



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

Room N208, 2nd Floor, 4822 Madison Yards Way, Madison, WI 53705

Contact: Dan Williams (608) 266-2112

July 24, 2018

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.

10:00 A.M.

(or immediately following the Marriage and Family Therapist Section meeting)

AGENDA

CALL TO ORDER – ROLL CALL – OPEN SESSION

- A. Adoption of the Agenda (1-2)**
- B. Approval of Minutes from May 16, 2018 (3)**
- C. Administrative Matters – Discussion and Consideration**
 - 1. Staff Updates
 - 2. Board Member – Term Expiration Date
 - a. Bridget Ellingboe – 7/1/2020
 - b. Peter Fabian – 7/1/2018
 - c. Alice Hanson-Drew – 7/1/2013
 - d. Linda Pellmann – 7/1/2019 (*reappointed, not yet confirmed*)
 - e. Allison Gordon – 7/1/2018
 - f. Tammy Scheidegger – 7/1/2020 (*appointed, not yet confirmed*)
 - g. Kathleen Miller – 7/1/2021 (*reappointed, not yet confirmed*)
 - h. Monica Vick – 7/1/2019 (*appointed, not yet confirmed*)
 - i. Elizabeth Krueger – 7/1/2020 (*reappointed, not yet confirmed*)
 - j. Kristin Koger – 7/1/2018
 - k. Gregory Winkler – 7/1/2019 (*reappointed, not yet confirmed*)
 - l. SOC Public Member – Vacancy
 - m. Advanced Practice Social Worker – Vacancy
- D. Legislative and Administrative Rule Matters – Discussion and Consideration (4-23)**
 - 1. Scope for MPSW 1, 3, and 5, Relating to Exams
 - 2. Scope for MPSW 3, Relating to Practice Requirement for Licensure as a Clinical Social Worker
 - 3. Scope for MPSW 3, 11, and 16, Relating to Licensure Conviction Determinations
 - 4. Scope for MPSW 16, Relating to Equivalency Courses
 - 5. Adopt CR 17-079, Relating to Internship and Courses
 - 6. Adopt CR 17-080, Relating to Renewal and Reinstatement

7. MPSW 1.09, Relating to Substance Use Disorder Specialty
8. MPSW 20, Relating to Unprofessional Conduct
9. Update Legislation and Pending or Possible Rulemaking Projects

E. Section Reports – Discussion and Consideration

1. Social Work Mobility Update – Discussion and Consideration

F. Deliberation on Items Added After Preparation of Agenda:

1. Introductions, Announcements and Recognition
2. Election of Officers
3. Appointment of Liaison(s) and Alternates
4. Delegation of Authorities
5. Administrative Matters
6. Education and Examination Matters
7. Credentialing Matters
8. Practice Matters
9. Legislative and Administrative Rule Matters
10. Liaison Reports
11. Board Liaison Training and Appointment of Mentors
12. Informational Items
13. Division of Legal Services and Compliance (DLSC) Matters
14. Motions
15. Petitions
16. Appearances from Requests Received or Renewed
17. Speaking Engagement(s), Travel, or Public Relation Request(s)

G. Public Comments

ADJOURNMENT

NEXT SCHEDULED MEETING: OCTOBER 23, 2018

 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. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.

**MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING
AND SOCIAL WORK EXAMINING BOARD
TELECONFERENCE/VIRTUAL MEETING MINUTES
MAY 16, 2018**

PRESENT: Bridget Ellingboe, Peter Fabian, Allison Gordon, Alice Hanson-Drew, Kristin Koger, Elizabeth Krueger Kathleen Miller, Linda Pellmann, Tammy Scheidegger, Monica Vick, Gregory Winkler

STAFF: Dan Williams, Executive Director; Sharon Henes, Administrative Rules Coordinator; Kimberly Wood – Program Assistant Supervisor-Adv.; and other DSPS Staff

CALL TO ORDER

Bridget Ellingboe, Chair, called the meeting to order at 1:48 p.m. A quorum of eleven (11) members was confirmed.

ADOPTION OF AGENDA

MOTION: Elizabeth Krueger moved, seconded by Peter Fabian, to adopt the agenda as published. Motion carried unanimously.

LEGISLATION AND ADMINISTRATIVE RULE MATTERS

Scope to Create MPSW 1.09, Relating to Substance Use Disorder Specialty

MOTION: Peter Fabian moved, seconded by Elizabeth Krueger, to approve the Scope Statement creating MPSW 1.09, relating to substance use disorder specialty, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chair to approve the Scope Statement for implementation no less than 10 days after publication. Motion carried unanimously.

Adoption of CR 17-084, Relating to Continuing Education Audits

MOTION: Kathleen Miller moved, seconded by Linda Pellmann, to approve the Adoption Order for Clearinghouse Rule 17-084, relating to continuing education audits. Motion carried unanimously.

ADJOURNMENT

MOTION: Linda Pellmann moved, seconded by Monica Vick, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:57 p.m.

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

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Sharon Henes Administrative Rules Coordinator		2) Date When Request Submitted: 7 June 2018 Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Marriage and Family Therapy, Professional Counseling and Social Work Examining Board			
4) Meeting Date: 26 June 2018	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Legislation and Rule Matters – Discussion and Consideration 1. Scope for MPSW 1, 3, 5 Relating to Exams 2. Scope for MPSW 3 Relating to Practice Requirement for Licensure as a Clinical Social Worker 3. Scope for MPSW 3, 11, 16 Relating to Licensure Conviction Determinations 4. Scope for MPSW 16 Relating to Equivalency Courses 5. Adopt CR 17-079 Relating to Internship and Courses 6. Adopt CR 17-080 Relating to Renewal and Reinstatement 7. MPSW 1.09 Relating to Substance Use Disorder Specialty 8. MPSW 20 Relating to Unprofessional Conduct 9. Update on Legislation and Pending and Possible Rulemaking Projects	
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: 			
11) Authorization <div style="text-align: center; font-size: 1.2em; font-family: cursive;"> <i>Sharon Henes</i> </div> <hr/> <div style="display: flex; justify-content: space-between;"> Signature of person making this request Date </div> <hr/> <div style="display: flex; justify-content: space-between;"> Supervisor (if required) Date </div> <hr/> <div style="display: flex; justify-content: space-between;"> Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date </div>			
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.			

STATEMENT OF SCOPE

Marriage and Family Therapy, Professional Counseling and Social Work Examining Board

Rule No.: MPSW 1, 3, 5

Relating to: Examinations

Rule Type: Permanent

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

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

The objective of the proposed rule is to update the Board's processes and procedures by removing obsolete provisions and clarifying and streamlining examination provisions which impact all the professions credentialed by the Board. In addition, the Board will clarify the examinations required for licensure and certification of social workers.

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

There are provisions in the examination procedures which are obsolete or outdated. The Board will update the examination processes and procedures by removing obsolete provisions and clarifying and streamlining examination provisions which impact all the professions credentialed by the Board.

The Board will clarify the examinations required for licensure and certification of social workers. The Joint Committee for Review of Administrative Rules objected to a portion of CR 15-082 which provided for the elimination of the requirement that applicants for an initial credential pass an examination that tests knowledge of state laws relating to the practice. 2017 Act 357 allows the Board to require multiple examinations, including an examination on the state laws relating to the relevant practice. The Board recognizes that due to 2017 Act 357, the requirement currently in rule to pass the state law exam is no longer an unauthorized rule and can remain in the code. However, this proposed rule would update the language to clarify there are two social worker examinations rather than two parts of an examination.

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

15.08 (5) (b) Each examining board shall promulgate rules for its own guidance and for the guidance of the 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.

457.03 (1m) Upon the advice of the social worker section, marriage and family therapist section, and professional counselor section, and consistent with s. 457.16, promulgate rules establishing examination requirements for certification and licensure under this chapter.

457.03 (3) Upon the advice of the social worker section, promulgate rules establishing levels of social work practice for individuals with master's or doctoral degrees in social work, in addition to the levels of practice for which certificates are granted under s. 457.08 (2) and (3), and establishing appropriate educational, training, experience, examination, and continuing education requirements for certification

and renewal of a certificate at each level of practice established in rules promulgated under this subsection.

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

50 hours

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

Applicants for marriage and family therapist, professional counselor and social worker credentials.

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

None

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

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

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

Authorized Signature

Date Submitted

STATEMENT OF SCOPE

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

Rule No.: MPSW 3

Relating to: Practice Requirement for Licensure as a Clinical Social Worker

Rule Type: Permanent

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

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

The objective of the rule is to remove the licensure requirement for clinical social workers to complete the 3,000 hours of supervised practice within 2 years and to establish the number of face-to-face hours required for diagnosis and treatment of individuals based upon the Diagnostic and Statistical Manual of Mental Disorders (DSM) or its equivalent.

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

The current rule contains a requirement that an applicant for a clinical social worker license must complete their 3,000 hours supervised clinical social work practice in no less than 2 years, including at least 1,000 hours of face-to-face client contact and including DSM diagnosis and treatment of individuals.

The Legislature enacted 2001 Act 80 which removed the 2 year requirement and inserted the 3,000 hours requirement. This rule would remove the 2 year requirement to be consistent with the statutory threshold.

2017 Act 356 created a statutory requirement for the 1,000 hours of face-to-face client contact to include the diagnosis and treatment of individuals based on the applicable edition of the DSM or its equivalent. The Act also authorizes the Board to establish how many of the 1,000 hours, not to exceed 600 hours, are required for the diagnosis and treatment of individuals based on DSM to qualify for licensure.

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

15.08 (5) (b) Each examining board shall promulgate rules for its own guidance and for the guidance of the 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.

457.03 (1) Upon the advice of the social worker section, marriage and family therapist section, and professional counselor section, promulgate rules establishing minimum standards for educational programs that must be completed for certification or licensure under this chapter and for supervised clinical training that must be completed for licensure as a clinical social worker, marriage and family therapist, or professional counselor under this chapter and approve educational programs and supervised clinical training programs in accordance with those standards.

457.03 (3) Upon the advice of the social worker section, promulgate rules establishing levels of social work practice for individuals with master's or doctoral degrees in social work, in addition to the levels of practice for which certificates are granted under s. 457.08 (2) and (3), and establishing appropriate educational, training, experience, examination, and continuing education requirements for certification

and renewal of a certificate at each level of practice established in rules promulgated under this subsection.

457.08 (5) In its discretion, the examining board may establish a number of hours required for the diagnosis and treatment of individuals based on the applicable edition of the Diagnostic and Statistical Manual of Mental Disorders or its equivalent for purposes of s. 457.08 (4) (c). The number of hours required under this subsection may not exceed 600.

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

125 hours

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

Applicants for the clinical social worker license.

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

None

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

Minimal to none. It is not likely to have a significant economic impact on small businesses.

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

Authorized Signature

Date Submitted

STATEMENT OF SCOPE

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

Rule No.: MPSW 3, 11, 16

Relating to: Discrimination based on arrest or conviction record

Rule Type: Permanent

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

N/A

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

The objective of the proposed rule is to bring the Board's licensing requirements into compliance with 2017 Act 278.

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

The Board intends to update the licensing requirement rules for all credentials issued under ch. 457 in order to be in compliance with 2017 Act 278 as it relates to discrimination in licensing based upon an arrest or conviction record.

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

15.08 (5) (b) Each examining board shall promulgate rules for its own guidance and for the guidance of the 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.

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

50 hours

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

Marriage and Family Therapist, Professional Counselor and Social Worker applicants.

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

None

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

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

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

Department Head or Authorized Signature

Date Submitted

STATEMENT OF SCOPE

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

Rule No.: MPSW 16.01 and 16.02

Relating to: Education equivalent to a graduate degree in marriage and family therapy from a program accredited by COAMFTE

Rule Type: Both Emergency and Permanent

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

The Board finds that an emergency rule is necessary for the immediate preservation of the health, safety or welfare.

CR 16-008 contained an initial applicability date for Section 3, which recreated s. MPSW 16.02, to first apply to licensure applications that are received on or after October 1, 2019. The delayed initial applicability was put into place in order to allow students currently in educational programs to meet the educational standards without taking different or additional courses. CR 16-008 went into effect on February 1, 2018 with s. MPSW 16.02 reflecting the new educational equivalence standards which are not intended to be required until October 1, 2019.

An emergency rule is necessary to delineate which equivalency education standards are required for applications received before and after October 1, 2019 in order to alleviate confusion for applicants and schools.

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

The objective of the proposed rule is to indicate that the educational equivalency courses in s. MPSW 16.02 prior to CR 16-008 are required until October 1, 2019 and that the educational equivalency courses contained in CR 16-008 are required after October 1, 2019.

In addition, the proposed rule will clarify that courses taken outside of the degree can count towards the academic program equivalent to a master's or doctorate degree in marriage and family therapy.

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

The clarification of the effective dates for the educational equivalence standards does not create new policy.

In addition, this rule will clarify courses taken outside of the master's or doctorate program are allowed to obtain the program equivalency. Failing to allow additional courses to be taken to obtain the equivalency will create a barrier for some people to come into the profession.

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

§ 15.08 (5) (b) Each examining board shall promulgate rules for its own guidance and for the guidance of the 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.

§ 457.03 (1) Upon the advice of the social worker section, marriage and family therapist section, and professional counselor section, promulgate rules establishing minimum standards for educational programs that must be completed for certification or licensure under this chapter and for supervised clinical training that must be completed for licensure as a clinical social worker, marriage and family therapist, or professional counselor under this chapter and approve educational programs and supervised clinical training programs in accordance with those standards.

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

75 hours

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

Applicants and schools, including schools or the Family Therapy Training Institute (accredited by COAMFTE) offering education equivalent to a degree in marriage and family therapy.

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

None

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

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

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

Authorized Signature

Date Submitted

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

IN THE MATTER OF RULE-MAKING	:	ORDER OF THE
PROCEEDINGS BEFORE THE	:	MARRIAGE AND FAMILY THERAPY,
MARRIAGE AND FAMILY THERAPY,	:	PROFESSIONAL COUNSELING AND
PROFESSIONAL COUNSELING AND	:	SOCIAL WORK EXAMINING BOARD
SOCIAL WORK EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE 17-079)

ORDER

An order of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board to repeal and recreate MPSW 14.01 (2) (b) as affected by CR 13-009 and create MPSW 14.01 (3) relating to internship and courses in equivalency programs.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: s. 457.12, Stats.

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

Explanation of agency authority:

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

Upon the advice of the professional counselor section, promulgate rules establishing minimum standards for educational programs that must be completed for licensure under this chapter and for supervised clinical training that must be completed for licensure as a professional counselor under this chapter and approve educational programs and supervised clinical training programs in accordance with those standards. [s. 457.03 (1), Stats.]

Related statute or rule: ss. 457.01, 457.02, 457.06, 457.12, and 457.20, Stats.

Plain language analysis:

This rule corrects inadvertent omissions when the board updated the education equivalency standards in CR 13-009.

Section 1 maintains the language of MPSW 14.01 (2) (b) and then adds a sentence to the end of the paragraph to clarify the internship experience includes an average of one and a half hours of group supervision throughout the internship similar to the language in the practicum experience.

Section 2 clarifies an applicant may complete up to 18 credit hours outside of the master's degree if necessary to meet the equivalency requirements. This provision is necessary in order to avoid permanently preventing applicants from being able to meet the requirements because their degree program was missing some of the required content.

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

Comparison with rules in adjacent states:

Illinois: Illinois requires the master's and doctoral degree come from a counseling program accredited by the Council for Accreditation of Counseling and Related Education Programs or the Council on Rehabilitation Education or a psychology program approved by the American Psychological Association and the Council for the National Registry of Health Service Providers. Any program not accredited or approved by the program will be evaluated by the Board to determine equivalency. The equivalency standards are not specified by rule.

Iowa: Iowa requires mental health counselors meeting the educational requirements by demonstrating an equivalent to a program accredited by the Council on Accreditation of Counseling and Related Educational Programs to have an internship which includes a minimum of one and a half hours per week of group supervision by a program faculty member supervisor. Iowa does not indicate whether courses outside of the degree will be considered to meet the requirements.

Michigan: Michigan requires education programs to meet the 2009 standards of the Council for Accreditation of Counseling and Related Educational Programs or the Council on Rehabilitation Education.

Minnesota: Minnesota requires a supervised field experience in counseling that is not fewer than 700 hours but does not indicate the required supervision hours. Minnesota allows 20 credits to be completed postdegree for purposes of meeting coursework requirements.

Summary of factual data and analytical methodologies:

Stakeholders approached the board requesting the clarifications.

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

This rule was posted for economic comments and none were received. The rule retains the current requirements where were inadvertently removed in CR 13-009.

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 Kirsten.Reader@wisconsin.gov, or by calling (608) 267-2435.

Agency contact person:

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-2377; email at DSPSAdminRules@wisconsin.gov.

TEXT OF RULE

SECTION 1. MPSW 14.01 (2) (b) as affected by CR 13-009 is repealed and recreated to read:

MPSW 14.01 (2) (b) At least 6 semester hours or 8 quarter hours academic credit in a supervised internship counseling experience that provides documented proof of a minimum of 600 hours of supervised internship experience with at least 240 hours of face-to-face client contact. The internship experience includes evaluation of the student's counseling performance throughout the internship and one hour per week of individual or triadic supervision throughout the internship performed by the onsite or field supervisor. The internship experience further includes an average of 1½ hours per week of group supervision that is provided on a regular schedule throughout the internship by a program faculty member or a student supervisor.

SECTION 2. MPSW 14.01 (3) is created to read:

MPSW 14.01 (3) Notwithstanding sub. (1), an applicant may, at an institution which was accredited by its regional accrediting association at the time the course was completed, complete up to 18 credit hours outside the program of studies leading to a master's degree in order to meet the requirements in sub. (2).

SECTION 3. EFFECTIVE DATE. The rules adopted in this order shall take effect on September 1, 2018.

(END OF TEXT OF RULE)

Dated _____

Board Chair
Marriage and Family Therapy, Professional
Counseling and, Social Work Examining Board

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

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

ORDER

An order of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board to repeal and recreate MPSW 1.08 relating to credential renewal and reinstatement procedures.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: ss. 440.08 (3) (b) and 457.20 (3) and (4), Stats.

Statutory authority: ss. 15.08 (5) (b) and 440.08 (3) (b), Stats.

Explanation of agency authority:

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

The examining board, as appropriate, may promulgate rules requiring the holder of a credential who fails to renew the credential within 5 years after its renewal date to complete requirements in order to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the examining board determines are necessary to protect the public health, safety or welfare. The rules may not require the holder to complete educational requirements or pass examinations that are more extensive than the educational or examination requirements that must be completed in order to obtain an initial credential from the examining board. [s. 440.08 (3) (b), Stats.]

Related statute or rule: n/a

Plain language analysis:

Section 1 repeals the credential renewal procedure and creates clarity to a renewal and reinstatement process.

Renewal within 5 years requires an application, fee, including applicable late fee, and certification of completion of required continuing education.

Renewal after 5 years requires an application, fee, late fee and evidence of either an active credential in good standing in another state or completion within the preceding 2 years of 60 hours of approved continuing education, including 8 hours of professional ethics and boundaries.

Reinstatement applies to the person who has unmet disciplinary requirements but has not renewed his or her credential within 5 years or has a credential which has been surrendered or revoked. The person may apply for reinstatement by submitting evidence of completion of the renewal after 5 years requirements if the credential has not been active with the preceding 5 years, completion of any applicable disciplinary requirements and a showing of rehabilitation or change in circumstances which warrants reinstatement of the credential.

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

Comparison with rules in adjacent states:

Illinois: In Illinois, a credential may be renewed within 5 years by payment of fees and proof of completion of continuing education. Renewal of a credential after 5 years requires payment of fees, proof of completion of continuing education and either evidence of active practice in another state or proof of passing of the examination during the time the license was lapsed.

Iowa: In Iowa a credential may be renewed within five years pay fees and verification of continuing education. After five years marriage and family therapists and mental health counselors may renew upon payment of fees and verification of 80 hours of continuing education. After five years social workers may renew upon payment of fees, verification of continuing education and passing of the ASWB examination within last five years at the appropriate credentialing level. Reinstatement of a credential after revocation, suspension or surrendered may not be made until one year after the order or surrender and application shall allege facts which, if established, will be sufficient to enable the board to determine that the basis for the revocation, suspension or surrender no longer exists and it will be in the public interest for the license to be reinstated

Michigan: In Michigan, marriage and family therapists and professional counselors may renew their credentials within three years by payment of fees and after three years by payment of fees and proof of licensure in another state or pass the examination. Social workers may renew their credentials within three years by the submission fees and proof of completion of continuing education.

Minnesota: In Minnesota, marriage and family therapist may renew within 5 years by payment of fees and proof of completion of continuing education and after five years by payment of fees, proof of continuing education and passing the exam. Marriage and family therapy revoke

credentials may be restored for reasons the board considers sufficient. Professional counselors may renew within two years by payment of fee and continuing education and after two years by meeting current initial requirements. Social workers may renew within one year by payment of fees, proof of meeting continuing education and supervision requirements and after one year by meeting current initial requirements.

Summary of factual data and analytical methodologies:

The board reviewed their current rules, received input from stakeholders and determined the minimum requirements to renew or reinstate a credential to ensure public safety without being a burden to the credential holder.

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

The rule was posted for economic comments and none were received.

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 Kirsten.Reader@wisconsin.gov, or by calling (608) 267-2435.

Agency contact person:

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-2377; email at DSPSAdminRules@wisconsin.gov.

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

Comments may be submitted to Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov. Comments must be received at or before the public hearing to be held on December 5, 2017 to be included in the record of rule-making proceedings.

TEXT OF RULE

SECTION 1. MPSW 1.08 is repealed and recreated to read:

MPSW 1.08 Credential renewal and reinstatement procedures. (1) RENEWAL BY EXPIRATION DATE. A credential holder shall renew the credential by the expiration date by paying the renewal fee determined by the department under s. 440.03 (9) (a), Stats. and attesting to completion of the continuing education required under s. MPSW 19.02.

(2) RENEWAL WITHIN 5 YEARS. If the credential is renewed after the expiration date and within 5 years of the expiration date, a credential holder shall renew the credential by paying the renewal fee determined by the department under s. 440.03 (9) (a), Stats., attesting to completion of the continuing education required under s. MPSW 19.02, and paying a late renewal fee.

(3) RENEWAL AFTER 5 YEARS OF RENEWAL DATE. This subsection does not apply to credential holders who have unmet disciplinary requirements or whose credentials have been surrendered or revoked. A credential holder who has failed to renew a credential within 5 years after the renewal date holds an expired credential and may not reapply for the credential using the initial application process. A credential may be renewed after 5 years of the renewal date by complying with all of the following:

(a) Payment of the renewal fee determined by the department under s. 440.03 (9) (a) and the late renewal fee.

(b) Evidence of one of the following:

1. An active credential in good standing in another state.

2. Completion of 60 hours of approved continuing education, including 8 hours of professional ethics and boundaries, within the preceding 2 years.

(4) REINSTATEMENT. A credential holder who has unmet disciplinary requirements and failed to renew the credential within 5 years or whose credential has been surrendered or revoked may apply to have the credential reinstated in accordance with all of the following:

(a) Evidence of completion of the requirements in sub. (3) if the credential has not been active within the last 5 years.

(b) Evidence of completion of disciplinary requirements, if applicable.

(c) Evidence of rehabilitation or change in circumstances, warranting reinstatement of the credential.

SECTION 2. 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)

Dated _____

Board Chair
Marriage and Family Therapy, Professional
Counseling and, Social Work Examining Board

(4) An applicant may review part I of the examination only once.

(5) Part II of the examination may be reviewed by telephone. During a telephone review an applicant shall be provided with the statute or administrative code reference number and the topic of the test questions the applicant failed.

(6) An applicant may not be accompanied during the review by any person other than the proctors.

(7) Bound reference books shall be permitted. Applicants may not remove any notes from the area. Notes shall be retained by the proctor and made available to the applicant for use at a hearing, if desired. The proctor shall not defend the examination nor attempt to refute claims of error during the review.

History: Cr. Register, November, 1993, No. 455, eff. 12-1-93; correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

MPSW 1.07 Claims of examination error. An applicant for any credential issued by the board who claims an error in the examination may file a written request for board review in the board office within 30 days of the date the examination was reviewed. The board shall review the claim and notify the applicant in writing of the board's decision and any resulting grade changes. Claims of examination error which are not filed within 30 days of an examination review shall be denied. The request shall include:

- (1) The applicant's name and address.
- (2) The type of credential applied for.
- (3) A description of the perceived error, including specific questions or procedures claimed to be in error.
- (4) The facts which the applicant intends to prove, including reference text citations or other supporting evidence for the applicant's claim.

History: Cr. Register, November, 1993, No. 455, eff. 12-1-93; CR 02-105: am. (intro.) and (2), Register October 2002 No. 562, eff. 11-1-02.

MPSW 1.08 Credential renewal procedures for all sections of the board. (1) Each person granted a credential under ch. 457, Stats., is certified or licensed for the current period only. To renew certification or licensure, a credential holder shall by July 1 of the odd-numbered year following initial certification or licensure and every 2 years thereafter file with the board an application for renewal on a form prescribed by the board, and submit the fee under s. 440.08 (2), Stats.

(2) A credential holder who fails to renew certification or licensure shall cease and desist from practice and from use of the professional title. Within 5 years following the renewal date, a credential holder may renew the expired credential without examination by filing the required renewal application, the renewal fee, and the late renewal fee under s. 440.08 (3), Stats. A credential holder who fails to renew certification or licensure within 5 years of the renewal date may be reinstated by complying with the requirements for obtaining initial certification or licensure, including educational and examination requirements which apply at the time application is made.

(3) An applicant for reinstatement of certification or licensure following disciplinary action shall meet requirements in sub. (1) and may be required to successfully complete an examination as the board prescribes. An applicant who applies for reinstatement more than 5 years after the date of the order imposing discipline against the applicant may be reinstated by complying with the requirements for obtaining initial certification or licensure, including educational and examination requirements which apply at the time the application for reinstatement is made.

(4) The credential and certificate of biennial certification or licensure shall be displayed in a prominent place by each person while certified or licensed by the board.

(5) Every credential holder shall notify the department, in writing, of a change of name or address within 30 days of the change.

History: Cr. Register, November, 1993, No. 455, eff. 12-1-93; CR 02-105: am., Register October 2002 No. 562, eff. 11-1-02.

MPSW 1.09 Alcohol and drug counseling. (1) USE OF TITLE AND SCOPE OF PRACTICE. (a) A person credentialed by the board may use the title "alcohol and drug counselor" or "chemical dependency counselor" only if he or she is certified as an alcohol and drug counselor or as a chemical dependency counselor through a process recognized by the department.

(b) A person who is credentialed by the board may treat substance use disorder as a specialty if the person is credentialed under s. 440.88, Stats., or satisfies the educational and supervised training requirements established in this section.

(c) Pursuant to s. SPS 161.01 (3) (b), a person who is licensed by the board may provide substance use disorder counseling, treatment or prevention services within the scope of the person's license.

- (d) Any credential holder may do all of the following:
1. Prepare a client for substance dependence treatment by referral.
 2. Continue to work with a client until a referral for dependence treatment is completed.
 3. Continue to work with the non-AODA issues of a person who had been referred for dependence treatment.
 4. Continue to treat a client who is in recovery following treatment for substance dependence.

(2) SPECIALTY REQUIREMENTS FOR CREDENTIALS REQUIRING A MASTER'S DEGREE. To be authorized to treat substance use disorder as a specialty, a credential holder who has obtained a master's degree for a credential issued by this board shall meet all of the following:

(a) A minimum of 135 contact hours of substance use disorder education, which may be obtained during the course of earning the degree or additional to the degree. The education shall be in all the following areas:

1. Understanding addiction.
2. Knowledge of addiction treatment.
3. Application to addiction practice.
4. Professional readiness in addiction treatment.

(b) A minimum of 200 hours of face-to-face client treatment with individuals diagnosed with substance use disorders, under the supervision of a qualified supervisor, which can be either the same as or separate from the hours obtained for the credential issued by the board.

(3) SPECIALTY REQUIREMENTS FOR CREDENTIALS REQUIRING A BACHELOR'S DEGREE. To be authorized to treat substance use disorder as a specialty, a credential holder who has obtained a bachelor's degree for a credential issued by this board shall meet all of the following:

(a) A minimum of 180 contact hours of substance use disorder education, which may be obtained during degree or additional to the degree. The education shall be in all the following areas:

1. Understanding addiction including all of the following:
 - a. Knowledge of drug use, abuse, and interaction.
 - b. Understand a variety of models and theories of addiction and other problems related to substance use.
 - c. Recognize the social, political, economic, and cultural context within which addiction and substance abuse exist, including risk and resiliency factors that characterize individuals and groups and their living environments.

d. Describe the behavioral, psychological, physical health, and social effects of psychoactive substances on the person using and on the person's significant others.

e. Recognize the potential for substance use disorders to mimic a variety of medical and mental health conditions and the potential for medical and mental health conditions to coexist with addiction and substance abuse.

2. Treatment knowledge including all of the following:

a. Describe the philosophies, practices, policies, and outcomes of the most generally accepted and scientifically supported models of treatment, recovery, relapse prevention, and continuing care for addiction and other substance-related problems.

b. Recognize the importance of family, social networks, and community systems in the treatment and recovery process.

c. Understand the importance of research and outcome data and their application in clinical practice.

d. Understand the value of an interdisciplinary approach to addiction treatment.

3. Application to practice including all of the following:

a. Understand the established diagnostic criteria for substance use disorders, and describe treatment modalities and placement criteria within the continuum of care.

b. Describe a variety of helping strategies for reducing the negative effects of substance use, abuse, and dependence.

c. Tailor helping strategies and treatment modalities to the client's stage of dependence, change, or recovery.

d. Provide treatment services appropriate to the personal and cultural identity and language of the client.

e. Adapt practice to the range of treatment settings and modalities.

f. Be familiar with medical and pharmacological resources in the treatment of substance use disorders.

g. Understand the variety of insurance and health maintenance options available and the importance of helping clients access those benefits.

h. Recognize that crisis may indicate an underlying substance use disorder and may be a window of opportunity for change.

i. Understand the need for and the use of methods for measuring treatment outcome.

4. Professional readiness including all of the following:

a. Understand diverse cultures, and incorporate the relevant needs of culturally diverse groups, as well as people with disabilities, into clinical practice.

b. Understand the importance of self-awareness in one's personal, professional, and cultural life.

c. Understand the addiction professional's obligations to adhere to ethical and behavioral standards of conduct in the helping relationship.

d. Understand the importance of ongoing supervision and continuing education in the delivery of client services.

e. Understand the obligation of the addiction professional to participate in prevention and treatment activities.

f. Understand and apply setting-specific policies and procedures for handling crisis or dangerous situations, including safety measures for clients and staff.

(b) A minimum of 1,000 hours of face-to-face substance use disorder treatment experience, under the supervision of a qualified supervisor, with individuals diagnosed with substance use disorders which can be either the same as or separate from the hours obtained for the credential issued by the board.

(4) **QUALIFIED SUPERVISORS.** A qualified supervisor is a person who is knowledgeable in psychopharmacology and addiction treatment and is any of the following:

(a) A clinical supervisor as defined by s. DHS 75.02 (11).

(b) A licensed marriage and family therapist.

(c) A licensed professional counselor.

(d) A licensed clinical social worker.

(e) A licensed psychologist.

(f) A licensed physician.

(g) An individual, other than an individual specified in pars. (a) to (f) who is approved in advance by the board.

(5) **CONTINUING EDUCATION.** To maintain the authority to treat alcohol or substance dependency or abuse as a specialty, a credential holder must complete at least 6 continuing education hours during each biennial credentialing period in substance abuse disorder. The continuing education may be counted toward the continuing education required for renewal of the underlying credential.

History: CR 02-105: cr. Register October 2002 No. 562, eff. 11-1-02; CR 04-044: renum. MPSW 1.09 to be (1) (a) and am., cr. (1) (b) to (d) and (2) to (5) Register January 2005 No. 589, eff. 2-1-05; correction in (1) (a) to (c), (3) (a), (b), (4) (a) 1. made under s. 13.92 (4) (b) 6., 7., Stats., Register November 2011 No. 671; CR 14-063: r. and recr. Register November 2015 No. 719, eff. 12-1-15; correction in (1) (b) made under s. 13.92 (4) (b) 7., Stats., correction in (4) (a), (g) made under s. 35.17, Stats., Register November 2015 No. 719.

MPSW 1.10 Professional liability insurance.

(1) Except as provided in sub. (2), a person licensed as a clinical social worker, marriage and family therapist, or professional counselor may not practice clinical social work, marriage and family therapy, or professional counseling unless he or she has in effect professional liability insurance in the amount of at least \$1,000,000 for each occurrence and \$3,000,000 for all occurrences in one year.

(2) Subsection (1) does not apply to a person practicing clinical social work, marriage and family therapy, or professional counseling as an employee of a federal, state, or local governmental agency, if the practice is part of the duties for which he or she is employed and is solely within the confines of or under the jurisdiction of the agency by which he or she is employed.

History: CR 02-105: cr. Register October 2002 No. 562, eff. 11-1-02.

MPSW 1.11 Psychometric testing.

(1) **AUTHORITY.** This rule is adopted pursuant to ss. 15.08 (5) (b), 227.11 (2) and 457.033, Stats.

(2) **DEFINITION.** In this section, the term "psychometric test" means a procedure for measuring psychological, behavioral or interpersonal characteristics in which a sample of an examinee's behavior is obtained and subsequently evaluated and scored using a standardized process. A person credentialed by the board may not use a testing instrument for diagnostic or assessment purposes unless he or she satisfies the requirements in sub. (5). Psychometric testing does not include a test instrument used solely to screen for problems, to assist in treatment planning, to clarify treatment goals, to plan for interventions, to monitor progress in treatment or an unstandardized questionnaire, unstructured behavior sample or a test used to evaluate performance in education or training or training prepared by a teacher or trainer.

(3) **REQUIREMENTS FOR PERFORMING PSYCHOMETRIC TESTING.** The competent use of a psychometric test requires that the licensee or person supervised by the licensee have the requisite knowledge, skills, training and experience needed to do all of the following:

(a) Independently select and administer tests appropriate to the practice setting and area of practice.

(b) Accurately administer, score, and interpret the test.

(c) Understand and communicate the strengths and limitations of the test appropriate to the context in and purpose for which it is given.

(d) Use culturally appropriate and sensitive instruments and norms.

(e) Analyze the results within a broad context of information about the examinee's life.

Chapter MPSW 20

CONDUCT

MPSW 20.01 Definition.

MPSW 20.02 Unprofessional conduct.

Note: Chapter SFC 20 was created as an emergency rule effective April 26, 1993.

Note: Chapter SFC 20 was renumbered ch. MPSW 20 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 7., Stats., Register October 2002 No. 562. Chapter MPSW 20 was reprinted Register November 2011 No. 671 to correct a Register date clerical error made in the Register December 2005 No. 600 printing.

MPSW 20.01 Definition. “Gross negligence” in the practice of social work, or marriage and family therapy, or professional counseling means the performance of professional services that does not comply with an accepted standard of practice that has a significant relationship to the protection of the health, safety or welfare of a patient, client, or the public, and that is performed in a manner indicating that the person performing the services knew or should have known, but acted with indifference to or disregard of, the accepted standard of practice.

History: Cr. Register, November, 1993, No. 455, eff. 12-1-93.

MPSW 20.02 Unprofessional conduct. Unprofessional conduct related to the practice under a credential issued under ch. 457, Stats., includes, but is not limited to, engaging in, attempting to engage in, or aiding or abetting the following conduct:

(1) Performing or offering to perform services for which the credential holder is not qualified by education, training or experience.

(2) Violating a law of any jurisdiction, the circumstances of which substantially relate to the practice under the credential.

(3) Undertaking or continuing performance of professional services after having been adjudged incompetent by any court of law.

(4) Using fraud or deception in the application for a credential.

(5) Using false, fraudulent, misleading or deceptive advertising, or maintaining a professional relationship with one engaging in such advertising.

(6) Engaging in false, fraudulent, deceptive or misleading billing practices.

(7) Reporting distorted, false, or misleading information or making false statements in practice.

(8) Discriminating on the basis of age, race, color, sex, religion, creed, national origin, ancestry, disability or sexual orientation by means of service provided or denied.

(9) Practicing or attempting to practice while the credential holder is impaired due to the utilization of alcohol or other drugs, or as a result of an illness which impairs the credential holder’s ability to appropriately carry out the functions delineated under the credential in a manner consistent with the safety of a client, patient, or the public.

(10) Revealing facts, data, information, records or communication received from a client in a professional capacity, except in the following circumstances:

(a) With the informed consent of the client or the client’s authorized representative;

(b) With notification to the client prior to the time the information was elicited of the use and distribution of the information; or

(c) If necessary to prevent injury to the client or another person;

(d) Pursuant to a lawful order of a court of law;

(e) Use of case history material for teaching, therapeutic or research purposes, or in textbooks or other literature, provided that proper precautions are taken to conceal the identity of the client; or

(f) When required pursuant to federal or state statute.

(11) Engaging in sexual contact, sexual conduct, or any other behavior with a client which could reasonably be construed as seductive. For purposes of this rule, a person shall continue to be a client for 2 years after the termination of professional services.

(12) Failing to provide the client or client’s authorized representative a description of what may be expected in the way of tests, consultation, reports, fees, billing, therapeutic regimen or schedule.

(13) Failing to avoid dual relationships or relationships that may impair the credentialed person’s objectivity or create a conflict of interest. Dual relationships prohibited to credentialed persons include the credentialed person treating the credentialed person’s employers, employees, supervisors, supervisees, close friends or relatives, and any other person with whom the credentialed person shares any important continuing relationship.

(14) Failing to conduct an assessment, evaluation, or diagnosis as a basis for treatment consultation.

(15) Employing or claiming to have available secret techniques or procedures that the credential holder refuses to divulge.

(16) In the conduct of research, failing to inform study participants of all features of the research that might reasonably be expected to influence willingness to participate; failure to ensure as soon as possible participants’ understanding of the reasons and justification for methodological requirements of concealment or deception in the study; failure to protect participants from physical or mental discomfort, harm or danger, or to notify the participant of such danger; and failure to detect and remove any undesirable consequences to the participants resulting from research procedures.

(17) Failing to inform the client of financial interests which are not obvious and which might accrue to the credential holder for referral to or for any use of service, product or publication.

(18) Failing to maintain adequate records relating to services provided a client in the course of a professional relationship. A credential holder providing clinical services to a client shall maintain records documenting an assessment, a diagnosis, a treatment plan, progress notes, and a discharge summary. All clinical records shall be prepared in a timely fashion. Absent exceptional circumstances, clinical records shall be prepared not more than one week following client contact, and a discharge summary shall be prepared promptly following closure of the client’s case. Clinical records shall be maintained for at least 7 years after the last service provided, unless otherwise provided by federal law.

(19) Violating any of the provisions of ch. 457, Stats.

(20) Failing to notify the board that a license, certificate or registration for the practice of any profession previously issued to the credential holder has been revoked, suspended, limited or denied, or subject to any other disciplinary action by the authorities of any jurisdiction.

(21) Failing to make reasonable efforts to notify a client or a client’s authorized representative when professional services will be interrupted or terminated by the credential holder.

(22) Gross negligence in practice in a single instance, or negligence in practice in more than one instance.

(23) Having a license, registration, or certificate permitting the practice of marriage and family therapy, professional counseling, or social work, or authorizing the use of the title “marriage and family therapist,” “professional counselor,” “social worker”, or similar terms revoked, suspended, limited, or subjected to any other discipline, by any other jurisdiction.

History: Cr. Register, November, 1993, No. 455, eff. 12-1-93; CR 01-026: am. (13), Register December 2001 No. 552, eff. 1-1-02; CR 02-105: am. (intro.) (1), (4), (9), (15), (17), (20), (21) and (23), Register October 2002 No. 562, eff. 11-1-02; CR 05-043: am. (18) Register December 2005 No. 600, eff. 1-1-06.