



**VIRTUAL/TELECONFERENCE
PSYCHOLOGY EXAMINING BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Brad Wojciechowski (608) 266-2112
September 22, 2021**

The following agenda describes the issues that the Board 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 record of the actions of the Board.

AGENDA

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-3)**
- B. Approval of Minutes of July 14, 2021 (4-6)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns**
- D. Administrative Matters**
 - 1) Department, Staff and Board Updates
 - 2) Delegation of Authorities **(7)**
 - 3) Board Members – Term Expiration Dates
 - a. Desmonde, Marcus P. – 7/1/2021
 - b. Greene, John N. – 7/1/2023
 - c. Jinkins, Mark A. – 7/1/2022
 - d. Schroeder, Daniel A. – 7/1/2019
 - e. Sorce, Peter I. – 7/1/2020
 - f. Thompson, David W. – 7/1/2022
- E. Association of State and Provincial Psychology Boards (ASPPB) Update – Discussion and Consideration**
 - 1) PSYPACT **(8)**
- F. Legislative and Policy Matters – Discussion and Consideration**
- G. Administrative Rule Matters – Discussion and Consideration (9)**
 - 1) Preliminary and Emergency Rule Draft: Psy 1, 2, and 4, Relating to Comprehensive Review **(10-25)**
 - 2) Expedited Repeal: Psy 2, 3, 4, and 5, Relating to Obsolete References **(26-28)**
 - 3) Pending or Possible Rulemaking Projects **(29)**

H. Credentialing Matters – Discussion and Consideration

- 1) Licenses Issued Between Meetings **(30-31)**

I. Speaking Engagements, Travel, or Public Relation Requests, and Reports – Discussion and Consideration

- 1) Association of State and Provincial Psychology Boards (ASPPB) Annual Meeting, Virtual, October 15-16, 2021 **(32-35)**

J. COVID-19 – Discussion and Consideration

K. Deliberation on Items Added After Preparation of Agenda:

- 1) Introductions, Announcements and Recognition
- 2) Nominations, Elections, and Appointments
- 3) Administrative Matters
- 4) Election of Officers
- 5) Appointment of Liaisons and Alternates
- 6) Delegation of Authorities
- 7) Education and Examination Matters
- 8) Credentialing Matters
- 9) Practice Matters
- 10) Legislative and Administrative Rule Matters
- 11) Liaison Reports
- 12) Board Liaison Training and Appointment of Mentors
- 13) Informational Items
- 14) Division of Legal Services and Compliance (DLSC) Matters
- 15) Presentations of Petitions for Summary Suspension
- 16) Petitions for Designation of Hearing Examiner
- 17) Presentation of Stipulations, Final Decisions and Orders
- 18) Presentation of Proposed Final Decisions and Orders
- 19) Presentation of Interim Orders
- 20) Petitions for Re-Hearing
- 21) Petitions for Assessments
- 22) Petitions to Vacate Orders
- 23) Requests for Disciplinary Proceeding Presentations
- 24) Motions
- 25) Petitions
- 26) Appearances from Requests Received or Renewed
- 27) Speaking Engagements, Travel, or Public Relation Requests, and Reports

L. 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 on Department of Legal Services and Compliance Matters

1) Stipulations, Final Decisions and Orders

- a. 17 PSY 030 – Jon S. Matthew, Ph.D. **(36-41)**

N. Deliberation of Items Added After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) DLSC Matters
- 4) Monitoring Matters
- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petitions for Summary Suspensions
- 7) Petitions for Designation of Hearing Examiner
- 8) Proposed Stipulations, Final Decisions and Orders
- 9) Proposed Interim Orders
- 10) Administrative Warnings
- 11) Review of Administrative Warnings
- 12) Proposed Final Decisions and Orders
- 13) Matters Relating to Costs/Orders Fixing Costs
- 14) Case Closings
- 15) Board Liaison Training
- 16) Petitions for Assessments and Evaluations
- 17) Petitions to Vacate Orders
- 18) Remedial Education Cases
- 19) Motions
- 20) Petitions for Re-Hearing
- 21) Appearances from Requests Received or Renewed

O. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

P. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

Q. Open Session Items Noticed Above Not Completed in the Initial Open Session

ADJOURNMENT

NEXT DATE: NOVEMBER 17, 2021

 MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Requests for interpreters for the deaf or hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, 608-266-2112, or the Meeting Staff at 608-266-5439.

**VIRTUAL/TELECONFERENCE
PSYCHOLOGY EXAMINING BOARD
MEETING MINUTES
JULY 14, 2021**

PRESENT: Marcus Desmonde, Psy.D., John Greene, Ph.D. (*arrived at 9:03 a.m.*); Mark Jinkins; Daniel Schroeder, Ph.D.; Peter Sorce; David Thompson, Ph.D.

STAFF: Brad Wojciechowski, Executive Director; Jameson Whitney, Legal Counsel; Megan Glaeser, Bureau Assistant; and other Department Staff

CALL TO ORDER

Daniel Schroeder, Chairperson, called the meeting to order at 9:00 a.m. A quorum was confirmed with five (5) board members present.

(John Greene arrived at 9:03 a.m.)

ADOPTION OF AGENDA

MOTION: Mark Jinkins moved, seconded by Peter Sorce, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

April 28, 2021:

MOTION: David Thompson moved, seconded by Peter Sorce, to approve the Minutes of April 28, 2021 as published. Motion carried unanimously.

July 8, 2021:

MOTION: David Thompson moved, seconded by Peter Sorce, to approve the Minutes of July 8, 2021 as published. Motion carried unanimously.

**ASSOCIATION OF STATE AND PROVINCIAL PSYCHOLOGY BOARDS (ASPPB)
UPDATE**

PSYPACT

Appearance: Janet Pippin Orwig, ASPPB Executive Director

MOTION: Peter Sorce moved, seconded by David Thompson, to acknowledge and thank Janet Pippin Orwig, ASPPB Executive Director, for her virtual appearance and presentation to the Board. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Adoption Order

Psy 4, Relating to Renewal and Reinstatement of Licenses

MOTION: John Greene moved, seconded by David Thompson, to approve the Adoption Order for Clearinghouse Rule 21-015 (Psy 4), relating to Renewal and Reinstatement of Licenses. Motion carried unanimously.

CLOSED SESSION

MOTION: David Thompson moved seconded by Peter Sorce, to 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.). Daniel Schroeder, Chairperson, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Marcus Desmonde-yes; John Greene-yes; Mark Jinkins-yes; Daniel Schroeder-yes; Peter Sorce-yes; and David Thompson-yes. Motion carried unanimously.

The Board convened into Closed Session at 10:05 a.m.

DELIBERATION ON DEPARTMENT OF LEGAL SERVICES AND COMPLIANCE MATTERS

Case Closings

20 PSY 026 – S.L.B.

MOTION: David Thompson moved, seconded by Peter Sorce, to close DLSC Case Number 20 PSY 026, against S.L.B., for No Violation. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: David Thompson moved, seconded by Peter Sorce, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 10:09 a.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: David Thompson moved, seconded by John Greene, to affirm all motions made and votes taken in closed session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)

ADJOURNMENT

Virtual/Teleconference
Psychology Examining Board
Meeting Minutes
November 11, 2020
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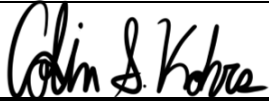
MOTION: John Greene moved, seconded by David Thompson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:11 a.m.

DRAFT


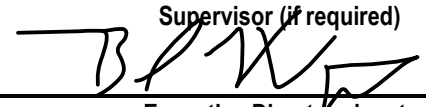
**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Colin Kohrs, paralegal, on behalf of Attorney Supervisor Sarah Norberg		2) Date When Request Submitted: 09/13/2021 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Psychology Examining Board			
4) Meeting Date: 09/22/2021	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Matters – Delegation of Authority – Credentialing Delegation – Delegation of Authority for Reciprocity Reviews	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Effective June 1, 2021, there were updates to Wis. Stat. § 455.04 affecting Psychology reciprocity reviews. Previously, under Wis. Stat. § 455.04(3), reciprocal licensure was available for a qualified applicant who held a license in another state, the licensure standards of which were found to be “ <i>equivalent</i> ” to the WI standards (which was interpreted to include WI regulations). Effective June 1, 2021, Wis. Stat. § 455.04(3) provides that: “the examining board may waive the requirements of sub. (1) (c) to (e) if an applicant holds a certificate or license of an examining board of some other state... if the standards of such other examining board are deemed by the members of this examining board to be <i>substantially equivalent</i> to the standards of this state” (emphasis added). The Credentialing Attorneys request the Board consider the below updated motion due to the 6/1/21 law change: <p style="color: red;">Delegation of Authority for Reciprocity Reviews</p> <p>MOTION: to delegate authority to the Department Attorneys to review and approve reciprocity applications in which the out of state license requirements for a psychologist are <u>substantially</u> equivalent to the Board’s requirements and like reciprocity is extended to holders of licenses issued by this state.</p>			
11) 		Authorization	
Signature of person making this request		09/13/2021 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.			

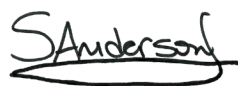
**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: <p style="text-align: center;">Brad Wojciechowski</p>		2) Date When Request Submitted: <p style="text-align: center;"><i>September 15, 2021</i></p>	
		Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others 	
3) Name of Board, Committee, Council, Sections: Psychology Examining Board			
4) Meeting Date: Sept. 22, 2021	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? <p style="text-align: center;">PSYPACT Update under Agenda Item E</p>	
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 (Fill out Board Appearance Request) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: <p style="text-align: center;">Line Item regarding discussion and update regarding PSYPACT.</p>			
 Signature of person making this request		Authorization Date <p style="text-align: right;"><i>09-15-2021</i></p>	
Supervisor (if required)  Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date <p style="text-align: right;"><i>09-15-2021</i></p>	
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
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Sofia Anderson, Administrative Rules Coordinator		2) Date when request submitted: Sept 10, 2021 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Psychology Examining Board			
4) Meeting Date: September 22, 2021	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Preliminary and Emergency Rule Draft: Psy 1, 2, and 4, relating to comprehensive review. 2. Expedited Repeal: Psy 2, 3, 4, and 5, relating to obsolete references. 3. Pending and possible rulemaking projects.	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Attachments: 1. Preliminary and Emergency rules drafts. 2. Expedited repeal letter and proposed order. 3. Pending and Possible Rulemaking Projects: Rule Projects Chart.			
11) Authorization			
		09/10/2021	
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
PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF RULEMAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : PSYCHOLOGY EXAMINING BOARD
PSYCHOLOGY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE)

PROPOSED ORDER

An order of the Psychology Examining Board to amend Psy 1.02 (2) (Note), (6m), 2.01 (3) (a) and (b), (4), 2.013 (intro), 2.14 (2), and (3), 4.017 (title), and 4.025 (1); to create Psy 1.02 (6g), (9m), 2.012, 2.013 (5), 2.014, and 4.017 (5), (6), and (7); to repeal and recreate Psy 2.10 (intro) and (1), and 2.14 (1), relating to definitions, interim psychologist licensure requirements, reciprocity requirements, reciprocal credentials for service members, former service members, and their spouses, supervised psychological experience, temporary practice for out of state providers, and renewal requirements.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted:

Sections 455.01 (5) and (6), 455.03, 455.04, 455.06, 455.09 (3), Stats.

Statutory authority:

Sections 15.08 (5) (b), 227.11 (2) (a), and 455.06 (1) (b).

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides “[e]ach examining board...Shall promulgate rules for its own guidance and for the guidance of the trade or 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.”

Section 227.11 (2) (a), Stats. provides “[e]ach agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute.”

Section 455.06 (1) (b), Stats. provides “the examining board may promulgate rules specifying circumstances in which the examining board, in cases of hardship, may allow an individual to renew a license issued under s. 455.04 (2).”

Related statute or rule:

None.

Plain language analysis:

The Psychology Examining Board is updating the rules governing the practice of psychology based upon passage of 2021 Wisconsin Act 22. Act 22 creates requirements for a new interim psychologist license; eliminates the national exam or continuing education requirement for reciprocal applications and the ABPP diploma exemption for initial licensure; modifies the conditions for the supervised psychological experience requirement; and clarifies the terms of the temporary practice for out of state providers. This revision also includes a comprehensive review that updates and creates several definitions to chapter Psy 1 in order to comply with current standards of practice; and implements the reciprocal credential requirements for service members, former service members, and their spouses in accordance to 2019 Wisconsin Act 143.

Summary of, and comparison with, existing or proposed federal regulation:

None.

Summary of public comments received on statement of scope and a description of how and to what extent those comments and feedback were taken into account in drafting the proposed rule:

N/A

Comparison with rules in adjacent states:

Illinois:

The Illinois Department of Financial and Professional Regulation licenses clinical psychologists and prescribing psychologists. In order to be licensed as a clinical psychologist, an applicant has to be a graduate of a doctoral program in clinical, school or counseling psychology accredited by the American Psychological Association or approved by the National Register of Health Service Psychologists; or be a graduate of a doctoral program whose content is found equivalent by the board. Additionally, applicants have to complete two years of supervised clinical, school or counseling psychology experience, which has to be divided between one year of no less than 1,750 hours in an internship, and one year of postdoctoral supervision. [225 ILCS 15/10]

Illinois does not have interim or training psychologist licenses.

Iowa:

The Iowa Board of Psychology is in the Bureau of Professional Licensure in the Department of Public Health. Iowa licenses permanent, provisional, and health service provider psychologists. The requirements for permanent psychologist include evidence of graduation from a doctorate level psychology program or its equivalent and a minimum

of 1,500 hours of supervised professional experience in no less than ten months. [645 IAC 240.3] [645 IAC 240.6]

The requirements for provisional psychologist licensure include evidence of graduation from a doctorate level psychology program and a supervised plan signed by the potential supervisor. This license is effective for two years and may be renewed one time for an additional two years. [645 IAC 240.12]

Michigan:

The Michigan Board of Psychology is in the Department of Licensing and Regulatory Affairs. Michigan licenses master's limited permanent and temporary psychologists; doctoral educational limited permanent and temporary psychologists; and psychologists. In order to obtain a psychologist license, an applicant needs to have been granted a doctoral degree in psychology or its equivalent and have no less than one year of postdoctoral experience in the practice of psychology. The Board may grant a temporary license for the purpose of completing the one year of supervised experience. These temporary licenses are only valid for 24 months and can only be renewed once for an additional 24 months. [MCL 333.18223]

Minnesota:

The Minnesota Board of Psychology licenses Master and Doctoral level psychologists. In order to become a doctoral level psychologist, applicants must earn a doctoral degree in psychology and complete at least one full year or the equivalent in part time of postdoctoral supervised psychological experience in no less than 12 months and no more than 60 months. [MN Stats. 148.907 Subd. 2]

Minnesota has a guest licensure option for applicants who are licensed in another state and would like to start practicing while their permanent license is in process. In order to obtain this license, an applicant must have an unencumbered license to practice psychology in another state, hold a doctoral degree, and pass a professional responsibility examination designated by the board. This license is valid for one year or until the board either issues or denies the permanent license. Guest licenses can be renewed annually until the board has made a determination about the applicant's permanent licensure. [MN Stats. 148.916]

Summary of factual data and analytical methodologies:

The proposed rules were developed by reviewing the provisions of Psy 1, 2, and 4, as changed by 2021 Wisconsin Act 22. The provisions of Act 22 were reviewed in conjunction with current rules relating to psychological practice and 2019 Wisconsin Act 143. The Board provided input and feedback to determine any changes or updates needed in addition to those enacted by Act 22 and 143.

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

The proposed rules will be posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.

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 Daniel.Hereh@wisconsin.gov, or by calling (608) 267-2435.

Agency contact person:

Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-4463; email at DSPSAdminRules@wisconsin.gov.

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

Comments may be submitted to Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov. Comments must be received on or before the public hearing, date to be determined, to be included in the record of rule-making proceedings.

TEXT OF RULE

SECTION 1. Psy 1.02 (2) (Note) is amended to read:

Psy 1.02 (2) (Note): The board office is located at ~~1400 East Washington Avenue~~ 4822 Madison Yards Way, Madison, WI 53705, P.O. Box ~~8935~~ 8366, Madison, WI 53708, telephone (608) ~~266-0070~~ 2112, dsps@wi.gov.

SECTION 2. Psy 1.02 (6g) is created to read:

Psy 1.02 (6g) “Interim psychologist” means a person licensed under s. 455.04 (2), Stats.

SECTION 3. Psy 1.02 (6m) is amended to read:

Psy 1.02 (6m) “Jurisprudence exam” means the board approved examination on the ~~elements of practice essential to the public health, safety, or welfare.~~ state law related to the practice of psychology.

SECTION 4. Psy 1.02 (9m) is created to read:

Psy 1.02 (9m) “Psychologist” means a person licensed under s. 455.04 (1) or (2), Stats.

SECTION 5. Psy 1.02 (11) and (12) are created to read:

Psy 1.02 (11) “Practice of psychology” has the meaning under s. 445.01 (5), Stats.

(12) “Psychotherapy” has the meaning under s. 455.01 (6), Stats.

SECTION 6. Psy 2.01 (3) (a) and (b) are amended to read:

Psy 2.01 (3) (a) Official transcript indicating a doctoral degree in psychology from a ~~college or university accredited by a regional accrediting agency approved by the state board of education in the state in which the college or university is located.~~ program accredited by an organization approved by the examining board.

(b) Academic training ~~or specialized experience which in the opinion of the board is that~~ the examining board determines to be substantially equivalent to a doctoral degree in psychology on the basis of standards established in s. Psy 2.09.

SECTION 7. Psy 2.01 (4) is amended to read:

Psy 2.01 (4) Documentation of ~~at least one year experience in~~ completion of psychological work meeting the requirements in s. Psy 2.10.

SECTION 8. Psy 2.012 is created to read:

Psy 2.012 Interim Psychologist. (1) Subject to s. 455.09, Stats., the examining board shall grant an interim psychologist license to an applicant who submits all of the following:

- (a) A properly completed and signed application form.
- (b) An application fee authorized by s. 440.05 (6), Stats.
- (c) Evidence of one of the following:
 1. An Official transcript indicating a doctoral degree in psychology from a program accredited by an organization approved by the examining board.
 2. Academic training that the examining board determines to be substantially equivalent to a doctoral degree in psychology based on the standards established in s. Psy 2.09.

- (d) Completion of at least 1,500 hours of supervised experience through a successfully completed internship, which shall be accrued after the completion of all doctoral level coursework.
- (e) For applicants who have a pending criminal charge or have been convicted of a crime, all related information necessary for the board to determine whether the circumstances of the pending criminal charge or conviction are substantially related to the practice of psychology.
- (f) Evidence of passing score on the jurisprudence exam.

(2) An interim psychologist license issued under s. 455.04 (2), Stats., is valid for 2 years or until the individual obtains a psychologist license under s. 455.04 (1), Stats. An individual holding an interim psychologist license is not required to complete continuing education.

SECTION 9. Psy 2.013 (intro) is amended to read:

Psy 2.013 Reciprocity. An applicant who holds an active license in another state, territory, foreign country or province whose license standards are deemed by the examining board to be substantially equivalent to the standards in this state may apply for license by submitting the following:

SECTION 10. Psy 2.013 (5) is created to read:

Psy 2.013 (5) For applicants who have a pending criminal charge or have been convicted of a crime, all related information necessary for the board to determine whether the circumstances of the pending criminal charge or conviction are substantially related to the practice of psychology.

SECTION 11. Psy 2.014 is created to read:

Psy 2.014 Reciprocal credentials for service members, former service members, and their spouses. A reciprocal license to practice psychology shall be granted to a service member, former service member, or the spouse of a service member or former service member who the board determines meets all of the requirements under s. 440.09 (2), Stats. Pursuant to s. 440.09 (2m), Stats., the board may request verification necessary to make a determination under this section.

SECTION 12. Psy 2.10 (intro) and (1) are repealed and recreated to read:

Psy 2.10 Supervised psychological experience. Except as provided in s. Psy 2.013, an applicant for licensure shall complete at least 3,000 hours of supervised graduate-level experience in the practice of psychology under conditions satisfactory to the examining board and shall include all of the following:

- (1) Supervised hours shall consist of all of the following:

- (a) At least 1,500 hours of experience through a successfully completed internship, which shall be accrued after the completion of all doctoral level coursework.
- (b) At least 1,500 hours of experience consisting of any combination of the following:
 1. Pre-internship hours that occur after the completion of the first year of the doctoral program or at any time while in a doctoral program after the completion of a master's degree in psychology or its equivalent.
 2. Hours accrued in the internship as described in sub. a. that are in excess of the 1,500 hours required under sub. a.
 3. Post-internship hours accrued under the internship as described in sub. a., but before the conferral of the doctoral degree.
 4. Postdoctoral hours obtained after the conferral of the doctoral degree.

SECTION 13. Psy 2.14 (1) is repealed and recreated to read:

Psy 2.14 (1) ~~In this section, "working days" is defined as any day in which the psychologist provides services.~~ In this section, "day" means any part of a day during which psychological services are rendered.

SECTION 14. Psy 2.14 (2), and (3) are amended to read:

(2) A psychologist who is licensed by another state or territory of the United States or a foreign country or province whose standards, in the opinion of the board, are equivalent to or higher ~~than~~ than the requirements for licensure as a psychologist in s. 455.04 (1), Stats., may ~~offer~~ provide psychological services as a psychologist in this state for not more than 60 ~~working~~ calendar days in any calendar year without holding a license issued under s. 455.04 (1), Stats.

(3) The psychologist shall report to the board the nature and extent of his or her practice in this state if it exceeds 20 ~~working~~ calendar days within a calendar year.

SECTION 15. Psy 4.017 (title) is amended to read:

Psy 4.017 Late Renewal and reinstatement.

SECTION 16. Psy 4.017 (5), (6), and (7) are created to read:

Psy 4.017 (5) A revoked license may not be renewed. Except as provided in s. 440.12, Stats., an individual may, no sooner than one year after the date of revocation, apply for reinstatement of a license. The board may accept or reject an application for reinstatement.

(6) **INTERIM PSYCHOLOGIST LICENSE.** The board may renew at its discretion an interim psychologist license upon a showing of hardship by the applicant.

(a) An applicant for a hardship renewal must demonstrate to the board that one of the following circumstances applies to the applicant:

1. The sickness of the applicant or a member of the applicant's immediate family substantiated by a doctor's certificate.
2. A death in the applicant's immediate family substantiated by proof of death.
3. Temporary military service.
4. Other good reason deemed acceptable by the board.

(b) If a hardship is established under par. (a), the board may request additional documentation from the applicant for its consideration in determining whether a renewal of the interim license is appropriate, including:

1. Attestation that the applicant has a qualified supervisor as provided by s. 455.04 (2), Stats.
2. Documentation of any relevant training, education, or supervised experience the applicant has completed since obtaining the interim psychologist license.
3. Any other relevant documentation requested by the board.

(7) An applicant for renewal of a private practice school psychologist issued under s. 455.04 (4), 2019 Stats. and prior to June 1, 2021, shall include with the renewal application proof of completion of hours of continuing education required under s. Psy 4.025.

SECTION 17. Psy 4.025 (1) is amended to read:

Psy 4.025 (1) Unless granted a postponement or waiver under s. Psy 4.04, every licensee except for those licensed under s. Psy 2.012 shall complete at least 40 board approved continuing education hours in each biennial registration period, as specified in s. 455.06, Stats.

SECTION 18. 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.

(END OF TEXT OF RULE)

STATE OF WISCONSIN
PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF RULEMAKING : ORDER OF THE
PROCEEDINGS BEFORE THE : PSYCHOLOGY EXAMINING BOARD
PSYCHOLOGY EXAMINING BOARD : ADOPTING EMERGENCY RULES

The statement of scope for this rule, SS 060-21, was approved by the Governor on May 13, 2021, published in Register 786A4 on June 21, 2021, and approved by Psychology Examining Board on June 29, 2021. This emergency rule as approved by the Governor on (mm/dd/yyyy)

ORDER

An order of the Psychology Examining Board to amend Psy 1.02 (2) (Note), (6m), 2.01 (3) (a) and (b), (4), 2.013 (intro), 2.14 (2), and (3), 4.017 (title), and 4.025 (1); to create Psy 1.02 (6g), (9m), 2.012, 2.013 (5), 2.014, and 4.017 (5), (6), and (7); to repeal and recreate Psy 2.10 (intro) and (1), and 2.14 (1), relating to definitions, interim psychologist licensure requirements, reciprocity requirements, reciprocal credentials for service members, former service members, and their spouses, supervised psychological experience, temporary practice for out of state providers, and renewal requirements.

Analysis prepared by the Department of Safety and Professional Services.

EXEMPTION FROM FINDING OF EMERGENCY

The Legislature by SECTION 53 in 2021 Wisconsin Act 22 provides an exemption from a finding of emergency for the adoption of the rule.

ANALYSIS

Statutes interpreted:

Sections 455.01 (5) and (6), 455.03, 455.04, 455.06, 455.09 (3), Stats.

Statutory authority:

Sections 15.08 (5) (b), 227.11 (2) (a), and 455.06 (1) (b).

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides “[e]ach examining board... Shall promulgate rules for its own guidance and for the guidance of the trade or 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.”

Section 227.11 (2) (a), Stats. provides “[e]ach agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute.”

Section 455.06 (1) (b), Stats. provides “the examining board may promulgate rules specifying circumstances in which the examining board, in cases of hardship, may allow an individual to renew a license issued under s. 455.04 (2).”

Related statute or rule:

None

Plain language analysis:

The Psychology Examining Board is updating the rules governing the practice of psychology based upon passage of 2021 Wisconsin Act 22. Act 22 creates requirements for a new interim psychologist license; eliminates the national exam or continuing education requirement for reciprocal applications and the ABPP diploma exemption for initial licensure; modifies the conditions for the supervised psychological experience requirement; and clarifies the terms of temporary practice for out of state providers. This revision also includes a comprehensive review that updates and creates several definitions within chapter Psy 1 in order to comply with current standards of practice; and implements the reciprocal credential requirements for service members, former service members, and their spouses in accordance to 2019 Wisconsin Act 143.

Summary of, and comparison with, existing or proposed federal regulation:

None

Comparison with rules in adjacent states:

Illinois:

The Illinois Department of Financial and Professional Regulation licenses clinical psychologists and prescribing psychologists. In order to be licensed as a clinical psychologist, an applicant has to be a graduate of a doctoral program in clinical, school or counseling psychology accredited by the American Psychological Association or approved by the National Register of Health Service Psychologists; or be a graduate of a doctoral program whose content is found equivalent by the board. Additionally, applicants have to complete two years of supervised clinical, school or counseling psychology experience, which has to be divided between one year of no less than 1,750 hours in an internship, and one year of postdoctoral supervision. [225 ILCS 15/10] Illinois does not have interim or training psychologist licenses.

Iowa:

The Iowa Board of Psychology is in the Bureau of Professional Licensure in the Department of Public Health. Iowa licenses permanent, provisional, and health service

provider psychologists. The requirements for permanent psychologist include evidence of graduation from a doctorate level psychology program or its equivalent and a minimum of 1,500 hours of supervised professional experience in no less than ten months. [645 IAC 240.3] [645 IAC 240.6]

The requirements for provisional psychologist licensure include evidence of graduation from a doctorate level psychology program and a supervised plan signed by the potential supervisor. This license is effective for two years and may be renewed one time for an additional two years. [645 IAC 240.12]

Michigan:

The Michigan Board of Psychology is in the Department of Licensing and Regulatory Affairs. Michigan licenses master's limited permanent and temporary psychologists; doctoral educational limited permanent and temporary psychologists; and psychologists. In order to obtain a psychologist license, an applicant needs to have been granted a doctoral degree in psychology or its equivalent and have no less than one year of postdoctoral experience in the practice of psychology. The Board may grant a temporary license for the purpose of completing the one year of supervised experience. These temporary licenses are only valid for 24 months and can only be renewed once for an additional 24 months. [MCL 333.18223]

Minnesota:

The Minnesota Board of Psychology licenses Master and Doctoral level psychologists. In order to become a doctoral level psychologist, applicants must earn a doctoral degree in psychology and complete at least one full year or the equivalent in part time of postdoctoral supervised psychological experience in no less than 12 months and no more than 60 months. [MN Stats. 148.907 Subd. 2]

Minnesota has a guest licensure option for applicants who are licensed in another state and would like to start practicing while their permanent license is in process. In order to obtain this license, an applicant must have an unencumbered license to practice psychology in another state, hold a doctoral degree, and pass a professional responsibility examination designated by the board. This license is valid for one year or until the board either issues or denies the permanent license. Guest licenses can be renewed annually until the board has made a determination about the applicant's permanent licensure. [MN Stats. 148.916]

Summary of factual data and analytical methodologies:

The proposed rules were developed by reviewing the provisions of Psy 1, 2, and 4, as changed by 2021 Wisconsin Act 22. The provisions of Act 22 were reviewed in conjunction with current rules relating to psychological practice and 2019 Wisconsin Act 143. The Board provided input and feedback to determine any changes or updates needed in addition to those enacted by Act 22 and 143.

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

The proposed rules will be posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.

Fiscal Estimate:

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 Daniel.Hereh@wisconsin.gov, or by calling (608) 267-2435.

Agency contact person:

Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-4463; email at DSPSAdminRules@wisconsin.gov.

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

Comments may be submitted to Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov. Comments must be submitted by the date and time at which the public hearing on these emergency rules is conducted. Information as to the place, date, and time of the public hearing will be published on the Legislature’s website and in the Wisconsin Administrative Register.

TEXT OF RULE

SECTION 1. Psy 1.02 (2) (Note) is amended to read:

Psy 1.02 (2) (Note): The board office is located at ~~1400 East Washington Avenue~~ 4822 Madison Yards Way, Madison, WI 53705, P.O. Box ~~8935~~ 8366, Madison, WI 53708, telephone (608) ~~266-0070~~ 2112, dsps@wi.gov.

SECTION 2. Psy 1.02 (6g) is created to read:

Psy 1.02 (6g) “Interim psychologist” means a person licensed under s. 455.04 (2), Stats.

SECTION 3. Psy 1.02 (6m) is amended to read:

Psy 1.02 (6m) “Jurisprudence exam” means the board approved examination on the ~~elements of practice essential to the public health, safety, or welfare.~~ state law related to the practice of psychology.

SECTION 4. Psy 1.02 (9m) is created to read:

Psy 1.02 (9m) “Psychologist” means a person licensed under s. 455.04 (1) or (2), Stats.

SECTION 5. Psy 1.02 (11) and (12) are created to read:

Psy 1.02 (11) “Practice of psychology” has the meaning under s. 445.01 (5), Stats.

(12) “Psychotherapy” has the meaning under s. 455.01 (6), Stats.

SECTION 6. Psy 2.01 (3) (a) and (b) are amended to read:

Psy 2.01 (3) (a) Official transcript indicating a doctoral degree in psychology from a ~~college or university accredited by a regional accrediting agency approved by the state board of education in the state in which the college or university is located.~~ program accredited by an organization approved by the examining board.

(b) Academic training ~~or specialized experience which in the opinion of the board is that~~ the examining board determines to be substantially equivalent to a doctoral degree in psychology on the basis of standards established in s. Psy 2.09.

SECTION 7. Psy 2.01 (4) is amended to read:

Psy 2.01 (4) Documentation of ~~at least one year experience in~~ completion of psychological work meeting the requirements in s. Psy 2.10.

SECTION 8. Psy 2.012 is created to read:

Psy 2.012 Interim Psychologist. (1) Subject to s. 455.09, Stats., the examining board shall grant an interim psychologist license to an applicant who submits all of the following:

- (a) A properly completed and signed application form.
- (b) An application fee authorized by s. 440.05 (6), Stats.
- (c) Evidence of one of the following:
 1. An Official transcript indicating a doctoral degree in psychology from a program accredited by an organization approved by the examining board.
 2. Academic training that the examining board determines to be substantially equivalent to a doctoral degree in psychology based on the standards established in s. Psy 2.09.

- (d) Completion of at least 1,500 hours of supervised experience through a successfully completed internship, which shall be accrued after the completion of all doctoral level coursework.
- (e) For applicants who have a pending criminal charge or have been convicted of a crime, all related information necessary for the board to determine whether the circumstances of the pending criminal charge or conviction are substantially related to the practice of psychology.
- (f) Evidence of passing score on the jurisprudence exam.

(2) An interim psychologist license issued under s. 455.04 (2), Stats., is valid for 2 years or until the individual obtains a psychologist license under s. 455.04 (1), Stats. An individual holding an interim psychologist license is not required to complete continuing education.

SECTION 9. Psy 2.013 (intro) is amended to read:

Psy 2.013 Reciprocity. An applicant who holds an active license in another state, territory, foreign country or province whose license standards are deemed by the examining board to be substantially equivalent to the standards in this state may apply for license by submitting the following:

SECTION 10. Psy 2.013 (5) is created to read:

Psy 2.013 (5) For applicants who have a pending criminal charge or have been convicted of a crime, all related information necessary for the board to determine whether the circumstances of the pending criminal charge or conviction are substantially related to the practice of psychology.

SECTION 11. Psy 2.014 is created to read:

Psy 2.014 Reciprocal credentials for service members, former service members, and their spouses. A reciprocal license to practice psychology shall be granted to a service member, former service member, or the spouse of a service member or former service member who the board determines meets all of the requirements under s. 440.09 (2), Stats. Pursuant to s. 440.09 (2m), Stats., the board may request verification necessary to make a determination under this section.

SECTION 12. Psy 2.10 (intro) and (1) are repealed and recreated to read:

Psy 2.10 Supervised psychological experience. Except as provided in s. Psy 2.013, an applicant for licensure shall complete at least 3,000 hours of supervised graduate-level experience in the practice of psychology under conditions satisfactory to the examining board and shall include all of the following:

- (1) Supervised hours shall consist of all of the following:

- a. At least 1,500 hours of experience through a successfully completed internship, which shall be accrued after the completion of all doctoral level coursework.
- b. At least 1,500 hours of experience consisting of any combination of the following:
 1. Pre-internship hours that occur after the completion of the first year of the doctoral program or at any time while in a doctoral program after the completion of a master's degree in psychology or its equivalent.
 2. Hours accrued in the internship as described in sub. a. that are in excess of the 1,500 hours required under sub. a.
 3. Post-internship hours accrued under the internship as described in sub. a., but before the conferral of the doctoral degree.
 4. Postdoctoral hours obtained after the conferral of the doctoral degree.

SECTION 13. Psy 2.14 (1) is repealed and recreated to read:

Psy 2.14 (1) ~~In this section, "working days" is defined as any day in which the psychologist provides services.~~ In this section, "day" means any part of a day during which psychological services are rendered.

SECTION 14. Psy 2.14 (2), and (3) are amended to read:

(2) A psychologist who is licensed by another state or territory of the United States or a foreign country or province whose standards, in the opinion of the board, are equivalent to or higher ~~than~~ than the requirements for licensure as a psychologist in s. 455.04 (1), Stats., may ~~offer~~ provide psychological services as a psychologist in this state for not more than 60 ~~working~~ calendar days in any calendar year without holding a license issued under s. 455.04 (1), Stats.

(3) The psychologist shall report to the board the nature and extent of his or her practice in this state if it exceeds 20 ~~working~~ calendar days within a calendar year.

SECTION 15. Psy 4.017 (title) is amended to read:

Psy 4.017 Late Renewal and reinstatement.

SECTION 16. Psy 4.017 (5), (6), and (7) are created to read:

Psy 4.017 (5) A revoked license may not be renewed. Except as provided in s. 440.12, Stats., an individual may, no sooner than one year after the date of revocation, apply for reinstatement of a license. The board may accept or reject an application for reinstatement.

(6) **INTERIM PSYCHOLOGIST LICENSE.** The board may renew at its discretion an interim psychologist license upon a showing of hardship by the applicant.

(a) An applicant for a hardship renewal must demonstrate to the board that one of the following circumstances applies to the applicant:

1. The sickness of the applicant or a member of the applicant's immediate family substantiated by a doctor's certificate.
2. A death in the applicant's immediate family substantiated by proof of death.
3. Temporary military service.
4. Other good reason deemed acceptable by the board.

(b) If a hardship is established under par. (a), the board may request additional documentation from the applicant for its consideration in determining whether a renewal of the interim license is appropriate, including:

1. Attestation that the applicant has a qualified supervisor as provided by s. 455.04 (2), Stats.
2. Documentation of any relevant training, education, or supervised experience the applicant has completed since obtaining the interim psychologist license.
3. Any other relevant documentation requested by the board.

(7) An applicant for renewal of a private practice school psychologist issued under s. 455.04 (4), 2019 Stats. and prior to June 1, 2021, shall include with the renewal application proof of completion of hours of continuing education required under s. Psy 4.025.

SECTION 17. Psy 4.025 (1) is amended to read:

Psy 4.025 (1) Unless granted a postponement or waiver under s. Psy 4.04, every licensee except for those licensed under s. Psy 2.012 shall complete at least 40 board approved continuing education hours in each biennial registration period, as specified in s. 455.06, Stats.

SECTION 18. EFFECTIVE DATE. This emergency rule shall take effect upon publication in the official state newspaper, pursuant to s. 227.22 (2) (c), Stats., and shall remain in effect for 2 years or until permanent rules take effect, whichever is sooner, as provided in 2021 Wisconsin Act 22, section 53 (1).

(END OF TEXT OF RULE)

Dated _____

Agency _____

Chairperson
Psychology Examining Board



September 22, 2021

Senator Nass, Senate Co-Chairperson
Joint Committee for Review of Administrative Rules
Room 10S, State Capitol
Madison, WI 53702

Representative Neylon, Assembly Co-Chairperson
Joint Committee for Review of Administrative Rules
Room 204N, State Capitol
Madison, WI 53702

RE: Petition for Authorization to Repeal Rules Related to Private Practice School Psychologist License, Requirements for Reciprocal Candidates, ABPP Diploma Exemption, and Conduct for Psychologists.

Dear Senator Nass and Representative Neylon:

I am petitioning for authorization to repeal portions of the administrative code relating to private practice school psychologist license, requirements for reciprocal candidates, ABPP Diploma exemption, and conduct for psychologists as referenced in Psy 2.013 (3), 2.018, 3, 4.025 (4), and 5. A copy of the proposed rule is attached.

2021 Wisconsin Act 22 discontinues the initial licensure of private practice school psychologists, eliminates the national exam and continuing education requirements for reciprocal applicants, ABPP diploma exemption, and eliminates the statutory provision allowing the board to create a code of conduct for licensees. Therefore, repealing affected portions of the administrative code related to psychologists licensure and conduct will update the code and make it consistent with the requirements of 2021 Wisconsin Act 22.

Using the expedited repeal process to eliminate now obsolete references from the administrative code will mitigate confusion among psychology practitioners. Therefore, the Psychology Examining Board is requesting authorization from the Joint Committee for Review of Administrative Rules to repeal Psy 2.013 (3), 2.018, 3, 4.025 (4), and 5 relating to private practice school psychologist license, requirements for reciprocal candidates, ABPP Diploma exemption, and conduct for psychologists using the expedited rule repeal process under s. 227.26 (4), Stats.

Sincerely,

Daniel Schroeder
Chair, Wisconsin Psychology Examining Board

STATE OF WISCONSIN
PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF RULEMAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : PSYCHOLOGY EXAMINING BOARD
PSYCHOLOGY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE)

The Psychology Examining Board is petitioning the Joint Committee for Review of Administrative Rules to repeal a rule the Psychology Examining Board has determined to be an unauthorized rule using the process under s. 227.26 (4), Stats.

PROPOSED ORDER

A proposed order of the Psychology Examining Board to repeal Psy 2.013 (3), 2.018, 3, 4.025 (4), and 5, relating to private practice school psychologist licensure, requirements for reciprocal candidates, ABPP diploma exemption, and conduct for psychologists.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: Section 455.04; Stats., sections 33, 35, 36, and 48 of the 2021 Wisconsin Act 22.

Statutory authority: Sections 15.08 (5) (b) and 227.11 (2) (a).

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides “[e]ach examining board... Shall promulgate rules for its own guidance and for the guidance of the trade or 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.”

Section 227.11 (2) (a), Stats. provides “[e]ach agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute.”

Related statute or rule:

None

Plain language analysis:

The Psychology Examining Board is updating the rules governing the practice of psychology based upon passage of 2021 Wisconsin Act 22. Act 22 discontinues the

initial licensure of private practice school psychologists, eliminates the national exam and continuing education requirements for reciprocal applicants, ABPP diploma exemption, and eliminates the statutory provision allowing the board to create a code of conduct for licensees. These updates eliminate now unauthorized references rules related to these changes in Psy 2.013 (3), 2.018, 3, 4.025 (4), and 5 of the Wisconsin Administrative Code. The Board has determined that these rules are unauthorized rules and seeks their repeal under s. 227.26 (4).

Agency contact person:

Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-4463; email at DSPSAdminRules@wisconsin.gov.

TEXT OF RULE

SECTION 1. Psy 2.013(3) is repealed.

SECTION 2. Psy 2.018 is repealed.

SECTION 3. Psy 3 is repealed.

SECTION 4. Psy 4.025(4) is repealed.

SECTION 5. Psy 5 is repealed.

SECTION 6. EFFECTIVE DATE. The rules adopted in this order shall take effect on the day after publication in the Wisconsin Administrative Register, pursuant to s. 227.22 (2) (c), Stats.

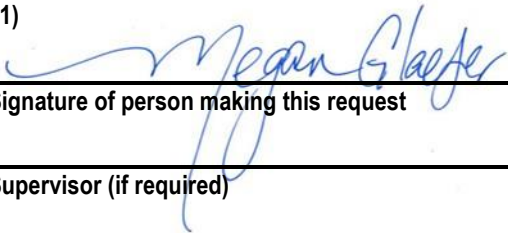
(END OF TEXT OF RULE)

**Psychology Examining Board
Rule Projects (updated 09/09/21)**

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Current Stage	Next Step
	060-21	12/21/2023	Psy 1, 2, and 4	Legislative Update (2021 WI Act 22)	Drafting prelim and emergency rule	Approval by board to submit to Governor (EmR) and Clearinghouse (perm)
	N/A	N/A	Psy 2.013 (3), 2.018, 3, 4.025 (4), and 5	Expedited Repeal	Expedited repeal letter and proposed order drafted.	Approval by board to submit to Legislature
21-014	058-20	12/08/2022	Psy 2	Reciprocal Credentials	Drafting Final Rule and Leg. Report. This rule was added to Psy 1, 2, and 4.	
21-003	006-19	7/14/2021	Psy 2	Discrimination based on arrest or conviction record	Assembly SC jurisdiction ended 8/25/21. JCRAR jurisdiction ends on 9/27/21.	
21-015	152-20	6/7/2023	Psy 4	Renewal and Reinstatement (repair rule)	Submitted Adoption Order to LRB for publication. Rule effective on 10/01/21.	N/A
21-016	130-20	4/12/2023	Psy 5	Telehealth	Drafting prelim rule. On hold pending telehealth bill 2021 SB 309 and 2021 AB 296.	

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

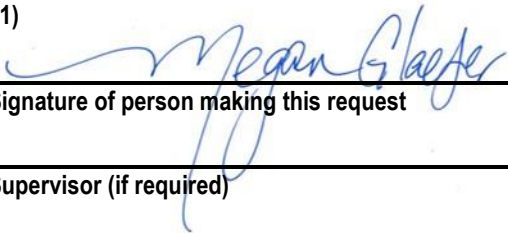
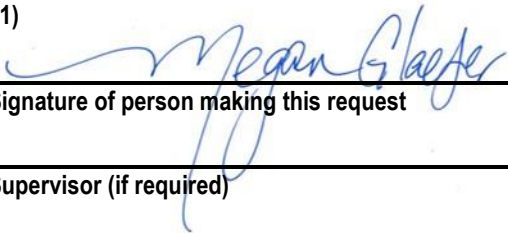
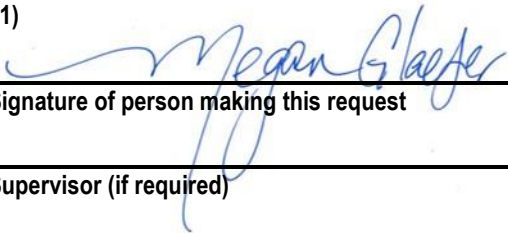
AGENDA REQUEST FORM

1) Name and title of person submitting the request: Megan Glaeser, Bureau Assistant, on behalf of Credentialing		2) Date when request submitted: 13 September 2021 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Psychology Examining Board			
4) Meeting Date:	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Credentialing Matters – Licenses Issued Between Meetings	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <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:			
11) Authorization			
 Signature of person making this request		13 September 2021 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.			

	A	B	C	D	E	F	G	H
PSYCHOLOGY BOARD								
	Month	Date Approved	Name of Applicant	License #	City	State	Zip Code	Staff
4	Jun-21	6/8/2021	Jeffrey Washelesky	3957-57	Madison	WI	53718	
5	Jun-21	6/8/2021	Kevin Stark	3958-57	Shawano	WI	54166	
6	Jun-21	6/8/2021	Laura Schwinn	3959-57	Monteray	CA	93940	
7	Jun-21	6/8/2021	Lucy Rickspoone	3960-57	Evanston	IL	60201	
8	Jun-21	6/8/2021	Nancy Brunner	3961-57	Doylestown	PA	18901	
9	Jun-21	6/8/2021	Jessica Myszak	3962-57	Glenview	IL	60026	
0	Jun-21	6/11/2021	Dana McCall	3963-57	Rochester	MN	55901	
1	Jun-21	6/14/2021	Mary B Jones	3964-57	Chicago	IL	60611	
2	Jun-21	6/14/2021	Laura Kaae	3965-57	Cedarburg	WI	53012	
3	Jun-21	6/15/2021	Aimee Cruz	3966-57	Duluth	MN	55803	
4	Jun-21	6/16/2021	Ericka La Mar	3967-57	Embarrass	MN	55732	
5	Jul-21	7/1/2021	Stephen Molitor	3968-57	Greenfield	WI	53228	
6	Jul-21	7/2/2021	Richard Kneip	3969-57	Lake Orion	MI	48362	
7	Jul-21	7/8/2021	Hina Siddiqui	3970-57	Woodbury	MN	55125	
8	Jul-21	7/20/2021	Xu Li	3971-57	Oak Creek	WI	53154	
9	Aug-21	8/16/2021	Shanna Thomsen	3972-57	Milwaukee	WI	53202	
0	Aug-21	8/19/2021	Lauren Meyer	3973-57	Madison	WI	53713	
1	Aug-21	8/19/2021	Phillip Buttner	3974-57	Madison	WI	53714	
2	Aug-21	8/19/2021	Desiree Hawley	3975-57	Burlington	WI	53105	
3	Aug-21	8/27/2021	Alexa Mouloupoulos	3976-57	Milwaukee	WI	53217	
4	Sep-21	9/2/2021	Rachel Zachar-Tirado	3977-57	Grand Rapids	MI	49503	
5	Sep-21	9/2/2021	Christopher Zachar-Tirado	3978-57	Grand Rapids	MI	49503	
6	Sep-21	9/7/2021	Michael Cohn	3979-57	Madison	WI	53703	
7	Sep-21	9/7/2021	Kara Mayer	3980-57	Madison	WI	53704	
8	Sep-21	9/13/2021	Josie Ullsperger	3981-57	Madison	WI	53715	

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Megan Glaeser, Bureau Assistant		2) Date when request submitted: 13 September 2021 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>																
3) Name of Board, Committee, Council, Sections: Psychology Examining Board																		
4) Meeting Date:	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Speaking Engagements, Travel, or Public Relation Requests, and Reports ASPPB Annual Meeting, Virtual, October 15-16, 2021																
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <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:																		
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;">11)</td> <td style="width: 60%; text-align: center;">Authorization</td> <td style="width: 30%;"></td> </tr> <tr> <td></td> <td style="text-align: center;"></td> <td style="text-align: right;">13 September 2021</td> </tr> <tr> <td></td> <td style="text-align: center;">Signature of person making this request</td> <td style="text-align: right;">Date</td> </tr> <tr> <td></td> <td style="text-align: center;">Supervisor (if required)</td> <td style="text-align: right;">Date</td> </tr> <tr> <td></td> <td colspan="2" style="text-align: right;">Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date</td> </tr> </table>				11)	Authorization				13 September 2021		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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		13 September 2021																
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	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.																		

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ASPPB 61st Annual Meeting of Delegates

Public Protection Through Prevention

ASPPB
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October 15 - 16, 2021

Registration for the 2021 **virtual** Annual Meeting is now open.

Registration Fee

The registration fee is \$50.00.

Voting Delegate

One delegate's fee is waived (the delegate is the voting member of your jurisdiction). **Prior to registering** as the voting delegate, please email meetinghelpdesk2@asppb.org for registration instructions.

Jurisdiction Financial Assistance (JFA)

Please note that each jurisdiction has \$500 a year available to use for assistance with meeting expenses. If you want to use this to offset any registration fees for your jurisdiction, please contact Stacey Camp at scamp@asppb.org.

JFA Requirements:

- Current in membership dues
- Report all disciplinary actions to the ASPPB Disciplinary Data System in a timely manner
- Completed ASPPB Handbook on Licensing and Certification, called PSY|Book
- Jurisdiction must be in compliance with all aspects of the administration of the EPPP

[Click here to register](#)

MEETING INFORMATION

The agenda is now available on our website and you can find this anytime by logging in and using this link: <https://www.asppb.net/page/2021AM>

Overall Learning Objectives

1. List three areas where psychology regulatory bodies can act in proactive ways to ensure public protection.
2. Discuss the research findings about important elements of the kinds of Continuing Education/Continuing Professional Development offerings that help to ensure competence.
3. Evaluate the tools that ASPPB has available to psychology regulatory bodies that can assist in their mandate of public protection.

Continuing Education

- Attendance at the 61st Annual Meeting will give participants the opportunity to earn 5.5 APA-Approved CE credit hours.
- The target audience for the entire conference is psychology board members, registrars, public board members, board staff and attorneys engaging in the regulation of the profession.
- The instructional level of this conference is a broad range from introductory to advanced.

The Association of State and Provincial Psychology Boards (ASPPB) is approved by the American Psychological Association to sponsor continuing education for psychologists. The Association of State and Provincial Psychology Boards maintains responsibility for this program and its content.



CONTACT US

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