

2026 Regular Session

HOUSE BILL NO. 486

BY REPRESENTATIVE SPELL

PSYCHOLOGISTS: Provides relative to the Psychology Interjurisdictional Compact (PSYPACT)

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AN ACT

To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 37:2354(H) and Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371, relative to the Psychology Interjurisdictional Compact; to provide for fees for psychologists utilizing the compact; to provide for the purpose of the compact; to provide for definitions; to provide for home state licensure; to provide for the compact privilege to practice telepsychology; to provide for temporary compact authority to practice in person; to provide for disciplinary actions; to provide for communication of information between compact states; to establish the compact commission; to provide for the duties of the compact commission; to provide for the promulgation of rules; to provide for oversight, dispute resolution, and enforcement of certain provisions; to provide for construction and severability; to provide for an exception from Public Records Law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:2354(H) and Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2371, are hereby enacted to read as follows:

§2354. Fees

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1        This compact is designed to achieve all of the following purposes and objectives:

2                (1) Increase public access to professional psychological services by allowing  
3        for telepsychological practice across state lines as well as temporary in-person,  
4        face-to-face services into a state where the psychologist is not licensed to practice  
5        psychology.

6                (2) Enhance the states' ability to protect the public's health and safety,  
7        especially client and patient safety.

8                (3) Encourage the cooperation of compact states in the areas of psychology  
9        licensure and regulation.

10               (4) Facilitate the exchange of information between compact states regarding  
11        psychologist licensure, adverse actions, and disciplinary history.

12               (5) Promote compliance with the laws governing psychological practice in  
13        each compact state.

14               (6) Invest all compact states with the authority to hold licensed psychologists  
15        accountable through the mutual recognition of compact state licenses.

16                                ARTICLE II. Definitions

17                As used in this Part, the following definitions apply:

18                (1) "Adverse action" means any action taken by a state psychology  
19        regulatory authority that finds a violation of a statute or regulation that is identified  
20        by the state psychology regulatory authority as discipline and is a matter of public  
21        record.

22                (2) "Association of State and Provincial Psychology Boards" or "ASPPB"  
23        means the recognized membership organization composed of state and provincial  
24        psychology regulatory authorities responsible for the licensure and registration of  
25        psychologists throughout the United States and Canada.

26                (3) "Authority to practice interjurisdictional telepsychology" means a  
27        licensed psychologist's authority to practice telepsychology, within the limits  
28        authorized under this compact, in another compact state.

1           (4) "Bylaws" means those bylaws established by the Psychology  
2           Interjurisdictional Compact Commission pursuant to Article X of this compact for  
3           its governance or for directing and controlling its actions and conduct.

4           (5) "Client or patient" means the recipient of psychological services, whether  
5           psychological services are delivered in the context of healthcare, corporate,  
6           supervision, or consulting services.

7           (6) "Commissioner" means the voting representative appointed by each state  
8           psychology regulatory authority pursuant to Article X of this compact.

9           (7) "Compact state" means a state, the District of Columbia, or United States  
10          territory that has enacted this compact legislation and which has not withdrawn  
11          pursuant to Article XIII, Subsection C of this compact or been terminated pursuant  
12          to Article XII, Subsection B of this compact.

13          (8) "Coordinated licensure information system" also referred to as  
14          "coordinated database" means an integrated process for collecting, storing, and  
15          sharing information on psychologists' licensure and enforcement activities related to  
16          psychology licensure laws, which is administered by the recognized membership  
17          organization composed of state and provincial psychology regulatory authorities.

18          (9) "Confidentiality" means the principle that data or information is not made  
19          available or disclosed to unauthorized persons or processes.

20          (10) "Day" means any part of a day in which psychological work is  
21          performed.

22          (11) "Distant state" means the compact state where a psychologist is  
23          physically present, not through the use of telecommunications technologies, to  
24          provide temporary in-person, face-to-face psychological services.

25          (12) "E.Passport" means a certificate issued by the Association of State and  
26          Provincial Psychology Boards (ASPPB) that promotes the standardization in the  
27          criteria of interjurisdictional telepsychology practice and facilitates the process for  
28          licensed psychologists to provide telepsychological services across state lines.

1           (13) "Executive board" means a group of directors elected or appointed to  
2           act on behalf of, and within the powers granted to them by, the commission.

3           (14) "Home state" means a compact state where a psychologist is licensed  
4           to practice psychology. If the psychologist is licensed in more than one compact  
5           state and is practicing under the authorization to practice interjurisdictional  
6           telepsychology, the home state is the compact state where the psychologist is  
7           physically present when the telepsychological services are delivered. If the  
8           psychologist is licensed in more than one compact state and is practicing under the  
9           temporary authorization to practice, the home state is any compact state where the  
10           psychologist is licensed.

11           (15) "Identity history summary" means a summary of information retained  
12           by the Federal Bureau of Investigation, or other designee with similar authority, in  
13           connection with arrests and, in some instances, federal employment, naturalization,  
14           or military service.

15           (16) "In-person, face-to-face" means interactions in which the psychologist  
16           and the client or patient are in the same physical space and which do not include  
17           interactions that may occur through the use of telecommunication technologies.

18           (17) "Interjurisdictional Practice Certificate" or "IPC" means a certificate  
19           issued by the ASPPB that grants temporary authority to practice based on  
20           notification to the state psychology regulatory authority of intention to practice  
21           temporarily, and verification of one's qualifications for such practice.

22           (18) "License" means authorization by a state psychology regulatory  
23           authority to engage in the independent practice of psychology, which would be  
24           unlawful without the authorization.

25           (19) "Non-compact state" means any state which is not at the time a compact  
26           state.

27           (20) "Psychologist" means an individual licensed for the independent  
28           practice of psychology.

1           (21) "Psychology Interjurisdictional Compact Commission" also referred to  
2           as "commission" means the national administration of which all compact states are  
3           members.

4           (22) "Receiving state" means a compact state where the client or patient is  
5           physically located when the telepsychological services are delivered.

6           (23) "Rule" means a written statement by the Psychology Interjurisdictional  
7           Compact Commission promulgated pursuant to Article XI of this compact that is of  
8           general applicability, implements, interprets, or prescribes a policy or provision of  
9           the compact, or an organizational, procedural, or practice requirement of the  
10           commission and has the force and effect of statutory law in a compact state, and  
11           includes the amendment, repeal, or suspension of an existing rule.

12           (24) "Significant investigatory information" means either of the following:

13           (a) Investigative information that a state psychology regulatory authority,  
14           after a preliminary inquiry that includes notification and an opportunity to respond  
15           if required by state law, has reason to believe, if proven true, would indicate a  
16           violation of state statute or ethics code that would be considered more substantial  
17           than a minor infraction.

18           (b) Investigative information that indicates that the psychologist represents  
19           an immediate threat to public health and safety regardless of whether the  
20           psychologist has been notified and had an opportunity to respond.

21           (25) "State" means a state, commonwealth, territory, or possession of the  
22           United States, including the District of Columbia.

23           (26) "State psychology regulatory authority" means the board, office, or  
24           other agency with the legislative mandate to license and regulate the practice of  
25           psychology.

26           (27) "Telepsychology" means the provision of psychological services using  
27           telecommunication technologies.

1           (28) "Temporary authorization to practice" means a licensed psychologist's  
2           authority to conduct temporary in-person, face-to-face practice, within the limits  
3           authorized under this compact, in another compact state.

4           (29) "Temporary in-person, face-to-face practice" means a situation in which  
5           a psychologist is physically present, not through the use of telecommunications  
6           technologies, in the distant state to provide for the practice of psychology for thirty  
7           days within a calendar year and based on notification to the distant state.

8                           ARTICLE III. HOME STATE LICENSURE

9           A. The home state shall be a compact state where a psychologist is licensed  
10           to practice psychology.

11           B. A psychologist may hold one or more compact state licenses at a time.  
12           If the psychologist is licensed in more than one compact state, the home state is the  
13           compact state where the psychologist is physically present when the services are  
14           delivered as authorized by the authority to practice interjurisdictional telepsychology  
15           under the terms of this compact.

16           C. Any compact state may require a psychologist not previously licensed in  
17           a compact state to obtain and retain a license to be authorized to practice in the  
18           compact state under circumstances not authorized by the authority to practice  
19           interjurisdictional telepsychology under the terms of this compact.

20           D. Any compact state may require a psychologist to obtain and retain a  
21           license to be authorized to practice in a compact state under circumstances not  
22           authorized by temporary authorization to practice under the terms of this compact.

23           E. A home state's license authorizes a psychologist to practice in a receiving  
24           state under the authority to practice interjurisdictional telepsychology only if the  
25           compact state:

26                   (1) Currently requires the psychologist to hold an active E.Passport.

27                   (2) Has a mechanism in place for receiving and investigating complaints  
28           about licensed individuals.

1           (3) Notifies the commission, in compliance with the terms herein, of any  
2           adverse action or significant investigatory information regarding a licensed  
3           individual.

4           (4) Requires an identity history summary of all applicants at initial licensure,  
5           including the use of the results of fingerprints or other biometric data checks  
6           compliant with the requirements of the Federal Bureau of Investigation, or other  
7           designee with similar authority, no later than ten years after activation of the  
8           compact.

9           (5) Complies with the bylaws and rules of the commission.

10          F. A home state's license grants temporary authorization to practice to a  
11          psychologist in a distant state only if the compact state satisfies all of the following:

12           (1) Currently requires the psychologist to hold an active IPC.

13           (2) Has a mechanism in place for receiving and investigating complaints  
14           about licensed individuals.

15           (3) Notifies the commission, in compliance with the terms herein, of any  
16           adverse action or significant investigatory information regarding a licensed  
17           individual.

18           (4) Requires an identity history summary of all applicants at initial licensure,  
19           including the use of the results of fingerprints or other biometric data checks  
20           compliant with the requirements of the Federal Bureau of Investigation, or other  
21           designee with similar authority, no later than ten years after activation of the  
22           compact.

23           (5) Complies with the bylaws and rules of the commission.

24          ARTICLE IV. COMPACT PRIVILEGE TO PRACTICE TELEPSYCHOLOGY

25           A. Compact states shall recognize the right of a psychologist, licensed in a  
26           compact state in conformance with Article III of this compact, to practice  
27           telepsychology in other compact states (distant states) in which the psychologist is  
28           not licensed, under the authority to practice interjurisdictional telepsychology as  
29           provided in this compact.

1           B. To exercise the authority to practice interjurisdictional telepsychology  
2           under the terms and provisions of this compact, a psychologist licensed to practice  
3           in a compact state shall satisfy all of the following:

4           (1) Hold a graduate degree in psychology from an institute of higher  
5           education that was, at the time the degree was awarded, either of the following:

6           (a) Regionally accredited by an accrediting body recognized by the United  
7           States Department of Education to grant graduate degrees or authorized by provincial  
8           statute or royal charter to grant doctoral degrees.

9           (b) A foreign college or university deemed to be equivalent to an institution  
10          described in Subparagraph (a) of this Paragraph by a foreign credential evaluation  
11          service that is a member of the National Association of Credential Evaluation  
12          Services (NACES) or by a recognized foreign credential evaluation service.

13          (2) Hold a graduate degree in psychology that meets all of the following  
14          criteria:

15          (a) The program, wherever it may be administratively housed, is clearly  
16          identified and labeled as a psychology program. Such a program shall specify in  
17          pertinent institutional catalogues and brochures its intent to educate and train  
18          professional psychologists.

19          (b) The psychology program is a recognizable, coherent, organizational  
20          entity within the institution.

21          (c) The program shall establish clear authority and primary responsibility for  
22          the core and specialty areas, whether or not the program cuts across administrative  
23          lines.

24          (d) The program shall consist of an integrated, organized sequence of study.

25          (e) The program shall employ an identifiable psychology faculty sufficient  
26          in size and breadth to carry out its responsibilities.

27          (f) The designated director of the program shall be a psychologist and a  
28          member of the core faculty.

1           (g) The program shall have an identifiable body of students who are  
2           matriculated in that program for a degree.

3           (h) The program shall include supervised practicum, internship, or field  
4           training appropriate to the practice of psychology.

5           (i) The curriculum shall encompass a minimum of three academic years of  
6           full-time graduate study for a doctoral degree and a minimum of one academic year  
7           of full-time graduate study for a master's degree.

8           (j) The program includes an acceptable residency as defined by the rules of  
9           the commission.

10           (3) Possess a current, full, and unrestricted license to practice psychology in  
11           a home state that is a compact state.

12           (4) Have no history of adverse action that violates the rules of the  
13           commission.

14           (5) Have no criminal record history reported on an identity history summary  
15           that violates the rules of the commission.

16           (6) Possess a current, active E.Passport.

17           (7) Provide attestations in regard to areas of intended practice, conformity  
18           with standards of practice, competence in telepsychology technology; criminal  
19           background; and knowledge and adherence to legal requirements in the home and  
20           receiving states, and provide a release of information to allow for primary source  
21           verification in a manner specified by the commission.

22           (8) Meet other criteria as defined by the rules of the commission.

23           C. The home state maintains authority over the license of any psychologist  
24           practicing in a receiving state under the authority to practice interjurisdictional  
25           telepsychology.

26           D. A psychologist practicing in a receiving state under the authority to  
27           practice interjurisdictional telepsychology will be subject to the receiving state's  
28           scope of practice. A receiving state may, in accordance with that state's due process  
29           law, limit or revoke a psychologist's authority to practice interjurisdictional

1        telepsychology in the receiving state and may take any other necessary actions under  
2        the receiving state's applicable law to protect the health and safety of the receiving  
3        state's citizens. If a receiving state takes action, the state shall promptly notify the  
4        home state and the commission.

5                E. If a psychologist's license in any home state, another compact state, or any  
6        authority to practice interjurisdictional telepsychology in any receiving state, is  
7        restricted, suspended, or otherwise limited, the E.Passport shall be revoked, and  
8        therefore the psychologist shall not be eligible to practice telepsychology in a  
9        compact state under the authority to practice interjurisdictional telepsychology.

10        ARTICLE V. COMPACT TEMPORARY AUTHORIZATION TO PRACTICE

11                A. Compact states shall recognize the right of a psychologist, licensed in a  
12        compact state in conformance with Article III, to practice temporarily in other  
13        compact states (distant states) in which the psychologist is not licensed, as provided  
14        in this compact.

15                B. To exercise the temporary authorization to practice under the terms and  
16        provisions of this compact, a psychologist licensed to practice in a compact state  
17        shall satisfy all of the following:

18                        (1) Hold a graduate degree in psychology from an institute of higher  
19        education that was, at the time the degree was awarded, either of the following:

20                                (a) Regionally accredited by an accrediting body recognized by the United  
21        States Department of Education to grant graduate degrees or authorized by provincial  
22        statute or royal charter to grant doctoral degrees.

23                                (b) A foreign college or university deemed to be equivalent to an institution  
24        described in Subparagraph (a) of this Paragraph by a foreign credential evaluation  
25        service that is a member of the National Association of Credential Evaluation  
26        Services (NACES) or by a recognized foreign credential evaluation service.

27                        (2) Hold a graduate degree in psychology that meets all of the following  
28        criteria:

1           (a) The program, wherever it may be administratively housed, is clearly  
2           identified and labeled as a psychology program. Such a program shall specify in  
3           pertinent institutional catalogues and brochures its intent to educate and train  
4           professional psychologists.

5           (b) The psychology program is a recognizable, coherent, organizational  
6           entity within the institution.

7           (c) The program shall establish clear authority and primary responsibility for  
8           the core and specialty areas whether or not the program cuts across administrative  
9           lines.

10          (d) The program shall consist of an integrated, organized sequence of study.

11          (e) The program shall employ an identifiable psychology faculty sufficient  
12          in size and breadth to carry out its responsibilities.

13          (f) The designated director of the program shall be a psychologist and a  
14          member of the core faculty.

15          (g) The program shall have an identifiable body of students who are  
16          matriculated in that program for a degree.

17          (h) The program shall include supervised practicum, internship, or field  
18          training appropriate to the practice of psychology.

19          (i) The curriculum shall encompass a minimum of three academic years of  
20          full-time graduate study for a doctoral degree and a minimum of one academic year  
21          of full-time graduate study for a master's degree.

22          (j) The program includes an acceptable residency as defined by the rules of  
23          the commission.

24          (3) Possess a current, full, and unrestricted license to practice psychology in  
25          a home state that is a compact state.

26          (4) No history of adverse action that violates the rules of the commission.

27          (5) No criminal record history that violates the rules of the commission.

28          (6) Possess a current, active IPC.





1           E. A distant state's psychology regulatory authority shall investigate and take  
2           appropriate action with respect to reported inappropriate conduct engaged in by a  
3           psychologist practicing under temporary authorization practice which occurred in  
4           that distant state as it would if such conduct had occurred by a licensee within the  
5           home state. In such cases, the distant state's law shall control in determining any  
6           adverse action against a psychologist's temporary authorization to practice.

7           F. Nothing in this compact shall override a compact state's decision that a  
8           psychologist's participation in an alternative program may be used in lieu of adverse  
9           action and that such participation shall remain non-public if required by the compact  
10          state's law. Compact states shall require psychologists who enter any alternative  
11          programs to not provide telepsychology services under the authority to practice  
12          interjurisdictional telepsychology or provide temporary psychological services under  
13          the temporary authorization to practice in any other compact state during the term  
14          of the alternative program.

15          G. No other judicial or administrative remedies shall be available to a  
16          psychologist in the event a compact state imposes an adverse action pursuant to  
17          Subsection C of this Article.

18          ARTICLE VIII. ADDITIONAL AUTHORITIES INVESTED IN A COMPACT

19                   STATE'S PSYCHOLOGY REGULATORY AUTHORITY

20           In addition to any other powers granted under state law, a compact state's  
21           psychology regulatory authority shall have the authority under this compact to do all  
22           of the following:

23                   (1) Issue subpoenas, for both hearings and investigations, which require the  
24                   attendance and testimony of witnesses and the production of evidence. Subpoenas  
25                   issued by a compact state's psychology regulatory authority for the attendance and  
26                   testimony of witnesses and the production of evidence from another compact state  
27                   shall be enforced in the latter state by any court of competent jurisdiction according  
28                   to that court's practice and procedure in considering subpoenas issued in its own  
29                   proceedings. The issuing state psychology regulatory authority shall pay any witness

1 fees, travel expenses, mileage, and other fees required by the service statutes of the  
2 state where the witnesses or evidence are located.

3 (2) Issue cease and desist or injunctive relief orders to revoke a  
4 psychologist's authority to practice interjurisdictional telepsychology or temporary  
5 authorization to practice.

6 (3) During the course of any investigation, a psychologist may not change  
7 his home state licensure. A home state psychology regulatory authority is authorized  
8 to complete any pending investigations of a psychologist and to take any actions  
9 appropriate under its law. The home state psychology regulatory authority shall  
10 promptly report the conclusions of such investigations to the commission. Once an  
11 investigation has been completed, and pending the outcome of said investigation, the  
12 psychologist may change his home state licensure. The commission shall promptly  
13 notify the new home state of any such decisions as provided in the rules of the  
14 commission. All information provided to the commission or distributed by compact  
15 states pursuant to the psychologist shall be confidential and used for investigatory  
16 or disciplinary matters. The commission may create additional rules for mandated  
17 or discretionary sharing of information by compact states.

#### 18 ARTICLE IX. COORDINATED LICENSURE INFORMATION SYSTEM

19 A. The commission shall provide for the development and maintenance of  
20 a coordinated licensure information system (coordinated database) and reporting  
21 system containing licensure and disciplinary action information on all psychologists  
22 and individuals to whom this compact is applicable in all compact states as defined  
23 by the rules of the commission.

24 B. Notwithstanding any other provision of state law to the contrary, a  
25 compact state shall submit a uniform data set to the coordinated database on all  
26 licensees as required by the rules of the commission, including all of the following:

27 (1) Identifying information.

28 (2) Licensure data.

29 (3) Significant investigatory information.

1           (4) Adverse actions against a psychologist's license.

2           (5) An indicator that a psychologist's authority to practice interjurisdictional  
3           telepsychology or temporary authorization to practice is revoked.

4           (6) Non-confidential information related to alternative program participation  
5           information.

6           (7) Any denial of application for licensure, and the reasons for such denial.

7           (8) Other information which may facilitate the administration of this  
8           compact, as determined by the rules of the commission.

9           C. The coordinated database administrator shall promptly notify all compact  
10           states of any adverse action taken against, or significant investigative information on,  
11           any licensee in a compact state.

12           D. Compact states reporting information to the coordinated database may  
13           designate information that may not be shared with the public without the express  
14           permission of the compact state reporting the information.

15           E. Any information submitted to the coordinated database that is  
16           subsequently required to be expunged by the law of the compact state reporting the  
17           information shall be removed from the coordinated database.

18           ARTICLE X. ESTABLISHMENT OF THE PSYCHOLOGY

19           INTERJURISDICTIONAL COMPACT COMMISSION

20           A. The compact states hereby create and establish a joint public agency  
21           known as the psychology interjurisdictional compact commission.

22           (1) The commission is a body politic and an instrumentality of the compact  
23           states.

24           (2) Venue is proper and judicial proceedings by or against the commission  
25           shall be brought solely and exclusively in a court of competent jurisdiction where the  
26           principal office of the commission is located. The commission may waive venue and  
27           jurisdictional defenses to the extent it adopts or consents to participate in alternative  
28           dispute resolution proceedings.

1           (3) Nothing in this compact shall be construed to be a waiver of sovereign  
2           immunity.

3           B. Membership, voting, and meetings.

4           (1) The commission shall consist of one voting representative appointed by  
5           each compact state who shall serve as that state's commissioner. The state  
6           psychology regulatory authority shall appoint its delegate. This delegate shall be  
7           empowered to act on behalf of the compact state. This delegate shall be limited to  
8           one of the following:

9           (a) Executive director, executive secretary, or similar executive.

10          (b) Current member of the state psychology regulatory authority of a  
11          compact state.

12          (c) Designee empowered with the appropriate delegate authority to act on  
13          behalf of the compact state.

14          (2) Any commissioner may be removed or suspended from office as  
15          provided by the law of the state from which the commissioner is appointed. Any  
16          vacancy occurring in the commission shall be filled in accordance with the laws of  
17          the compact state in which the vacancy exists.

18          (3) Each commissioner shall be entitled to one vote with regard to the  
19          promulgation of rules and creation of bylaws and shall otherwise have an opportunity  
20          to participate in the business and affairs of the commission. A commissioner shall  
21          vote in person or by such other means as provided in the bylaws. The bylaws may  
22          provide for commissioners' participation in meetings by telephone or other means of  
23          communication.

24          (4) The commission shall meet at least once during each calendar year.  
25          Additional meetings shall be held as set forth in the bylaws.

26          (5) All meetings shall be open to the public, and public notice of meetings  
27          shall be given in the same manner as required under the rulemaking provisions in  
28          Article XI of this compact.

1           (6) The commission may convene in a closed, non-public meeting if the  
2           commission is required to discuss any of the following:

3           (a) Non-compliance of a compact state with its obligations under the  
4           compact.

5           (b) The employment, compensation, discipline or other personnel matters,  
6           practices or procedures related to specific employees, or other matters related to the  
7           commission's internal personnel practices and procedures.

8           (c) Current, threatened, or reasonably anticipated litigation against the  
9           commission.

10          (d) Negotiation of contracts for the purchase or sale of goods, services, or  
11          real estate.

12          (e) Accusation against any person of a crime or formally censuring any  
13          person.

14          (f) Disclosure of trade secrets or commercial or financial information that  
15          is privileged or confidential.

16          (g) Disclosure of information of a personal nature where disclosure would  
17          constitute a clearly unwarranted invasion of personal privacy.

18          (h) Disclosure of investigatory records compiled for law enforcement  
19          purposes.

20          (i) Disclosure of information related to any investigatory reports prepared  
21          by or on behalf of or for use of the commission or other committee charged with  
22          responsibility for investigation or determination of compliance issues pursuant to the  
23          compact.

24          (j) Matters specifically exempted from disclosure by federal and state statute.

25          (7) If a meeting, or portion of a meeting, is closed pursuant to this provision,  
26          the commission's legal counsel or designee shall certify that the meeting may be  
27          closed and shall reference each relevant exempting provision. The commission shall  
28          keep minutes which fully and clearly describe all matters discussed in a meeting and  
29          shall provide a full and accurate summary of actions taken, of any person

1 participating in the meeting, and the reasons therefore, including a description of the  
2 views expressed. All documents considered in connection with an action shall be  
3 identified in such minutes. All minutes and documents of a closed meeting shall  
4 remain under seal, subject to release only by a majority vote of the commission or  
5 order of a court of competent jurisdiction.

6 C. The commission shall, by a majority vote of the commissioners, prescribe  
7 bylaws and rules to govern its conduct as may be necessary or appropriate to carry  
8 out the purposes and exercise the powers of the compact, including but not limited  
9 to all of the following:

10 (1) Establishing the fiscal year of the commission.

11 (2) Providing reasonable standards and procedures for all of the following:

12 (a) For the establishment and meetings of other committees.

13 (b) Governing any general or specific delegation of any authority or function  
14 of the commission.

15 (3) Providing reasonable procedures for calling and conducting meetings of  
16 the commission, ensuring reasonable advance notice of all meetings and providing  
17 an opportunity for attendance of such meetings by interested parties, with  
18 enumerated exceptions designed to protect the public's interest, the privacy of  
19 individuals of such proceedings, and proprietary information, including trade secrets.  
20 The commission may meet in closed session only after a majority of the  
21 commissioners vote to close a meeting to the public in whole or in part. As soon as  
22 practicable, the commission shall make public a copy of the vote to close the meeting  
23 revealing the vote of each commissioner with no proxy votes allowed.

24 (4) Establishing the titles, duties, and authority and reasonable procedures  
25 for the election of the officers of the commission.

26 (5) Providing reasonable standards and procedures for the establishment of  
27 the personnel policies and programs of the commission. Notwithstanding any civil  
28 service or other similar law of any compact state, the bylaws shall exclusively govern  
29 the personnel policies and programs of the commission.

1           (6) Promulgating a code of ethics to address permissible and prohibited  
2 activities of commission members and employees.

3           (7) Providing a mechanism for concluding the operations of the commission  
4 and the equitable disposition of any surplus funds that may exist after the termination  
5 of the compact after the payment and reserving of all of its debts and obligations.

6           (8) The commission shall publish its bylaws in a convenient form and file  
7 a copy thereof and a copy of any amendment thereto, with the appropriate agency or  
8 officer in each of the compact states.

9           (9) The commission shall maintain its financial records in accordance with  
10 the bylaws.

11           (10) The commission shall meet and take such actions as are consistent with  
12 the provisions of this compact and the bylaws.

13           D. The commission shall have all of the following powers:

14           (1) The authority to promulgate uniform rules to facilitate and coordinate  
15 implementation and administration of this compact. The rule shall have the force  
16 and effect of law and shall be binding in all compact states.

17           (2) To bring and prosecute legal proceedings or actions in the name of the  
18 commission, provided that the standing of any state psychology regulatory authority  
19 or other regulatory body responsible for psychology licensure to sue or be sued under  
20 applicable law shall not be affected.

21           (3) To purchase and maintain insurance and bonds.

22           (4) To borrow, accept, or contract for services of personnel including but not  
23 limited to employees of a compact state.

24           (5) To hire employees, elect or appoint officers, fix compensation, define  
25 duties, grant such individuals appropriate authority to carry out the purposes of the  
26 compact, and to establish the commission's personnel policies and programs relating  
27 to conflicts of interest, qualifications of personnel, and other related personnel  
28 matters.

1           (6) To accept any and all appropriate donations and grants of money,  
2           equipment, supplies, materials, and services and to receive, utilize, and dispose of  
3           the same; provided that at all times the commission shall strive to avoid any  
4           appearance of impropriety or conflict of interest.

5           (7) To lease, purchase, accept appropriate gifts or donations of, or otherwise  
6           to own, hold, improve, or use any property, real, personal, or mixed; provided that  
7           at all times the commission shall strive to avoid any appearance of impropriety.

8           (8) To sell, convey, mortgage, pledge, lease, exchange, abandon, or  
9           otherwise dispose of any property real, personal, or mixed.

10           (9) To establish a budget and make expenditures.

11           (10) To borrow money.

12           (11) To appoint committees, including advisory committees comprised of  
13           members, state regulators, state legislators or their representatives, consumer  
14           representatives, and such other interested persons as may be designated in this  
15           compact and the bylaws.

16           (12) To provide and receive information from, and to cooperate with, law  
17           enforcement agencies.

18           (13) To adopt and use an official seal.

19           (14) To perform such other functions as may be necessary or appropriate to  
20           achieve the purposes of this compact consistent with the state regulation of  
21           psychology licensure, temporary in-person, face-to-face practice, and telepsychology  
22           practice.

23           E. The executive board. The elected officers shall serve as the executive  
24           board, which shall have the power to act on behalf of the commission according to  
25           the terms of this compact.

26           (1) The executive board shall be comprised of the following members:

27           (a) Five voting members who are elected from the current membership of the  
28           commission by the commission.

1           (b) One ex officio, nonvoting member from the recognized membership  
2           organization composed of state and provincial psychology regulatory authorities.

3           (2) The ex officio member will have served as staff or member on a state  
4           psychology regulatory authority and will be selected by its respective organization.

5           (3) The commission may remove any member of the executive board as  
6           provided in bylaws.

7           (4) The executive board shall meet at least annually.

8           (5) The executive board shall have all of the following duties and  
9           responsibilities:

10          (a) Recommend to the entire commission changes to the rules or bylaws,  
11          changes to this compact legislation, fees paid by compact states, such as annual dues,  
12          and any other applicable fees.

13          (b) Ensure compact administration services are appropriately provided,  
14          contractual or otherwise.

15          (c) Prepare and recommend the budget.

16          (d) Maintain financial records on behalf of the commission.

17          (e) Monitor compact compliance of member states and provide compliance  
18          reports to the commission.

19          (f) Establish additional committees as necessary.

20          (g) Other duties as provided in rules or bylaws.

21          F. Financing of the commission.

22          (1) The commission shall pay, or provide for the payment of, the reasonable  
23          expenses of its establishment, organization, and ongoing activities.

24          (2) The commission may accept any and all appropriate revenue sources,  
25          donations, and grants of money, equipment, supplies, materials, and services.

26          (3) The commission may levy on and collect an annual assessment from each  
27          compact state or impose fees on other parties to cover the cost of the operations and  
28          activities of the commission and its staff which shall be in a total amount sufficient  
29          to cover its annual budget as approved each year for which revenue is not provided

1 by other sources. The aggregate annual assessment amount shall be allocated based  
2 upon a formula to be determined by the commission, which shall promulgate a rule  
3 binding upon all compact states.

4 (4) The commission shall not incur obligations of any kind prior to securing  
5 the funds adequate to meet the same; nor shall the commission pledge the credit of  
6 any of the compact states, except by and with the authority of the compact state.

7 (5) The commission shall keep accurate accounts of all receipts and  
8 disbursements. The receipts and disbursements of the commission shall be subject  
9 to the audit and accounting procedures established under its bylaws. However, all  
10 receipts and disbursements of funds handled by the commission shall be audited  
11 yearly by a certified or licensed public accountant and the report of the audit shall  
12 be included in and become part of the annual report of the commission.

13 G. Qualified immunity, defense, and indemnification.

14 (1) The members, officers, executive director, employees, and  
15 representatives of the commission shall be immune from suit and liability, either  
16 personally or in their official capacity, for any claim for damage to or loss of  
17 property or personal injury or other civil liability caused by or arising out of any  
18 actual or alleged act, error, or omission that occurred, or that the person against  
19 whom the claim is made had a reasonable basis for believing occurred within the  
20 scope of commission employment, duties or responsibilities; provided that nothing  
21 in this paragraph shall be construed to protect any such person from suit and liability  
22 for any damage, loss, injury, or liability caused by the intentional or willful or  
23 wanton misconduct of that person.

24 (2) The commission shall defend any member, officer, executive director,  
25 employee or representative of the commission in any civil action seeking to impose  
26 liability arising out of any actual or alleged act, error, or omission that occurred  
27 within the scope of commission employment, duties, or responsibilities, or that the  
28 person against whom the claim is made had a reasonable basis for believing occurred  
29 within the scope of commission employment, duties, or responsibilities; provided

1 that nothing herein shall be construed to prohibit that person from retaining his or her  
2 own counsel; and provided further, that the actual or alleged act, error, or omission  
3 did not result from that person's intentional or willful or wanton misconduct.

4 (3) The commission shall indemnify and hold harmless any member, officer,  
5 executive director, employee, or representative of the commission for the amount of  
6 any settlement or judgment obtained against that person arising out of any actual or  
7 alleged act, error, or omission that occurred within the scope of commission  
8 employment, duties, or responsibilities, or that such person had a reasonable basis  
9 for believing occurred within the scope of commission employment, duties, or  
10 responsibilities, provided that the actual or alleged act, error, or omission did not  
11 result from the intentional or willful or wanton misconduct of that person.

#### 12 ARTICLE XI. RULEMAKING

13 A. The commission shall exercise its rulemaking powers pursuant to the  
14 criteria set forth in this article and the rules adopted thereunder. Rules and  
15 amendments shall become binding as of the date specified in each rule or  
16 amendment.

17 B. If a majority of the legislatures of the compact states rejects a rule, by  
18 enactment of a statute or resolution in the same manner used to adopt the compact,  
19 then such rule shall have no further force and effect in any compact state.

20 C. Rules or amendments to the rules shall be adopted at a regular or special  
21 meeting of the commission.

22 D. Prior to promulgation and adoption of a final rule or rules by the  
23 commission, and at least sixty days in advance of the meeting at which the rule will  
24 be considered and voted upon, the commission shall file a notice of proposed  
25 rulemaking on the website of the commission and the website of each compact state's  
26 psychology regulatory authority or the publication in which each state would  
27 otherwise publish proposed rules.

28 E. The notice of proposed rulemaking shall include all of the following:

1           (1) The proposed time, date, and location of the meeting in which the rule  
2           will be considered and voted upon.

3           (2) The text of the proposed rule or amendment and the reason for the  
4           proposed rule.

5           (3) A request for comments on the proposed rule from any interested person.

6           (4) The manner in which interested persons may submit notice to the  
7           commission of their intention to attend the public hearing and any written comments.

8           F. Prior to adoption of a proposed rule, the commission shall allow persons  
9           to submit written data, facts, opinions, and arguments, which shall be made available  
10          to the public.

11          G. The commission shall grant an opportunity for a public hearing before it  
12          adopts a rule or amendment if a hearing is requested by any of the following:

13           (1) At least twenty five persons who submit comments independently of each  
14           other.

15           (2) A governmental subdivision or agency.

16           (3) A duly appointed person in an association that has at least twenty five  
17           members.

18          H. If a hearing is held on the proposed rule or amendment, the commission  
19          shall publish the place, time, and date of the scheduled public hearing.

20           (1) All persons wishing to be heard at the hearing shall notify the executive  
21           director of the commission or other designated member in writing of their desire to  
22           appear and testify at the hearing not less than five business days before the scheduled  
23           date of the hearing.

24           (2) Hearings shall be conducted in a manner providing each person who  
25           wishes to comment a fair and reasonable opportunity to comment orally or in  
26           writing.

27           (3) No transcript of the hearing is required, unless a written request for a  
28           transcript is made, in which case the person requesting the transcript shall bear the  
29           cost of producing the transcript. A recording may be made in lieu of a transcript

1 under the same terms and conditions as a transcript. This Paragraph shall not  
2 preclude the commission from making a transcript or recording of the hearing if it  
3 so chooses.

4 (4) Nothing in this Subsection shall be construed as requiring a separate  
5 hearing on each rule. Rules may be grouped for the convenience of the commission  
6 at hearings required by this Subsection.

7 I. Following the scheduled hearing date, or by the close of business on the  
8 scheduled hearing date if the hearing was not held, the commission shall consider all  
9 written and oral comments received.

10 J. The commission shall, by majority vote of all members, take final action  
11 on the proposed rule and shall determine the effective date of the rule, if any, based  
12 on the rulemaking record and the full text of the rule.

13 K. If no written notice of intent to attend the public hearing by interested  
14 parties is received, the commission may proceed with promulgation of the proposed  
15 rule without a public hearing.

16 L. Upon determination that an emergency exists, the commission may  
17 consider and adopt an emergency rule without prior notice, opportunity for comment,  
18 or hearing, provided that the usual rulemaking procedures provided in the compact  
19 and in this Subsection shall be retroactively applied to the rule as soon as reasonably  
20 possible, in no event later than ninety days after the effective date of the rule. For  
21 the purposes of this provision, an emergency rule is one that is required to be adopted  
22 immediately in order to address any of the following:

23 (1) Meet an imminent threat to public health, safety, or welfare.

24 (2) Prevent a loss of commission or compact state funds.

25 (3) Meet a deadline for the promulgation of an administrative rule that is  
26 established by federal law or rule.

27 (4) Protect public health and safety.

28 M. The commission or an authorized committee of the commission may  
29 direct revisions to a previously adopted rule or amendment for purposes of correcting

1 typographical errors, errors in format, errors in consistency, or grammatical errors.  
2 public notice of any revisions shall be posted on the website of the commission. The  
3 revision shall be subject to challenge by any person for a period of thirty days after  
4 posting. The revision may be challenged only on grounds that the revision results  
5 in a material change to a rule. A challenge shall be made in writing, and delivered  
6 to the chair of the commission prior to the end of the notice period. If no challenge  
7 is made, the revision will take effect without further action. If the revision is  
8 challenged, the revision may not take effect without the approval of the commission.

9 ARTICLE XII. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT

10 A. Oversight.

11 (1) The executive, legislative, and judicial branches of state government in  
12 each compact state shall enforce this compact and take all actions necessary and  
13 appropriate to effectuate the compact's purposes and intent. The provisions of this  
14 compact and the rules promulgated hereunder shall have standing as statutory law.

15 (2) All courts shall take judicial notice of the compact and the rules in any  
16 judicial or administrative proceeding in a compact state pertaining to the subject  
17 matter of this compact which may affect the powers, responsibilities or actions of the  
18 commission.

19 (3) The commission shall be entitled to receive service of process in any  
20 such proceeding, and shall have standing to intervene in such a proceeding for all  
21 purposes. Failure to provide service of process to the commission shall render a  
22 judgment or order void as to the commission, this compact or promulgated rules.

23 B. Default, technical assistance, and termination.

24 (1) If the commission determines that a compact state has defaulted in the  
25 performance of its obligations or responsibilities under this compact or the  
26 promulgated rules, the commission shall do all of the following:

27 (a) Provide written notice to the defaulting state and other compact states of  
28 the nature of the default, the proposed means of remedying the default or any other  
29 action to be taken by the commission.

1           (b) Provide remedial training and specific technical assistance regarding the  
2           default.

3           (2) If a state in default fails to remedy the default, the defaulting state may  
4           be terminated from the compact upon an affirmative vote of a majority of the  
5           compact states, and all rights, privileges, and benefits conferred by this compact shall  
6           be terminated on the effective date of termination. A remedy of the default does not  
7           relieve the offending state of obligations or liabilities incurred during the period of  
8           default.

9           (3) Termination of membership in the compact shall be imposed only after  
10          all other means of securing compliance have been exhausted. Notice of intent to  
11          suspend or terminate shall be submitted by the commission to the governor, the  
12          majority and minority leaders of the defaulting state's legislature, and each of the  
13          compact states.

14          (4) A compact state which has been terminated is responsible for all  
15          assessments, obligations, and liabilities incurred through the effective date of  
16          termination, including obligations which extend beyond the effective date of  
17          termination.

18          (5) The commission shall not bear any costs incurred by the state which is  
19          found to be in default or which has been terminated from the compact, unless agreed  
20          upon in writing between the commission and the defaulting state.

21          (6) The defaulting state may appeal the action of the commission by  
22          petitioning the United States District Court for the state of Georgia or the federal  
23          district where the compact has its principal offices. The prevailing member shall be  
24          awarded all costs of such litigation including reasonable attorney's fees.

25                C. Dispute resolution.

26                (1) Upon request by a compact state, the commission shall attempt to resolve  
27                disputes related to the compact which arise among compact states and between  
28                compact and non-compact states.

1           (2) The commission shall promulgate a rule providing for both mediation  
2           and binding dispute resolution for disputes that arise before the commission.

3           D. Enforcement.

4           (1) The commission, in the reasonable exercise of its discretion, shall enforce  
5           the provisions and rules of this compact.

6           (2) By majority vote, the commission may initiate legal action in the United  
7           States District Court for the State of Georgia or the federal district where the  
8           compact has its principal offices against a compact state in default to enforce  
9           compliance with the provisions of the compact and its promulgated rules and bylaws.  
10          The relief sought may include both injunctive relief and damages. In the event  
11          judicial enforcement is necessary, the prevailing member shall be awarded all costs  
12          of such litigation, including reasonable attorney's fees.

13          (3) The remedies herein shall not be the exclusive remedies of the  
14          commission. The commission may pursue any other remedies available under  
15          federal or state law.

16          ARTICLE XIII. DATE OF IMPLEMENTATION OF THE PSYCHOLOGY  
17          INTERJURISDICTIONAL COMPACT COMMISSION AND ASSOCIATED RULES,  
18          WITHDRAWAL, AND AMENDMENTS

19          A. The compact shall come into effect on the date on which the compact is  
20          enacted into law in the seventh compact state. The provisions which become  
21          effective at that time shall be limited to the powers granted to the commission  
22          relating to assembly and the promulgation of rules. Thereafter, the commission shall  
23          meet and exercise rulemaking powers necessary to the implementation and  
24          administration of the compact.

25          B. Any state which joins the compact subsequent to the commission's initial  
26          adoption of the rules shall be subject to the rules as they exist on the date on which  
27          the compact becomes law in that state. Any rule which has been previously adopted  
28          by the commission shall have the full force and effect of law on the day the compact  
29          becomes law in that state.





Proposed law authorizes a licensed psychologist to engage in temporary in-person, face-to-face practice in another compact state for up to thirty days per calendar year, subject to compact requirements.

Proposed law requires psychologists seeking compact privileges to meet specified education, residency, and accreditation standards.

Proposed law requires psychologists to hold an active E.Passport for telepsychology and an active IPC for temporary in-person practice.

Proposed law subjects psychologists practicing under the compact to the scope of practice and laws of the receiving or distant state.

Proposed law grants receiving and distant states the authority to limit or revoke a psychologist's compact practice privileges within their jurisdiction.

Proposed law provides that a home state may discipline a psychologist's license and that such discipline results in loss of compact privileges.

Proposed law requires revocation of the E.Passport and IPC if a psychologist's license is restricted, suspended, or otherwise limited.

Proposed law requires compact states to report disciplinary actions and certain investigative information to the commission.

Proposed law authorizes state psychology regulatory authorities to issue subpoenas and cease and desist orders in compact-related matters.

Proposed law creates a coordinated database to share licensure, disciplinary, and investigative information among compact states.

Proposed law requires compact states to submit uniform data sets to the coordinated database.

Proposed law establishes the psychology interjurisdictional compact commission as a joint public agency composed of one representative from each compact state.

Proposed law grants the commission authority to adopt bylaws, promulgate binding rules, collect assessments, manage finances, and oversee compact compliance.

Proposed law sets forth procedures for public meetings, closed sessions, and rulemaking, including notice and comment requirements.

Proposed law allows the commission to adopt emergency rules under specified circumstances.

Proposed law provides oversight and enforcement mechanisms, including procedures for default, termination, and dispute resolution among compact states.

Proposed law specifies that the compact becomes effective upon enactment by the seventh state and allows withdrawal by statute, subject to notice requirements.

Proposed law provides that amendments to the compact require enactment by all compact states.

Proposed law includes construction and severability provisions to preserve the compact if part is held invalid.

Proposed law exempts certain provisions of proposed law from public records requests.

(Amends R.S. 44:4.1(B)(24); Adds R.S. 37:2354(H) and 2371)