

1 BOARDS AND COMMISSIONS

2 KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY

3 (Amendment)

4 201 KAR 26:270. Change of license status.

5 RELATES TO: KRS 319.053, 319.056

6 STATUTORY AUTHORITY: KRS 319.032(1)(c)

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 319.032 requires the board to
8 promulgate administrative regulations to enable persons licensed by this board to change their
9 license status upon completion of additional training and experience. This administrative regula-
10 tion establishes procedures to enable license holders to change their license status.

11 Section 1. Change of License Status to Licensed Psychologist. (1) If a person holds a license
12 as a certified psychologist with or without autonomous functioning, as a licensed psychological
13 practitioner or as a licensed psychological associate and later completes the educational and su-
14 pervised experience requirements to apply for licensed psychologist status, a new and complete
15 application for licensure shall be submitted with an approved application fee as required by 201
16 KAR 26:155 and 26:160.

17 (2) The board shall accept the applicant's previous examination results for the national (EPPP)
18 examination if the original test score satisfied the doctoral licensure requirement as to criterion
19 level at the time of that examination.

1 (3) If the previous EPPP score does not satisfy the requirements of subsection (2) of this section,
2 the applicant shall successfully complete the national (EPPP) examination as described in 201
3 KAR 26:230.

4 (4) The Kentucky[structured] examinations as outlined in 201 KAR 26:230 Section 1(2)[on Ken-
5 tucky mental health law, ethical principles, and professional practice] shall be successfully com-
6 pleted by the applicant as described in 201 KAR 26:230, Section 4(5).

7 Section 2. Change of License Status to Licensed Psychological Practitioner by Certified Psy-
8 chologists with Autonomous Functioning. (1) Persons holding a credential as a certified psy-
9 chologist with autonomous functioning may continue to function with that title.

10 (2) Any certified psychologist with autonomous functioning may notify the board in writing
11 of their choice to permanently change their title to "licensed psychological practitioner".

12 (3) The board shall then issue a new license with that title.

13 Section 3. Change of License Status to Licensed Psychological Practitioner by Certified Psy-
14 chologists and Psychological Associates. (1) If a person holds a credential as a certified psy-
15 chologist without autonomous functioning or as a licensed psychological associate and later
16 completes the educational and supervised experience requirements to apply for licensed psycho-
17 logical practitioner status, a new and complete application for licensure shall be submitted with
18 an approved application fee as required by 201 KAR 26:155 and 201 KAR 26:160.

19 (2) The board shall accept the applicant's previous examination results for the national (EPPP)
20 examination if the original test score satisfied the doctoral licensure requirement as to criterion
21 level at the time of that examination.

1 (3) If the previous EPPP score does not satisfy the requirements of Section 1(2) of this admin-
2 istrative regulation, the applicant shall successfully complete the national (EPPP) examination as
3 described in 201 KAR 26:230, Section 4(5).

4 (4) The Kentucky~~[structured]~~ examinations as outlined in 201 KAR 26:230 Section 1(2)~~[on Ken-~~
5 ~~tucky mental health law, ethical principles, and professional practice]~~ shall be successfully com-
6 pleted by the applicant as described in 201 KAR 26:230, Section 4(5).

7 Section 4. Change of License Status to Licensed Psychological Associate by Certified Psy-
8 chologists. (1) Persons holding a license as a certified psychologist may continue to function
9 with that title.

10 (2) At the time of renewal of their license, any certified psychologist may notify the board in
11 writing of their choice to permanently change their title to "licensed psychological associate".

12 (3) The board shall then issue a new license with that title.

13 Section 5. Change of License Status to Licensed Psychological Associate by Certified Psy-
14 chological Associates. (1) Persons holding a license as a psychological associate shall use the ti-
15 tle licensed psychological associate.

16 (2) The board shall issue a new license with that title.

201 KAR 26:270

A handwritten signature in cursive script that reads "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 pm 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=YnRKN3BtaStYNHZZOSt2ZU5RY3VmZz09>
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
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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
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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: