

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation No. 201 KAR 26:175

Contact Person: Kevin Winstead  
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(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes the continuing education requirements for renewal of a license.

(b) The necessity of this administrative regulation:

This administrative regulation is required by KRS 319.032(1)(f).

(c) How this administrative regulation conforms to the content of the authorizing statutes:

This administrative regulation establishes the continuing education requirements for renewal of a license.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This regulation assists in the effective administration of the statute by establishing the continuing education requirements for renewal of a license.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: The amendment requires that an application for continuing education be received at least 30 days before the program of instruction and that a certificate cannot be sent to an attendee until the program is approved by the board.

(b) The necessity of the amendment to this administrative regulation:

The amendment is necessary to update procedures for applying for approval of continuing education programs.

(c) How the amendment conforms to the content of the authorizing statutes:

KRS 319.032(1)(f) authorizes the Kentucky Board of Examiners of Psychology to promulgate administrative regulations establishing the requirements for continuing education.

(d) How the amendment will assist in the effective administration of the statutes:

This regulation assists in the effective administration of KRS Chapter 319 by carrying out the legislative mandate for the board to establish requirements for continuing education.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

This regulation will affect 1,772 licensed psychologists practicing in the Commonwealth of Kentucky.

(4) Provide an analysis of how the entities identified in the previous question will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions each of the regulated entities have to take to comply with this regulation or amendment:

Regulated entities will have to submit requests for approval of continuing education programs at least 30 days prior to the presentation of the program.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities: This regulation should add no additional cost to licensed entities.

(c) As a result of compliance, what benefits will accrue to the entities:

The Board will have adequate time to approve continuing education programs before they are presented.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: This administrative regulation does not create a cost for the administrative body.

(b) On a continuing basis: This administrative regulation does not create a cost for the administrative body.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The Kentucky Board of Examiners of Psychology is self-funded through the fees paid by licensees. No additional funding is necessary for the implementation and enforcement of this administrative regulation.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: No increases in fees or funding is necessary to implement the amendment to this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: No increases in fees or funding are necessary to implement this administrative regulation.

(9) TIERING: Is tiering applied? Tiering is not applied because similarly situated licensees are treated similarly under this administrative regulation.

## FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

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(1) What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

This administrative regulation impacts the Kentucky Board of Examiners of Psychology.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 319.032(1).

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? This administrative regulation does not generate revenue for the Board.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? None.

(c) How much will it cost to administer this program for the first year? There are no additional costs.

(d) How much will it cost to administer this program for subsequent years? See 3(c).

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation:

## **SUMMARY OF CHANGES TO MATERIAL INCORPORATED BY REFERENCE**

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The “Continuing Education Program Application,” October 2021, is a two (2) page form used by entities seeking to obtain approval of their continuing education programs. The proposed amendments to this form make the following changes: (1) clarifies that a certificate cannot be distributed until the board has approved the program; (2) updates the contact information for the Board; and (3) changes the revision date.

The “Continuing Education Sponsorship Application” October 2016, is a nineteen (19) page form used by entities seeking to obtain approval to provide several continuing education programs annually. There are no changes to this application.