

February 11, 2021

The Honorable Brenda Landwehr, Chairperson  
House Committee on Health and Human Services  
Statehouse, Room 352C-S  
Topeka, Kansas 66612

Dear Representative Landwehr:

**SUBJECT:** Fiscal Note for HB 2209 by House Committee on Health and Human Services

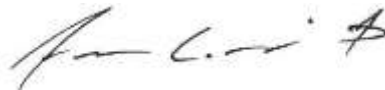
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2209 is respectfully submitted to your committee.

HB 2209 would add Kansas to the Psychology Interjurisdictional Compact, also known as PSYPACT. This compact was approved by the Association of State and Provincial Psychology Boards in 2015 to facilitate telehealth and temporary in-person, face-to-face practice of psychology across jurisdictional boundaries. Under the compact, each state's psychology regulatory authority is required to appoint a voting representative to the Psychology Interjurisdictional Compact Commission which is the governing body of PSYPACT responsible for creating and finalizing the bylaws and rules and regulations and granting psychologists the authority to practice across state boundaries. The bill would clarify procedures relating to home-state licensure compared to practice in other states; clarify compact privileges to practice telepsychology; and provide information on in-state practice in compact states. The bill would also define the procedures relating to adverse actions toward psychologists in compact states; authorities in different compact states; and oversight, dispute resolution, and enforcement.

The Behavioral Sciences Regulatory Board indicates enactment of HB 2209 could increase annual expenditures for additional hours spent by staff investigating complaints on new practitioners from compact states. However, the agency indicates it is unable to provide a fiscal effect, as the number of additional complaints that would need to be investigated cannot be estimated. The Board indicates the bill could also decrease revenues to the Behavioral Sciences Regulatory Board Fee Fund if psychologists licensed by the Board would choose not to renew their Kansas license or apply for temporary out-of-state permits and practice under the provisions of the compact. Since ten percent of fee fund revenue is remitted to the State General Fund, the

Board indicates the bill could also decrease revenue to the State General Fund. However, a fiscal effect cannot be estimated as the number of licensed psychologists who may choose to practice under the provisions of the compact and not renew their Kansas license or seek a temporary out-of-state permit is not known. Any fiscal effect associated with HB 2209 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt  
Director of the Budget

cc: David Fye, Behavioral Sciences