

GENERAL ASSEMBLY OF NORTH CAROLINA  
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SENATE BILL DRS35321-SHz-5A\*

Short Title: Psychology Interjdtl. Compact (PSYPACT). (Public)

Sponsors: Senators Krawiec and Pate (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT ESTABLISHING A PSYCHOLOGY INTERJURISDICTIONAL COMPACT  
3 (PSYPACT), AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT  
4 COMMITTEE ON HEALTH AND HUMAN SERVICES.

5 Whereas, states license psychologists, in order to protect the public through  
6 verification of education, training, and experience and ensure accountability for professional  
7 practice; and

8 Whereas, this Compact is intended to regulate the day-to-day practice of  
9 telepsychology (i.e., the provision of psychological services using telecommunication  
10 technologies) by psychologists across state boundaries in the performance of their  
11 psychological practice as assigned by an appropriate authority; and

12 Whereas, this Compact is intended to regulate the temporary in-person, face-to-face  
13 practice of psychology by psychologists across state boundaries for 30 days within a calendar  
14 year in the performance of their psychological practice as assigned by an appropriate authority;  
15 and

16 Whereas, this Compact is intended to authorize State Psychology Regulatory  
17 Authorities to afford legal recognition, in a manner consistent with the terms of the Compact, to  
18 psychologists licensed in another state; and

19 Whereas, this Compact recognizes that states have a vested interest in protecting the  
20 public's health and safety through their licensing and regulation of psychologists and that such  
21 state regulation will best protect public health and safety; and

22 Whereas, this Compact does not apply when a psychologist is licensed in both the  
23 Home and Receiving States; and

24 Whereas, this Compact does not apply to permanent in-person, face-to-face practice,  
25 it does allow for authorization of temporary psychological practice; Now, therefore,  
26 The General Assembly of North Carolina enacts:

27 **SECTION 1.** Article 18A of Chapter 90 of the General Statutes, G.S. 90-270.1  
28 through G.S. 90-270.22, is recodified as Article 18G of Chapter 90 of the General Statutes,  
29 G.S. 90-270.135 through G.S. 90-270.159.

30 **SECTION 2.** Chapter 90 of the General Statutes is amended by adding a new  
31 Article to read:

32 "Article 18H.

33 "Psychology Interjurisdictional Licensure Compact.

34 "§ 90-270.160. Purpose.

35 This Compact is designed to achieve the following purposes and objectives:



\* D R S 3 5 3 2 1 - S H Z - 5 A \*

- 1           (1)    Increase public access to professional psychological services by allowing for  
2           telepsychological practice across state lines as well as temporary in-person,  
3           face-to-face services into a state which the psychologist is not licensed to  
4           practice psychology.
- 5           (2)    Enhance the states' ability to protect the public's health and safety, especially  
6           client/patient safety.
- 7           (3)    Encourage the cooperation of Compact States in the areas of psychology  
8           licensure and regulation.
- 9           (4)    Facilitate the exchange of information between Compact States regarding  
10          psychologist licensure, adverse actions, and disciplinary history.
- 11          (5)    Promote compliance with the laws governing psychological practice in each  
12          Compact State.
- 13          (6)    Invest all Compact States with the authority to hold licensed psychologists  
14          accountable through the mutual recognition of Compact State licenses.

15    **"§ 90-270.161. Definitions.**

- 16          (1)    Adverse action. – Any action taken by a State Psychology Regulatory  
17          Authority which finds a violation of a statute or regulation that is identified  
18          by the State Psychology Regulatory Authority as discipline and is a matter of  
19          public record.
- 20          (2)    Association of State and Provincial Psychology Boards (ASPPB). – The  
21          recognized membership organization composed of State and Provincial  
22          Psychology Regulatory Authorities responsible for the licensure and  
23          registration of psychologists throughout the United States and Canada.
- 24          (3)    Authority to Practice Interjurisdictional Telepsychology. – A licensed  
25          psychologist's authority to practice telepsychology, within the limits  
26          authorized under this Compact, in another Compact State.
- 27          (4)    Bylaws. – Those Bylaws established by the Psychology Interjurisdictional  
28          Compact Commission pursuant to G.S. 90-270.169 for its governance, or for  
29          directing and controlling its actions and conduct.
- 30          (5)    Client/patient. – The recipient of psychological services, whether  
31          psychological services are delivered in the context of health care, corporate,  
32          supervision, and/or consulting services.
- 33          (6)    Commissioner. – The voting representative appointed by each State  
34          Psychology Regulatory Authority pursuant to G.S. 90-270.169.
- 35          (7)    Compact State. – A state, the District of Columbia, or United States territory  
36          that has enacted this Compact legislation and which has not withdrawn  
37          pursuant to G.S. 90-270.172(c), or been terminated pursuant to  
38          G.S. 90-270.171(b).
- 39          (8)    Coordinated Licensure Information System or Coordinated Database. – An  
40          integrated process for collecting, storing, and sharing information on  
41          psychologists' licensure and enforcement activities related to psychology  
42          licensure laws, which is administered by the recognized membership  
43          organization composed of State and Provincial Psychology Regulatory  
44          Authorities.
- 45          (9)    Confidentiality. – The principle that data or information is not made  
46          available or disclosed to unauthorized persons and/or processes.
- 47          (10)   Day. – Any part of a day in which psychological work is performed.
- 48          (11)   Distant State. – The Compact State where a psychologist is physically  
49          present (not through the use of telecommunications technologies), to provide  
50          temporary in-person, face-to-face psychological services.

- 1           (12) E.Passport. – A certificate issued by the Association of State and Provincial  
2 Psychology Boards (ASPPB) that promotes the standardization in the criteria  
3 of interjurisdictional telepsychology practice and facilitates the process for  
4 licensed psychologists to provide telepsychological services across state  
5 lines.
- 6           (13) Executive Board. – A group of directors elected or appointed to act on behalf  
7 of, and within the powers granted to them by, the Commission.
- 8           (14) Home State. – A Compact State where a psychologist is licensed to practice  
9 psychology. If the psychologist is licensed in more than one Compact State  
10 and is practicing under the Authorization to Practice Interjurisdictional  
11 Telepsychology, the Home State is the Compact State where the  
12 psychologist is physically present when the telepsychological services are  
13 delivered. If the psychologist is licensed in more than one Compact State  
14 and is practicing under the Temporary Authorization to Practice, the Home  
15 State is any Compact State where the psychologist is licensed.
- 16           (15) Identity History Summary. – A summary of information retained by the FBI,  
17 or other designee with similar authority, in connection with arrests and, in  
18 some instances, federal employment, naturalization, or military service.
- 19           (16) In-person, face-to-face. – Interactions in which the psychologist and the  
20 client/patient are in the same physical space and which does not include  
21 interactions that may occur through the use of telecommunication  
22 technologies.
- 23           (17) Interjurisdictional Practice Certificate (IPC). – A certificate issued by the  
24 Association of State and Provincial Psychology Boards (ASPPB) that grants  
25 temporary authority to practice based on notification to the State Psychology  
26 Regulatory Authority of intention to practice temporarily and verification of  
27 one's qualifications for such practice.
- 28           (18) License. – Authorization by a State Psychology Regulatory Authority to  
29 engage in the independent practice of psychology, which would be unlawful  
30 without the authorization.
- 31           (19) Non-Compact State. – Any State which is not at the time a Compact State.
- 32           (20) Psychologist. – An individual licensed for the independent practice of  
33 psychology.
- 34           (21) Psychology Interjurisdictional Compact Commission (Commission). – The  
35 national administration of which all Compact States are members.
- 36           (22) Receiving State. – A Compact State where the client/patient is physically  
37 located when the telepsychological services are delivered.
- 38           (23) Rule. – A written statement by the Psychology Interjurisdictional Compact  
39 Commission promulgated pursuant to G.S. 90-270.170 of the Compact that  
40 is of general applicability, implements, interprets, or prescribes a policy or  
41 provision of the Compact, or an organizational, procedural, or practice  
42 requirement of the Commission and has the force and effect of statutory law  
43 in a Compact State, and includes the amendment, repeal, or suspension of an  
44 existing rule.
- 45           (24) Significant investigatory information. –  
46           a. Investigative information that a State Psychology Regulatory  
47 Authority, after a preliminary inquiry that includes notification and  
48 an opportunity to respond if required by state law, has reason to  
49 believe, if proven true, would indicate more than a violation of state  
50 statute or ethics code that would be considered more substantial than  
51 minor infraction; or

1            b. Investigative information that indicates that the psychologist  
2            represents an immediate threat to public health and safety regardless  
3            of whether the psychologist has been notified and/or had an  
4            opportunity to respond.

5            (25) State. – A state, commonwealth, territory, or possession of the United States,  
6            the District of Columbia.

7            (26) State Psychology Regulatory Authority. – The Board, office or other agency  
8            with the legislative mandate to license and regulate the practice of  
9            psychology.

10           (27) Telepsychology. – The provision of psychological services using  
11           telecommunication technologies.

12           (28) Temporary Authorization to Practice. – A licensed psychologist's authority  
13           to conduct temporary in-person, face-to-face practice, within the limits  
14           authorized under this Compact, in another Compact State.

15           (29) Temporary in-person, face-to-face practice. – Where a psychologist is  
16           physically present (not through the use of telecommunications technologies),  
17           in the Distant State to provide for the practice of psychology for 30 days  
18           within a calendar year and based on notification to the Distant State.

19           **"§ 90-270.162. Home State Licensure.**

20           (a) The Home State shall be a Compact State where a psychologist is licensed to  
21           practice psychology.

22           (b) A psychologist may hold one or more Compact State licenses at a time. If the  
23           psychologist is licensed in more than one Compact State, the Home State is the Compact State  
24           where the psychologist is physically present when the services are delivered as authorized by  
25           the Authority to Practice Interjurisdictional Telepsychology under the terms of this Compact.

26           (c) Any Compact State may require a psychologist not previously licensed in a  
27           Compact State to obtain and retain a license to be authorized to practice in the Compact State  
28           under circumstances not authorized by the Authority to Practice Interjurisdictional  
29           Telepsychology under the terms of this Compact.

30           (d) Any Compact State may require a psychologist to obtain and retain a license to be  
31           authorized to practice in a Compact State under circumstances not authorized by Temporary  
32           Authorization to Practice under the terms of this Compact.

33           (e) A Home State's license authorizes a psychologist to practice in a Receiving State  
34           under the Authority to Practice Interjurisdictional Telepsychology only if the Compact State:

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

36           (2) Has a mechanism in place for receiving and investigating complaints about  
37           licensed individuals;

38           (3) Notifies the Commission, in compliance with the terms herein, of any  
39           adverse action or significant investigatory information regarding a licensed  
40           individual;

41           (4) Requires an Identity History Summary of all applicants at initial licensure,  
42           including the use of the results of fingerprints or other biometric data checks  
43           compliant with the requirements of the Federal Bureau of Investigation  
44           (FBI), or other designee with similar authority, no later than 10 years after  
45           activation of the Compact; and

46           (5) Complies with the Bylaws and Rules of the Commission.

47           (f) A Home State's license grants Temporary Authorization to Practice to a  
48           psychologist in a Distant State only if the Compact State:

49           (1) Currently requires the psychologist to hold an active IPC;

50           (2) Has a mechanism in place for receiving and investigating complaints about  
51           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  
7           (FBI), or other designee with similar authority, no later than 10 years after  
8           activation of the Compact; and  
9           (5)   Complies with the Bylaws and Rules of the Commission.

10 **"§ 90-270.163. Compact Privilege to Practice Telepsychology.**

11       (a)   Compact States shall recognize the right of a psychologist, licensed in a Compact  
12       State in conformance with G.S. 90-270.162, to practice telepsychology in other Compact States  
13       (Receiving States) in which the psychologist is not licensed, under the Authority to Practice  
14       Interjurisdictional Telepsychology as provided in the Compact.

15       (b)   To exercise the Authority to Practice Interjurisdictional Telepsychology under the  
16       terms and provisions of this Compact, a psychologist licensed to practice in a Compact State  
17       must:

- 18       (1)   Hold a graduate degree in psychology from an institute of higher education  
19       that was, at the time the degree was awarded:  
20       a.   Regionally accredited by an accrediting body recognized by the U.S.  
21       Department of Education to grant graduate degrees, or authorized by  
22       Provincial Statute or Royal Charter to grant doctoral degrees; or  
23       b.   A foreign college or university deemed to be equivalent to  
24       sub-subdivision a. of this subdivision by a foreign credential  
25       evaluation service that is a member of the National Association of  
26       Credential Evaluation Services (NACES) or by a recognized foreign  
27       credential evaluation service; and  
28       (2)   Hold a graduate degree in psychology that meets the following criteria:  
29       a.   The program, wherever it may be administratively housed, must be  
30       clearly identified and labeled as a psychology program. Such a  
31       program must specify in pertinent institutional catalogues and  
32       brochures its intent to educate and train professional psychologists;  
33       b.   The psychology program must stand as a recognizable, coherent,  
34       organizational entity within the institution;  
35       c.   There must be a clear authority and primary responsibility for the  
36       core and specialty areas whether or not the program cuts across  
37       administrative lines;  
38       d.   The program must consist of an integrated, organized sequence of  
39       study;  
40       e.   There must be an identifiable psychology faculty sufficient in size  
41       and breadth to carry out its responsibilities;  
42       f.   The designated director of the program must be a psychologist and a  
43       member of the core faculty;  
44       g.   The program must have an identifiable body of students who are  
45       matriculated in that program for a degree;  
46       h.   The program must include supervised practicum, internship, or field  
47       training appropriate to the practice of psychology;  
48       i.   The curriculum shall encompass a minimum of three academic years  
49       of full-time graduate study for doctoral degree and a minimum of one  
50       academic year of full-time graduate study for master's degree;

- 1                   j.       The program includes an acceptable residency as defined by the  
2                         Rules of the Commission.
- 3           (3)     Possess a current, full, and unrestricted license to practice psychology in a  
4                 Home State which is a Compact State;
- 5           (4)     Have no history of adverse action that violate the Rules of the Commission;
- 6           (5)     Have no criminal record history reported on an Identity History Summary  
7                 that violates the Rules of the Commission;
- 8           (6)     Possess a current, active E.Passport;
- 9           (7)     Provide attestations in regard to areas of intended practice, conformity with  
10                standards of practice, competence in telepsychology technology; criminal  
11                background; and knowledge and adherence to legal requirements in the  
12                home and receiving states, and provide a release of information to allow for  
13                primary source verification in a manner specified by the Commission; and
- 14          (8)     Meet other criteria as defined by the Rules of the Commission.
- 15          (c)     The Home State maintains authority over the license of any psychologist practicing  
16          into a Receiving State under the Authority to Practice Interjurisdictional Telepsychology.
- 17          (d)     A psychologist practicing into a Receiving State under the Authority to Practice  
18          Interjurisdictional Telepsychology will be subject to the Receiving State's scope of practice. A  
19          Receiving State may, in accordance with that state's due process law, limit or revoke a  
20          psychologist's Authority to Practice Interjurisdictional Telepsychology in the Receiving State  
21          and may take any other necessary actions under the Receiving State's applicable law to protect  
22          the health and safety of the Receiving State's citizens. If a Receiving State takes action, the  
23          state shall promptly notify the Home State and the Commission.
- 24          (e)     If a psychologist's license in any Home State, another Compact State, or any  
25          Authority to Practice Interjurisdictional Telepsychology in any Receiving State is restricted,  
26          suspended, or otherwise limited, the E.Passport shall be revoked and, therefore, the  
27          psychologist shall not be eligible to practice telepsychology in a Compact State under the  
28          Authority to Practice Interjurisdictional Telepsychology.
- 29          **"§ 90-270.164. Compact Temporary Authorization to Practice.**
- 30          (a)     Compact States shall also recognize the right of a psychologist, licensed in a  
31          Compact State in conformance with G.S. 90-270.162, to practice temporarily in other Compact  
32          States (Distant States) in which the psychologist is not licensed, as provided in the Compact.
- 33          (b)     To exercise the Temporary Authorization to Practice under the terms and provisions  
34          of this Compact, a psychologist licensed to practice in a Compact State must:
- 35                (1)     Hold a graduate degree in psychology from an institute of higher education  
36                        that was, at the time the degree was awarded:
- 37                    a.       Regionally accredited by an accrediting body recognized by the U.S.  
38                        Department of Education to grant graduate degrees, or authorized by  
39                        Provincial Statute or Royal Charter to grant doctoral degrees; or
- 40                    b.       A foreign college or university deemed to be equivalent to  
41                        sub-subdivision a. of this subdivision by a foreign credential  
42                        evaluation service that is a member of the National Association of  
43                        Credential Evaluation Services (NACES) or by a recognized foreign  
44                        credential evaluation service; and
- 45                (2)     Hold a graduate degree in psychology that meets the following criteria:
- 46                    a.       The program, wherever it may be administratively housed, must be  
47                        clearly identified and labeled as a psychology program. Such a  
48                        program must specify in pertinent institutional catalogues and  
49                        brochures its intent to educate and train professional psychologists;
- 50                    b.       The psychology program must stand as a recognizable, coherent,  
51                        organizational entity within the institution;

- 1           c.     There must be a clear authority and primary responsibility for the  
2                 core and specialty areas whether or not the program cuts across  
3                 administrative lines;
- 4           d.     The program must consist of an integrated, organized sequence of  
5                 study;
- 6           e.     There must be an identifiable psychology faculty sufficient in size  
7                 and breadth to carry out its responsibilities;
- 8           f.     The designated director of the program must be a psychologist and a  
9                 member of the core faculty;
- 10          g.     The program must have an identifiable body of students who are  
11                 matriculated in that program for a degree;
- 12          h.     The program must include supervised practicum, internship, or field  
13                 training appropriate to the practice of psychology;
- 14          i.     The curriculum shall encompass a minimum of three academic years  
15                 of full-time graduate study for doctoral degrees and a minimum of  
16                 one academic year of full-time graduate study for master's degree;
- 17          j.     The program includes an acceptable residency as defined by the  
18                 Rules of the Commission.
- 19          (3)    Possess a current, full, and unrestricted license to practice psychology in a  
20                 Home State which is a Compact State;
- 21          (4)    No history of adverse action that violate the Rules of the Commission;
- 22          (5)    No criminal record history that violates the Rules of the Commission;
- 23          (6)    Possess a current, active IPC;
- 24          (7)    Provide attestations in regard to areas of intended practice and work  
25                 experience and provide a release of information to allow for primary source  
26                 verification in a manner specified by the Commission; and
- 27          (8)    Meet other criteria as defined by the Rules of the Commission.
- 28          (c)    A psychologist practicing into a Distant State under the Temporary Authorization to  
29                 Practice shall practice within the scope of practice authorized by the Distant State.
- 30          (d)    A psychologist practicing into a Distant State under the Temporary Authorization to  
31                 Practice will be subject to the Distant State's authority and law. A Distant State may, in  
32                 accordance with that state's due process law, limit or revoke a psychologist's Temporary  
33                 Authorization to Practice in the Distant State and may take any other necessary actions under  
34                 the Distant State's applicable law to protect the health and safety of the Distant State's citizens.  
35                 If a Distant State takes action, the state shall promptly notify the Home State and the  
36                 Commission.
- 37          (e)    If a psychologist's license in any Home State, another Compact State, or any  
38                 Temporary Authorization to Practice in any Distant State is restricted, suspended, or otherwise  
39                 limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice  
40                 in a Compact State under the Temporary Authorization to Practice.
- 41          "**§ 90-270.165. Conditions of telepsychology practice in a Receiving State.**
- 42                 A psychologist may practice in a Receiving State under the Authority to Practice  
43                 Interjurisdictional Telepsychology only in the performance of the scope of practice for  
44                 psychology as assigned by an appropriate State Psychology Regulatory Authority, as defined in  
45                 the Rules of the Commission, and under the following circumstances:
- 46                 (1)    The psychologist initiates a client/patient contact in a Home State via  
47                         telecommunications technologies with a client/patient in a Receiving State.
- 48                 (2)    Other conditions regarding telepsychology as determined by Rules  
49                         promulgated by the Commission.
- 50          "**§ 90-270.166. Adverse actions.**

1        (a) A Home State shall have the power to impose adverse action against a  
2 psychologist's license issued by the Home State. A Distant State shall have the power to take  
3 adverse action on a psychologist's Temporary Authorization to Practice within that Distant  
4 State.

5        (b) A Receiving State may take adverse action on a psychologist's Authority to Practice  
6 Interjurisdictional Telepsychology within that Receiving State. A Home State may take adverse  
7 action against a psychologist based on an adverse action taken by a Distant State regarding  
8 temporary in-person, face-to-face practice.

9        (c) If a Home State takes adverse action against a psychologist's license, that  
10 psychologist's Authority to Practice Interjurisdictional Telepsychology is terminated and the  
11 E.Passport is revoked. Furthermore, that psychologist's Temporary Authorization to Practice is  
12 terminated and the IPC is revoked.

13            (1) All Home State disciplinary orders which impose adverse action shall be  
14 reported to the Commission in accordance with the Rules promulgated by  
15 the Commission. A Compact State shall report adverse actions in accordance  
16 with the Rules of the Commission.

17            (2) In the event discipline is reported on a psychologist, the psychologist will  
18 not be eligible for telepsychology or temporary in-person, face-to-face  
19 practice in accordance with the Rules of the Commission.

20            (3) Other actions may be imposed as determined by the Rules promulgated by  
21 the Commission.

22        (d) A Home State's Psychology Regulatory Authority shall investigate and take  
23 appropriate action with respect to reported inappropriate conduct engaged in by a licensee  
24 which occurred in a Receiving State as it would if such conduct had occurred by a licensee  
25 within the Home State. In such cases, the Home State's law shall control in determining any  
26 adverse action against a psychologist's license.

27        (e) A Distant State's Psychology Regulatory Authority shall investigate and take  
28 appropriate action with respect to reported inappropriate conduct engaged in by a psychologist  
29 practicing under Temporary Authorization Practice which occurred in that Distant State as it  
30 would if such conduct had occurred by a licensee within the Home State. In such cases, Distant  
31 State's law shall control in determining any adverse action against a psychologist's Temporary  
32 Authorization to Practice.

33        (f) Nothing in this Compact shall override a Compact State's decision that a  
34 psychologist's participation in an alternative program may be used in lieu of adverse action and  
35 that such participation shall remain non-public if required by the Compact State's law. Compact  
36 States must require psychologists who enter any alternative programs to not provide  
37 telepsychology services under the Authority to Practice Interjurisdictional Telepsychology or  
38 provide temporary psychological services under the Temporary Authorization to Practice in  
39 any other Compact State during the term of the alternative program.

40        (g) No other judicial or administrative remedies shall be available to a psychologist in  
41 the event a Compact State imposes an adverse action pursuant to subsection (c) of this section.

42 **"§ 90-270.167. Additional authorities invested in a Compact State's Psychology**  
43 **Regulatory Authority.**

44        In addition to any other powers granted under state law, a Compact State's Psychology  
45 Regulatory Authority shall have the authority under this Compact to:

46            (1) Issue subpoenas, for both hearings and investigations, which require the  
47 attendance and testimony of witnesses and the production of evidence.  
48 Subpoenas issued by a Compact State's Psychology Regulatory Authority for  
49 the attendance and testimony of witnesses and/or the production of evidence  
50 from another Compact State shall be enforced in the latter state by any court  
51 of competent jurisdiction, according to that court's practice and procedure in



1 considering subpoenas issued in its own proceedings. The issuing State  
2 Psychology Regulatory Authority shall pay any witness fees, travel  
3 expenses, mileage and other fees required by the service statutes of the state  
4 where the witnesses and/or evidence are located.

5 (2) Issue cease and desist and/or injunctive relief orders to revoke a  
6 psychologist's Authority to Practice Interjurisdictional Telepsychology  
7 and/or Temporary Authorization to Practice.

8 (3) During the course of any investigation, a psychologist may not change  
9 his/her Home State licensure. A Home State Psychology Regulatory  
10 Authority is authorized to complete any pending investigations of a  
11 psychologist and to take any actions appropriate under its law. The Home  
12 State Psychology Regulatory Authority shall promptly report the conclusions  
13 of such investigations to the Commission. Once an investigation has been  
14 completed, and pending the outcome of said investigation, the psychologist  
15 may change his/her Home State licensure. The Commission shall promptly  
16 notify the new Home State of any such decisions as provided in the Rules of  
17 the Commission. All information provided to the Commission or distributed  
18 by Compact States pursuant to the psychologist shall be confidential, filed  
19 under seal, and used for investigatory or disciplinary matters. The  
20 Commission may create additional rules for mandated or discretionary  
21 sharing of information by Compact States.

22 **"§ 90-270.168. Coordinated Licensure Information System.**

23 (a) The Commission shall provide for the development and maintenance of a  
24 Coordinated Licensure Information System (Coordinated Database) and reporting system  
25 containing licensure and disciplinary action information on all psychologists individuals to  
26 whom this Compact is applicable in all Compact States as defined by the Rules of the  
27 Commission.

28 (b) Notwithstanding any other provision of state law to the contrary, a Compact State  
29 shall submit a uniform data set to the Coordinated Database on all licensees as required by the  
30 Rules of the Commission, including:

31 (1) Identifying information;

32 (2) Licensure data;

33 (3) Significant investigatory information;

34 (4) Adverse actions against a psychologist's license;

35 (5) An indicator that a psychologist's Authority to Practice Interjurisdictional  
36 Telepsychology and/or Temporary Authorization to Practice is revoked;

37 (6) Non-confidential information related to alternative program participation  
38 information;

39 (7) Any denial of application for licensure and the reasons for such denial; and

40 (8) Other information which may facilitate the administration of this Compact,  
41 as determined by the Rules of the Commission.

42 (c) The Coordinated Database administrator shall promptly notify all Compact States of  
43 any adverse action taken against, or significant investigative information on, any licensee in a  
44 Compact State.

45 (d) Compact States reporting information to the Coordinated Database may designate  
46 information that may not be shared with the public without the express permission of the  
47 Compact State reporting the information.

48 (e) Any information submitted to the Coordinated Database that is subsequently  
49 required to be expunged by the law of the Compact State reporting the information shall be  
50 removed from the Coordinated Database.

51 **"§ 90-270.169. Establishment of the Psychology Interjurisdictional Compact Commission.**

- 1       (a)    The Compact States hereby create and establish a joint public agency known as the  
2 Psychology Interjurisdictional Compact Commission.
- 3           (1)   The Commission is a body politic and an instrumentality of the Compact  
4 States.
- 5           (2)   Venue is proper and judicial proceedings by or against the Commission shall  
6 be brought solely and exclusively in a court of competent jurisdiction where  
7 the principal office of the Commission is located. The Commission may  
8 waive venue and jurisdictional defenses to the extent it adopts or consents to  
9 participate in alternative dispute resolution proceedings.
- 10          (3)   Nothing in this Compact shall be construed to be a waiver of sovereign  
11 immunity.
- 12       (b)    Membership, Voting, and Meetings. –
- 13           (1)   The Commission shall consist of one voting representative appointed by  
14 each Compact State who shall serve as that state's Commissioner. The State  
15 Psychology Regulatory Authority shall appoint its delegate. This delegate  
16 shall be empowered to act on behalf of the Compact State. This delegate  
17 shall be limited to:
- 18               a.    Executive Director, Executive Secretary, or similar executive;  
19               b.    Current member of the State Psychology Regulatory Authority of a  
20 Compact State; or
- 21               c.    Designee empowered with the appropriate delegate authority to act  
22 on behalf of the Compact State.
- 23           (2)   Any Commissioner may be removed or suspended from office as provided  
24 by the law of the state from which the Commissioner is appointed. Any  
25 vacancy occurring in the Commission shall be filled in accordance with the  
26 laws of the Compact State in which the vacancy exists.
- 27           (3)   Each Commissioner shall be entitled to one (1) vote with regard to the  
28 promulgation of Rules and creation of Bylaws and shall otherwise have an  
29 opportunity to participate in the business and affairs of the Commission. A  
30 Commissioner shall vote in person or by such other means as provided in the  
31 Bylaws. The Bylaws may provide for Commissioners' participation in  
32 meetings by telephone or other means of communication.
- 33           (4)   The Commission shall meet at least once during each calendar year.  
34 Additional meetings shall be held as set forth in the Bylaws.
- 35           (5)   All meetings shall be open to the public, and public notice of meetings shall  
36 be given in the same manner as required under the rule-making provisions in  
37 G.S. 90-270.170.
- 38           (6)   The Commission may convene in a closed, nonpublic meeting if the  
39 Commission must discuss:
- 40               a.    Noncompliance of a Compact State with its obligations under the  
41 Compact;
- 42               b.    The employment, compensation, discipline, or other personnel  
43 matters, practices, or procedures related to specific employees or  
44 other matters related to the Commission's internal personnel practices  
45 and procedures;
- 46               c.    Current, threatened, or reasonably anticipated litigation against the  
47 Commission;
- 48               d.    Negotiation of contracts for the purchase or sale of goods, services,  
49 or real estate;
- 50               e.    Accusation against any person of a crime or formally censuring any  
51 person;

- 1           f. Disclosure of trade secrets or commercial or financial information  
2           which is privileged or confidential;  
3           g. Disclosure of information of a personal nature where disclosure  
4           would constitute a clearly unwarranted invasion of personal privacy;  
5           h. Disclosure of investigatory records compiled for law enforcement  
6           purposes;  
7           i. Disclosure of information related to any investigatory reports  
8           prepared by or on behalf of or for use of the Commission or other  
9           committee charged with responsibility for investigation or  
10           determination of compliance issues pursuant to the Compact; or  
11           j. Matters specifically exempted from disclosure by federal and state  
12           statute.

13           (7) If a meeting, or portion of a meeting, is closed pursuant to this provision, the  
14           Commission's legal counsel or designee shall certify that the meeting may be  
15           closed and shall reference each relevant exempting provision. The  
16           Commission shall keep minutes which fully and clearly describe all matters  
17           discussed in a meeting and shall provide a full and accurate summary of  
18           actions taken, of any person participating in the meeting, and the reasons  
19           therefore, including a description of the views expressed. All documents  
20           considered in connection with an action shall be identified in such minutes.  
21           All minutes and documents of a closed meeting shall remain under seal,  
22           subject to release only by a majority vote of the Commission or order of a  
23           court of competent jurisdiction.

24           (c) The Commission shall, by a majority vote of the Commissioners, prescribe Bylaws  
25           and/or Rules to govern its conduct as may be necessary or appropriate to carry out the purposes  
26           and exercise the powers of the Compact, including, but not limited to:

- 27           (1) Establishing the fiscal year of the Commission;  
28           (2) Providing reasonable standards and procedures:  
29           a. For the establishment and meetings of other committees; and  
30           b. Governing any general or specific delegation of any authority or  
31           function of the Commission;  
32           (3) Providing reasonable procedures for calling and conducting meetings of the  
33           Commission, ensuring reasonable advance notice of all meetings and  
34           providing an opportunity for attendance of such meetings by interested  
35           parties, with enumerated exceptions designed to protect the public's interest,  
36           the privacy of individuals of such proceedings, and proprietary information,  
37           including trade secrets. The Commission may meet in closed session only  
38           after a majority of the Commissioners vote to close a meeting to the public  
39           in whole or in part. As soon as practicable, the Commission must make  
40           public a copy of the vote to close the meeting revealing the vote of each  
41           Commissioner with no proxy votes allowed;  
42           (4) Establishing the titles, duties, and authority and reasonable procedures for  
43           the election of the officers of the Commission;  
44           (5) Providing reasonable standards and procedures for the establishment of the  
45           personnel policies and programs of the Commission. Notwithstanding any  
46           civil service or other similar law of any Compact State, the Bylaws shall  
47           exclusively govern the personnel policies and programs of the Commission;  
48           (6) Promulgating a Code of Ethics to address permissible and prohibited  
49           activities of Commission members and employees;  
50           (7) Providing a mechanism for concluding the operations of the Commission  
51           and the equitable disposition of any surplus funds that may exist after the

- 1 termination of the Compact after the payment and/or reserving of all of its  
2 debts and obligations;
- 3 (8) The Commission shall publish its Bylaws in a convenient form and file a  
4 copy thereof and a copy of any amendment thereto with the appropriate  
5 agency or officer in each of the Compact States;
- 6 (9) The Commission shall maintain its financial records in accordance with the  
7 Bylaws; and
- 8 (10) The Commission shall meet and take such actions as are consistent with the  
9 provisions of this Compact and the Bylaws.
- 10 (d) The Commission shall have the following powers:
- 11 (1) The authority to promulgate uniform rules to facilitate and coordinate  
12 implementation and administration of this Compact. The rule shall have the  
13 force and effect of law and shall be binding in all Compact States;
- 14 (2) To bring and prosecute legal proceedings or actions in the name of the  
15 Commission, provided that the standing of any State Psychology Regulatory  
16 Authority or other regulatory body responsible for psychology licensure to  
17 sue or be sued under applicable law shall not be affected;
- 18 (3) To purchase and maintain insurance and bonds;
- 19 (4) To borrow, accept, or contract for services of personnel, including, but not  
20 limited to, employees of a Compact State;
- 21 (5) To hire employees, elect or appoint officers, fix compensation, define duties,  
22 grant such individuals appropriate authority to carry out the purposes of the  
23 Compact, and to establish the Commission's personnel policies and programs  
24 relating to conflicts of interest, qualifications of personnel, and other related  
25 personnel matters;
- 26 (6) To accept any and all appropriate donations and grants of money,  
27 equipment, supplies, materials, and services and to receive, utilize, and  
28 dispose of the same, provided that at all times the Commission shall strive to  
29 avoid any appearance of impropriety and/or conflict of interest;
- 30 (7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to  
31 own, hold, improve, or use any property, real, personal, or mixed, provided  
32 that at all times the Commission shall strive to avoid any appearance of  
33 impropriety;
- 34 (8) To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise  
35 dispose of any property, real, personal, or mixed;
- 36 (9) To establish a budget and make expenditures;
- 37 (10) To borrow money;
- 38 (11) To appoint committees, including advisory committees comprised of  
39 members, state regulators, state legislators or their representatives, and  
40 consumer representatives, and such other interested persons as may be  
41 designated in this Compact and the Bylaws;
- 42 (12) To provide and receive information from, and to cooperate with, law  
43 enforcement agencies;
- 44 (13) To adopt and use an official seal; and
- 45 (14) To perform such other functions as may be necessary or appropriate to  
46 achieve the purposes of this Compact consistent with the state regulation of  
47 psychology licensure, temporary in-person, face-to-face practice, and  
48 telepsychology practice.
- 49 (e) The Executive Board. – The elected officers shall serve as the Executive Board,  
50 which shall have the power to act on behalf of the Commission according to the terms of this  
51 Compact.

- 1           (1)    The Executive Board shall be comprised of six members:  
2           a.     Five voting members who are elected from the current membership  
3           of the Commission by the Commission.  
4           b.     One ex-officio, nonvoting member from the recognized membership  
5           organization composed of State and Provincial Psychology  
6           Regulatory Authorities.  
7           (2)    The ex-officio member must have served as staff or member on a State  
8           Psychology Regulatory Authority and will be selected by its respective  
9           organization.  
10          (3)    The Commission may remove any member of the Executive Board as  
11          provided in Bylaws.  
12          (4)    The Executive Board shall meet at least annually.  
13          (5)    The Executive Board shall have the following duties and responsibilities:  
14          a.     Recommend to the entire Commission changes to the Rules or  
15          Bylaws, changes to this Compact legislation, fees paid by Compact  
16          States such as annual dues and any other applicable fees;  
17          b.     Ensure Compact administration services are appropriately provided,  
18          contractual or otherwise;  
19          c.     Prepare and recommend the budget;  
20          d.     Maintain financial records on behalf of the Commission;  
21          e.     Monitor Compact compliance of member states and provide  
22          compliance reports to the Commission;  
23          f.     Establish additional committees as necessary; and  
24          g.     Other duties as provided in Rules or Bylaws.  
25          (f)    Financing of the Commission. –  
26               (1)    The Commission shall pay or provide for the payment of the reasonable  
27               expenses of its establishment, organization, and ongoing activities.  
28               (2)    The Commission may accept any and all appropriate revenue sources,  
29               donations, and grants of money, equipment, supplies, materials, and  
30               services.  
31               (3)    The Commission may levy on and collect an annual assessment from each  
32               Compact State or impose fees on other parties to cover the cost of the  
33               operations and activities of the Commission and its staff which must be in a  
34               total amount sufficient to cover its annual budget as approved each year for  
35               which revenue is not provided by other sources. The aggregate annual  
36               assessment amount shall be allocated based upon a formula to be determined  
37               by the Commission which shall promulgate a rule binding upon all Compact  
38               States.  
39               (4)    The Commission shall not incur obligations of any kind prior to securing the  
40               funds adequate to meet the same; nor shall the Commission pledge the credit  
41               of any of the Compact States, except by and with the authority of the  
42               Compact State.  
43               (5)    The Commission shall keep accurate accounts of all receipts and  
44               disbursements. The receipts and disbursements of the Commission shall be  
45               subject to the audit and accounting procedures established under its Bylaws.  
46               However, all receipts and disbursements of funds handled by the  
47               Commission shall be audited yearly by a certified or licensed public  
48               accountant and the report of the audit shall be included in and become part  
49               of the annual report of the Commission.  
50          (g)    Qualified Immunity, Defense, and Indemnification. –

- 1           (1)   The members, officers, Executive Director, employees and representatives  
2           of the Commission shall be immune from suit and liability, either personally  
3           or in their official capacity, for any claim for damage to or loss of property  
4           or personal injury or other civil liability caused by or arising out of any  
5           actual or alleged act, error or omission that occurred, or that the person  
6           against whom the claim is made had a reasonable basis for believing  
7           occurred within the scope of Commission employment, duties or  
8           responsibilities, provided that nothing in this subdivision shall be construed  
9           to protect any such person from suit and/or liability for any damage, loss,  
10           injury, or liability caused by the intentional or willful or wanton misconduct  
11           of that person.
- 12           (2)   The Commission shall defend any member, officer, Executive Director,  
13           employee or representative of the Commission in any civil action seeking to  
14           impose liability arising out of any actual or alleged act, error, or omission  
15           that occurred within the scope of Commission employment, duties, or  
16           responsibilities, or that the person against whom the claim is made had a  
17           reasonable basis for believing occurred within the scope of Commission  
18           employment, duties, or responsibilities, provided that nothing herein shall be  
19           construed to prohibit that person from retaining his or her own counsel; and  
20           provided further, that the actual or alleged act, error, or omission did not  
21           result from that person's intentional or willful or wanton misconduct.
- 22           (3)   The Commission shall indemnify and hold harmless any member, officer,  
23           Executive Director, employee, or representative of the Commission for the  
24           amount of any settlement or judgment obtained against that person arising  
25           out of any actual or alleged act, error, or omission that occurred within the  
26           scope of employment, duties, or responsibilities, or that such person had a  
27           reasonable basis for believing occurred within the scope of Commission  
28           employment, duties, or responsibilities, provided that the actual or alleged  
29           act, error, or omission did not result from the intentional or willful or wanton  
30           misconduct of that person.

31   **§ 90-270.170. Rule making.**

32           (a)   The Commission shall exercise its rule-making powers pursuant to the criteria set  
33           forth in this section and the Rules adopted thereunder. Rules and amendments shall become  
34           binding as of the date specified in each rule or amendment.

35           (b)   If a majority of the legislatures of the Compact States rejects a rule, by enactment of  
36           a statute or resolution in the same manner used to adopt the Compact, then such rule shall have  
37           no further force and effect in any Compact State.

38           (c)   Rules or amendments to the rules shall be adopted at a regular or special meeting of  
39           the Commission.

40           (d)   Prior to promulgation and adoption of a final rule or Rules by the Commission, and  
41           at least 60 days in advance of the meeting at which the rule will be considered and voted upon,  
42           the Commission shall file a Notice of Proposed Rule Making:

43                   (1)   On the Web site of the Commission; and

44                   (2)   On the Web site of each Compact States' Psychology Regulatory Authority  
45                   or the publication in which each state would otherwise publish proposed  
46                   rules.

47           (e)   The Notice of Proposed Rule Making shall include:

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

50                   (2)   The text of the proposed rule or amendment and the reason for the proposed  
51                   rule;

- 1           (3) A request for comments on the proposed rule from any interested person;  
2           and  
3           (4) The manner in which interested persons may submit notice to the  
4           Commission of their intention to attend the public hearing and any written  
5           comments.
- 6           (f) Prior to adoption of a proposed rule, the Commission shall allow persons to submit  
7           written data, facts, opinions and arguments, which shall be made available to the public.
- 8           (g) The Commission shall grant an opportunity for a public hearing before it adopts a  
9           rule or amendment if a hearing is requested by:
- 10           (1) At least 25 persons who submit comments independently of each other;  
11           (2) A governmental subdivision or agency; or  
12           (3) A duly appointed person in an association that has having at least 25  
13           members.
- 14           (h) If a hearing is held on the proposed rule or amendment, the Commission shall  
15           publish the place, time, and date of the scheduled public hearing.
- 16           (1) All persons wishing to be heard at the hearing shall notify the Executive  
17           Director of the Commission or other designated member in writing of their  
18           desire to appear and testify at the hearing not less than five business days  
19           before the scheduled date of the hearing.
- 20           (2) Hearings shall be conducted in a manner providing each person who wishes  
21           to comment a fair and reasonable opportunity to comment orally or in  
22           writing.
- 23           (3) No transcript of the hearing is required, unless a written request for a  
24           transcript is made, in which case the person requesting the transcript shall  
25           bear the cost of producing the transcript. A recording may be made in lieu of  
26           a transcript under the same terms and conditions as a transcript. This  
27           subsection shall not preclude the Commission from making a transcript or  
28           recording of the hearing if it so chooses.
- 29           (4) Nothing in this section shall be construed as requiring a separate hearing on  
30           each rule. Rules may be grouped for the convenience of the Commission at  
31           hearings required by this section.
- 32           (i) Following the scheduled hearing date, or by the close of business on the scheduled  
33           hearing date if the hearing was not held, the Commission shall consider all written and oral  
34           comments received.
- 35           (j) The Commission shall, by majority vote of all members, take final action on the  
36           proposed rule and shall determine the effective date of the rule, if any, based on the  
37           rule-making record and the full text of the rule.
- 38           (k) If no written notice of intent to attend the public hearing by interested parties is  
39           received, the Commission may proceed with promulgation of the proposed rule without a  
40           public hearing.
- 41           (l) Upon determination that an emergency exists, the Commission may consider and  
42           adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided  
43           that the usual rule-making procedures provided in the Compact and in this section shall be  
44           retroactively applied to the rule as soon as reasonably possible, in no event later than 90 days  
45           after the effective date of the rule. For the purposes of this provision, an emergency rule is one  
46           that must be adopted immediately in order to:
- 47           (1) Meet an imminent threat to public health, safety, or welfare;  
48           (2) Prevent a loss of Commission or Compact State funds;  
49           (3) Meet a deadline for the promulgation of an administrative rule that is  
50           established by federal law or rule; or  
51           (4) Protect public health and safety.

1        (m) The Commission or an authorized committee of the Commission may direct  
2 revisions to a previously adopted rule or amendment for purposes of correcting typographical  
3 errors, errors in format, errors in consistency, or grammatical errors. Public notice of any  
4 revisions shall be posted on the Web site of the Commission. The revision shall be subject to  
5 challenge by any person for a period of 30 days after posting. The revision may be challenged  
6 only on grounds that the revision results in a material change to a rule. A challenge shall be  
7 made in writing, and delivered to the Chair of the Commission prior to the end of the notice  
8 period. If no challenge is made, the revision will take effect without further action. If the  
9 revision is challenged, the revision may not take effect without the approval of the  
10 Commission.

11 **"§ 90-270.171. Oversight, dispute resolution, and enforcement.**

12        (a) Oversight. –

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

18            (2) All courts shall take judicial notice of the Compact and the rules in any  
19 judicial or administrative proceeding in a Compact State pertaining to the  
20 subject matter of this Compact which may affect the powers, responsibilities,  
21 or actions of the Commission.

22            (3) The Commission shall be entitled to receive service of process in any such  
23 proceeding and shall have standing to intervene in such a proceeding for all  
24 purposes. Failure to provide service of process to the Commission shall  
25 render a judgment or order void as to the Commission, this Compact, or  
26 promulgated rules.

27        (b) Default, Technical Assistance, and Termination. –

28            (1) If the Commission determines that a Compact State has defaulted in the  
29 performance of its obligations or responsibilities under this Compact or the  
30 promulgated rules, the Commission shall:

31            a. Provide written notice to the defaulting state and other Compact  
32 States of the nature of the default, the proposed means of remedying  
33 the default, and/or any other action to be taken by the Commission;  
34 and

35            b. Provide remedial training and specific technical assistance regarding  
36 the default.

37            (2) If a state in default fails to remedy the default, the defaulting state may be  
38 terminated from the Compact upon an affirmative vote of a majority of the  
39 Compact States and all rights, privileges and benefits conferred by this  
40 Compact shall be terminated on the effective date of termination. A remedy  
41 of the default does not relieve the offending state of obligations or liabilities  
42 incurred during the period of default.

43            (3) Termination of membership in the Compact shall be imposed only after all  
44 other means of securing compliance have been exhausted. Notice of intent to  
45 suspend or terminate shall be submitted by the Commission to the Governor,  
46 the majority and minority leaders of the defaulting state's legislature, and  
47 each of the Compact States.

48            (4) A Compact State which has been terminated is responsible for all  
49 assessments, obligations, and liabilities incurred through the effective date of  
50 termination, including obligations which extend beyond the effective date of  
51 termination.



- 1           (5)    The Commission shall not bear any costs incurred by the state which is  
2           found to be in default or which has been terminated from the Compact,  
3           unless agreed upon in writing between the Commission and the defaulting  
4           state.
- 5           (6)    The defaulting state may appeal the action of the Commission by petitioning  
6           the U.S. District Court for the state of Georgia or the federal district where  
7           the Compact has its principal offices. The prevailing member shall be  
8           awarded all costs of such litigation, including reasonable attorneys' fees.
- 9       (c)    Dispute Resolution. –
- 10          (1)    Upon request by a Compact State, the Commission shall attempt to resolve  
11          disputes related to the Compact which arise among Compact States and  
12          between Compact and Non-Compact States.
- 13          (2)    The Commission shall promulgate a rule providing for both mediation and  
14          binding dispute resolution for disputes that arise before the Commission.
- 15       (d)    Enforcement. –
- 16          (1)    The Commission, in the reasonable exercise of its discretion, shall enforce  
17          the provisions and Rules of this Compact.
- 18          (2)    By majority vote, the Commission may initiate legal action in the United  
19          States District Court for the State of Georgia or the federal district where the  
20          Compact has its principal offices against a Compact State in default to  
21          enforce compliance with the provisions of the Compact and its promulgated  
22          Rules and Bylaws. The relief sought may include both injunctive relief and  
23          damages. In the event judicial enforcement is necessary, the prevailing  
24          member shall be awarded all costs of such litigation, including reasonable  
25          attorneys' fees.
- 26          (3)    The remedies herein shall not be the exclusive remedies of the Commission.  
27          The Commission may pursue any other remedies available under federal or  
28          state law.

29    **§ 90-270.172. Date of implementation of the Psychology Interjurisdictional Compact**  
30    **Commission and associated rules, withdrawal, and amendments.**

31       (a)    The Compact shall come into effect on the date on which the Compact is enacted  
32       into law in the seventh Compact State. The provisions which become effective at that time shall  
33       be limited to the powers granted to the Commission relating to assembly and the promulgation  
34       of rules. Thereafter, the Commission shall meet and exercise rule-making powers necessary to  
35       the implementation and administration of the Compact.

36       (b)    Any state which joins the Compact subsequent to the Commission's initial adoption  
37       of the rules shall be subject to the rules as they exist on the date on which the Compact  
38       becomes law in that state. Any rule which has been previously adopted by the Commission  
39       shall have the full force and effect of law on the day the Compact becomes law in that state.

40       (c)    Any Compact State may withdraw from this Compact by enacting a statute  
41       repealing the same.

42          (1)    A Compact State's withdrawal shall not take effect until six months after  
43          enactment of the repealing statute.

44          (2)    Withdrawal shall not affect the continuing requirement of the withdrawing  
45          State's Psychology Regulatory Authority to comply with the investigative  
46          and adverse action reporting requirements of this act prior to the effective  
47          date of withdrawal.

48       (d)    Nothing contained in this Compact shall be construed to invalidate or prevent any  
49       psychology licensure agreement or other cooperative arrangement between a Compact State  
50       and a Non-Compact State which does not conflict with the provisions of this Compact.

1 (e) This Compact may be amended by the Compact States. No amendment to this  
2 Compact shall become effective and binding upon any Compact State until it is enacted into the  
3 law of all Compact States.

4 **"§ 90-270.173. Construction and severability.**

5 This Compact shall be liberally construed so as to effectuate the purposes thereof. If this  
6 Compact shall be held contrary to the constitution of any state member thereto, the Compact  
7 shall remain in full force and effect as to the remaining Compact States."

8 **SECTION 3.** This act becomes effective when at least seven states have enacted  
9 the Psychology Interjurisdictional Compact (PSYPACT) set forth in Section 2 of this act. The  
10 North Carolina Psychology Board shall report to the Revisor of Statutes when the Psychology  
11 Interjurisdictional Compact (PSYPACT) set forth in Section 2 of this act has been enacted by  
12 the seven member states.