

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5486-01
Bill No.: Perfected HB 1896
Subject: Psychologists; Licenses - Miscellaneous; Professional Registration and Licensing
Type: Original
Date: February 22, 2018

Bill Summary: This proposal establishes the Psychology Interjurisdictional Compact.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Professional Registration Administration*	\$0	\$0	\$0
State Committee of Psychologists	\$0 or (\$3,000 to \$6,000)	\$0 or (\$3,000 to \$6,000)	\$0 or (\$3,000 to \$6,000)
Total Estimated Net Effect on <u>Other</u> State Funds	\$0 or (\$3,000 to \$6,000)	\$0 or (\$3,000 to \$6,000)	\$0 or (\$3,000 to \$6,000)

*Transfers in and costs net to \$0.

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§337.100 - 337.165 - Psychology Interjurisdictional Compact

Officials from the **Department of Insurance, Financial Institutions and Professional Registration (DIFP)** state the compact will be effective when it is enacted into law in the seventh member state. Currently, two states have enacted the compact and seven other states (including Missouri) have introduced legislation to enact the compact. It is uncertain if the compact would be enacted in FY19, FY20, or FY21. Once the compact is enacted, the DIFP, Division of Professional Registration would have the following fiscal impact: \$3,000 to \$6,000 annual fee to participate in the compact.

Oversight notes the DIFP has modified its response from the one provided for similar legislation from the current session (SB 733) as a result of receiving clarification regarding licensure fees for practitioners wishing to participate under the compact. It has been determined that any interjurisdictional licensing fees would go to the Association of State and Provincial Psychology Boards rather than to the State of Missouri.

Officials from the **Office of Attorney General (AGO)** assume any potential costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation.

Officials from the **Department of Mental Health**, the **Department of Corrections**, the **Department of Social Services** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

In response to the previous version of this proposal, officials from the **Office of the Governor** assumed the proposal would not fiscally impact their agency.

In response to a proposal from the current session similar to HA #1 (HB 1629), officials from the **Department of Higher Education** assumed the proposal would not fiscally impact their agency.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
PROFESSIONAL REGISTRATION ADMINISTRATION FUND (#689)			
<u>Transfer-in - from State Committee of Psychologists Fund (#580) (§§337.100 - 337.165)</u>	\$0 or \$3,000 to \$6,000	\$0 or \$3,000 to \$6,000	\$0 or \$3,000 to \$6,000
<u>Costs - DIFP (§§337.100 - 337.165)</u>			
Interstate compact fee	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>
ESTIMATED NET EFFECT ON THE PROFESSIONAL REGISTRATION ADMINISTRATION FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
STATE COMMITTEE OF PSYCHOLOGISTS FUND (#580)			
<u>Transfer-out - to Professional Registration Administration Fund (#689)(§§337.100 - 337.165)</u>			
Interstate compact fee	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>
ESTIMATED NET EFFECT ON THE STATE COMMITTEE OF PSYCHOLOGISTS FUND	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>	<u>\$0 or (\$3,000 to \$6,000)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

This proposal could impact small business practitioners if they choose to obtain a certificate to practice in a compact member state.

FISCAL DESCRIPTION

This bill adopts the Psychology Interjurisdictional Compact in order to regulate the day-to-day practice of telepsychology by psychologists across state boundaries. The compact regulates psychological services using telecommunication technologies only, it does not apply to in-person, face-to-face practice by an out-of-state psychologist except to authorize the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for up to 30 days per calendar year.

The compact allows a psychologist in one compact state to practice, via telecommunication technologies, in another compact state without having to obtain a license in that other state. The compact requires each compact state to meet certain requirements before their licensees can practice in other compact states, including having a mechanism in place for receiving and investigating complaints about licensees. The compact also establishes certain requirements for all psychologists practicing in according with the compact. Any psychologist practicing across state lines under this compact is still required to act within the scope of practice established by the state in which the services are taking place. The compact creates a joint public agency known as the Psychology Interjurisdictional Compact Commission. It is the commission that will promulgate rules to facilitate and coordinate implementation and administration of the compact. The commission shall also create a coordinated database for licensure information and a reporting system for licensure and disciplinary action information for all licensed psychologists to whom the compact is applicable.

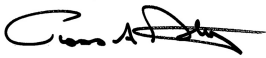
This compact only comes into effect when it has been adopted by seven states. Any compact state can withdraw from the compact by repealing these sections.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Insurance, Financial Institutions and Professional Registration
Office of Attorney General
Department of Health and Senior Services
Department of Mental Health
Department of Corrections
Office of the Governor
Office of State Courts Administrator

Ross Strobe

A handwritten signature in black ink, appearing to read "Ross Strobe", with a stylized, cursive script.

Acting Director
February 22, 2018