Wisconsin Department of Safety and Professional Services Division of Policy Development 4822 Madison Yards Way, 2<sup>nd</sup> Floor PO Box 8366 Madison WI 53708-8366



Phone: 608-266-2112 Web: http://dsps.wi.gov Email: dsps@wisconsin.gov

Tony Evers, Governor Dawn B. Crim, Secretary

#### VIRTUAL/TELECONFERENCE PSYCHOLOGY EXAMINING BOARD

Virtual, 4822 Madison Yards Way, Madison Contact: Brad Wojciechowski (608) 266-2112 July 14, 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
  - 1) April 28, 2021 **(4-5)**
  - 2) July 8, 2021 **(6)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns
- **D.** Administrative Matters
  - 1) Department, Staff and Board Updates
  - 2) Board Members Term Expiration Dates
- E. Association of State and Provincial Psychology Boards (ASPPB) Update Discussion and Consideration
  - 1) PSYPACT (**7**)
    - a. APPEARANCE: Janet Pippin Orwig, ASPPB Executive Director
- F. Legislative and Policy Matters Discussion and Consideration
- **G.** Administrative Rule Matters Discussion and Consideration (8)
  - 1) Adoption Order
    - a. Psy 4, Relating to Renewal and Reinstatement of Licensees (16-21)
  - 2) Pending or Possible Rulemaking Projects
    - a. Psy 1-5 Legislative Update Emergency and Permanent Rule
    - b. Psy 2 Reciprocal Credentials for Service Members, Former Service Members, and Their Spouses
    - c. Psy 2 Discrimination Based on Arrest or Conviction
    - d. Psy 5 Telehealth
- H. Credentialing Matters Discussion and Consideration

1) Licenses Issued Between Meetings (20-22)

## 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

#### 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) Case Closings
  - a. 20 PSY 026 S.L.B. (23-28)
- 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: SEPTEMBER 22, 2021**

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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 APRIL 28, 2021

PRESENT: Marcus Desmonde, Psy.D., John Greene, Ph.D. (arrived at 9:14 a.m.); Mark

Jinkins; Daniel Schroeder, Ph.D.; Peter Sorce, David Thompson, Ph.D.

**STAFF:** Christine Poleski, Executive Director; Jameson Whitney, Legal Counsel; Kevyn

Radcliffe, Administrative Rules Coordinator; 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.

#### ADOPTION OF AGENDA

**MOTION:** David Thompson moved, seconded by Peter Sorce, to adopt the Agenda as

published. Motion carried unanimously.

#### APPROVAL OF THE MINUTES OF MARCH 31, 2021

**MOTION:** Mark Jinkins moved, seconded by Peter Sorce, to approve the Minutes of

March 31, 2021 as published. Motion carried unanimously.

#### ADMINISTRATIVE RULE MATTERS

(John Greene arrived at 9:14 a.m.)

#### **Pending or Possible Rulemaking Projects**

#### Psy 1-5 – Legislative Update – Emergency and Permanent Rule

**MOTION:** Peter Sorce moved, seconded by Mark Jinkins, to authorize David

Thompson to work with department staff on the emergency rule draft for PSY 2, relating to the legislative updates. Motion carried unanimously.

**MOTION:** Mark Jinkins moved, seconded by John Greene, to authorize the

Chairperson to work with department staff on the emergency rule draft for

PSY 1, 3-5, relating to the legislative updates. Motion carried

unanimously.

**MOTION:** Peter Sorce moved, seconded by David Thompson, to authorize the

Chairperson to approve the Scope Statement for publication in the Administrative Register. Additionally, the Board authorizes the

Chairperson to approve the Scope Statement for implementation no less

than 10 days after publication. If the Board is directed to hold a

Virtual/Teleconference Psychology Examining Board Meeting Minutes April 28, 2021 Page 1 of 2 preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

**MOTION:** 

David Thompson moved, seconded by Peter Sorce, to authorize the Chairperson, or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession, to approve the emergency rule Psy 1-5 relating to legislative updates, for emergency rule submission to the Governor, publication in an official newspaper and for the permanent rule posting of economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

#### **ADJOURNMENT**

**MOTION:** Mark Jinkins moved, seconded by Peter Sorce, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:12 a.m.

# VIRTUAL/TELECONFERENCE PSYCHOLOGY EXAMINING BOARD MEETING MINUTES JULY 8, 2021

PRESENT: Marcus Desmonde, Psy.D., John Greene, Ph.D. (arrived at 2:03 p.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 2:00 p.m. A quorum was confirmed with five (5) board members present.

#### ADOPTION OF AGENDA

**MOTION:** David Thompson moved, seconded by Peter Sorce, to adopt the Agenda as

published. Motion carried unanimously.

#### ADMINISTRATIVE RULE MATTERS

#### CR 21-003 (Psy 2), Relating to Discrimination Based on Arrest or Conviction Record

**MOTION:** David Thompson moved, seconded by Peter Sorce, to authorize the

Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to approve the Legislative Report and Draft for Clearinghouse Rule 21-003 (Psy 2),

relating to Discrimination Based on Arrest or Conviction Record, for submission to the Governor's Office and Legislature. Motion carried

unanimously.

(John Greene arrived at 2:03 p.m.)

#### **ADJOURNMENT**

**MOTION:** Mark Jinkins moved, seconded by John Greene, to adjourn the meeting.

Motion carried unanimously.

The meeting adjourned at 2:08 p.m.

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Tony Evers, Governor Dawn B. Crim, Secretary

#### PUBLIC AGENDA REQUEST FORM

#### **Instructions:**

- 1. Fill out this form, and then save to your device.
- 2. Return to the "Suggest an Agenda Item" page and select the appropriate Board or Council from the Board/Council list.
- 3. Attach your completed "Public Agenda Request" form and send.

First Name: Janet

Last Name: Orwig

Association/Organization: PSYPACT

Subject: Psychology Interjurisdictional Compact (PSYPACT)

Issue to Address:

To provide the board with an overview of the compact and its current status and to address any questions.

## State of Wisconsin Department of Safety & Professional Services

#### **AGENDA REQUEST FORM**

1) Name and title of person submitting the request:		2) Date when request submitted:						
Nilajah Hardin on behalf of Kevyn Radcliffe		07/01/21						
Administrative Rules			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, Com	mittee, Council, Se	ections:						
	Psychology Examining Board							
4) Meeting Date:	5) Attachments:	6) How should the	e item be title	d on the agenda page?				
07/14/21	l <u> </u>	Administrative	Rule Matter	s – Discussion and Consideration				
	⊠ Yes		on Order					
	☐ No	<ul> <li>a. Psy 4, Relating to Renewal and Reinstatement of Licensees</li> <li>2. Pending or Possible Rulemaking Projects</li> </ul>						
				g to Legislative Update				
				to Reciprocal Credentials for Service Members,				
				Members, and their Spouses				
				to Discrimination Based on Arrest or Conviction				
			cord z 5. Relating	to Telehealth				
7) Place Item in:	8) Is an appeara	ance before the Boa		9) Name of Case Advisor(s), if required:				
Open Session		yes, please complete		N/A				
<ul><li></li></ul>	Appearance Re	<u>quest</u> for Non-DSPS	S Staff)	IVA				
Closed Session	☐ Yes							
	⊠ No							
10) Describe the issue a	and action that sho	ould be addressed:						
	0.1 (D. 4) (	Ct. t (D.	1.5\ D.1	D. '				
Attachments: Adoption	Order (Psy 4), So	cope Statement (Ps	sy 1-5), Kule	Projects Chart				
Copies of Board rule pr	rojects can be fou	nd here: https://dsp	s.wi.gov/Pag	es/RulesStatutes/PendingRules.aspx				
44)								
11)		Authoriza	tion					
Majort al	Harolis			07/01//21				
Signature of person ma	king this request			Date				
Supervisor (if required)				Date				
Executive Director signs	ature (indicates ap	proval to add post	agenda deadl	ine item to agenda) Date				
Directions for including								
1. This form should be								
				e Policy Development Executive Director.				
5. II necessary, provide	3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a							

## STATE OF WISCONSIN PSYCHOLOGY EXAMINING BOARD

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IN THE MATTER OF RULEMAKING : ORDER OF THE

PROCEEDINGS BEFORE THE : PSYCHOLOGY EXAMINING BOARD

PSYCHOLOGY EXAMINING BOARD : ADOPTING RULES

(CLEARINGHOUSE RULE 21-015)

#### ORDER

An order of the Psychology Examining Board to amend Psy 4.017 (2) (b), relating to the renewal and reinstatement of licenses.

Analysis prepared by the Department of Safety and Professional Services.

\_\_\_\_\_\_

#### **ANALYSIS**

**Statutes interpreted:** ss. 440.035 (2) and 440.08 (3) (b), 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 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. [s. 15.08 (5) (b), Stats.]

The department or the interested examining board or affiliated credentialing 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 to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the department, examining board or affiliated credentialing 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 to obtain an initial credential from the department, the examining board or the affiliated credentialing board. [s. 440.08 (3) (b), Stats.]

Related statute or rule: Psy 4

#### Plain language analysis:

The objective of the proposed rule is to correct a drafting error in Psy 4 in CR 19-117, relating to renewal and reinstatement of licenses. CR 19-117 erroneously reduces the number of continuing education hours for late licensure renewal from 40 hours to 30

hours. The result is that licensees who renew their licenses late must report only 30 continuing education credits. Those who renew at the proper time must report 40 continuing education hours. The proposed rule will correct the error and restore equity between those who renew in a timely fashion and those who renew late.

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, prescribing psychologists, prescribing psychologists controlled substance, and prescribing psychologists clinical rotation program. Random audits of continuing education are performed. Additionally, Illinois offers "restoration" of an inactive license requiring verification of active practice is another jurisdiction, one year in an approved education program, six months in a supervised experience, or passing the examination.

#### Iowa:

The Iowa Board of Psychology is in the Bureau of Professional Licensure in the Department of Public Health. Random audits of continuing education are performed each renewal cycle. Additionally, Iowa offers "reactivation" of an inactive license, requiring an application, fee, verification of competence through a current license in another jurisdiction, and evidence of having completed 40 hours of continuing education, or, if the license has been inactive for more than five years, evidence of having completed 80 hours of continuing education.

#### Michigan:

The Michigan Board of Psychology is in the Department of Licensing and Regulatory Affairs. Continuing education is required for renewal starting in September 2019, and the department may audit licensees. Additionally, Michigan offers "relicensure." If a license expired less than three years ago, the licensee is required to complete 40 hours of continuing education. If it has been more than three years, complete 40 hours of continuing education and provide evidence of a current license in another jurisdiction or, if no current license, complete the examination.

#### Minnesota:

The Minnesota Board of Psychology is a stand-alone agency. Random audits of continuing education are performed each month. Additionally, the Board offers "relicensure" after a voluntary or board termination if the licensee has not practiced without a license and complied with the requirements for examination and licensure in effect at the time of application for relicensure.

#### Summary of factual data and analytical methodologies:

The Board reviewed CR 19-117 finding that it erroneously reduces the number of continuing education hours for late licensure renewal from 40 hours to 30 hours.

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

The proposed rules were 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. No comments 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 Daniel.Hereth@wisconsin.gov, or by calling (608) 267-2435.

#### Agency contact person:

Kevyn Radcliffe, 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 608-266-0797; email at DSPSAdminRules@wisconsin.gov.

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#### TEXT OF RULE

SECTION 1. Psy 4.017 (2) (b) is amended to read:

Psy 4.017 (2) (b) Certify the completion of 30 40 hours of continuing education during the last biennium.

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.

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(END OF TEXT OF RULE)

Dated	Agency	
		Chairperson
		Psychology Examining Board

### STATEMENT OF SCOPE

#### PSYCHOLOGY EXAMINING BOARD

Rule No.:	_Psy 1-5
Relating to:	Legislative update
Rule Type:	Emergency and Permanent

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

The Legislature, by Section 54 of 2021 Wisconsin Act 22, provides an exemption from a finding of emergency for the promulgation of this rule.

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

The objective of the proposed rule is to implement 2021 Wisconsin Act 22.

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:

2021 Wisconsin Act 22 makes substantial changes to ch. 455 related to the requirements for the licensure, renewal, and continuing education of psychologists. The proposed rule will promulgate rules necessary to implement 2021 Wisconsin Act 22. The Psychology Examining Board will also review Psy 1-5 to ensure that the rules are current with standards of practice and consistent with statute.

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:

100

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

Licensed psychologists and applicants for licensure as a psychologist or as a private school psychologist.

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):

The proposed rule will have minimal to no economic impact on small businesses and the state's economy as a whole.

Rev. 3/6/2012

Contact Person: (608) 261-4472	Kevyn Radcliffe, Admi	inistrative Rules Coordinator	·, DSPSAdminRules@wisconsin.go	V
Authorized Signature		-		
Date Submitted		_		

#### Psychology Examining Board Rule Projects (updated 07/01/21)

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Current Stage	Next Step
Not Assigned Yet	060-21	12/211/2023	Psy 1-5	Legislative Update	Drafting	Permanent Rule: Anticipated Board Review and Approval for Submission for EIA Comment and Clearinghouse Review at 09/22/21 Meeting Emergency Rule: Governor's Office for Review and Approval
21-014	058-20	12/08/2022	Psy 2	Reciprocal Credentials for Service Members, Former Service Members and their Spouses	Board Authorized Chair to Approve the Rule for Submission to the Governor's Office and Legislature	Submission to the Governor's Office for Review and Approval
21-003	006-19	07/14/2021	Psy 2	Discrimination Based on Arrest or Conviction Record	Governor's Office for Review and Approval	Submission to the Legislature for Standing Committee and JCRAR Review
21-015 EmR2101	152-20	06/07/2023	Psy 4	Renewal and Reinstatement of Licensees	Permanent Rule: Adoption Order Presented to Board on 07/14/21 Emergency Rule: Extended until 07/29/21	Submission to LRB for Publication; Anticipated Permanent Rule Effective Date of 08/01/21
21-016	130-20	04/12/2023	Psy 5	Telehealth	Add Clearinghouse and Public Hearing Comments to Rule Draft and Finalize	Anticipated Board Review and Approval for Submission to Governor's Office and Legislature at 09/22/21 Meeting

## STATE OF WISCONSIN PSYCHOLOGY EXAMINING BOARD

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IN THE MATTER OF RULEMAKING : ORDER OF THE

PROCEEDINGS BEFORE THE : PSYCHOLOGY EXAMINING BOARD

PSYCHOLOGY EXAMINING BOARD : ADOPTING RULES

(CLEARINGHOUSE RULE 21-015)

#### ORDER

An order of the Psychology Examining Board to amend Psy 4.017 (2) (b), relating to the renewal and reinstatement of licenses.

Analysis prepared by the Department of Safety and Professional Services.

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#### **ANALYSIS**

**Statutes interpreted:** ss. 440.035 (2) and 440.08 (3) (b), 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 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. [s. 15.08 (5) (b), Stats.]

The department or the interested examining board or affiliated credentialing 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 to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the department, examining board or affiliated credentialing 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 to obtain an initial credential from the department, the examining board or the affiliated credentialing board. [s. 440.08 (3) (b), Stats.]

Related statute or rule: Psy 4

#### Plain language analysis:

The objective of the proposed rule is to correct a drafting error in Psy 4 in CR 19-117, relating to renewal and reinstatement of licenses. CR 19-117 erroneously reduces the number of continuing education hours for late licensure renewal from 40 hours to 30

hours. The result is that licensees who renew their licenses late must report only 30 continuing education credits. Those who renew at the proper time must report 40 continuing education hours. The proposed rule will correct the error and restore equity between those who renew in a timely fashion and those who renew late.

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, prescribing psychologists, prescribing psychologists controlled substance, and prescribing psychologists clinical rotation program. Random audits of continuing education are performed. Additionally, Illinois offers "restoration" of an inactive license requiring verification of active practice is another jurisdiction, one year in an approved education program, six months in a supervised experience, or passing the examination.

#### Iowa:

The Iowa Board of Psychology is in the Bureau of Professional Licensure in the Department of Public Health. Random audits of continuing education are performed each renewal cycle. Additionally, Iowa offers "reactivation" of an inactive license, requiring an application, fee, verification of competence through a current license in another jurisdiction, and evidence of having completed 40 hours of continuing education, or, if the license has been inactive for more than five years, evidence of having completed 80 hours of continuing education.

#### Michigan:

The Michigan Board of Psychology is in the Department of Licensing and Regulatory Affairs. Continuing education is required for renewal starting in September 2019, and the department may audit licensees. Additionally, Michigan offers "relicensure." If a license expired less than three years ago, the licensee is required to complete 40 hours of continuing education. If it has been more than three years, complete 40 hours of continuing education and provide evidence of a current license in another jurisdiction or, if no current license, complete the examination.

#### Minnesota:

The Minnesota Board of Psychology is a stand-alone agency. Random audits of continuing education are performed each month. Additionally, the Board offers "relicensure" after a voluntary or board termination if the licensee has not practiced without a license and complied with the requirements for examination and licensure in effect at the time of application for relicensure.

#### Summary of factual data and analytical methodologies:

The Board reviewed CR 19-117 finding that it erroneously reduces the number of continuing education hours for late licensure renewal from 40 hours to 30 hours.

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

The proposed rules were 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. No comments 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 Daniel.Hereth@wisconsin.gov, or by calling (608) 267-2435.

#### Agency contact person:

Kevyn Radcliffe, 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 608-266-0797; email at DSPSAdminRules@wisconsin.gov.

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#### TEXT OF RULE

SECTION 1. Psy 4.017 (2) (b) is amended to read:

Psy 4.017 (2) (b) Certify the completion of 30 40 hours of continuing education during the last biennium.

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)

(E10 01 1EXT 01 RedE)

Dated	Agency	
		Chairperson
		Psychology Examining Board

## State of Wisconsin Department of Safety & Professional Services

#### **AGENDA REQUEST FORM**

1) Name and Title of Person Submitting the Request:		2) Date When Request Submitted:		
				red late if submitted after 12:00 p.m. on the deadline less days before the meeting
3) Name of Board, Com	mittee, Council, Sections:			
4) Meeting Date:	5) Attachments:  Yes No	6) How	should the item be tit	tled on the agenda page?
7) Place Item in:  Open Session Closed Session	scheduled?		e the Board being  ppearance Request)	9) Name of Case Advisor(s), if required:
10) Describe the issue a	and action that should be ad	Idressed:		
11) Signature of person ma		Authoriza	ation	Date
Supervisor (if required) Samantha				Date
Executive Director sign	ature (indicates approval to	add post	agenda deadline iten	n to agenda) Date
<ol> <li>This form should be</li> <li>Post Agenda Deadlir</li> </ol>		l by a Sup	ervisor and the Policy	y Development Executive Director. e to the Bureau Assistant prior to the start of a

#### **PSYCHOLOGY BOARD**

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Month	Date Approved	Name of Applicant	License #	City	State	Zip Code	Staff		
Apr-21	4/5/2021	Caitlin Williams	3938-57	Sturbridge	MA	01518	LAS		
Apr-21	4/6/2021	Laura Kurzban	3939-57	Madison	WI	53713	LAS		
Apr-21	4/6/2021	Ashley Loy	3940-57	Sparta	WI	54656	LAS		
Apr-21	4/9/2021	Melissa Will	3941-57	Eau Claire	WI	54703			
Apr-21	4/13/2021	Rachel Haug	3942-57	Ramsey	MN	55303	TMB		
Apr-21	4/13/2021	Shauna Franklin	3943-57	Wilmette	IL	60091	TMB		
Apr-21	4/13/2021	Lori Migdal	3944-57	Woodbury	MN	55129	TMB		
Apr-21	4/13/2021	Erin Fredrick-Gray	3945-57	Minneapolis	MN	55417	TMB		
Apr-21	4/13/2021	Cortney Duffy	3946-57	Duluth	MN	55812	TMB		
Apr-21	4/13/2021	Claire Udell	3947-57	Wausau	WI	54401	TMB		
Apr-21	4/19/2021	Terrence Jordan	3948-57	Powder Springs	GA	30127			
Apr-21	4/20/2021	Kathryn Hom	3949-57	Madison	WI	53703	TMB		
Apr-21	4/26/2021	ElizaBeth Carver	3950-57	Duluth	MN	55811	TMB		
Apr-21	4/28/2021	Steven Byers	3951-57	Milwaukee	WI	53209	TMB		
May-21	5/6/2021	Megan Lyons	3952-57	Denmark	WI	54208	LAS		
May-21	5/6/2021	Jane Paulsen	3953-57	Madison	WI	53705	TMB		
May-21	5/12/2021	Lauren Miller	3954-57	Milwaukee	WI	53202	EC		
May-21	5/26/2021	Corinne Werner	3955-57	Madison	WI	53715			
May-21	5/26/2021	Fernando Alessandri	3956-57	Irving	TX	75039			
Jun-21	6/8/2021	Jeffrey Washelesky	3957-57	Madison	WI	53718			
Jun-21	6/8/2021	Kevin Stark	3958-57	Shawano	WI	54166			
Jun-21	6/8/2021	Laura Schwinn	3959-57	Monteray	CA	93940			
Jun-21	6/8/2021	Lucy Rickspoone	3960-57	Evanston	IL	60201			
Jun-21	6/8/2021	Nancy Brunner	3961-57	Doylstown	PA	18901			

Month	Date Approved	Name of Applicant	License #	City	State	Zip Code	Staff
Jun-21	6/8/2021	Jessica Myszak	3962-57	Glenview	IL	60026	
Jun-21	6/11/2021	Dana McCall	3963-57	Rochester	MN	55901	
Jun-21	6/14/2021	Mary B Jones	3964-57	Chicago	IL	60611	
Jun-21	6/14/2021	Laura Kaae	3965-57	Cedarburg	WI	53012	
Jun-21	6/15/2021	Aimee Cruz	3966-57	Duluth	MN	55803	
Jun-21	6/16/2021	Ericka La Mar	3967-57	Embarrass	MN	55732	