

**PROFESSIONAL COUNSELORS SECTION  
MEETING MINUTES  
APRIL 12, 2010**

**PRESENT:** LaMarr Franklin, Charles Lindsey, Leslie Mirkin, Evelyn Pumphrey (arrived at 9:50 a.m.)

**EXCUSED:**

**STAFF:** Jeff Scanlan, Bureau Director; Colleen Baird, Legal Counsel; Kimberly Wood, Bureau Assistant and other DRL Staff

**GUESTS:** Roger Gantzarow, Wisconsin Counseling Association; Erin Kohl, Lakeland College, Deborah Bilzing, Lakeland College; Joseph D’Costa, Department of Workforce Development – Division of Vocational Rehabilitation (DWD/DVR)

**CALL TO ORDER**

Leslie Mirkin, Chair, called the meeting to order at 9:06 a.m. A quorum of three (3) members was present.

LaMarr Franklin was recognized by the Section for his dedication and for serving on the Joint Board. Jeff Scanlan presented Mr. Franklin with a certificate of appreciation from Governor Doyle in recognition of his service on the Joint Board and was presented thank you letters from Governor Doyle, Secretary Jackson and Bureau Director Scanlan. Nancy Clark was introduced and welcomed as the Section’s new public member.

**APPROVAL OF AGENDA**

**Amendments to the Agenda:**

- After Item “K” (open session) Under the item titled “Presentations of Proposed Stipulation That May be Signed After Mailing of Agenda” **ADD:**
  - John R. Monacelli, LPC
- After Item “M” (closed session) Under the item titled “Deliberation of Proposed Stipulations That May be Received After Mailing of the Agenda” **ADD:**
  - John R. Monacelli, LPC
- After Item “M” (closed session) Under the item titled “Application Review” **ADD:**
  - Renewing Temporary Permit/Issuing Training License for Vicki Marquardt

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to approve the April 12, 2010 agenda as amended. Motion carried unanimously.

## **APPROVAL OF MINUTES OF FEBRUARY 2, 2010**

**MOTION:** LaMarr Franklin moved, seconded by Charles Lindsey, to approve the minutes of February 2, 2010 as published. Motion carried unanimously.

### **ADMINISTRATIVE REPORT**

Jeff Scanlan reported that the Department is currently employing new technologies for the purpose of connecting members via internet. The new systems being implemented by the Department are Microsoft LiveMeeting and SharePoint. These new technologies will help to reduce state expenditures such as mileage, hotel, printing, mailing and other expenses incurred as in conjunction with a board meeting. Jeff Scanlan informed the Section that utilization of the LiveMeeting technology presents the possibility to conduct additional meetings.

Jeff Scanlan provided the Section with the following staff updates:

- Yolanda McGowan has been hired as the Legal Counsel for the boards she staffed while serving as Bureau Director.
- Angela Arrington, formerly an attorney in the Division of Enforcement, has been appointed to the vacant Bureau Director position previously occupied by Yolanda McGowan.
- Michele Miller Hayes has been hired to fill the Legal Counsel vacancy left by Peggy Wichmann.

Jeff Scanlan recognized Nancy Clark as the Section's member elect. Nancy Clark will become a voting member of the Section and of the Joint Board as of the close of today's meeting.

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to include Nancy Clark as a member elect in closed session deliberations. Motion carried unanimously.

### **Department Policy Regarding the Addition of Late Items to Board Agendas**

The Section reviewed the revised Department policy regarding use of the "Agenda Request Form" and the addition of late agenda items. The Board noted the contents of this policy.

### **MARK HALE, DHS; DAN ZIMMERMAN, DHS; APPEARANCE REGARDING PROFESSIONAL COUNSELOR SECTION DISCUSSION ON REGULATION OF UNLICENSED, BUT DHS-AUTHORIZED PROVIDERS OF PSYCHOTHERAPY (PER HFS 35 PROVIDER STATUS APPROVAL)**

Dan Zimmerman, Department of Health Services (DHS), appeared before the Section to discuss the development of regulations for DHS authorized psychotherapists by the MPSW Joint Board and its Section's. Mark Hale, DHS, was unavailable to attend today's meeting and discussion.

Jeff Scanlan prefaced the discussion by indicating that this issue was addressed at the last Joint Board meeting and was referred to each of the Sections for discussion of what licensure requirements would best fit each profession. Jeff Scanlan provided background regarding the history of the DHS authorized psychotherapists.

Dan Zimmerman, Jeff Scanlan and the Section discussed options for regulation of DHS authorized psychotherapists and how to accomplish this goal. The Section considered how to address masters level clinicians that do not specifically meet the requirements currently set by the Section, but have considerable experience in the area of psychotherapy, without making the transition to regulation under the Joint Board too onerous. The Section noted that the timeliness of the licensure process can affect access to psychotherapy professionals. The existing requirements for the DHS authorized psychotherapist were reviewed by the Section. Discussion returned to DHS authorized psychotherapists with degrees varying from the existing educational requirements. Options considered by the Section include grandfathering of individuals that meet the standards of one of the Sections and/or a certification for those individuals that do not fit the standard education requirements. Dan Zimmerman informed the Section that this issue needs to be addressed promptly in order to allow adequate time for legislation. Jeff Scanlan indicated that discussion from the last Joint Board meeting suggested the possible creation of a subcommittee, consisting of a representative of each Section, for the purpose of devising a recommendation of the methodology of Joint Board regulation of DHS authorized psychotherapists.

The Section indicated that they were unable to make a recommendation regarding regulation of DHS authorized psychotherapists without consulting and considering the opinion of the remaining Sections of the Joint Board. Ultimately the recommendation of the Professional Counselor Section to the Joint Board is to convene the proposed subcommittee consisting of one member from each of the Sections. Charles Lindsey was selected as the Section's representative should the Joint Board choose to convene a subcommittee on the regulation of DHS authorized psychotherapists. Dan Zimmerman informed the Section that the Department of Health Services has the ability to reconstitute the DHS authorization for psychotherapists should the need arise.

Dan Zimmerman updated the Section regarding a memo he drafted addressing s. 457.25 reporting requirements. He indicated that this memo has been reviewed and approved by the administrators of the three divisions (Division of Quality Assurance; Division of Mental Health and Substance Abuse Services; Division of Long Term Care) of the DHS that will be responsible for its distribution. He indicated that the memo is still in the review process and that he anticipates that it will be distributed within a month.

*(Evelyn Pumphrey joined the meeting at 9:50 a.m. via LiveMeeting and phone connection.)*

**SHARON HENES, DEPARTMENT MONITOR - DISCUSSION OF NEW MODEL  
LANGUAGE FOR BOARD ORDERS – DISCUSSION AND REQUEST FOR  
DELEGATION OF RELATED AUTHORITY TO DEPARTMENT MONITOR**

Sharon Henes and Patara Horn, Department Monitors, appeared before the Section to review changes that have been made to language for monitoring orders and to request that delegated authorities be provided to the Department Monitor.

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to accept the recommendation of the Department Monitor and Legal Counsel regarding the delegation of authority to the Department Monitor. Motion carried unanimously.

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

### **Hearing on the Denial of Application for a Professional Counselor Training License of Brooke Phelps**

Brooke Phelps appeared before the Section to provide additional information regarding the denial of her application for Licensed Professional Counselor Training credential. The Section will deliberate on this issue in closed session.

## **LETTER FROM MOUNT MARY COLLEGE IN SUPPORT OF A 48 CREDIT PC LICENSURE REQUIREMENT AND 2 TIER LICENSURE WITH 60 CREDIT REQUIREMENT FOR 2 TIERS OF LICENSURE**

This item was reviewed and subsequently noted as an informational item.

## **EDUCATIONAL REQUIREMENTS FOR WISCONSIN PROFESSIONAL COUNSELOR LICENSURE AND PROFESSIONAL COUNSELOR SECTION DETERMINATION OF ADEQUACY OF CURRENT REQUIREMENTS. DISCUSSION AND SECTION ACTION ON THE FOLLOWING:**

### **Review of Scope Statement to Amend Administrative Rules Regarding Minimum Degree Requirements, Minimum Credit Requirements and Education Approval**

The Section reviewed a draft scope statement pertaining to the amendment of administrative rules regarding minimal degree requirements and education approval. Jeff Scanlan provided an overview of the rule making procedure and a discussion of “next steps” ensued. The Section will work to research the proper components of this amendment between now and the next meeting.

**MOTION:** Charles Lindsey moved, seconded by Evelyn Pumphrey, to publish the scope statement as written. Motion carried unanimously.

### **Discussion on Amendments Needed under Proposed Rulemaking Project**

The Section opted to defer this agenda item to the next agenda.

### **Request for Input from Professional Counselor Programs**

The Section opted to defer this agenda item to the next agenda.

**REVIEW OF PROGRAMS FOR APPROVAL UNDER S. MPSW 14.01 ACADEMIC PROGRAM EQUIVALENT TO DEGREE IN PROFESSIONAL COUNSELING**

**Review for Approval of Southern New Hampshire University's MS Community Mental Health Program**

The Section reviewed information submitted by Southern New Hampshire University, specifically course descriptions for its M.S. community mental health program. Dr. Annamarie T. Cioffari, Ph.D., Southern New Hampshire University, was connected by phone to address the Board's questions regarding this program.

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to pre-approve Southern New Hampshire University's 54 credit M.S. community mental health program to include counseling theory and group with the understanding that there will be a letter and grid submitted by the university for each applicant applying for Wisconsin licensure. Motion carried unanimously.

**LETTER SENT BY KRISTEN SCHUCH, LPC REGARDING SECTION APPROVAL OF CLINICAL SUPERVISORS PURSUANT TO S. MPSW 12.02 QUALIFICATIONS OF PRACTICE SUPERVISOR AND REQUEST FOR CLARIFICATION OF MEANING OF "A PROFESSIONAL COUNSELOR WHO HAS ENGAGED IN THE EQUIVALENT OF 5 YEARS OF PROFESSIONAL COUNSELING PRACTICE"**

The Section reviewed a letter submitted by Kristen Schuch, LPC, regarding approval of a clinical supervisor and requesting interpretation of "a professional counselor who has engaged in the equivalent of five (5) years of professional counseling practice". The Section will deliberate and act upon the approval of Ms. Schuch during closed session.

**REQUEST FOR PROFESSIONAL COUNSELING SECTION TO ACCEPT THE EXAMINATION FOR THE PROFESSIONAL PRACTICE OF PSYCHOLOGY (EPPP) FOR PC LICENSURE FROM SHARON WARD, PC APPLICANT**

The Section reviewed correspondence from Sharon Ward requesting acceptance of the EPPP as an examination acceptable for Wisconsin professional counseling licensure. A number of questions posed by Sharon Ward were reviewed by the Section. The Section also reviewed the response provided by Jeff Scanlan to Sharon Ward's inquiry. Discussion of this request and the questions posed by Sharon Ward ensued. Ultimately the Section expressed that other jurisdiction's requirements do not have bearing on the requirements in place for Wisconsin licensure. The Section determined that this examination, designed for another discipline, was not specifically geared towards professional counseling and as such was not acceptable for the purposes of obtaining a Wisconsin professional counseling credential.

**REQUEST FROM JOSEPH D’COSTA, DEPARTMENT OF WORKFORCE DEVELOPMENT (DWD): REQUEST FOR PROFESSIONAL COUNSELOR SECTION TO REVIEW PROPOSAL – RE: DISTANCE COUNSELING AND WHETHER BOARD STATUTES AND RULES PERMIT DISTANCE COUNSELING**

Joseph D’Costa appeared before the Section to present a proposal and determine the Section’s position regarding the ability to provide distance counseling utilizing new technologies such as video conferencing and tele-connection. The Section posed questions pertinent to the request presented by Mr. D’Costa. The Section and Joseph D’Costa discussed tele-connection and video conferencing technologies and the utilization of these technologies in connection with the practice of professional counseling. The Section indicated that whether to utilize new technology for counseling services would be a determination to be made by an employer and that it is up to a licensee to identify if the use of certain mediums would fall within their scope of practice depending on the services being performed. The Section felt that more research of this issue would need to be pursued prior to making a determination. Mr. D’Costa indicated that he would inform his employer that the use of certain technologies is not currently viewed as being within the scope of practice.

**BOARD MEMBER TRAVEL TO 2010 ANNUAL MEETING OF THE NATIONAL BOARD OF CERTIFIED COUNSELORS (NBCC), AUGUST 12 & 13, 2010**

The Section discussed attendance to the NBCC 2010 Annual Meeting. The members of the Section identified that they were unable to attend and as such took the following action:

**MOTION:** Charles Lindsey moved, seconded by LaMarr Franklin, to authorize a member of Department staff to attend as the Section’s delegate to attend the NBCC meeting. Motion carried unanimously.

**PRESENTATION OF PROPOSED STIPULATIONS**

None.

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

**DESIREE R. WRIGHT, LPC  
(08 CPC 003)**

Attorney, Jack Zwieg, presented the Proposed Stipulation, Final Decision and Order in the matter of John R. Monacelli, LPC. This matter will be deliberated in closed session.

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

Noted.

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

None.

## **CORRESPONDENCE AND PHONE INQUIRIES RECEIVED BY LEGAL COUNSEL**

Jeff Scanlan reviewed correspondence with the Section from a therapist with Lutheran Social Services (LSS) who works in Sheboygan, WI and is 90 miles from the LSS main office. The therapist indicates that last month his supervision was conducted via video conference with a LSS clinical supervisor. As the supervisory session via video conferencing was deemed successful by LSS, it was determined by LSS that going forward the therapist would conduct his supervisory sessions twice a month via this modality. The correspondence indicated that LSS uses videoconferencing for business classes and noted that there is an onsite program for audit of paperwork. The therapist noted difficulties that he is experiencing with respect to his pursuit of a license for professional counseling. He requested that the Section allow him to conduct his supervision through LSS via video conferencing as he would have difficulty obtaining the required supervision otherwise. After discussion of this inquiry the Section determined that clinical supervision is intended to be conducted face-to-face and that it is customary that supervision be achieved live in person and requested that a response to this effect be sent by the appropriate Department staff person.

## **INFORMATIONAL ITEMS**

None.

## **PUBLIC COMMENTS**

Deborah Bilzing, Lakeland College, provided comments to the Section regarding the use of new technologies being utilized for the purpose of conducting supervision. She expanded upon the use of "Bug-in-the-Ear" technology for clinical supervision and spoke to the success of this program.

## **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; Charles Lindsey-yes; Leslie Mirkin-yes; and Evelyn Pumphrey-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:58 p.m.

**RECONVENE TO OPEN SESSION**

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

The Board reconvened into Open Session at 4:24 p.m.

**MONITORING**

**MARK WIERSCHKE, LPC  
REQUESTING FULL LICENSURE**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to grant Mark Wierschke, LPC's request for full reinstatement of his professional counseling licensure. Motion carried unanimously.

**MARK BURNS, LPC  
REQUESTING FULL LICENSURE**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to grant Mark Burns, LPC's request for full reinstatement of his professional counseling licensure. Motion carried unanimously.

**GLORIA JEAN BANNASCH, LPC  
REQUESTING FULL LICENSURE**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to grant Gloria Jean Bannasch, LPC's request for full reinstatement of her professional counseling licensure pending receipt of a satisfactory report from her supervisor. Motion carried unanimously.

**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 Training License of Brooke Phelps**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to require Brooke Phelps to submit evidence of completion of a three (3) credit counseling theory course, HR 5003. Absent of receipt of the counseling theories course the Section reaffirms the denial of her application for professional counselor training license. If adequate evidence of the requested information is received, supervised experience may be counted beginning February 2, 2010. Motion carried unanimously.

*(Charles Lindsey was excused from the meeting at 3:57 p.m.)*

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

**JOHN R. MONACELLI, LPC  
(08 CPC 003)**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against John R. Monacelli, LPC (08 CPC 003). Motion carried unanimously.

**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 SIGNED AFTER THE MAILING OF THE AGENDA**

None.

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

**09 CPC 037**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to close case 09 CPC 037 for insufficient evidence. Motion carried unanimously.

**REVIEW OF APPLICATIONS**

**VICKI MARQUARDT**

**MOTION:** LaMarr Franklin moved, seconded by Evelyn Pumphrey, to offer a limited term training license to Vicki Marquardt, to last no longer than one (1) year which shall expire upon the notification of passage or failure of the national examination. Motion carried unanimously.

**LPC FILE REVIEW 4/12/2010**

SUPERVISOR REVIEW

Teri Ovaska- *approved*

Kari Schulz- *approved*

Kristen Schuch - *approved*

EDUCATION REVIEW

Carey Wilson- *additional information requested*

Julia Peterson- *approved*

Michael Zussman- *approved*

Kimberly Borkenhagen- *approved*

Karen Ruscher- *denied*

Amanda Schmitt- *approved*

Tandra Bridges- *approved*

Stephanie Crum- *approved*

Alisa Bailey- *approved*

Teri Ovaska- *approved*

Jennifer Millard-Schmitz- *denied*

Sheila Gissibl- *approved*

Juliette Olson- *approved*

Wayne Chen- *approved*

Christine Stine- *approved*

Deirdre Radosevich- *denied*

Otis Lockett- *approved*

Samina Grimes- *approved*

Tracy Opie- *approved*

Judith Roberts- *denied*

HOURS ACCRUED WITHOUT A TRAINING LICENSE

Lee Za Ong- *approved*  
Steven Christianson- *approved*  
Anna Wheelock- *approved*  
Michael Rintelman- *approved*  
Deirdre Radosevich- *denied*  
Patricia Jirovetz- *approved*  
Stephanie Gray- *approved*

RECIPROCITY REVIEW

Felicia Finley- *approved*  
Jana Allemeier- *approved*  
Deberah Mackenzie Harris- *approved*  
Julie Abbott-Jones- *approved*  
Gretchen Batterman- *approved*  
Kathleen Lingsweiler- *denied*  
Joseph Weidenbenner- *approved*  
Amy Bauer- *approved*  
Becky Strelnieks- *approved*  
Charles Ozee- *denied*  
Melanie Zamborsky- *approved*  
Jennifer Bliefernicht- *denied*  
Andrea Newton- *approved*

Miscellaneous

Patricia Vandermause (request to backdate the training license issued date: *denied*)  
Edward Jedlicka (re-registration application: *approved upon completion of the national exam*)  
Mary Gerndt (request for extension of training license expiration date: *approved*)

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

**OTHER SECTION BUSINESS**

None.

**ADJOURNMENT**

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

The meeting adjourned at 4:29 p.m.