

**JOINT EXAMINING BOARD MEETING
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING
AND SOCIAL WORK JOINT EXAMINING BOARD
MEETING MINUTES
JANUARY 27, 2009**

PRESENT: Arlie Albrecht, Bruce Kuehl, Ann Marie Starr, Abe Rabinowitz, Leslie Mirkin, Evelyn Pumphrey, Susan Putra, Eric Alvin, George Kamps, Mary Jo Walsh, Daryl Wood

EXCUSED: LaMarr Franklin

STAFF: Jeff Scanlan, Bureau Director; Jacquelynn Rothstein, Legal Counsel; Kimberly Wood, Minute Taker and other DRL Staff

GUESTS: Larissa Tomczak, Edgewood College; Tammy Scheidegger, Mount Mary's College; Elizabeth Crammond, UW-Eau Claire; Kathy Markeland, Wisconsin Association of Family & Children's Agencies (WAFCA); Marc Herstand, National Association of Social Workers – Wisconsin Chapter (NASW WI); Anthony Werth, Ozaukee County Human Services; Dr. Joan Kojis, Ozaukee County Human Services; Joseph D'Costa, Department of Workforce Development/Division of Vocational Rehabilitation (DWD/DVR); Linda Hall, WAFCA

CALL TO ORDER

Ann Marie Starr, Chair, called the meeting to order at 9:05 a.m. A quorum of eleven (11) members was present.

APPROVAL OF AGENDA

MOTION: Susan Putra moved, seconded by Mary Jo Walsh, to approve the January 27, 2009 agenda as published. Motion carried unanimously.

ELECTIONS

MOTION: George Kamps moved, seconded by Eric Alvin, to nominate Mary Jo Walsh as Board Chair. Motion carried unanimously.

MOTION: Susan Putra moved, seconded by Ann Marie Starr, to nominate Leslie Mirkin as Vice Chair. Motion carried unanimously.

MOTION: George Kamps moved, seconded by Bruce Kuehl, to nominate Arlie Albrecht as Secretary. Motion carried unanimously.

2009 ELECTION RESULTS	
Chair	Mary Jo Walsh
Vice Chair	Leslie Mirkin
Secretary	Arlie Albrecht

APPROVAL OF MINUTES OF OCTOBER 28, 2008

Amendments:

- Page 4 of the Agenda: Under – Drafting of Proposed Rules for MPSW 1.11 – change the last sentence as follows: “Jacquelynn Rothstein will ~~prepared~~ **prepare** the proposed draft...”
- Page 5 of the Agenda: Under – Discussion on MPSW Joint Board Revision of Wis. Admin. Code S. MPSW 1.09 Alcohol & Drug Counseling – add to the last sentence as follows: “In January 2009, the Board would consider the Section’s recommendations and determine whether to **pursue a legislative change or a rule change.**”
- Page 5 of the Agenda: Under – Report and Update Regarding the Ad-Hoc Workgroup on Behavioral Health Workforce Issues – change the last sentence as follows: “Ann Marie Starr thanked the ~~hard work of this~~ Ad-Hoc Sub-Committee for the hard work ~~to deal with issues the Sections of this Board have been dealing with over several years~~ in addressing these issues.
- Page 5 of the Agenda: Under – Report and Update Regarding the Ad-Hoc Workgroup on Behavioral Health Workforce Issues – make a deletion in the third sentence as follows: “Joseph D’Costa shared ~~with~~ the work he has...”
- Page 6 of the Agenda: Under – Report of Marriage and Family Therapist Section – change the first sentence to read: “Arlie Albrecht, Chair, reported that the ~~professional counselor section~~ **Marriage & Family Therapy Section** will meet on...”

MOTION: George Kamps moved, seconded by Eric Alvin, to approve the minutes of October 28, 2008 as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT

The Board was informed of the State of Wisconsin budget shortfalls for the current fiscal year and was provided information as to the methods being utilized by the State of Wisconsin to address these issues. Jeff Scanlan went on to explain that Office of Education and Examinations will temporarily discontinue continuing education (CE) audits due to the lack of resources. In addition, the Division of Enforcement will not conduct an automatic CE audit for all complaints that are received, as has been the practice in the past. It was clarified that complaints that are received relative to the lack of CE will still be handled by DOE. The Department is requesting authorization to fill the vacancy in the Office of Education and Examinations and will to continue audits after this position has been filled. The Board was further informed that CE audits can be backdated up to five years. Board discussion of budget issues ensued.

MOTION: Daryl Wood moved, seconded by Ann Marie Starr, to postpone the out - state meeting until better economic conditions prevail. Motion carried unanimously.

Personnel Changes

Jeff Scanlan advised the Board of a number of staff changes within the Department. The Board was advised of the following:

- Gina York has retired and Kimberly Wood is assisting with the workload.
- Kim Nania, Administrator – Division of Board Services, will be retiring as of February 13, 2009.
- Mike Berndt is currently acting as interim General Counsel, creating a vacancy in DOE – Health Attorney Supervisor.
- Melissa Fordahl, Education Approval Processor, has left Regulation and Licensing creating a vacancy in the Office of Education and Examinations.
- The Department is working to transfer the Administrative Law Judge (ALJ) function to Office of Hearings & Appeals. In the interim Nick Schweitzer, DOE Attorney, has been temporarily transferred from the DOE Business Team to the Office of Legal Counsel to act as ALJ assuming the majority of cases.
- Arthur Thexton has been moved from the DOE’s Health Team to the DOE Business Team to assist with the workload left by Nick Schweitzer.
- The Department is merging the Office of Legal Counsel and the Division of Board Services. An implementation team is working through issues relating to this merger.
- Jeff Scanlan announced that he has assumed the role of Bureau Director for the Board of Nursing.
- Jack Temby is now handling supervision for Health and Business Attorneys in Enforcement.

Board Member Satisfaction Surveys

The Board was provided with an evaluation form and was advised that the Department would like to conduct surveys for a period of six (6) months. It was explained that this survey is a self evaluation tool for the Boards. At the end of six (6) months the Department will determine the need to continue these surveys. The Board was advised that this survey is voluntary and is subject to open records requests. Additionally, Jeff Scanlan informed the Board that the Department hopes to implement an electronic survey later this year.

Board Chair Training

Jeff Scanlan advised the Board that the Department would like to conduct Board Chair training in November 2009. In order to obtain advance knowledge of the potential attendance numbers it was requested that the Board consider changing elections to the October timeframe. Furthermore, it was explained that the elected individuals would not assume their duties until January of the following calendar year.

BOARD ASSIGNMENTS

While in the process of conducting Board assignments, the MPSW Joint Board decided to form a new committee to identify and prioritize potential legislative goals for the Board. The following individuals comprise the MPSW Joint Board Goal Setting Committee: Eric Alvin, Arlie Albrecht and Evelyn Pumphrey. Jeff Scanlan will plan a meeting of the new committee prior to the rescheduled April Board meeting.

Mary Jo Walsh, Chair, made the following appointments:

Goal Setting Committee

- Eric Alvin
- Arlie Albrecht
- Evelyn Pumphrey

Psychometric Testing Committee:

- George Kamps
- Evelyn Pumphrey
- Bruce Kuehl
- Susan Putra (Alternate)

Access & Equity (Formerly: Vendorship)

Bill:

- Arlie Albrecht

Autism Bill:

- Eric Alvin

Legislative Liaison:

- Board will continue to address legislative issues as they arise.

ANNUAL POLICY REVIEW WITH THE BOARDS

Jeff Scanlan presented an annual review of the Department's policies, listed below, to the MPSW Joint Board.

- Quorum Policy and Procedure
- Agendas and Addendums
- Hotel Policy and Reservations
- Travel Vouchers and Per Diems
- Out-of-State Travel Policy
- State of Wisconsin Pocket Travel Guide
- Checked Bag Policy
- Approved Board Meeting Dates for 2009

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES

Jacquelynn Rothstein reviewed the summary reports with the Board.

STATUS OF RULES AND STATUTES

None.

REVIEW OF DRAFT RULES: CHANGES TO S. MPSW 1.11 WIS. ADM. CODE RE: PSYCHOMETRIC TESTING

Jacquelynn Rothstein reviewed the psychometric testing rule draft with the Board. Jeff Scanlan advised that the Psychology Examining Board will review this draft for approval at its March meeting. The Committee members were recognized for their time and energy on this project.

MOTION: Eric Alvin moved, seconded by Evelyn Pumphrey, to move the psychometric testing rule draft along in the rule making process. Motion carried unanimously.

HFS 35 – DHS REWRITE OF HFS 61.96 OUTPATIENT MENTAL HEALTH CLINICS: UPDATE AND DISCUSSION

The Section was advised that HFS 35 has passed and that it is expected to become effective in March or April 2009. Separate comments regarding legislation related to this rule were provided by Marc Herstand, NASW and by Anthony Werth, Ozaukee County Human Services.

REVISION OF S. MPSW 1.09 AODA SPECIALTY – SECTION DISCUSSION ON AMENDMENT OF RULE, REPEAL OF RULE, OR AMENDMENT TO CHAPTER 457 RELATING TO RESTRICTIONS ON SUBSTANCE USE DISORDER TREATMENT BY A LICENSEE OF A BOARD

Jacquelynn Rothstein provided background on this issue to the Board. Concerns regarding this rule were discussed and the Board deliberated what action to take, if any, regarding MPSW 1.09. Opinions on this issue were expressed by Mark Herstand. Dr. Joan Kojis, Ozaukee County Human Services, provided input as well. A workgroup comprised of Ann Marie Starr, George Kamps and Mary Jo Walsh was created to address issues regarding changes to provisions restricting substance abuse disorder treatment by licensees of the Board.

MOTION: Ann Marie Starr moved, seconded by Arlie Albrecht, to take the steps necessary to amend and/or repeal portions of 457.02 provisions that restrict the treatment of substance abuse disorders. Motion carried unanimously.

MPSW JOINT EXAMINING BOARD REVIEW OF “AD HOC WORKGROUP IN BEHAVIORAL HEALTH WORKFORCE ISSUES: UPDATE AND PRELIMINARY RECOMMENDATIONS” REPORT, DATED OCTOBER 28, 2008. DISCUSSION ON COMMITTEE RECOMMENDATIONS FOR MPSW JOINT BOARD

George Kamps provided a report of his experiences at the Ad Hoc Workgroup meetings. Kathy Markeland and Linda Hall (WAFCA) appeared before the Board to address key issues identified during these meetings, a handout was provided. The Board discussed topics such as MA reimbursement eligibility for providers in training, supervisor training, and how to better educate the various schools on the credentialing process and requirements. George Kamps, Bruce Kuehl and Evelyn Pumphrey will work with WAFCA on the creation of a supervisor training. Their function will be to provide advice on the content of this course and to work with the course instructor to affirm knowledge of a supervisor’s qualifications, roles and responsibilities. During the course of discussion comments were provided by Joseph D’ Costa, DWD/DVR and also by Tammy Scheidegger, Mount Mary College.

UPDATE REGARDING THE SUBSTANCE ABUSE COUNSELORS ADVISORY COMMITTEE

The Substance Abuse Counselor Advisory Committee is currently not meeting. Jeff Scanlan advised that Committee members are now handling the review of applications for the Substance Abuse Counselor credentialing.

REPORT OF THE MARRIAGE AND FAMILY THERAPY SECTION

Bruce Kuehl reported the results of the Section's elections and noted that the majority of the Section's report was addressed during today's meeting. Bruce Kuehl then highlighted some of the goals of the Marriage and Family Section.

REPORT OF THE PROFESSIONAL COUNSELORS SECTION

Leslie Mirkin noted that the Professional Counseling Section had nothing to report as the have not met since the last MPSW Joint Board meeting.

REPORT OF THE SOCIAL WORK SECTION

As Mary Jo Walsh was absent from the last Social Work Section meeting, George Kamps was asked to report in her place. George Kamps reported that issues similar to those covered at today's meeting were discussed at the last Section meeting and that there was nothing of note to report at this time.

REVIEW OF INQUIRIES RECEIVED BY LEGAL COUNSEL

None.

PUBLIC COMMENT

None.

OTHER BOARD BUSINESS

None.

ADJOURNMENT

MOTION: Bruce Kuehl moved, seconded by George Kamps, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:15 p.m.