



KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY

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Governor

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MEMORANDUM

To: All Licensees and Applicants for Licensure
From: Kentucky Board of Examiners of Psychology
Date: November 1, 2021
Subject: COVID-19 Response and SB 150 – Non-resident Psychological Associate

Senate Bill (“SB”) 150, which became effective on March 30, 2020, and was approved and extended by House Joint Resolution (“HJR”) 1 effective September 7, 2021, allows boards to waive or suspend the fees or administrative burdens required to engage in business regulated by the board during the State of Emergency. SB 150, Section 1(1)(b).¹ SB 150 provides that “licensees may continue to practice their business without interruption, and shall be granted at least thirty (30) days after the expiration of the state of emergency to pay any owed fee or complete any administrative obligation before an action may be taken against their license.”² It also eases some requirements regarding telehealth. SB 150, Section 1(4). Please note that these changes are only in place during the State of Emergency announced in Executive Order 2020-215 and extended in HJR 1, and will expire when the State of Emergency has ceased.

The Kentucky Board of Examiners of Psychology (“KBEP”) has determined that 201 KAR 26:215 is affected by SB 150 as extended by HJR 1. In an effort to provide more information to

¹ SB 150 can be found at <https://apps.legislature.ky.gov/record/20rs/sb150.html> and HJR 1 can be found at <https://apps.legislature.ky.gov/record/21SS/hjr1.html>.

² SB 150, Section 1 (1)(d).

licensees and the public, the following questions and answers are published as a reference to our state of emergency temporary modifications and existing laws.

What are the short term and long-term parameters under which nonresident licensed psychologists can practice in the state of Kentucky?

- Nonresident licensed psychologists may practice telehealth in the Commonwealth of Kentucky during the declared state of emergency by completing the Temporary Telehealth Registration found on the Board's website at <http://psy.ky.gov>. For this registration, there is no fee, but it requires upload of the following: 1) a signed and notarized affidavit; and 2) a copy of an existing, active license.
- Following the state of emergency, practitioners may practice 30 individual (not consecutive) days or less by completing and submitting the Nonresident Registration Form also found on the website.
- For practitioners who are practicing only in response to a declared disaster per 201 KAR 26:215 Section 8, the \$100 fee is waived along with the requirement to submit licensure verification.

Can clinical supervision occur across state lines?

- Yes, if the supervision is of a licensee, both the supervisor and supervisee must be registered or licensed to practice in Kentucky.
- Yes, if the supervision is of a student, only the supervisor needs to be registered or licensed to practice in Kentucky.
- No, if either the supervisor or supervisee is a Nonresident Licensee or credential holder.

Under what circumstances can psychology students practice telehealth while in the state of emergency?

- Students are able to practice telehealth under a supervisor registered or licensed to practice in Kentucky.

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BOARD CHAIR