

Dear Senators HEIDER, Souza, Jordan, and
Representatives WOOD, Packer, Chew:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the Bureau of Occupational Licenses - State Board of Psychologist Examiners:
IDAPA 24.12.01 - Rules of the Idaho Board of Psychologist Examiners - Proposed Rule (Docket No. 24-1201-1801).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative Services. The final date to call a meeting on the enclosed rules is no later than 11/05/2018. If a meeting is called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis from Legislative Services. The final date to hold a meeting on the enclosed rules is 12/05/2018.

The germane joint subcommittee may request a statement of economic impact with respect to a proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement, and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has been held.

To notify Research and Legislation, call 334-4854, or send a written request to the address on the memorandum attached below.



Eric Milstead
Director

Legislative Services Office

Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Health & Welfare Committee and the House Health & Welfare Committee
FROM: Legislative Research Analyst - Matt Drake
DATE: October 17, 2018
SUBJECT: Bureau of Occupational Licenses - State Board of Psychologist Examiners

IDAPA 24.12.01 - Rules of the Idaho Board of Psychologist Examiners - Proposed Rule (Docket No. 24-1201-1801)

Summary and Stated Reasons for the Rule

The Bureau of Occupational Licenses submits notice of proposed rulemaking related to the Idaho Board of Psychologist Examiners at IDAPA 24.12.01. The proposed rule reflects the Board's adoption of the National Examination for Professional Practice in Psychology (EPPP) as the national competency examination that applicants for licensure must pass. The proposed rule change also reflects that a passing score on the EPPP is determined by the examination developer rather than by obtaining a specific raw score.

Negotiated Rulemaking / Fiscal Impact

The Bureau states that negotiated rulemaking was not conducted because the proposed rule was discussed during noticed, open meetings of the Board. There is no fiscal impact.

Statutory Authority

The proposed rule is authorized by section 54-2305, Idaho Code.

cc: Bureau of Occupational Licenses - State Board of Psychologist Examiners
Tana Cory

*** PLEASE NOTE ***

Per the Idaho Constitution, all administrative rules must be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

IDAPA 24 – BUREAU OF OCCUPATIONAL LICENSES

24.12.01 – RULES OF THE IDAHO STATE BOARD OF PSYCHOLOGIST EXAMINERS

DOCKET NO. 24-1201-1801

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-2305, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 17, 2018.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The Idaho Board of Psychologist Examiners has adopted the National Examination for Professional Practice in Psychology (EPPP) as the national competency examination that applicants for licensure must pass. This proposed rule change is necessary to comply with changes being made to the examination. The proposed change will remove the specific raw score and scaled score and simply state that the passing score is determined by the examination developer.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased: N/A

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking: N/A

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted because the proposed changes to these rules were discussed during noticed, open meetings of the Board.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Jennifer Carr at (208) 334-3233.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 24, 2018.

Dated this 30th day of August, 2018.

Tana Cory, Bureau Chief
Bureau of Occupational Licenses
700 W. State Street
P.O. Box 83720
Boise, ID 83720
Phone: (208) 334-3233
Fax: (208) 334-3945

THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 24-1201-1801
(Only Those Sections With Amendments Are Shown.)

200. EXAMINATIONS (RULE 200).

01. Written Exam Required. ~~The Board will require a written examination of applicants. The written examination will be the~~ **Applicants for licensure must successfully pass the National Examination for Professional Practice in Psychology (EPPP).** ~~(3-20-04)()~~

02. Passing Score. ~~The Board has determined that a Δ passing score on the EPPP shall be a raw score of one hundred forty (140) or, for examinations after April 1, 2001, a scaled score of five hundred (500) for licensure will be determined by the Association of State and Provincial Psychology Boards (ASPPB).~~ ~~(3-20-04)()~~

03. Time and Place of Exam. The examination will be conducted at a time and place specified by the administrator of the ~~national examination for professional practice in psychology~~ (EPPP). ~~(5-8-09)()~~

04. Failure of Exam. The first time the examination is failed the applicant may take it again the next time it is given upon application and payment of fees. If the examination has been failed twice, the individual must wait at least one (1) year and petition the Board for approval to take the examination the third time. The petition shall include evidence satisfactory to the Board that the applicant has taken additional study in the field of Psychology before approval will be granted. (5-8-09)

05. Waiver of Exam. Upon application, the examination may be waived to an applicant who is a diplomat in good standing of the American Board of Professional Psychology. (3-20-04)