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## **MARRIAGE AND FAMILY THERAPIST SECTION**

### **MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING AND SOCIAL WORK EXAMINING BOARD**

**Room 121A, 1400 East Washington Avenue, Madison WI**

**Contact: Dan Williams (608) 266-2112**

**December 19, 2014**

*The following agenda describes the issues that the Section plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions of the Section. A quorum of the MPSW Joint Board may be present.*

**9:30 A.M.**

#### **AGENDA**

#### **CALL TO ORDER – ROLL CALL – OPEN SESSION**

- A. Adoption of the Agenda (1-2)**
- B. Approval of the Minutes of July 28, 2014 (3)**
- C. Administrative Matters – Discussion and Consideration**
  - 1) Staff Updates
  - 2) Board Member – Term Expiration Date
    - a. Peter Fabian – 7/1/2018
    - b. Alice Hanson-Drew – 7/1/2013
    - c. Linda Pellmann – 7/1/2015
    - d. MFT Public Member – **Vacancy**
- D. Legislative and Administrative Rule Matters – Discussion and Consideration**
  - 1) Draft Amending MPSW 16 Relating to Supervised Hours **(4-7)**
  - 2) Scope Amending MPSW 16, 17 Relating to MFT Licensure **(8-9)**
  - 3) Update on Pending and Possible Rule Making Projects
- E. Whitewater MFT Program Request for Approval – Discussion and Consideration (10)**
- F. Temporary License Renewal – Discussion and Consideration (11)**
- G. Discussion and Consideration of Items Received After Preparation of the Agenda:**
  - 1) Introductions, Announcements and Recognition

- 2) Presentation(s) of Petition(s) for Summary Suspension
- 3) Presentation(s) of Proposed Stipulation(s), Final Decision(s) and Order(s)
- 4) Presentation of Proposed Final Decision and Order(s)
- 5) Informational Item(s)
- 6) Division of Legal Services and Compliance (DLSC) Matters
- 7) Education and Examination Matters
- 8) Credentialing Matters
- 9) Approval(s) for Psychometric Testing
- 10) Class 1 Hearing(s)
- 11) Practice Question(s)/Issues
- 12) Legislation/Administrative Rule Matters
- 13) Liaison Report(s)
- 14) Speaking Engagement(s), Travel, or Public Relation Request(s)

H. Public Comments

**CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).**

M. Deliberation of Items Received After Preparation of the Agenda

- 1) Deliberation on Class 1 Hearings
- 2) Application Issues and/or Reviews
- 3) Professional Assistance Procedure (PAP)
- 4) Monitoring Matters
- 5) Proposed Stipulation(s), Final Decision(s) and Order(s)
- 6) Administrative Warnings
- 7) Review of Administrative Warning
- 8) Order(s) Fixing Cost(s)/Matters Related to Costs
- 9) Division of Legal Services and Compliance (DLSC) Matters
- 10) Proposed Final Decisions and Orders
- 11) Petitions for Summary Suspension
- 12) Petitions for Re-hearing(s)
- 13) Education and Examination Matters
- 14) Credentialing Matters
- 15) Appearance(s) from Request(s) Received or Renewed
- 16) Motions
- 17) Consulting with Legal Counsel

**RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**  
 Voting on Items Considered or Deliberated on in Closed Session, If Voting is Appropriate

**ADJOURNMENT**

The next scheduled meeting is January 26, 2015.

**TELECONFERENCE**

**MARRIAGE AND FAMILY THERAPY SECTION  
MEETING MINUTES  
July 28, 2014**

**PRESENT:** Alice Hanson-Drew, Linda Pellmann, Peter Fabian

**STAFF:** Dan Williams – Executive Director, Jelena Gagula – Bureau Assistant, and other  
DSPS Staff

**CALL TO ORDER**

Alice Hanson-Drew called the meeting to order at 9:03 a.m. A quorum of three (3) members was confirmed.

**ADOPTION OF AGENDA**

*Amend Item C.2)d. to read “MFT Professional Member – Vacancy.”*

**MOTION:** Linda Pellmann moved, seconded by Peter Fabian, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF JANUARY 27, 2014**

**MOTION:** Peter Fabian moved, seconded by Linda Pellmann, to approve the January 27, 2014 minutes as published. Motion carried unanimously.

**LEGISLATIVE AND ADMINISTRATIVE MATTERS**

**MOTION:** Peter Fabian moved, seconded by Linda Pellmann, to approve the Scope Statement on MPSW 16.01 Relating to Supervised Hours for MFT License for submission to the Governor’s Office and publication, and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

**MOTION:** Peter Fabian moved, seconded by Linda Pellmann, to request DSPS staff draft a Scope Statement on MPSW 16 and 17 relating to Licensure, Education, and Supervision, and to delegate Linda Pellmann to approve for submission to the Governor’s Office and publication, and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Linda Pellmann moved, seconded by Peter Fabian, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:28 a.m.

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

1) Name and Title of Person Submitting the Request:  <b>Sharon Henes</b> <b>Administrative Rules Coordinator</b>		2) Date When Request Submitted:  <b>9 December 2014</b> Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections:  <b>Marriage and Family Therapy Section</b>			
4) Meeting Date:  <b>19 December 2014</b>	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? <b>Legislation and Rule Matters – Discussion and Consideration</b> <b>1. Draft amending MPSW 16 relating to supervised hours</b> <b>2. Scope amending MPSW 16, 17 relating to MFT licensure</b> <b>3. Update on pending and possible rule-making projects</b>	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled?  <input type="checkbox"/> Yes ( <a href="#">Fill out Board Appearance Request</a> ) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed:			
11) Authorization			
<i>Sharon Henes</i>		<i>9 December 2014</i>	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

STATE OF WISCONSIN  
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL  
COUNSELING AND SOCIAL WORK EXAMINING BOARD

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IN THE MATTER OF RULE-MAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	MARRIAGE AND FAMILY THERAPY,
MARRIAGE AND FAMILY THERAPY,	:	PROFESSIONAL COUNSELING AND
PROFESSIONAL COUNSELING AND	:	SOCIAL WORK EXAMINING BOARD
SOCIAL WORK EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE )

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PROPOSED ORDER

An order of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board to amend MPSW 16.01(1)(b) and (2)(a) relating to social worker credentials.

Analysis prepared by the Department of Safety and Professional Services.

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ANALYSIS

**Statutes interpreted:** s. 457.10

**Statutory authority:** ss. 15.08(5)(b) and 457.03(1)

**Explanation of agency authority:**

Each board shall promulgate rules for its own guidance and the guidance of the profession to which it pertains and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular profession.

The examining board shall upon the advice of the...marriage and family therapist section...promulgate rules establishing minimum standards for educational programs that must be completed for certification or licensure under this chapter and for supervised clinical training that must be completed for licensure as ...marriage and family therapist under this chapter and approve educational programs and supervised clinical training programs in accordance with those standards.

**Related statute or rule:**

**Plain language analysis:**

Section 1 and 2 remove a requirement which is not in statute for licensure as a marriage and family therapist. The legislature removed the requirement that the supervised marriage and family therapist practice be completed in no less than 2 years when it inserted the 3,000 hour

requirement. This amendment removes the requirement which remained in the administrative code after the statutory change.

**Summary of, and comparison with, existing or proposed federal regulation:** None

**Comparison with rules in adjacent states:**

**Illinois:** Illinois requires the completion of at least 3000 hours of professional work experience in not less than a 2 year period and no more than 5 years.

**Iowa:** Iowa does not require the 3000 hours of supervised practice occur during a specific timeframe.

**Michigan:** Michigan does not require the 1000 hours of supervised practice occur during a specific timeframe.

**Minnesota:** Minnesota requires 2 years of supervised experience computed as being a minimum of 1,000 of clinical client contact over a period of not less than 24 months.

**Summary of factual data and analytical methodologies:**

The methodology was removing portions of the rule which are inconsistent with statutes.

**Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:**

**Fiscal Estimate and Economic Impact Analysis:**

The Fiscal Estimate and Economic Impact Analysis is attached.

**Effect on small business:**

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted by email at Tom.Engels@wisconsin.gov, or by calling (608) 266-8608.

**Agency contact person:**

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Board Services, 1400 East Washington Avenue, Room 151, P.O. Box 8935, Madison, Wisconsin 53708; telephone 608-261-2377; email at Sharon.Henes@wisconsin.gov.

**Place where comments are to be submitted and deadline for submission:**

Comments may be submitted to Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Board Services, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, WI 53708-8935, or by email to Sharon.Henes@wisconsin.gov. Comments must be received on or before the public hearing to be held on \* to be included in the record of rule-making proceedings.

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TEXT OF RULE

SECTION 1. MPSW 16.01(1)(b) is amended to read:

MPSW 16.01(1)(b) An affidavit that the applicant has completed at least 3000 hours of marriage and family therapy practice ~~in no less than 2 years~~, including at least 1000 hours of face-to-face client contact, under the supervision of a supervisor pursuant to s. MPSW 16.05.

SECTION 2. MPSW 16.01(2)(a) is amended to read:

MPSW 16.01(2)(a) An affidavit that the applicant has completed at least 3000 hours of marriage and family therapy practice ~~in no less than 2 years~~, including at least 1000 hours of face-to-face client contact, under the supervision of a supervisor pursuant to s. MPSW 16.05.

SECTION 3. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

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(END OF TEXT OF RULE)

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# STATEMENT OF SCOPE

## MARRIAGE & FAMILY THERAPY, PROFESSIONAL COUNSELING AND SOCIAL WORK EXAMINING BOARD

Rule No.: MPSW 16, 17 18

Relating to: Application, Education, Supervised Practice, Exams and Licensure

Rule Type: Permanent

### 1. Finding/nature of emergency (Emergency Rule only):

N/A

### 2. Detailed description of the objective of the proposed rule:

The proposed rule would update the licensing requirements for marriage and family therapists, including the training certificate, temporary license, and reciprocal licenses, to correct statutory/rule inconsistencies, create clarification and to update to current standards. The proposed rule would also address supervised practice to reflect the current practices, including the use of new technologies. In addition, the proposed rule would update the continuing education to reflect current continuing education programs, including technological methods of delivery. The proposed rule would update the academic program equivalent to a master's or doctorate in marriage and family therapy which has not been updated since 1999.

### 3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

The proposed rule would clarify requirements for the training, temporary and reciprocal licenses. During the "Right the Rules" Assembly hearing, there was a discussion about the need to address the reciprocity requirements to allow for reciprocity with more states.

The proposed rule will update the licensure requirements to current practices and standards including the supervised practice requirements, exam and the academic program equivalent to a master's or doctorate in marriage and family therapy.

The alternative to the proposed rule is for the rules to remain outdated.

### 4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

15.08(5)(b) Each examining board shall promulgate rules for its own guidance and for the guidance of the profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

457.03(1) The examining board shall upon the advice of the...marriage and family therapist section...promulgate rules establishing minimum standards for educational programs that must be completed for certification or licensure under this chapter and for supervised clinical training that must be completed for licensure as ...marriage and family therapist under this chapter and approve educational programs and supervised clinical training programs in accordance with those standards.

**5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:**

100 hours

**6. List with description of all entities that may be affected by the proposed rule:**

Marriage and family therapists and marriage and family therapist applicants.

**7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:**

None

**8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):**

None to minimal. This rule is not likely to have a significant economic impact on small businesses.

**Contact Person:** Sharon Henes, Administrative Rules Coordinator, (608) 261-2377

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Board Chair

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Date Submitted

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

1) Name and Title of Person Submitting the Request:  <b>Taylor Thompson, Bureau Assistant</b> on behalf of Dan Williams		2) Date When Request Submitted:  <b>12/11/14</b> Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections:  <b>Marriage and Family Therapist Section</b>			
4) Meeting Date:  <b>12/19/14</b>	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page?  <b>Whitewater MFT Program Request for Approval - Discussion and Consideration</b>	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled?  <input type="checkbox"/> Yes ( <a href="#">Fill out Board Appearance Request</a> ) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed:			
11) Authorization			
<b>Taylor Thompson</b>		<b>12/11/14</b>	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)    Date			
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**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

1) Name and Title of Person Submitting the Request:  <b>Dan Williams</b>		2) Date When Request Submitted:  Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> <li>▪ 10 work days before the meeting for Medical Board</li> <li>▪ 14 work days before the meeting for all others</li> </ul>	
3) Name of Board, Committee, Council, Sections:  <b>MPSW Joint Board – Marriage and Family Therapist Section</b>			
4) Meeting Date:  <b>12/19/14</b>	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page?  <b>Temporary License Renewal – Discussion and Consideration</b>	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? If yes, who is appearing? <input type="checkbox"/> Yes by <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:  N/A	
10) Describe the issue and action that should be addressed: <b>The Board will discuss and consider the process of renewing a temporary license, specifically what are the requirements and whether a renewal can occur online.</b>			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Bureau Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Executive Assistant prior to the start of a meeting.			