

# STATEMENT OF SCOPE

## PSYCHOLOGY EXAMINING BOARD

**Rule No.:** Psy 4

**Relating to:** Continuing education audits, and the renewal and reinstatement of licenses

**Rule Type:** Permanent

**1. Finding/nature of emergency (Emergency Rule only):** N/A

**2. Detailed description of the objective of the proposed rule:**

The objective of the rule is to remove the random continuing education audit and to clarify and update the requirements for renewal and reinstatement of a license.

**3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:**

2017 Act 59 created s. 440.035 (2), allowing an examining board to require a credential holder to submit proof of the continuing education programs or courses that he or she has completed only if a complaint is made against the credential holder. This rule will remove the random continuing education audit to comply with the new statutory requirement.

The board will be reviewing and updating the rules regarding the renewal and reinstatement of a license, including requirements for reinstatement of a license which has been revoked or suspended with unfulfilled disciplinary requirements from a previous disciplinary action.

**4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):**

15.08 (5) (b) Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

440.035 (2) Except as otherwise permitted in chs. 440 to 480, an examining board or affiliated credentialing board attached to the department or an examining board may require a credential holder to submit proof of the continuing education programs or courses that he or she has completed only if a complaint is made against the credential holder.

440.08 (3) (b) The department or the interested examining board or affiliated credentialing board, as appropriate, may promulgate rules requiring the holder of a credential who fails to renew the credential within 5 years after its renewal date to complete requirements in order to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the department, examining board or affiliated credentialing board determines are necessary to protect the public health, safety or welfare. The rules may not require the holder to complete educational requirements or pass examinations that are more extensive than the educational or examination requirements that must be completed in order to obtain an initial credential from the department, the examining board or the affiliated credentialing board.

**5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule :**

80 hours

**6. List with description of all entities that may be affected by the proposed rule :**

Psychologists

**7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule :**

None.

**8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):**

None to minimal. It is not likely to have significant economic impact on small businesses.

**Contact Person:** Sharon Henes, Administrative Rules Coordinator, (608) 261-2377