions or changes to the applicant's record may not be made on appeal but may be submitted to the Commission's Requirements Review Committee for reconsideration. An appeal may include written arguments regarding misapplication of standards or misinterpretation of information or documentation.
6. Nothing contained in the Commission's Policies shall entitle any applicant to a hearing on their application. An applicant and/or their attorney may submit arguments in writing so long as they are reasonable in length.
7. The decision of the Appeals Committee will be final.
8. The Appeals Committee will be provided only the information that was available to the Commission when it made its original decision.
9. The Appeals Committee may make the following decisions:
  - a. Affirm the Commission's decision; or
  - b. Reverse the Commission's decision and issue an authorization; or
  - c. Send back to the Requirements Review Committee with a request to the applicant for additional information for the Commission to consider.





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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.21  
Area: Administration  
Authority: Rule 4.12  
Rule 5.12  
Bylaw: Article VII Section 1 H

Purpose: To establish the processes for authorization holders to appeal decisions of the Commission

Date Approved: July 14, 2022

Policy:

Authorization holders whose authorization has been suspended or terminated may file an appeal by submitting the appropriate form to the PSYPACT Commission staff.

Procedure:

1. Appeals shall be considered by the Appeals Committee.
2. An Authorization Holder whose authorization has been suspended or terminated may file an appeal by submitting the appropriate form to the PSYPACT Commission Central Office.
3. The Authorization Holder has 30 days from the date of the notice to appeal the suspension or termination of an authorization.
4. An appeal must be based on the contention that the Commission erred in its decision.
5. Additions or changes to the authorization holder's record may not be made on appeal but may be submitted to the Commission for reconsideration. An appeal may include written arguments regarding misapplication of standards or misinterpretation of information or documentation.
6. Nothing contained in the Commission's Policies shall entitle any authorization holder to a hearing on their suspension and/or termination.
7. An authorization holder and /or their attorney may submit arguments in writing so long as they are reasonable in length.
8. The decision of the Appeals Committee will be final.
9. The Appeals Committee will be provided only the information that was available to the Commission when it made its original decision.
10. The Appeals Committee may make the following decisions:
  - a. Affirm the Commission's decision; or
  - b. Reverse the Commission's Committee's decision and lift the suspension or remove the termination and reinstate the authorization; or
  - c. Send back to the Commission with a request to the authorization holder for additional information for the Commission to consider.



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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.22  
Area: Administration  
Authority: Rule 4.11  
Rule 5.11  
Bylaw: Article VII Section 1 H

Purpose: To establish the process for the completion of the Application Attestation and Acknowledgement Form

Date Approved: November 2, 2022

Policy:

Applicants for the Authority to Practice Interjurisdictional Telepsychology (APIT) and/or the Temporary Authorization to Practice (TAP) must complete the appropriate Application Attestation and Acknowledgement section of the APIT and/or TAP application prior to their authorization being issued by the PSYPACT Commission.

Procedure:

1. The Applicant shall initial all portions of the APIT and/or TAP Acknowledgement section of the application and submit the application as final.
2. Failure to complete the form within 30 days from starting the APIT or TAP application process will result in the closing of the application.
3. A new application along with applicable application fees will be required if authorization is applied for at a later date.
4. Failure to comply with the requirements of the APIT and/or TAP including those listed in the Application Attestation and Acknowledgement application section will result in revocation.



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## Reducing Regulatory Barriers. Increasing Access to Mental Health Care

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Policy Number: 1.23

Area: Administration

Authority: PSYPACT Compact Article X C

Purpose: To establish the process when an E.Passport and/or Interjurisdictional Practice Certificate (IPC) has expired or been placed on inactive status.

Date Approved: November 2, 2022

Amendment History (List when amended and cite section number):

- None

Policy:

1. All APIT and TAP holders must have a current, active, and valid E.Passport or Interjurisdictional Practice Certificate (IPC) respectively.
2. Once ASPPB has notified PSYPACT staff of an inactive or expired E.Passport and/or IPC, PSYPACT staff will inactivate or expire the appropriate PSYPACT certificate.
3. PSYPACT staff will send an email to the APIT and/or TAP certificate holder notifying them of the change in status and that no services can be provided under the authority of PSYPACT as long as they are in inactive or expired status.
4. Once ASPPB has notified PSYPACT staff that an E.Passport and/or IPC has been restored to active status, PSYPACT staff will reactive the appropriate PSYPACT certificate.
5. Once the active status has been restored, PSYPACT staff will send an email to the APIT and/or TAP certificate holder alerting them that they can again practice under the authority of PSYPACT.



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# Overview of Committee Work

## Compliance Committee

The Compliance Committee met three (3) times in 2022:

- April 25, 2022
- June 6, 2022
- August 23, 2022

The Compliance Committee's members are:

- \* Jaime Hoyle, Chair – Virginia
- \* Lisa Fitzgibbons – Arkansas
- \* Scott Fields – West Virginia

The committee reviewed the PSYPACT Governance Documents to identify all areas of compliance as it relates to jurisdictional participation and created the quarterly compliance report template.

## Election Committee

The Elections Committee held one (1) meeting in 2022:

- July 25, 2022.

The members of the Election Committee are:

- \* Dan Schroeder, Chair – Wisconsin
- \* Jayne Boulos – Maine
- \* Jaime Hoyle - Virginia

The Committee finalized the 2022 Call for Nominations Request Letter as well as the 2022 Consent to Run for the PSYPACT Executive Board Form.

## Finance Committee

The Finance Committee met four (4) times in 2022:

- January 13, 2022
- May 3, 2022

- 
- August 15, 2022
  - November 28, 2022

The members of the Finance Committee are:

- Teanne Rose, Chair – Oklahoma
- Heidi Paakkonen – Arizona
- Jaime Hoyle - Virginia

The Finance Committee reviews the quarterly financial information including a review of all bank account reconciliations. The Committee also focuses on mechanisms to ensure the financial sustainment of the compact.

## Requirements Review Committee

The Requirements Review Committee met three (3) times in 2022:

- January 25, 2022
- August 5, 2022
- October 4, 2022

The Requirements Review Committee's members are:

- \* Gary Lenkeit, Chair – Nevada
- \* Ron Ross – Ohio
- \* Christina Stuckey – Pennsylvania

Throughout the year, the Committee reviewed correspondence received regarding the requirements for PSYPACT. The Committee also opened a liaison relationship with the Association of State and Provincial Psychology Boards (ASPPB) Mobility Committee.

## Rules Committee

The Rules Committee met four (4) times during 2022:

- January 19, 2022
- May 12, 2022
- August 17, 2022
- October 20, 2022

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The members of the Rules Committee:

- Patrick Hyde, Chair – Texas
- Lorraine Smith – Maryland
- Pam Goose – Missouri
- Deborah Warner – New Hampshire
- Susan Hurt – North Carolina

The Rules Committee recommended necessary additions to address the usage of an APIT and TAP Acknowledgement Form as well creating an Appeals Committee. The Committee also reviewed all sections of the PSYPACT statutory language to ensure all sections mentioning Rules of the Commission have been reviewed and necessary rules created. No additional rules were identified during this review.

## Training and Public Relations Committee

The Training and Public Relations Committee met four (4) times in 2022:

- January 6, 2022
- January 20, 2022
- June 16, 2022
- August 24, 2022

The members of the Training and Public Relations Committee are:

- \* Lori Rall, Chair – Alabama
- \* Heidi Paakkonen – Arizona
- \* Mariann Burnetti-Atwell - ASPPB

During its meetings, the Committee reviewed and updated the PSYPACT website and also created training materials for PSYPACT Commissioners and the staff at PSYPACT member jurisdictions' licensure offices.

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# PSYPACT Outreach and Educational Activities

## Presentations

Educational presentations regarding PSYPACT were provided throughout the year with both compact participating and non-participating compact states as well as other interested stakeholders.

### January

- \* Presentation to the Arkansas Psychological Association in January
- \* Presentation to the Interstate Healthcare Collaborative in January

### February

- \* Presentation for the staff for the District of Columbia Board of Psychology in February
- \* Legislative testimony in Idaho in February
- \* Presentation to the Interstate Healthcare Collaborative in February
- \* Presentation to the ACPRO in February

### March

- \* Presentation to the New York Psychological Association Legislative Sub-committee in March.
- \* Legislative testimony in Connecticut in March

### April

- \* Legislative testimony in South Carolina in April

### May

- \* Presentation to the Mississippi Board of Psychology in May
- \* Presentation to the Washington State Examining Board of Psychology in May
- \* Presentation to Health Resources and Services Administrations (HRSA) in May

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## **June**

- \* Presentation to the Washington Psychological Association in June
- \* Presentation to the Center for Connected Health Care Policy (CCHP) in June

## **July**

- \* Presentation to the Idaho Psychological Association in July

## **August**

- \* Presentation to the Florida Defense Support Task Force in August

## **September**

- \* Presentation to Colorado Psychological Association in September
- \* Presentation to the Connecticut Psychological Association in September

## **November**

- \* Presentation to the Mississippi Psychological Association in October

## **December**

- \* Presentation to the staff of the Utah Psychology Board in December
- \* Presentation to Counsel of State Governments (CSG) Annual Conference in December

## Social Media

# SOCIAL MEDIA

2022 Annual Numbers



**950**  
Twitter  
Followers



**54**

Likes



**6.8K**

Impressions



**7**

Retweets



**631**  
Facebook  
Followers



**595**

Likes



**3,090**

Impressions



**23**

Shares

Numbers based on data from October 1st to December 31st 2022



**631**  
LinkedIn  
Followers



**422**

Likes



**10.3k**

Impressions



**12**

Shares



**PSYPACT Home Page**



**152,834**

Views

**More**  
– you know –  
**Monday**

We started posting twice a week to our social media account. Since starting these postings our Contact Form submissions dropped by 44%.

**FAQ  
Friday**



@psypact

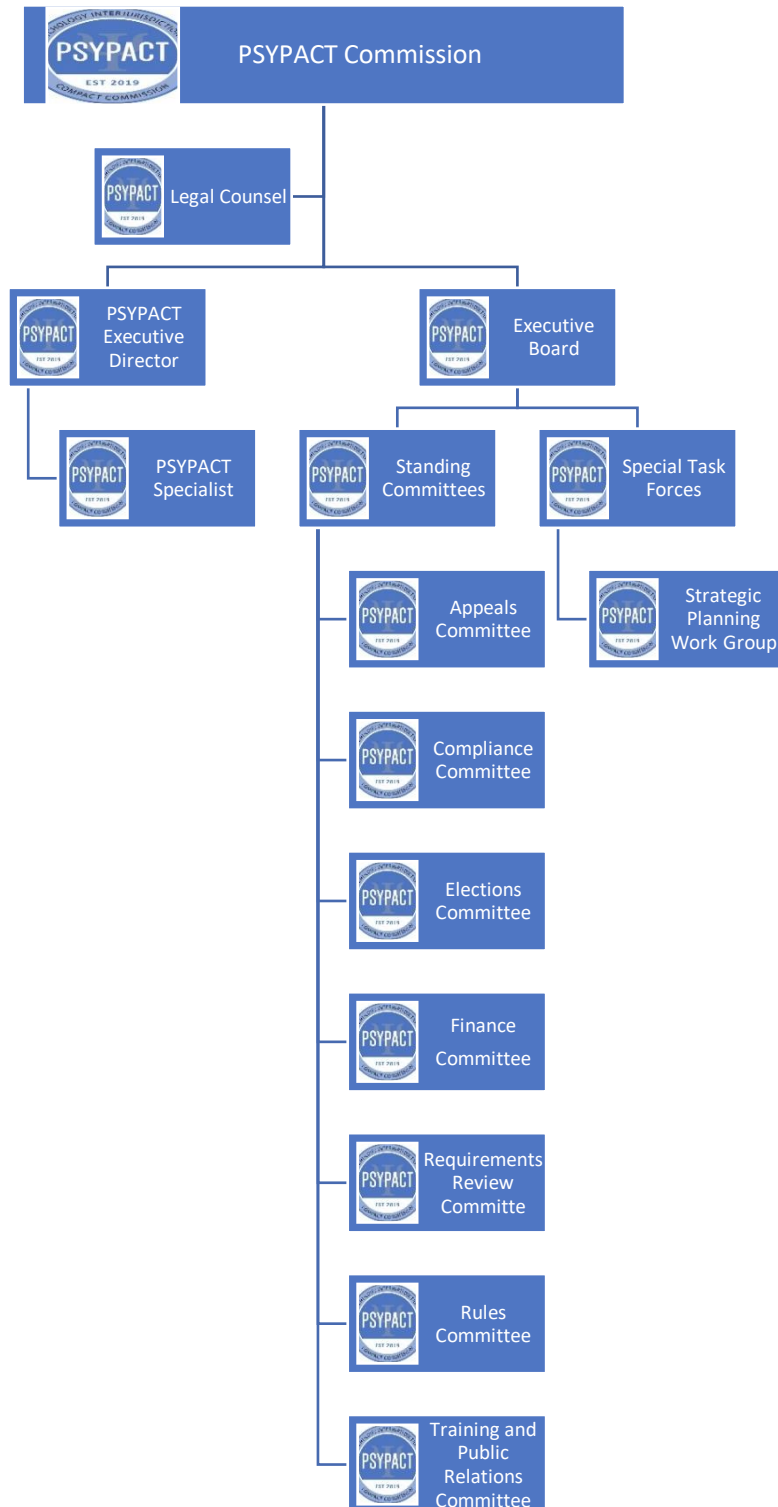


@psypact



@psypact

# PSYPACT Organizational Chart



Thank you to all the PSYPACT Commissioners for your dedication and hard work for PSYPACT.

## Roster of Commissioners

Alabama	Lori Rall
Arizona	Heidi Paakkonen
Arkansas	Lisa Fitzgibbons
Colorado	Nate Brown
Connecticut	Christian Andresen
CNMI	Glenda George
Delaware	Shauna Slaughter
District of Columbia	LaTrice Herndon
Georgia	Don Meck
Idaho	Katie Stuart
Illinois	Cecilia Abundis
Indiana	Stephen Ross
Kansas	David Fye
Kentucky	Brenda Nash
Maine	Jayne Boulos
Maryland	Lorraine Smith
Minnesota	Robin McLeod
Missouri	Pam Goose
Nebraska	Kris Chiles
Nevada	Gary Lenkeit
New Hampshire	Deborah Wagner
New Jersey	Sean Evers
North Carolina	Susan Hurt
Ohio	Ron Ross
Oklahoma	Teanne Rose



Pennsylvania	Steven Erickson
Rhode Island	Peter Oppenheimer
Tennessee	Mark Fleming
Texas	Patrick Hyde
Utah	Jana Johansen
Virginia	Jaime Hoyle
Washington	Leslie Cohn
West Virginia	Scott Fields
Wisconsin	Daniel Schroeder
ASPPB, Ex Officio	Mariann Burnetti-Atwell

## PSYPACT Executive Board

Chair	Don Meck	Georgia
Vice Chair	Lori Rall	Alabama
Treasurer	Teanne Rose	Oklahoma
Member At Large	Patrick Hyde	Texas
Member At Large	Gary Lenkeit	Nevada
Ex Officio	Mariann Burnetti-Atwell	ASPPB

## PSYPACT Staff and Counsel

Janet Orwig	Executive Director
Doug Wolfberg	Counsel
Ken Brody	Counsel

# Commission News

VOL. 4, Issue 1

April 2023



## Message from The Chair: Don Meck

It is starting out to be a great year for PSYPACT membership. We now have 36 participating States, with Wyoming (2/15/2023) and Michigan (3/29/2023) becoming effective. In addition, Rhode Island will become effective (07/01/2023) and join us this year. Hopefully, South Carolina will enact the necessary changes to their bill this year and join our membership. I anticipate that we will continue to grow in light of pending legislation in Florida, Massachusetts, New York, North Dakota, and Vermont. Thanks to those of you who are serving on committees and your active involvement in the meetings that have been scheduled. Without your assistance, PSYPACT would not continue to grow into the effective and functional organization that it needs to be. Always remember that our primary goal is to increase access to necessary psychological services by providing our membership access to qualified psychologists.

Donald S. Meck, Ph.D., J.D., ABPP  
Chair, PSYPACT Commission

## Executive Director Update: Janet Orwig

Happy Spring! I want to welcome our new PSYPACT Specialist, Gina Polk. We are very excited to have her join us at PSYPACT.

Just a few highlights from the first quarter:

- The PSYPACT Commission Annual Report 2022 was released. It is the first annual report produced by the Commission.
- The Strategic Planning Workgroup has been meeting and will be presenting its ideas regarding the possible strategic planning process to you at the July Commission meeting.

Thank you to all who have graciously volunteered to serve on Committees. We have set up our second-quarter committee meetings. The complete list of upcoming meetings can be found on the PSYPACT website at <https://psypact.site-ym.com/page/Meetings>.

As always, I cannot thank you enough for all you do for PSYPACT. We are off to a good start in 2023!

## Upcoming Meetings

Rules Meeting	5/3/23
Requirements Meeting	5/15/23
Training and PR Meeting	5/25/23
Finance Meeting	5/25/23
Executive Board	6/15/23
Mid Year Commission Meeting	7/13/23
Elections Committee	8/11/23

## PSYPACT Commissioners

Lori Rall Alabama	To be determined Nebraska
Heidi Paakkonen Arizona	Gary Lenkeit Nevada
Lisa Fitzgibbons Arkansas	Deborah Warner New Hampshire
Nate Brown Colorado	Sean Evers New Jersey
Christian Andresen Connecticut	Susan Hurt North Carolina
Glenda S. George Commonwealth of the Northern Mariana Islands	Ronald Ross Ohio Teanne Rose Oklahoma
Shauna Slaughter Delaware	Steven Erickson Pennsylvania
LaTrice Herndon District of Columbia	Peter Oppenheimer Rhode Island (*tentatively 7/1/2023)
Don Meck Georgia	Mark Fleming Tennessee
Katie Stuart Idaho	Patrick Hyde Texas
Cecilia Abundis Illinois	Jana Johansen Utah
Stephen Ross Indiana	Jaime Hoyle Virginia
David Fye Kansas	Leslie Cohn Washington
Brenda Nash Kentucky	Scott Fields West Virginia
Jayne Boulos Maine	Daniel Schroeder Wisconsin
Lorraine Smith Maryland	To be determined Wyoming
Amy Gumbrecht Michigan	Mariann Burnetti-Atwell ASPPB
Robin McLeod Minnesota	
Pam Groose Missouri	

## Staff Contact Information:

Janet Orwig  
PSYPACT Executive Director  
jorwig@asppb.org

Gina Polk  
PSYPACT Specialist  
rpolk@asppb.org

## Legislation Updates:

We are kicking off the first quarter of 2023 with 2 new states joining PSYPACT, Wyoming (became effective 2/15/2023) and Michigan (became effective 3/29/2023). Currently we have 35 effective PSYPACT participating states. Rhode Island has been enacted and will become effective tentatively 7/1/2023. Florida, Massachusetts, New York, North Dakota and Vermont have active PSYPACT legislation.

## Committee Updates:

**Rules:** *Patrick Hyde, Pam Groose, Deborah Warner, Lorraine Smith, Susan Hurt*  
The Rules Committee met on January 18th via Zoom. The Committee reviewed the Commission Code of Ethics and recommended a formal legal review. The Committee will be reviewing the legal report at its 2nd quarter meeting.

**Finance:** *Teanne Rose, Jaime Hoyle, Heidi Paakkonen*

The Finance Committee met on February 6th via Zoom. The Committee reviewed the investment portfolio as well as the 2022 year-end financial information.

**Requirements:** *Gary Lenkeit, Peter Oppenheimer, Teanne Rose, Ron Ross*  
The Requirements Review Committee met on January 30th via Zoom. The Committee reviewed the application review and denial process. The Committee will be drafting a policy addressing the interaction with the ASPPB Mobility Committee.

**Compliance:** *Jaime Hoyle, Lisa Fitzgibbons, Scott Fields*  
The Compliance Committee met on January 26th via Zoom. The Committee reviewed the compliance data for the 4th Quarter of 2022 and finalized the 4th Quarter 2022 Compliance Reports. The Committee established the next steps for those states with continued non-compliance.

**Elections:** *Don Schroeder, Jayne Boulos, Jaime Hoyle*  
Elections Committee met on March 6th via Zoom. The Committee reviewed the Election Policy and election format and process for the November 2023 elections. The Committee also approved messaging to be sent reminding the Commission of the Executive Board positions coming up for election in November.

## Executive Board Members

Chair - Don Meck

Vice Chair - Lori Rall

Treasurer - Teanne Rose

Member at Large - Gary Lenkeit

Member at Large - Patrick Hyde

Ex Officio Member - Mariann Burnetti - Atwell



# PSYPACT by the Numbers

## TELEPSYCHOLOGY

9312

ASPPB  
E. Passports  
Issued

8767

PSYPACT  
APITs  
Issued

## TEMPORARY PRACTICE

585

ASPPB  
IPCs Issued

450

PSYPACT  
TAPs Issued

## STATE LEVEL BREAKDOWN

State	APITs	TAPs	State	APITs	TAPs
ALABAMA	56	10	MISSOURI	260	17
ARIZONA	211	25	NEBRASKA	64	3
ARKANSAS	44	8	NEVADA	113	11
COLORADO	199	19	NEW HAMPSHIRE	106	6
CNMI	0	0	NEW JERSEY	552	15
CONNECTICUT	135	9	NORTH CAROLINA	401	22
DELAWARE	124	2	OHIO	368	10
DISTRICT OF COLUMBIA	274	11	OKLAHOMA	73	4
GEORGIA	429	25	PENNSYLVANIA	927	36
IDAHO	25	2	RHODE ISLAND	N/A	N/A
ILLINOIS	849	36	TENNESSEE	156	9
INDIANA	79	7	TEXAS	847	54
KANSAS	80	7	UTAH	199	26
KENTUCKY	71	4	VIRGINIA	44	36
MAINE	56	0	WASHINGTON	211	13
MARYLAND	770	23	WEST VIRGINIA	37	3
MICHIGAN	2	0	WISCONSIN	66	4
MINNESOTA	237	10	WYOMING	4	1

Numbers as of April 1, 2023



### Things to Look Forward to in 2023:

- Application renewals will begin, including renewal fees.
- Rhode Island becoming effective.

### Reminder!

Make sure to sign your Conflict of Interest forms!

An official State of Kansas government website. [Here's how you know.](#)

**Agency 102**  
**Behavioral Sciences Regulatory Board**  
Article 1.—Certification of Psychologists

[Printable Format](#)

**102-1-15. Continuing education.** (a) Each applicant for renewal of licensure shall have earned 50 continuing education hours in the two years preceding an application for renewal. The required number of continuing education hours shall be prorated for periods of renewal that are less than the full two years, using the ratio of one-third of the continuing education hours for each six months since the date of licensure or most recent renewal. Continuing education hours for each type of continuing education activity as specified below in subsection (d) shall be prorated accordingly for those persons whose periods of renewal are less than the full two years. Each person who is licensed within six months of the current expiration period shall be exempt from the continuing education requirement for that person's first renewal period.

(b) The content of each continuing education activity shall be clearly related to the enhancement of psychology practice, values, skills, or knowledge.

(c) During each two-year renewal cycle and as part of the required continuing education hours, each licensed psychologist shall complete at least three continuing education hours of training on professional ethics and at least six continuing education hours related to diagnosis and treatment of mental disorders. These hours shall be obtained from any of the activities specified in paragraphs (d)(1), (d)(2), (d)(4), and (d)(6) of this regulation.

(d) Acceptable continuing education activities, whether taken within the state or outside the state, shall include the following:

(1) Attendance at workshops, seminars, and presentations that are sponsored, accredited, or conducted by educational institutions, professional associations, or private institutions. These activities shall be sponsored, accredited, or conducted by educational institutions, professional associations, or private institutions that are nationally or regionally accredited for training. Activities conducted by agencies, groups, or individuals that do not meet the requirements of national or regional accreditation shall be acceptable, if the content is clearly related to the enhancement of psychology skills, values, and knowledge. Actual contact hours, excluding breaks and lunch, shall be credited. A maximum of 50 continuing education hours shall be allowed;

(2) the first-time preparation and initial presentation of courses, workshops, or other formal training activities, for which a maximum of 15 continuing education hours shall be allowed;

(3) documented completion of a self-study program. A maximum of 12 continuing education hours shall be allowed;

(4) documented completion of a self-study program with a posttest that is conducted by a continuing education provider as described in paragraph (d)(1). A maximum of 40 continuing education hours shall be allowed;

(5) publication and professional presentation. Fifteen continuing education hours may be claimed for the publication or professional presentation of each scientific or professional paper or book chapter authored by the applicant. A maximum of 45 continuing education hours shall be allowed;

(6) completion of an academic course, for which a maximum of 15 continuing education hours shall be allowed for each academic semester credit hour;

(7) providing supervision as defined in K.A.R. 102-1-1, for which a maximum of 15 continuing education hours shall be allowed;

(8) receiving supervision as defined in K.A.R. 102-1-1, except in connection with any disciplinary action, for which a maximum of 15 continuing education hours shall be allowed;

(9) initial preparation for a specialty board examination, for which a maximum of 25 continuing education hours shall be allowed;

(10) participation in quality care, client or patient diagnosis review conferences, treatment utilization reviews, peer review, case consultation with another licensed psychologist, or other quality assurance committees or activities, for which a maximum of 15 continuing education hours shall be allowed;

(11) participation, including holding office, in any professional organization related to the applicant's professional activities, if the organization's activities are clearly related to the enhancement of psychology or mental health practice, values, skills, or knowledge. A maximum of 12 continuing education hours shall be allowed; and

(12) receiving personal psychotherapy that is provided by a licensed or certified mental health provider and is a part of a designated training program. A maximum of 20 continuing education hours shall be allowed.

(e) Each licensed psychologist shall be responsible for maintaining personal continuing education records. Each licensee shall submit to the board the licensee's personal records of participation in continuing education activities if requested by the board.

(f) In determining whether or not a claimed continuing education activity will be allowed, the licensed psychologist may be required by the board to demonstrate that the content was clearly related to psychology or to verify that psychologist's participation in any claimed or reported activity. If a psychologist fails to comply with this requirement, the claimed credit may be disallowed by the board.

(g) Any applicant who submits continuing education documentation that fails to meet the required 50 continuing education hours may request an extension from the board. The request shall include the applicant's reason for requesting an extension and a plan outlining the manner in which the applicant intends to complete the continuing education requirements. For good cause shown, the applicant may be granted an extension, which shall not exceed six months. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended July 24, 1989; amended Oct. 27, 2000; amended July 11, 2003.)

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## Agency 102

### Behavioral Sciences Regulatory Board

#### Article 1.—Certification of Psychologists

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**102-1-16. Use of computerized psychological tests.** (a) To utilize computers in any aspect of psychological testing, the licensed psychologist shall:

- (1) conform to the professional standards for testing, as adopted by the American Psychological Association in the Standards for Educational and Psychological Tests, 1985, which is hereby adopted by reference;
- (2) specifically consider each of the following issues in testing each client:
  - (A) whether a particular test is appropriate for a particular client;
  - (B) whether the computerized version of a test is appropriate for use by a particular client;
  - (C) the evaluation, validity and reliability of the decision rules underlying interpretive statements and their supporting research;
  - (D) whether the integration of findings is correct; and
  - (E) whether the conclusions and recommendations are appropriate.
- (3) not use the results of a computerized test in decision-making about clients or make such results part of official client records unless such results are signed by the licensed psychologist utilizing the test;
- (4) be involved in a direct, supervisory, or consultative relationship to the client or to those persons using test findings for decision-making regarding the client;
- (5) assume the same degree of responsibility for the validity and reliability of interpretive statements and soundness of inferences, judgments, and recommendations based on computer-generated test results as would be assured if the psychologist had personally examined the client; and
- (6) make an explicit statement on the report as to whether the psychologist has seen or examined the client in person. (Authorized by and implementing K.S.A. 74-7507, as amended by L. 1986, Ch. 299, Sec. 42; effective, T-85-35, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1987.)

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## **Advisory Committee Policy**

Adopted by the Board on January 10, 2022, Revised on March 13, 2023

**Purpose:** A BSRB Advisory Committee, as a creation of the Board, has the purpose of supporting the Board in carrying out its mission to protect the public. Members serve at the pleasure of the Board. Actions pertaining to informing, licensing, and disciplining of those persons regulated by the Board are the methods for accomplishing the mission.

**Process:** An Advisory Committee fulfills its purpose by addressing issues referred to it by the Board through the Advisory Committee Chair or the Executive Director. A Committee may suggest issues it believes the Board should consider by referring those through the Chair of the Advisory Committee. When the latter occurs the Board has three courses of action from which to choose:

1. The Board can agree the issue needs to be addressed at the Board level.
2. The Board can agree the issue should be addressed and refer the matter to the appropriate person or committee for additional information, review, or analysis, which will then be brought back to the Board.
3. The Board can decide to not address the issue.

**Structure of the Committee:** Chairs of Advisory Committees will be members of the Board. If the profession is represented on the Board, the Chair of the Advisory Committee will be a Board member licensed in the discipline of the committee and appointed by the Governor to represent that discipline on the Board. Any other Board members appointed by the Governor to represent that discipline on the Board will serve as a member of that advisory committee. A public member of the Board will also be a member. There will be a minimum of three and a maximum of ten additional members appointed. The Executive Director will be a non-voting, ex officio member. The Assistant Director or Licensing Manager is encouraged to attend. Legal counsel for the Board should attend meetings when their attendance is requested.

Terms for Advisory Committee members will be two years. They will be appointed by the Chair of the BSRB and can serve up to four terms. Appointments to the committee should be staggered to avoid having too many members of the Advisory Committee reach their maximum length of service at the same time. The policies and procedures under which the BSRB Board Members are expected to operate will apply also to the Advisory Committee Members. The Chair of the BSRB can remove members.

**Selection:** Members for the Committee may be nominated by anyone, including the public, committee members, members of a professional organization — either the discipline's own or other's — or through self-nomination. In reviewing nominations, the Committee should work to ensure that there is diverse representation including, but not limited to, geographic setting, gender, culture, and ethnicity. Members should provide representation of the levels of licensing for that discipline and those members should be selected from among public and private practitioners and educators.

The Committee as a whole discusses nominations and reaches recommendations on new members. The nominee's resume, a letter stating the reasons why he or she desires to be appointed, and a copy of the Board's mission and goals to which the nominee has indicated agreement, are reviewed. The Chair of the Committee will submit the Committee's recommendations for new members to the BSRB Board Chair. The Chair will review the recommendations and may request input before making a decision, which will be announced at a Board meeting.

After the appointment has been approved the Executive Director will inform the Advisory Committee appointee by letter or e-mail. The Executive Director may assist the new member by providing information, which will help orient the member to the Board's, and Advisory Committee's, role and function.