

1 BOARDS AND COMMISSIONS

2 KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY

3 (Amendment)

4 201 KAR 26:185. Requirements for granting licensure as a psychologist to an applicant licensed
5 in another state.

6 RELATES TO: KRS 319.032(1) (a), (i), 319.050(2)

7 STATUTORY AUTHORITY: KRS 319.032(1) (i)

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 319.032(1) (a) requires the Board of
9 Examiners of Psychology to promulgate administrative regulations to establish requirements for
10 licensure. KRS 319.032(1)(i) requires the board to promulgate an administrative regulation
11 governing reciprocal agreements with other states. This administrative regulation establishes the
12 requirements for granting a license to an applicant who is licensed in another state that does not
13 have an agreement of reciprocity with this board.

14 Section 1. (1) The board shall consider an applicant for licensure in psychology in Kentucky
15 who:

16 (a) Is licensed in another state that does not have an agreement of reciprocity with the Kentucky
17 Board of Examiners of Psychology;

18 (b) Holds a current valid license or certificate, in good standing, to practice psychology that has
19 been granted by:

20 1. At least one (1) state;

21 2. The District of Columbia;

1 3. A United States Territory; or

2 4. A Canadian province that maintains a psychology registration board that is a constituent
3 member of the Association of State and Provincial Psychology Boards (ASPPB).

4 (c) Has a minimum of five (5) years of full-time practice or its equivalent as determined by the
5 board in another~~[the other]~~ jurisdiction; and

6 (d) Has not been disciplined by any psychology licensure board.

7 (2) The board shall consider if the applicant meets the requirements established in KRS
8 319.050(2). If an applicant for licensure does not have the supervised experience as required by
9 KRS 319.050(2)(d), the board may determine that the applicant's practice experience is
10 equivalent to the required supervised experience based upon the information submitted in the
11 application.

12 (3) An applicant for licensure as a psychologist shall submit:

13 (a) A completed Application for Licensure of a Psychologist Licensed in Another State with the
14 supplementary documentation required by this subsection to the board, to an online application
15 management system contracted by the board for the purposes of application screening, or as the
16 board directs;

17 (b) Three (3) letters of reference from persons qualified to evaluate the applicant's
18 professional ability, including two (2) persons who have received a doctorate in psychology
19 (Ph.D. PsyD., Ed.D.);

20 (c) An official transcript for all levels of education required for licensure. Transcripts shall be
21 received in sealed envelopes or electronically directly from the school or a third-party
22 clearinghouse;

23 (d) A Curriculum Vitae that demonstrates five (5) years of full-time practice of psychology;

1 (e) To the Examination for Professional Practice in Psychology (EPPP):

2 1. Developed by the ASPPB examination contractor; and

3 2. Owned by the ASPPB.

4 (f) A verified computerized EPPP scaled score of 500 or greater. The board shall accept the
5 applicant's previous examination results for the national EPPP examination if the original test
6 scores satisfied the doctoral licensure requirement as to criterion level at the time of that
7 examination; and

8 (g) Payment of the application fee, which shall be:

9 1. Made payable directly to the Kentucky State Treasurer if the application is processed through
10 the board; or

11 2. Made to the online application management system as directed by the board.

12 (4) The board shall review the applicant's:

13 (a) Record as to complaints or hearings held in previous jurisdictions; and

14 (b) Professional references.

15 Section 2. An applicant for licensure as a psychologist shall submit to a jurisprudence
16 examination as outlined in 201 KAR 26:230, Section 1(2).

17 Section 3. In addition to meeting the requirements in Section 2 of this administrative
18 regulation, an applicant for licensure as a psychologist shall submit to a competency examination
19 as outlined in 201 KAR[~~F~~] 26:230, Section 1(2).

20 Section 4. Incorporation by Reference. (1) "Application for Licensure of a Psychologist Licensed
21 in Another State", October 2021, is incorporated by reference.

22 (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at
23 the Kentucky Board of Examiners of Psychology, 500 Mero Street, Frankfort, Kentucky 40601,

1 Monday through Friday, 8 a.m. to 4:30 p.m. The material is also available on the board's website
2 and the address is: <https://psy.ky.gov>.

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

201 KAR 26:270

Jean A. Deters, Psy. D.

Jean A. Deters, Psy. D.

BOARD CHAIR

APPROVED BY AGENCY: November 8, 2021

PUBLIC HEARING AND PUBLIC COMMENT PERIOD:

A public hearing on this administrative regulation shall, if requested, be held on January 31, 2022 at 3:00 p.m. in Room 133, The Mayo-Underwood Building, 500 Mero Street, Frankfort, Kentucky 40601. All attendees shall comply with all Executive Orders relating to the State of Emergency as may be in effect on the date of the public hearing, which may be found at:

<https://governor.ky.gov/covid-19>. Members of the public may utilize the following link to attend the meeting by video conference:

Join from PC, Mac, Linux, iOS or Android:

<https://us06web.zoom.us/j/89307082752?pwd=YnRKN3BtaStYNHZZOSSt2ZU5RY3VmZz09>
Password: 889205

Or Telephone:

Dial:

USA 713 353 0212

USA 8888227517 (US Toll Free)

Conference code: 931924

Find local AT&T Numbers:

<https://www.teleconference.att.com/servlet/glbAccess?process=1&accessNumber=8888227517&accessCode=931924>

Or an H.323/SIP room system:

H.323:

162.255.37.11 (US West)

162.255.36.11 (US East)

115.114.131.7 (India Mumbai)

115.114.115.7 (India Hyderabad)

213.19.144.110 (Amsterdam Netherlands)

213.244.140.110 (Germany)

103.122.166.55 (Australia Sydney)

103.122.167.55 (Australia Melbourne)

149.137.40.110 (Singapore)

64.211.144.160 (Brazil)

149.137.68.253 (Mexico)

69.174.57.160 (Canada Toronto)

65.39.152.160 (Canada Vancouver)

207.226.132.110 (Japan Tokyo)

149.137.24.110 (Japan Osaka)

Meeting ID: 893 0708 2752

Password: 889205

SIP: 89307082752@zoomcrc.com

Password: 889205

Individuals interested in attending this hearing shall notify this agency in writing by January 24, 2022, five (5) workdays prior to the hearing, of their intent to attend. If no notification of intent to attend is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on this proposed administrative regulation until 11:59 pm EST on January 31, 2022. Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to the contact person. Pursuant to KRS 13A.280(8), copies of the statement of consideration and, if applicable, the amended after comments version of the administrative regulation shall be made available upon request.

Contact Person: Kevin Winstead
Title: Commissioner, DPL
Address: 500 Mero Street
Phone: (502) 782 - 8805 (office)
Fax: (502) 564-3969
Email: KevinR.Winstead@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation No. 201 KAR 26:270

Contact Person: Kevin Winstead
Title: Commissioner, DPL
Address: 500 Mero Street
Phone: (502) 782 - 8805 (office)
Fax: (502) 564-3969
Email: KevinR.Winstead@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

KRS 319.032 authorizes the Kentucky Board of Examiners of Psychology to promulgate administrative regulations consistent with KRS Chapter 319, regulating the practice of psychology. This administrative regulation establishes the fees for licensure and examination.

(b) The necessity of this administrative regulation:

This administrative regulation is required by KRS 319.032.

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

KRS 319.032 authorizes the Kentucky Board of Examiners of Psychology to promulgate administrative regulations consistent with KRS Chapter 319, regulating the practice of psychology. This administrative regulation establishes the fees for licensure and examination.

(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 KRS Chapter 319 by carrying out the legislative mandate for the board to establish regulations for the practice of psychology.

(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:

(b) The necessity of the amendment to this administrative regulation: See (1)(b).

(c) How the amendment conforms to the content of the authorizing statutes: See (1)(c).

(d) How the amendment will assist in the effective administration of the statutes: See (1)(d).

(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, as well as an unknown number of their patients who depend on their psychologist remaining current with their training.

(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: This regulation will provide updated procedures for clinical supervision of certified psychologist, licensed psychological associate, candidate for licensure, a credential holder sanctioned by the board, or a credential holder under disciplinary action, and clarifies that this type of supervision is clinical, not administrative or business supervision..

(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 the licensed psychologist.

(c) As a result of compliance, what benefits will accrue to the entities: This regulation will allow psychologists to have an updated understanding of procedures for clinical supervision of certified psychologist, licensed psychological associate, candidate for licensure, a credential holder sanctioned by the board, or a credential holder under disciplinary action, and clarifies that this type of supervision is clinical, not administrative or business supervision..

(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 is 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

Regulation No. 201 KAR 26:270

Contact Person: Kevin Winstead
Title: Commissioner, DPL
Address: 500 Mero Street
Phone: (502) 782 - 8805 (office)
Fax: (502) 564-3969
Email: KevinR.Winstead@ky.gov

(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: