

**Department of State
Division of Publications**

312 Rosa L. Parks Ave., 8th Floor, Snodgrass/TN Tower
Nashville, TN 37243
Phone: 615-741-2650
Email: publications.information@tn.gov

For Department of State Use Only

Sequence Number: 03-23-25
Notice ID(s): 4000-4001
File Date: 3/28/2025

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Department of Health
Division:	Board of Examiners in Psychology
Contact Person:	Katherine Trawick, Associate Counsel Holt Whitt, Assistant Commissioner for Legislative Affairs
Address:	665 Mainstream Drive, Nashville, Tennessee 37243 710 James Robertson Parkway, Nashville, TN 37243
Phone:	(615) 741-1611 (615) 741-0948
Email:	Katherine.Trawick@tn.gov Holt.Whitt@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	ADA Coordinator
Address:	710 James Robertson Parkway Andrew Johnson Building, 5 th Floor, Nashville, Tennessee 37243
Phone:	(615) 741-6354
Email:	Marci.Martinez@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Metro Center		
Address 2:	665 Mainstream Drive, Iris Conference Room		
City:	Nashville, Tennessee		
Zip:	37228		
Hearing Date:	06/26/2025		
Hearing Time:	9:00 A.M.	<input checked="" type="checkbox"/> X CST/CDT	<input type="checkbox"/> EST/EDT

Additional Hearing Information:

--

Revision Type (check all that apply):

☒ Amendment

☐ New

☐ Repeal

SS-7037 (March 2020)

Rule(s) (ALL chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that **ALL** new rule and repealed rule numbers are listed in the chart below. Please enter only **ONE** Rule Number/Rule Title per row)

Chapter Number	Chapter Title
1180-01	General Rules Governing the Practice of Psychologists, Senior Psychological Examiners, Psychological Examiners, and Certified Psychological Assistants
Rule Number	Rule Title
1180-01-.02	Necessity of Licensure and Certification
1180-01-.08	Continuing Education

Chapter Number	Chapter Title
1180-02	Rules Governing Psychologists
Rule Number	Rule Title
1180-02-.04	Examinations
1180-02-.05	Temporary License
1180-02-.06	Provisional License
1180-02-.27	Telepsychology

Chapter 1180-01
General Rules Governing the Practice of Psychologists, Senior Psychological Examiners, Psychological Examiners, and
Certified Psychological Assistants

Amendments

Rule 1180-01-.02 Necessity of Licensure and Certification is amended by deleting paragraph (4) in its entirety and substituting instead the following language, so that as amended, the new paragraph shall read:

- (4) Prior to the engagement of the practice of psychology in Tennessee, a person must hold a current Tennessee license, certificate, temporary license, temporary certificate, or provisional license issued pursuant to Chapter 1180-02, Chapter 1180-03, or Chapter 1180-04, or an Authority to Practice Interjurisdictional Telepsychology or a Temporary Authorization to Practice pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502.

Authority: T.C.A. §§ 63-1-145, 63-1-146, 63-11-104, 63-11-201, 63-11-202, 63-11-203, 63-11-205 through 63-11-208, and 63-11-215.

Rule 1180-01-.08 Continuing Education is amended by deleting subparagraph (1)(b) in its entirety and substituting instead the following language, so that as amended, the new subparagraph shall read:

- (1) (b) Notwithstanding Rule 1180-01-.08(1)(a), licensees whose initial term of licensure is less than two (2) years shall have their required CE hours for the first renewal cycle prorated over the remaining months of that renewal cycle according to the following chart. A minimum of fifty percent (50%) of these hours must involve the opportunity for real time interaction during the event. At least twenty-five percent (25%) of the required hours must consist of continuing education provided by an APA approved sponsor. At least three (3) CE hours shall pertain to cultural diversity.

Months Licensed	CE Hours Required
1	6
2	8
3	10
4	12
5	14
6	16
7	18
8	20
9	22
10	24
11	26
12	28
13	30
14	32
15	34
16	36
17	38
18-24	40

Authority: T.C.A. §§ 63-2-101, 63-6-712, 63-11-104, 63-11-201, 63-11-206, 63-11-215, and 63-11-218.
SS-7037 (March 2020)

Chapter 1180-02
Rules Governing Psychologists

Amendments

Rule 1180-02-.04 Examinations is amended by deleting part (2)(b)1 in its entirety and substituting instead the following language, so that as amended, the new part shall read:

- (2) (b) 1. The examination test site is the Board's administrative office or at an approved testing site.

Authority: T.C.A. §§ 63-11-104, 63-11-208, 63-11-209, 63-11-210, and 63-11-211.

Rule 1180-02-.05 Temporary License is amended by deleting paragraph (1), parts (2)(b)1, (2)(b)2, (2)(b)3, and (2)(b)4 in their entirety and substituting instead the following language, so that as amended, the new paragraph and parts shall read:

- (1) The Board may issue a temporary license to an applicant for licensure as a Psychologist who has completed the academic course work and training required for the license sought but has not yet taken the required written examination, or to an applicant who has a current license from another state or territory. If the applicant is seeking HSP Designation, the qualifying internship and year of post-internship, postdoctoral supervised experience must be completed. The Board shall designate a current Board member or qualified person to review applications and approve, deny or defer them to a quorum of the Board for consideration.
- (2) (b) 1. Failure of the second (2nd) written examination. However, the temporary license will remain valid until thirty (30) days after the date a temporary licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the temporary licensee's clients.
2. Failure to take the written examination within one hundred and twenty (120) days of the issuance of the temporary license.
3. Failure of the second (2nd) ethics and jurisprudence examination. However, the temporary license will remain valid until thirty (30) days after the date a temporary licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the temporary licensee's clients.
4. Expiration of the twelve (12) month period established by law. However, the board may extend the expiration date of a temporary license following a petition from the licensee and finding that extraordinary circumstances exist that necessitate a delay in taking a required written examination prior to the expiration of the initial temporary license period.

Authority: T.C.A. §§ 63-11-104, 63-11-201, 63-11-206, 63-11-208, 63-11-209, 63-11-210, 63-11-211, and 63-11-215.

Rule 1180-02-.06 Provisional License is amended by deleting subparagraphs (5)(a) and (5)(b) in their entirety and substituting instead the following language, so that as amended, the new subparagraphs shall read:

- (5) (a) Failure to take the EPPP within one (1) year of the issuance of the provisional license or the second failure of the EPPP after the issuance of the provisional license. However, the provisional license will remain valid until thirty (30) days after the date a provisional licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the provisional licensee's clients.
- (b) The second (2nd) failure of the ethics and jurisprudence exam after the issuance of the provisional license.

However, the provisional license will remain valid until thirty (30) days after the date a provisional licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the provisional licensee's clients.

Authority: T.C.A. §§ 63-11-104, 63-11-203, 63-11-204, 63-11-206, 63-11-208, 63-11-209, 63-11-210, 63-11-211, and 63-11-215.

Rule 1180-02-.27 Telepsychology is amended by deleting paragraphs (3) and (4) in their entirety and substituting instead the following language, so that as amended, the new paragraphs shall read:

- (3) In order to practice telepsychology in the state of Tennessee, one must hold a current, valid psychology license issued by the Tennessee Board of Examiners in Psychology or an Authority to Practice Interjurisdictional Telepsychology pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502. The scope of practice of a Psychologist is prescribed and limited by Tennessee Code Annotated, Title 63, Chapter 11 and the rules set forth in this chapter and Chapter 1180-01.
- (4) Licensees cannot provide telepsychology to patients domiciled or physically located in any jurisdiction other than Tennessee, absent an Authority to Practice Interjurisdictional Telepsychology pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502. The provision of telepsychology to any person domiciled or otherwise physically located in the State of Tennessee subjects the licensee to the jurisdiction of the Board in all matters set forth in the Tennessee Psychology Practice Act and implementing rules and regulations, including all matters related to discipline.

Authority: T.C.A. §§ 63-1-155, 63-11-104, and 63-11-203.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 03/28/2025

Signature: Katherine Trawick

Name of Officer: Katherine Trawick

Title of Officer: Associate Counsel, Department of Health

Department of State Use Only

Filed with the Department of State on: 3/28/2025

Tre Hargett

Tre Hargett
Secretary of State

RECEIVED

Mar 28 2025, 4:02 pm

Secretary of State
Division of Publications

1180-01-.02 NECESSITY OF LICENSURE AND CERTIFICATION.

- (1) As one of the healing arts, the practice of psychology is restricted to those persons licensed or certified by the Board. Persons engaging in the practice of psychology without being licensed or certified are in violation of T.C.A. §§ 63-1-123 and 63-11-206.
- (2) Any person who holds himself or herself out to the public by any means, such as using a title on signs, mailboxes, address plates, stationery, announcements, telephone listings, calling cards or other instruments of professional identification, as being engaged in the practice of psychology is required to be licensed unless specifically excepted pursuant to T.C.A. §§ 63-11-205(a), (b), (c) and (d) and 63-11-206(b), (c), (d) and (g).
- (3) Any person who delivers health services to the public as a Psychologist or as a Senior Psychological Examiner, whether or not for remuneration and wherever housed, whether a university, college or laboratory setting, must be licensed with HSP designation; any Psychological Examiner delivering services to the public, whether or not for remuneration and wherever housed, must be licensed; any Certified Psychological Assistant delivering services to the public, whether or not for remuneration and wherever housed, must be certified.
- (4) Prior to the engagement of the practice of psychology in Tennessee, a person must hold a current Tennessee license, certificate, temporary license, temporary certificate, or provisional license issued pursuant to Chapter 1180-02, Chapter 1180-03, or Chapter 1180-04, or an Authority to Practice Interjurisdictional Telepsychology or a Temporary Authorization to Practice pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502.
- (5) Use of Titles
 - (a) Any person who possesses a valid, unsuspended and unrevoked psychologist license issued by the Board has the right to use the title "Psychologist" and to practice psychology, as defined in T.C.A. § 63-11-203.
 - (b) Any person who possesses a valid, unsuspended and unrevoked psychological examiner or senior psychological examiner license issued by the Board has the right to use the titles "Psychological Examiner" or "Senior Psychological Examiner," as applicable, and to practice psychology, as defined in T.C.A. § 63-11-202.
 - (c) Any person who possesses a valid, unsuspended and unrevoked psychological assistant certification issued by the Board has the right to use the title "Certified Psychological Assistant" and to practice psychology under supervision as defined in Rule 1180-04-.01.
 - (d) Violation of this rule regarding use of titles shall constitute unprofessional conduct and subject the licensee or certificate holder to disciplinary action.

Authority: T.C.A. §§ ~~4-5-202, 4-5-204,~~ 63-1-145, 63-1-146, 63-11-104, ~~63-11-201,~~ 63-11-202, 63-11-203, and 63-11-205 through 63-11-208, and ~~63-11-215.~~

1180-01-.08 CONTINUING EDUCATION.

- (1) Hours required for Psychologists, Senior Psychological Examiners, and Psychological Examiners:

- (a) Psychologists, Senior Psychological Examiners, and Psychological Examiners are required to obtain forty (40) hours of continuing education (CE) credit every two (2) years. This CE shall be acquired in the two (2) calendar years (January 1 - December 31) prior to the licensure renewal year. A minimum of twenty (20) of these hours must involve the opportunity for real time interaction during the event. At least nine (9) of the forty (40) hours must consist of continuing education provided by an APA approved sponsor.
- (b) Notwithstanding Rule 1180-01-.08(1)(a), licensees whose initial term of licensure ~~is~~ was less than two (2) years ~~shall have their required CE hours for the first renewal cycle prorated over the remaining months of that renewal cycle according to the following chart. must obtain at least thirty (30) CE hours to satisfy the CE requirement for the first renewal cycle.~~ A minimum of ~~fifty percent (50%)~~ twenty (20) of these hours must involve the opportunity for real time interaction during the event. At least ~~twenty-five percent (25%)~~ nine (9) of the ~~required thirty (30)~~ hours must consist of continuing education provided by an APA approved sponsor. At least three (3) CE hours shall pertain to cultural diversity.

<u>Months Licensed</u>	<u>CE Hours Required</u>
<u>1</u>	<u>6</u>
<u>2</u>	<u>8</u>
<u>3</u>	<u>10</u>
<u>4</u>	<u>12</u>
<u>5</u>	<u>14</u>
<u>6</u>	<u>16</u>
<u>7</u>	<u>18</u>
<u>8</u>	<u>20</u>
<u>9</u>	<u>22</u>
<u>10</u>	<u>24</u>
<u>11</u>	<u>26</u>
<u>12</u>	<u>28</u>
<u>13</u>	<u>30</u>
<u>14</u>	<u>32</u>
<u>15</u>	<u>34</u>
<u>16</u>	<u>36</u>
<u>17</u>	<u>38</u>
<u>18-24</u>	<u>40</u>

- (c) Certified Psychological Assistants are required to pursue continuing education activities as directed by the supervising psychologist, as provided in Rule 1180-04-.01(4)(f).
- (d) Three (3) CE hours shall pertain to cultural diversity as specifically noted in the title, description of objectives, or curriculum of the presentation, symposium, workshop, seminar, course or activity. Cultural diversity includes aspects of identity stemming from age, disability, gender, race/ethnicity, religious/spiritual orientation, sexual orientation, socioeconomic status, and other cultural dimensions. The topic of the presentation, symposium, workshop, seminar, course or activity need not be on cultural diversity, but one of the objectives or descriptions of the topics covered, shall clearly indicate attention to cultural diversity.

- (e) A total of three (3) hours of continuing education provided by an APA approved sponsor or other sponsor approved continuing education, as referenced below in Rule 1180-01-.08(2)(a) and (b), shall pertain to a combination of all of the following areas:
 - 1. Tennessee Code Annotated, Title 63, Chapter 11; and
 - 2. Official Compilation, Rules and Regulations of the State of Tennessee, Chapters 1180-01, 1180-02, 1180-03 and 1180-04; and
 - 3. Professional ethics for psychologists.
 - (f) Experiences unacceptable as continuing education include, but are not limited to, administrative activities; psychotherapy; personal growth or enrichment; regular work activities as a psychologist; independent, unstructured or self-structured learning; and home study (unless it constitutes continuing education provided by an APA approved sponsor, or other sponsor approved continuing education, as referenced below in Rule 1180-01-.08(2)(a) and (b)).
- (2) Acceptable Continuing Education
- (a) Continuing Education Provided by an APA Approved Sponsor - These are continuing education programs which are postdoctoral in nature and include formal learning objectives and evaluation of learning activities. At least nine (9) hours of CE must be obtained from an APA approved sponsor each license cycle and may include CE hours referenced in Rule 1180-01-.08(1)(e) above.
 - (b) Other Sponsor Approved Continuing Education - These are formal activities which are psychological in nature, provide documentation of attendance, and have a pre-assigned number of CE credits. Offerings can be sponsored by a regional psychological association, a state psychological association, a recognized and relevant national, regional or state professional credentialing body, an institution housing an APA-approved internship program, or a nationally recognized accredited college or university with a health-related professional training program.
 - (c) Professional
 - 1. Clinical peer consultation groups - "Peer Consultation" refers to a structured and organized system of interaction with colleague(s) designed to help broaden professional knowledge and expertise and reduce professional isolation. Examples of peer consultation include meeting with colleague(s) in research groups, journal clubs, and case consultations, with a structured, organized format, in person or electronically, with a focus on professional practice. In order to obtain CE hours for peer consultation, a minimum of ten (10) hours is required per renewal cycle. One hour of peer consultation is equal to one CE credit hour. A maximum amount of twenty (20) CE hours can be received biennially. Acceptable documentation will consist of date, time, duration, location, attendees, and topic.
 - 2. Workshops, seminars or courses - Relevant non-accredited psychology workshops, seminars or courses can be completed for a maximum of ten (10) hours of CE credit per year. Acceptable documentation will consist of certificates of attendance or registration receipts.

3. Serving as a member of the Board shall be assigned a maximum of ten (10) CE hours per year. Serving as a member of the Board will satisfy the requirement listed in 1180-01-.08(1)(e).
4. Serving in a position, for at least one (1) year, that is relevant to the practice of psychology with the state psychological association or national psychological association shall be assigned a maximum of five (5) CE hours per year.
5. Providing clinical supervision to students, interns, and post-graduate clinicians shall be assigned a maximum of five (5) CE hours per two (2) calendar years (January 1 - December 31).
6. Passing the Tennessee Ethics and Jurisprudence Exam shall be assigned a maximum of three (3) CE hours during the initial term of licensure. These three (3) hours will satisfy the requirement listed in 1180-01-.08(1)(e).

(d) Academic

1. Teaching and Presentations

- (i) Psychology presentations at relevant professional meetings. Acceptable documentation will consist of a copy of the program or agenda and the number of clock hours. A maximum of three (3) CE hours per presentation is allowed.
- (ii) Preparation and delivery of guest lectures to academic or public groups. Acceptable documentation will consist of a copy of a printed agenda, program or class syllabus. A maximum of one (1) CE hour per lecture is allowed.
- (iii) Developing and teaching an academic psychology course in an institution accredited by a regional accrediting association. For the initial development of the course and its teaching, one semester-length, three (3) credit hour course equals twenty (20) CE hours; one quarter-length, three (3) credit hour course equals fourteen (14) CE hours. Acceptable documentation will consist of a letter from the department head or dean of the institution stating that the licensee taught the course for the first time and the number of credits assigned for the course.

2. Publications

- (i) Writing or editing a published book, or writing a book chapter or a refereed journal article shall be assigned twenty (20) hours of CE credit. Acceptable documentation will consist of proof of publication.
- (ii) Being the principal editor of a journal or serving on the editorial board of a journal article shall be assigned twenty (20) hours of CE credit. Acceptable documentation will consist of proof of publication.
- (iii) Serving as a reviewer of a journal article shall be assigned five (5) hours of CE credit per manuscript up to a maximum of twenty (20) hours per

licensure cycle. Acceptable documentation will consist of confirmation of completed reviews.

3. Graduate Courses and ABPP Exam

- (i) Passing a graduate course in an APA-approved graduate psychology program shall be assigned five (5) CE hours per credit hour. A maximum of fifteen (15) CE hours is allowed.
 - (ii) Passing the ABPP exam shall be assigned twenty (20) hours of CE credit.
 - (e) Voluntary Provision of Healthcare Services - Psychologists, Senior Psychological Examiners, and Psychological Examiners may satisfy one (1) hour of continuing education through the performance of one (1) hour of voluntary provision of healthcare services. The maximum amount of annual hours that can be received by performing voluntary healthcare services is four (4) hours. Evidence of such voluntary healthcare services must include a letter on official letterhead from the sponsoring organization identifying the date that the voluntary healthcare services were completed and the number of voluntary healthcare service hours that were completed pursuant to T.C.A. § 63-6-712.
- (3) Each licensee shall maintain documentation of CE hours for five (5) years and should prepare a summary report with documentation yearly. Documentation of completed CE hours must be produced for inspection and verification if requested in writing by the Board. The Board shall not maintain CE files.
- (4) Violations
- (a) Any licensee who falsely certifies attendance and completion of the required CE hours may be subject to disciplinary action pursuant to T.C.A. § 63-11-215.
 - (b) Any licensee who fails to obtain the required CE hours may be subject to disciplinary action pursuant to T.C.A. § 63-11-215.
- (5) Waiver of Continuing Education
- (a) The Board may grant a waiver of the need to attend and complete the required hours of continuing education where illness, disability, or other undue hardship beyond the control of the licensee prevents a licensee from complying.
 - (b) Waivers will be considered only on an individual basis and may be requested by submitting the following items to the Board Administrative Office prior to the end of the licensure cycle in which the continuing education is due:
 - 1. A written request for a waiver which specifies what requirement is sought to be waived and the reasons for the request.
 - 2. Any documentation which supports the reason for the waiver requested or which is subsequently requested by the Board.
 - (c) A waiver approved by the Board is effective for only the renewal period for which the waiver is sought unless otherwise specified in writing by the Board.

- (d) The Board Consultant and the designee are authorized to grant or deny requests for waivers subject to subsequent Board ratification.

Authority: T.C.A. §§ ~~4-5-202, 4-5-204~~, 63-2-101, 63-6-712, 63-11-104, 63-11-201, 63-11-206, 63-11-215, and 63-11-218.

1180-02-.04 EXAMINATIONS.

- (1) Written examination. The method of administration for the written examination shall be "pencil and paper" or "computer delivered."
 - (a) The written examination is the EPPP provided by the Professional Examination Service (PES). This is a test covering basic psychological science, professional application, ethics and related considerations in psychology.
 - 1. PES shall provide applications for examination to applicants.
 - 2. Following written Board approval to take the written examination, the applicant shall submit the written examination application along with the required fee to PES.
 - 3. The applicant may receive additional information concerning this test by writing to Professional Examination Service, 475 Riverside Drive, New York, New York 10115.
 - 4. PES will send written authorization to test, or eligibility letter, to the applicant with instructions to contact the chosen testing provider.
 - 5. The applicant will contact the testing provider to schedule the examination at the applicant's choice of testing provider locations.
 - (i) Applicants must take the examination within sixty (60) days of the date on the eligibility letter provided by PES. If the applicant does not take the examination within this time period, he/she will be removed from the eligibility listings of the testing provider and will be required to begin the examination application process again.
 - (ii) Applicants may reschedule the examination up to two (2) working days prior to the scheduled test date by calling the toll-free number provided to them in their eligibility letter without penalty. Applicants who fail to give such notice to the testing provider, and who fail to sit for the examination as scheduled, will forfeit the examination fees paid and will be required to begin the examination application process again.
 - (b) The passing score at the Psychologist level for the "pencil and paper" version shall be a score which is equal to or greater than a score which is seventy percent (70%) correct, as reported in the EPPP statistical data provided by the Professional Examination Service for each administration of the examination or shall be a score which is that set as the passing score for Psychologists by the ASPPB for the EPPP.
 - (c) The passing score at the Psychologist level for the "computer delivered" version shall be a scaled score which is equal to or greater than five hundred (500), as reported in the EPPP

statistical data provided by the Professional Examination Service for each administration of the examination or shall be a score which is that set as the passing score for Psychologists by the ASPPB for the EPPP.

- (2) Ethics and jurisprudence examination. All applicants for licensure must successfully complete the Board's ethics and jurisprudence examination as a prerequisite to licensure.
- (a) The Board shall mail a registration form to applicants for licensure who have paid all applicable fees required by Rule 1180-01-.03, and who have successfully completed all requirements for licensure except for successful completion of the ethics and jurisprudence examination.
 - (b) Upon receiving the registration form, the applicant shall contact the Board's administrative office and schedule a time to take the ethics and jurisprudence examination.
 - 1. The examination test site is the Board's administrative office or at an approved testing site.
 - 2. The applicant shall bring the registration form and photo identification to the examination.
 - 3. The examination shall be completed in two (2) hours or less.
 - (c) The scope and content of the examination shall be determined by the Board but limited to
 - 1. Tennessee Code Annotated, Title 33, Chapter 3, Parts 1 and 2 and Chapter 6, Part 4; and
 - 2. Tennessee Code Annotated, Title 37, Chapter 1, Part 4, Section 403; and
 - 3. Tennessee Code Annotated, Title 63, Chapters 2 and 11; and
 - 4. Official Compilation, Rules and Regulations of the State of Tennessee, Chapters 1180-01, 1180-02, 1180-03, and 1180-04; and
 - 5. The version of the "Ethical Standards" which are part of the "Ethical Principles of Psychologists and Code of Conduct" published by the American Psychological Association (A.P.A.), and approved by the A.P.A.'s Council of Representatives on August 21, 2002 to become effective on June 1, 2003.
 - (d) The Board shall provide copies of the applicable statutes, regulations, and the "Ethical Standards" for use during the examination. No other copies may be used during the examination. Information on how to acquire copies of the applicable statutes, regulations, and the "Ethical Standards" for study purposes is available upon request from the Board's administrative office.
 - (e) The format of the examination shall be "open-book."
 - (f) Correctly answering ninety percent (90%) of the examination questions shall constitute successful completion of the ethics and jurisprudence exam.

- (3) The Board may delay a decision on eligibility to take the written examination(s) and/or the ethics and jurisprudence examination for any candidate for whom the Board has requested additional information.
- (4) The Board shall schedule a meeting within ninety (90) days following the completion of all examinations at which time the Board will consider completed applications and examination results for the purpose of licensure.
- (5) Failure of examinations.
 - (a) If the Board determines that the applicant has not passed the written examination, the applicant may request to take another written examination which will be scheduled no sooner than sixty (60) days after the previous written examination.
 1. An applicant may take the examination no more than four (4) times in a twelve (12) month period.
 2. Upon payment of appropriate reexamination fees, the applicant may take the written examination again.
 - (b) If the Board determines that the applicant has failed to successfully complete the ethics and jurisprudence examination, the applicant will be mailed another registration form.
 1. Upon receiving the registration form to retake the examination, the applicant shall contact the Board's administrative office and schedule a time and location to retake the ethics and jurisprudence examination.
 2. The applicant shall mail the registration form and the Ethics and Jurisprudence Re-Examination Fee, as provided in Rule 1180-01-.03, to the Board's administrative office.
 3. The examination test site is the Board's administrative office.
 4. The applicant shall bring photo identification to the examination.
 5. The examination shall be completed in two (2) hours or less.
 6. The applicant must continue to retake the examination until it has been successfully completed before the licensure application will be deemed complete and presented to the Board for consideration.

Authority: T.C.A. §§ ~~4-5-202, 4-5-204~~, 63-11-104, 63-11-208, 63-11-209, 63-11-210, and 63-11-211.

1180-02-.05 TEMPORARY LICENSE.

- (1) The Board may issue a temporary license to an applicant for licensure as a Psychologist who has completed the academic course work and training required for the license sought but has not yet taken the required written examination, or to an applicant who has a current license from another state or territory. If the applicant is seeking HSP Designation, the qualifying internship and year of post-internship, postdoctoral supervised experience must be completed. The Board shall designate

a current Board member or qualified person to review applications and approve, deny or defer them to a quorum of the Board for consideration.

(2) Temporary license for unlicensed applicants.

- (a) The temporary license will allow the applicant to perform the functions specified in T.C.A. § 63-11-203 for which the applicant is seeking licensure only under qualified supervision.
- (b) The temporary license shall become invalid for the following reasons:
 - 1. Failure of the second (2nd) written examination. However, the temporary license will remain valid until thirty (30) days after the date a temporary licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the temporary licensee's clients.
 - 2. Failure to take the written examination within one hundred and twenty (120) days of the issuance of the temporary license.
 - 3. Failure of the second (2nd) ethics and jurisprudence examination. However, the temporary license will remain valid until thirty (30) days after the date a temporary licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the temporary licensee's clients.
 - 4. Expiration of the twelve (12) month period established by law. However, the board may extend the expiration date of a temporary license following a petition from the licensee and finding that extraordinary circumstances exist that necessitate a delay in taking a required written examination prior to the expiration of the initial temporary license period.
- (c) When the temporary license becomes invalid for any reason or expires, it must be returned to the Board office within ten (10) days. The supervisor shall be responsible for monitoring this requirement and the Board will notify the supervisor when the temporary license becomes invalid.
- (d) An application for a temporary license will be considered only when the application is completed and the applicant is approved by the Board to be scheduled for an initial written examination.
- (e) When an applicant is applying for a temporary license, successful completion of an academic course of study must be verified in one (1) of two (2) ways:
 - 1. By an official transcript verifying the date upon which the degree was conferred.
 - 2. By a formal written statement bearing the official seal of the educational institution from the registrar attesting to the completion of all educational requirements.
- (f) A licensed Senior Psychological Examiner or a licensed Psychological Examiner applying at the Psychologist level may be granted a temporary license without regard to the results of earlier written examinations taken at the Psychological Examiner level.

- (3) Temporary license for applicants licensed in other jurisdictions.
- (a) A temporary license may be issued to a Psychologist licensed in another jurisdiction who has been in the continuous practice of psychology in good standing and who is not the subject of a current investigation (if such information is discloseable) or litigation for criminal, professional practice or ethical violations.
 - (b) Such Psychologist licensed in another jurisdiction must meet the educational requirements for licensure as a Psychologist in Tennessee and have passed the EPPP with a score as required by Rule 1180-02-.04. If the Psychologist is seeking HSP designation he/she must have completed a qualifying internship and a year of post-internship, postdoctoral supervised experience or be listed in the National Register of Health Service Providers in Psychology.
 - (c) The temporary license will allow the applicant to perform the functions specified in T.C.A. § 63-11-203 under the qualified supervision of a Psychologist licensed in Tennessee. If seeking HSP designation, supervision must be provided by a Tennessee licensed Psychologist with HSP designation.
 - (d) The temporary license becomes invalid upon failure of the second (2nd) ethics and jurisprudence examination.
 - (e) The temporary license becomes invalid upon the expiration of the twelve (12) month period.
 - (f) A psychologist licensed in another jurisdiction can apply to the Board for authorization to perform functions listed in T.C.A. § 63-11-203 for a period not to exceed twelve (12) days within a one (1) year period. A written request for authorization must include the reason for the authorization, the dates of these activities, and the name of the supervising Tennessee psychologist. A letter from the supervising psychologist and a verification of a valid license in good standing must also be submitted. The Board shall designate a current Board member or qualified person to review the authorization request and approve, deny or defer such request to a quorum of the Board for consideration.
- (4) All applicants for temporary licensure shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.

| Authority: T.C.A. §§ ~~4-5-202, 4-5-204~~, 63-11-104, 63-11-201, 63-11-206, 63-11-208, 63-11-209, 63-11-210, 63-11-211, and 63-11-215.

1180-02-.06 PROVISIONAL LICENSE.

- (1) The Board may issue a provisional license to an applicant for licensure as a Psychologist with HSP designation who has completed the academic coursework and a qualifying internship, but not the postdoctoral supervised experience. The Board shall designate a current Board member or qualified person to review applications and approve, deny or defer them to a quorum of the Board for consideration.
- (2) An applicant for provisional licensure shall cause to be submitted to the Board's administrative office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.

- (3) The provisional license will allow the applicant to perform the functions specified in T.C.A. § 63-11-203 only under qualified supervision. A provisional license will be valid for one (1) year, but may be extended for additional years for the purposes of allowing the applicant to complete the required nineteen hundred (1900) hours of postdoctoral supervised experience required for HSP designation. The Board may approve an extension beyond the second year for those applicants who are tenure-track faculty in a department of psychology that has a graduate psychology-training program. The faculty appointment must be confirmed in a letter from the chair of that psychology department. The Board may approve an extension beyond the second year for those applicants who can document a disability that prohibits less than half time practice. A written request must be sent to the Board for any extension of the provisional license.
- (a) Each time a provisional licensee requests an extension of the provisional license expiration date, the provisional licensee shall submit a new application for provisional licensure.
- (b) The new application for provisional licensure shall be accompanied by a provisional license fee, as provided in Rule 1180-1-.03.
- (4) For applicants where a medical illness, pregnancy and childbirth, or illness of a dependent interrupts the postdoctoral supervised experience, the applicant should submit to the board a written request for a suspension of the provisional license.
- (5) The provisional license shall become invalid for the following reasons:
- (a) Failure to take the EPPP within one (1) year of the issuance of the provisional license or the second failure of the EPPP after the issuance of the provisional license. However, the provisional license will remain valid until thirty (30) days after the date a provisional licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the provisional licensee's clients.
- (b) The second (2nd) failure of the ethics and jurisprudence exam after the issuance of the provisional license. However, the provisional license will remain valid until thirty (30) days after the date a provisional licensee receives notice of the second failure, during which time the licensee and the licensee's supervisor shall ensure the notification and transfer of care for the provisional licensee's clients.
- (c) Expiration of the provisional license.
- (6) When the provisional license becomes invalid for any reason it must be returned to the Board office within ten (10) days. The supervisor shall be responsible for the monitoring this requirement and the Board will notify the supervisor when the provisional license becomes invalid.

Authority: T.C.A. §§ ~~4-5-202, 4-5-204~~, 63-11-104, 63-11-203, 63-11-204, 63-11-206, 63-11-208, 63-11-209, 63-11-210, 63-11-211, and 63-11-215.

1180-02-.27 TELEPSYCHOLOGY.

- (1) Telepsychology means the practice of psychology via electronic communications technology by persons licensed under T.C.A. § 63-11-203. Electronic communications technology is information exchanged typically using audio or visual technology that is part of a plan of care during a scheduled or agreed upon time.

- (2) Whenever feasible, secure communications shall be used, such as encrypted text messages, secure email, secure websites or secure real-time video.
- (3) In order to practice telepsychology in the state of Tennessee, one must hold a current, valid psychology license issued by the Tennessee Board of Examiners in Psychology or an Authority to Practice Interjurisdictional Telepsychology pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502. The scope of practice of a Psychologist is prescribed and limited by Tennessee Code Annotated, Title 63, Chapter 11 and the rules set forth in this chapter and Chapter 1180-01.
- (4) Licensees cannot provide telepsychology to patients domiciled or physically located in any jurisdiction other than Tennessee, absent an Authority to Practice Interjurisdictional Telepsychology pursuant to the Psychology Interjurisdictional Compact codified at T.C.A. § 63-11-502. The provision of telepsychology to any person domiciled or otherwise physically located in the State of Tennessee subjects the licensee to the jurisdiction of the Board in all matters set forth in the Tennessee Psychology Practice Act and implementing rules and regulations, including all matters related to discipline.
- (5) Licensees should recognize that telepsychology is not appropriate for all psychological problems and patients, and decisions regarding the appropriate use of telepsychology shall be made on a case-by-case basis. Licensees practicing via telepsychology should be aware of potential risks incurred when practicing psychology through the use of electronic communications and take special care to conduct their professional practice in a manner that protects the welfare of the patient. Licensees practicing telepsychology shall:
 - (a) Conduct a risk-benefit analysis and document findings specific to:
 1. Whether the patient's presenting problems and apparent condition are consistent with the use of telepsychology to the patient's benefit; and
 2. Whether the patient has sufficient knowledge and skills in the use of the technology involved in rendering the service or can use a personal aid or assistive device to benefit from the service.
 - (b) Not provide telepsychology services to any person or persons when the outcome of the risk-benefit analysis is inconsistent with the delivery of telepsychology services, whether related to clinical or technological issues.
 - (c) Prior to providing telepsychology services, obtain the written informed consent of the patient which must include, but is not limited to:
 1. The limitations and innovative nature of using electronic communications in the provision of psychology services;
 2. The potential risks to confidentiality of information due to the use of electronic communication;
 3. The potential risks of sudden and unpredictable disruption of telepsychology services and how an alternative means of re-establishing electronic or other connection will be used under such circumstances;
 4. The time and manner in which the licensee will respond to electronic messages;

5. The emergent circumstances when the licensee and patient will use alternative means of communication;
 6. The other parties who may have access to communications between the patient and the licensee;
 7. The specific methods for ensuring that a patient's electronic communications are directed only to the licensee or supervisee; and
 8. The manner in which the licensee will store electronic communications exchanged with the patient.
- (d) Upon initial and subsequent contacts with the patient, make reasonable efforts to verify the identity of the patient.
 - (e) Obtain alternative means of contacting the patient.
 - (f) Provide the patient with alternative means of contacting the licensee.
 - (g) Establish a written agreement with the patient relative to the patient's access to face-to-face emergency services in the patient's geographical area in instances such as, but not limited to, the patient experiencing a suicidal or homicidal crisis.
 - (h) Make reasonable efforts to protect and maintain the confidentiality of the data and information relating to their patients and inform them of the potentially increased risks, if any, of loss of confidentiality inherent in the use of electronic communications.
 - (i) Ensure that confidential communications stored electronically cannot be recovered and/or accessed by unauthorized persons when the licensee disposes of electronic equipment and data.
 - (j) Document in the patient record that the licensee conducted a patient encounter via electronic communication and state the type or form of electronic communication used.
 - (k) Comply with all patient record requirements as defined in Rule 1180-01-.06.
- (6) In the context of a face-to-face professional relationship, the following are exempt from this rule:
 - (a) Electronic communications used specific to appointment scheduling, billing, and/or the establishment of benefits and eligibility for services; and
 - (b) Telephone or other electronic communications made for the purpose of ensuring patient welfare in accordance with reasonable professional judgment.
 - (7) Licensees providing supervision via telepsychology shall be aware of the potential risks incurred when providing supervision through the use of electronic communications and take special care to conduct their supervision in a manner that protects the welfare of the patients. Licensees providing supervision via electronic communications shall:
 - (a) Consider and document findings specific to:

1. Whether the patient's presenting problems and apparent condition are consistent with the use of telepsychology in the supervisory process to the patient's benefit; and
 2. Whether the supervisee has sufficient knowledge and skills in the use of the technology involved in rendering the supervision.
- (b) Not provide supervision via telepsychology services to any supervisee when the outcome of the analysis required in parts (7)(a)1. and (7)(a)2. of this rule is inconsistent with the delivery of supervision via telepsychology, whether related to issues involving a given case or issues involving the technological knowledge and skills of the supervisee.
- (c) Prior to providing supervision via telepsychology services, the supervisor and supervisee shall enter into a written agreement which must include, but is not limited to:
1. The potential risks of sudden unpredictable disruption of supervision that is dependent upon telepsychology services and a plan for an alternative means of re-establishing electronic or other connection under such circumstances;
 2. The time and manner by which the supervisor will respond to routine electronic messages from the supervisee;
 3. The emergent circumstances when the supervisor and supervisee will use alternative means of communication; and
 4. The precautionary measures that the supervisor and supervisee will take to ensure that confidential communications stored electronically cannot be recovered and/or accessed by unauthorized persons when the licensee disposes of electronic equipment and data.
- (d) Upon initial and subsequent contact with the supervisee, make reasonable efforts to verify the identity of the supervisee.
- (e) Obtain alternative means of contacting the supervisee.
- (f) Provide to the supervisee alternative means of contacting the supervisor.

Authority: T.C.A. §§ 63-1-155, 63-11-104, and 63-11-203.