

**PROFESSIONAL COUNSELORS SECTION  
MEETING MINUTES  
JULY 27, 2009**

**PRESENT:** LaMarr Franklin, Leslie Mirkin, Evelyn Pumphrey, Charles Lindsey

**STAFF:** Jeff Scanlan, Bureau Director; Colleen Baird, Legal Counsel; Rebecca McAtee, Minute Taker and other DRL Staff

**GUESTS:** Tammy Scheidegger, Mt. Mary College; David Van Doren, UW-Whitewater; Alan Saginak, UW-Oshkosh; Melissa Carlberg, Cardinal Stritch University; Courtney Endres, WI School of Professional Psychology; Diane Maloney, Loyola University; Pat Bromley, UW-Platteville; Angela Dellise, UW-Platteville

**CALL TO ORDER**

Leslie Mirkin, Chair, called the meeting to order at 9:00 a.m. A quorum of four (4) members was present.

**APPROVAL OF AGENDA**

**Amendments to the Agenda**

- After Item “A” (open session) Status of Rules and Statutes:
  - Changes to Chapter 457 Stat per 2009 WI Act 28 (Budget)
  - Overview of Changes Concerning Vendorship/Mental Health Access Changes Enacted in 2009 WI Act 28 (Budget)
- After Item “F” (open session) Discussion Item – Class 1 Application Denial Hearings Scheduled For Professional Counselor Section Meetings and Option to Refer Class 1 Hearings to Delegated Administrative Law Judge

**MOTION:** LaMarr Franklin moved, seconded by Charles Lindsey, to approve the July 27, 2009 agenda as amended. Motion carried unanimously.

**BOARD ELECTIONS**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to nominate Charles Lindsey as secretary. Motion carried unanimously.

**APPROVAL OF MINUTES OF APRIL 14, 2009**

**MOTION:** Evelyn Pumphrey moved, seconded by LaMarr Franklin, to approve the minutes of April 14, 2009 as published. Motion carried unanimously.

## ADMINISTRATIVE REPORT

Jeff Scanlan noted changes to the Division in staffing, introducing Michelle Solem as a new bureau assistant, Colleen Baird as the Board's legal counsel, and Rebecca McAtee and Ben Hanes as the Division's summer interns. Jeff Scanlan discussed cost saving initiatives of the Department due to the impact of the budget reductions, including later meeting start times, teleconference meetings, e-credentialing and paperless agendas. Director Scanlan requested that Board members as well as guests turn off cell phones due to interference with recording equipment. Also noted was that the Department is currently in the process of updating their website.

### PRESENTATION OF PROPOSED STIPULATIONS

None.

### PRESENTATION OF PROPOSED STIPULATIONS THAT MAY BE SIGNED AFTER MAILING OF AGENDA

None.

### REPORT ON PENDING COURT CASES, DISCIPLINARY CASES, PRESS RELEASES AND ADMINISTRATIVE RULES

Jeff Scanlan noted that updates on Administrative Rules would be handled at meetings rather than including a large printed package in the agendas. The Joint Board has a scope statement open for the amendment of MPSW 1.09 dealing with AODA treatment. There is also a scope statement open for psychometric testing. Rule changes to the Board under MPSW 14 became effective July 1, 2009.

### STATUS OF RULES AND STATUTES

#### **Changes to Chapter 457 Stat per 2009 WI Act 28 (Budget)**

This has been tabled to the next meeting

#### **Overview of Changes Concerning Vendorship/Mental Health Access Changes Enacted in 2009 WI Act 28 (Budget)**

This has been tabled to the next meeting.

**LETTER FROM DAVID VAN DOREN, ED.D., DEPT. CHAIR, COUNSELOR EDUCATION AND M. ALAN SAGINAK, ED.D., DEPT. CHAIR PROFESSIONAL COUNSELING, UW-OSHKOSH, REGARDING DISCREPANCIES BETWEEN WISCONSIN PROFESSIONAL COUNSELOR STANDARDS OF 42 CREDIT PROGRAMS, NATIONAL COUNSELOR EDUCATION STANDARDS AND THE NEW STANDARDS DEvised IN THE 2009 CACREP CURRICULUM GUIDELINES.**

Drs. David Van Doren and Alan Saginak appeared before the Section to discuss concerns regarding the current educational requirements within Wisconsin for professional counseling programs and the current national standards. Both schools represented have CACREP accreditation, which will be moving to a 60-credit standard for clinical mental health counseling by 2013. Wisconsin currently requires 42 credits for licensure, which appears to be behind the surrounding states. Dr. Van Doren and Dr. Saginak raised concerns with the change in educational standards and how these might be addressed, one option being consideration of raising the credit requirement to be in compliance with surrounding states. A second option would be to establish a two-tier license requirement to account for varying education and practice requirements found within the different career tracks under the professional counselor license (e.g. community counseling, rehabilitation counseling, or mental health counseling). Dr. Charles Lindsey brought up the issue of portability of licensure due to surrounding states possibly requiring 60 credits. With many of the states increasing educational requirements, Wisconsin-license professional counselors may find it increasingly difficult to qualify for licensure in other states. The Section will continue this discussion and plans on inviting educators to an upcoming Board meeting to have an educational roundtable in preparation of addressing possible deficiencies in existing rules of licensure.

**DISCUSSION ON PORTABILITY OF PROFESSIONAL COUNSELOR LICENSURE BETWEEN STATE JURISDICTIONS, REVIEW OF REQUIREMENTS OF AMERICAN ASSOCIATION OF STATE COUNSELING BOARDS (AASCB) NATIONAL CREDENTIAL REGISTRY**

This has been tabled to the next meeting

**QUESTION – MAY SUPERVISED PROFESSIONAL COUNSELOR TRAINING HOURS ACCRUED WITHOUT A TRAINING LICENSE DURING A POSTDOCTORAL PROFESSIONAL COUNSELING PROGRAM COUNT TOWARD PROFESSIONAL COUNSELING LICENSURE**

This has been tabled to the next meeting

**AMERICAN ASSOCIATION OF STATE COUNSELING BOARDS (AASCB) – FYI ITEM - NEWSLETTER: *THE LIAISON***

**Notification of AASCB Annual Conference, January 7-9, 2010, Orlando FL**

This has been tabled to the next meeting.

**CLASS 1 HEARINGS ON DENIAL OF APPLICATIONS FOR LICENSURE**

**COURTNEY ENDRES, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR LICENSE**

Courtney Endres appeared before the Section to appeal the Section's decision for intent to deny her a professional counselor license.

**MELISSA CARLBERG, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR TRAINING LICENSE**

Melissa Carlberg appeared before the Section with supporting witness Diane Maloney, Professor of pastoral counseling at Loyola University, to appeal the Section's decision to deny her a professional counselor-training license.

**ANGELA DELLISE, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR TRAINING LICENSE**

Angela Dellise appeared before the Section with supporting witness Patricia Bromley, academic advisor at UW-Platteville, to appeal the decision of the Board to deny her a professional counselor training license.

**GLORIA BANNASCH, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR LICENSE**

Gloria Bannasch appeared before the Board along with attorney, Robert Lightfoot, to appeal the decision of the Board to deny her a professional counselor license.

**GLENN LUEDTKE, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR LICENSE**

Glenn Luedtke appeared before the Board to appeal the decision of the Board to deny him a professional counselor license.

**RACHEL MULDER, HEARING ON DENIAL OF APPLICATION FOR A  
PROFESSIONAL COUNSELOR LICENSE**

Rachel Mulder appeared before the Board to appeal the decision of the Board to deny her a professional counselor license.

**DISCUSSION ITEM – CLASS 1 APPLICATION DENIAL HEARINGS SCHEDULED  
FOR PROFESSIONAL COUNSELOR SECTION MEETINGS AND OPTION  
TO REFER CLASS 1 HEARINGS TO DELEGATED  
ADMINISTRATIVE LAW JUDGE (ALJ)**

Jeff Scanlan discussed the rules under RL 1, Wis. Admin. code that allow the Section to preside of their Class 1 denial hearings, or delegate the Class 1 hearings to an administrative law judge. Mr. Scanlan asked the board if they wanted to consider an alternate procedure for handling the amount of hearings that are requested (e.g. the board received 6 hearing requests for the current meeting). The Section determined that there is a need for a review process to determine if the hearings should go to ALJ or come to the Section. Mr. Scanlan discussed some of the measures taken by the department to alleviate the process for education review and limit the number of denial hearings. The recommendation is that the Section considers hearing up to three (3) Class 1 Hearings at each meeting, given existing time constraints and additional work required of the Section. The Section asked that if there are more than three requests for hearings made, Legal Counsel, Bureau Director and Appeal Liaison are to review requests to determine if a Class 1 denial hearing before the board is warranted or if the request for hearing should be referred to DOE. The appeal review liaison may consider additional information submitted in response to an intent-to-deny to determine if the additional information cures any deficiencies outlined in the denial

**MOTION:** LaMarr Franklin moves, seconded by Evelyn Pumphrey, to approve Charles Lindsey as appeal review liaison and to allow the appeal review liaison to consult with Department staff in determining if a request for hearing should be referred to the Division of Enforcement and make an affirmative decision in the case of additional information submitted in response to an intent to deny letter. Motion carries unanimously.

**APPROVALS FOR PSYCHOMETRIC TESTING RECEIVED AFTER THE MAILING  
OF THE AGENDA**

None.

**CORRESPONDENCE AND PHONE INQUIRIES BY LEGAL COUNSEL**

None.

**REPORT OF SCREENING PANEL**

The screening panel reviewed seven (7) cases, opening five (5) cases and closing two (2) cases.

**INFORMATIONAL ITEMS**

None.

**PUBLIC COMMENTS**

None.

**CLOSED SESSION**

**MOTION:** LaMarr Franklin moved, seconded by Charles Lindsey, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g), to consult with legal counsel to deliberate on proposed stipulations, deliberate on administrative warnings, deliberate on monitoring issues, application review, monitoring report and DOE case status reports. Roll Call Vote: LaMarr Franklin-yes; Leslie Mirkin-yes; Evelyn Pumphrey-yes; Charles Lindsey-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:10 p.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 4:34 p.m.

**VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE**

**MONITORING**

None.

**DELIBERATION OF MONITORING ISSUES THAT MAY BE RECEIVED AFTER MAILING OF AGENDA**

None.

**SUPERVISOR APPROVALS RECEIVED AFTER THE MAILING OF THE AGENDA**

None.

**DELIBERATION REGARDING HEARINGS ON APPLICATION DENIALS**

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR LICENSE - COURTNEY ENDRES**

**MOTION:** Evelyn Pumphrey moved, seconded by LaMarr Franklin, to affirm the denial of the application for licensure in the matter of Courtney Endres. Reason for denial: The 3000 hours obtained were not under a training license and there is insufficient evidence that the hours constituted professional counseling. Motion carried unanimously.

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR TRAINING LICENSE – MELISSA CARLBERG**

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to approve the education as presented in the matter of Melissa Carlberg. Motion carried unanimously.

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR TRAINING LICENSE - ANGELA DELLISE**

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to affirm the denial of the application for licensure in the matter of Angela Dellise. Reason for Denial: Degree did not contain 42 credits in counseling. Motion carried unanimously.

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR LICENSE - GLORIA BANNASCH**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to table the matter of Gloria Bannasch for further review. Motion carried unanimously.

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR LICENSE - GLENN LUEDTKE**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to approve the hours in the matter of Glenn Luedtke. Motion carried unanimously.

**DELIBERATION ON THE HEARING FOR THE DENIAL OF APPLICATION FOR A PROFESSIONAL COUNSELOR LICENSE - RACHEL MULDER**

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to approve the supervised hours as updated and presented in the matter of Rachel Mulder. Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS THAT MAY BE SIGNED AFTER MAILING OF THE AGENDA**

None.

**DELIBERATION OF PROPOSED ADMINISTRATIVE WARNINGS THAT MAY BE SIGNED AFTER THE MAILING OF THE AGENDA**

None.

**DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS FOR DISCIPLINARY PROCEEDINGS RECEIVED AFTER THE MAILING OF THE AGENDA**

None.

**DELIBERATION OF PETITIONS FOR RE-HEARINGS THAT MAY BE SIGNED AFTER THE MAILING OF THE AGENDA**

None.

**DIVISION OF ENFORCEMENT – CASE STATUS REPORT, CASE CLOSINGS**

None.

**REVIEW OF APPLICATIONS**

**SUPERVISOR REVIEW**

Thomas Crawford--- approved

Amy Herzfeldt--- approved

Donna Grady--- approved

Jasmin Carter--- approved

Debra Martinez--- approved

Amanda Van Dyke--- approved

Judie Robson--- denied

Catherine Pfeifer--- approved

Heidi Shedivy--- approved

**EDUCATION REVIEW**

Jennifer Alward--- denied

Sheila Johnson--- approved

Traci Hines--- approved

Ann Carlson--- denied

HOURS ACCRUED WITHOUT A TRAINING LICENSE

LaTanya Jones--- denied  
Shakina Robinson--- denied  
Lakeia Jones--- denied  
Brenda Koneczny--- approved  
Anna Wheelock--- denied  
Tamilyn Frey--- denied  
Cory Kitt-- denied  
India Gray-Schmeidlin--- denied  
Carey Jacobsen--- denied  
Kelly Henckel--- approved  
Susan Maurer--- approved  
April Countryman--- more information requested  
Mary Maddocks--- approved  
Jolene Nowak--- denied

RECIPROCITY REVIEW

Kathleen English--- approved  
Mark Koharchick--- approved

MULTIPLE ITEMS REVIEW

Bethany Fucci--- education approved, supervision approved  
Robyn Lending Halsten--- education denied, supervision denied  
Heidi Wilson---education approved, more information requested (supervision)  
Katie Olbinski--- education approved, supervision approved  
Galina Storchak--- education denied, supervision approved  
Janice Johnson--- education denied, supervision denied  
Dawn Schulze--- education approved, supervision approved  
Jaime Voss--- education approved, supervision approved  
Delores Henderson-Olson--- education approved, supervisor approved  
Rachel Bresler--- education approved, supervisor approved  
Betty Hinds--- education approved, supervisor approved  
Barbara Sivertson--- education approved, supervisor approved

MISCELLANEOUS REVIEW

JoAnne Shmitz--- denied

**MOTION:** Evelyn Pumphrey moved, seconded by LaMarr Franklin, to approve the applications approved, deny the applications denied, and to request further information on applications where needed. Motion carried unanimously.

**OTHER SECTION BUSINESS**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to delegate authority to approve the requests for supervisor approval to credentialing staff when the supervisor is an LCSW or LMFT who has been licensed for a minimum of five (5) years. Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 4:37 p.m.