

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

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| 1. Type of Estimate and Analysis<br><input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected   | 2. Date<br>October 27, 2023                                     |
| 3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)<br>Psy 1 to 6  |   |
| 4. Subject<br>Implementation of Psychology Licensure Compact   |   |
| 5. Fund Sources Affected<br><input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S   | 6. Chapter 20, Stats. Appropriations Affected<br>s.20.165(1)(g) |
| 7. Fiscal Effect of Implementing the Rule<br><input type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs<br><input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget  |   |
| 8. The Rule Will Impact the Following (Check All That Apply)<br><input type="checkbox"/> State's Economy <input type="checkbox"/> Specific Businesses/Sectors<br><input type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers<br><input type="checkbox"/> Small Businesses <b>(if checked, complete Attachment A)</b>   |   |
| 9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).<br>\$N/A  |   |
| 10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No   |   |
| 11. Policy Problem Addressed by the Rule<br>The Board is updating its Administrative Code chapters to bring them into alignment with 2021 Wisconsin Act 131, which establishes Wisconsin as a member of the Psychology Interjurisdictional Compact or PSYPACT. In order to bring the chapters into compliance, the Board is adding definitions of "E.Passport", "IPC or Interjurisdictional Practice Certificate", and "telepsychology"; creating a provision that applicants seeking initial licensure as a psychologist or interim psychologist will need to be fingerprinted; and establishing the requirements to hold an active IPC for temporary practice and an E.Passport to practice telepsychology.  |   |
| 12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments.<br>N/A  |   |
| 13. Identify the Local Governmental Units that Participated in the Development of this EIA.<br>N/A   |   |
| 14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)<br>DSPS estimates a total of \$12,900 in one-time costs and \$21,400 in annual costs for staffing and an indeterminate IT impact to implement the rule. The proposed rule aligns 2021 Wisconsin Act 131 with current industry, regulatory, and academic practices. The estimated one-time staffing need for .2 limited term employees (LTE) is for staff training, forms and sites updates, rule promulgation, statutory provision review, and contract management for compact administration. The estimated annual staffing need for .2 full time employee (FTE) is for legal investigations, processing of records requests, license monitoring, screening and prosecution of cases, and application review. The one-time estimated costs cannot be absorbed in the currently appropriated agency budget. |   |
| 15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule  |   |

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.The benefits of implementing the rule are to implement the statutory changes from 2021 Wisconsin Act 131, which establishes Wisconsin as a member of the Psychology Interjurisdictional Compact or PSYPACT, and to update the Psychology Administrative Code to comply with the statutory changes. An alternative would be to not revise the code to reflect these new requirements, which would create confusion and a lack of clarity for stakeholders as to what is required of psychologists and the board as it relates to the new statutory requirements.

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16. Long Range Implications of Implementing the Rule

The long range implications of implementing this rule is clear requirements for the regulation and licensure of psychologists in Wisconsin.

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17. Compare With Approaches Being Used by Federal Government

N/A

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18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois:

Illinois has been a participating state in the Psychology Interjurisdictional Compact (PSYPACT) since the law became effective on July 1, 2020. The requirements are established in chapter 45 ILCS 195 and address the compact privileges for temporary practice and telepsychology.

Iowa:

Iowa is not a participating state in the Psychology Interjurisdictional Compact (PSYPACT).

Michigan:

Michigan has been a participating state in the Psychology Interjurisdictional Compact (PSYPACT) since the law became effective on March 29, 2023. The requirements are established in chapter 333 MCL 16190 and address the compact privileges for temporary practice and telepsychology.

Minnesota:

Minnesota has been a participating state in the Psychology Interjurisdictional Compact (PSYPACT) since the law became effective on May 26, 2021. The requirements are established in chapter 148.9051 of the Minnesota Statutes and address the compact privileges for temporary practice and telepsychology.

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19. Contact Name

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20. Contact Phone Number

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### ATTACHMENT A

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1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

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2. Summary of the data sources used to measure the Rule's impact on Small Businesses

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3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
  - Less Stringent Schedules or Deadlines for Compliance or Reporting
  - Consolidation or Simplification of Reporting Requirements
  - Establishment of performance standards in lieu of Design or Operational Standards
  - Exemption of Small Businesses from some or all requirements
  - Other, describe:
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4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

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5. Describe the Rule's Enforcement Provisions

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6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes     No
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