

STATEMENT OF SCOPE

Psychology Examining Board

Rule No.: Psy 5

Relating to: Telehealth

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 provide greater clarity for psychologists with regards to the practice of telehealth.

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:

The current rules are silent on telehealth. The proposed rule will include a definition of telehealth, specify psychologists are to hold a Wisconsin license in order to diagnose and treat patients located in Wisconsin, and psychologists are held to the same standards of conduct regardless of whether the services are provided in person or by telehealth.

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

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. [s. 15.08 (5) (b), Stats.]

The examining board shall adopt such rules as are necessary under this chapter. [s. 455.08, Stats.]

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

60 hours.

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

Psychologists practicing telehealth and their patients.

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):

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None to minimal. This rule is not likely to have a significant economic impact on small businesses.

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