



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 06/21/2005 (Per: DAK)



☞ The 2005 drafting file for LRB 05b0441/1

has been copied/added to the 2005 drafting file for

LRB 05b0583

☞ The attached 2005 draft was incorporated into the new 2005 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied, and added, as an appendix, to the new 2005 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

☞ This cover sheet was added to rear of the original 2005 drafting file. The drafting file was then returned, intact, to its folder and filed.

2005 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB100)

Received: 06/20/2005

Received By: dkennedy

Wanted: As time permits

Identical to LRB:

For: James Kreuser (608) 266-5504

By/Representing: Nancy Krifka

This file may be shown to any legislator: NO

Drafter: dkennedy

May Contact:

Addl. Drafters:

Subject: Mental Health - AODA

Extra Copies:

Submit via email: YES

Requester's email: Rep.Kreuser@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

AODA counselor certification

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dkennedy 06/20/2005	lkunkel 06/21/2005		_____			
/1			rschluet 06/21/2005	_____	lnorthro 06/21/2005	lnorthro 06/21/2005	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB100)

Received: 06/20/2005

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Nancy Krifka**

This file may be shown to any legislator: **NO**

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Mental Health - AODA**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kreuser@legis.state.wi.us**

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Pre Topic:

No specific pre topic given

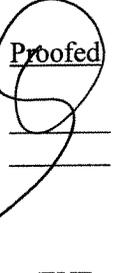
Topic:

AODA counselor certification ✓

Instructions:

See Attached

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1/?	dkennedy	1/mk 6/21					

FE Sent For:

<END>

(65) "Placement criteria summary" means documentation that identifies the treatment service qualifying criteria and severity indicators applicable to a patient, and shall include the interviewer's comments, the patient's statement regarding willingness to accept the level of care placement recommendation, reasons for selecting an alternative level of care placement, if applicable, the name, address and phone number of the agency the patient is being referred to and signatures of the patient and the interviewer.

(66) "Potentiation" means the increasing of potency and, in particular, the synergistic action of 2 drugs which produces an effect that is greater than the sum of the effect of each drug used alone.

(67) "Prescription" means a written instruction for preparation and administration of a medication or for treatment that includes the date of the order, the name and address of the prescriber, the patient's name and address and the prescriber's signature.

(68) "Prevention" means a process that provides people with the resources necessary to confront stressful life conditions and avoid behaviors that could result in negative physical, psychological or social outcomes.

(69) "Prevention measures" means preventive interventions that use a combination of prevention strategies to affect 3 population groups, as follows:

(a) Universal prevention measures are designed to affect a general population.

(b) Selective prevention measures are designed to target subgroups of the general population distinguished by age, gender, occupation, culture or other obvious characteristics whose members are at risk for developing substance abuse problems.

(c) Indicated prevention measures are designed to affect persons who, upon substance abuse screening, are found to manifest a risk factor, condition or circumstance of daily living that identifies them individually as at risk for substance abuse and in need of supportive interventions.

(70) "Prevention service" means an integrated combination of universal, selective and indicated measures that use a variety of strategies in order to prevent substance abuse and its effects.

(71) "Prevention strategy" means activities targeted to a specific population or the larger community that are designed to be implemented before the onset of problems as a means to prevent substance abuse or its detrimental effects from occurring.

(72) "Preventive intervention" means any strategy or action directed at a population or person not at the time suffering from any discomfort or disability due to the use of alcohol or another substance but identified as being at high risk to develop problems associated either with his or her own use of alcohol or other substances or another person's use of alcohol or other substance.

(73) "Primary counselor" means a substance abuse counselor who is assigned by the service to develop and implement a patient's individualized treatment program and to evaluate the patient's progress in treatment.

(74) "Referral" means the establishment of a link between a patient and another service by providing patient authorized documentation to the other service of the patient's needs and recommendations for treatment services, and includes follow-up within one week as to the disposition of the recommendations.

(75) "Registered nurse" means a person who is licensed under ch. 441, Stats., as a registered nurse.

(76) "Relapse prevention" means services designed to support the recovery of the individual and to prevent recurrence of substance abuse.

(77) "Residential intoxication monitoring service" means a service providing 24-hour per day observation by non-medical staff to monitor the resolution of alcohol or sedative intoxication and to monitor alcohol withdrawal.

(78) "Service" means a structured delivery system, formerly called a program, for providing substance abuse prevention, intervention or treatment services.

(79) "Staff development" means activities designed to improve staff competency and job performance which may include the following:

(a) Orientation that includes learning activities that provide understanding of the contextual relationship of concepts, ideas and processes required for job performance.

(b) Education that includes learning activities that provide cognitive information to build the knowledge base required for improving job performance.

(c) Training that includes learning activities that develop knowledge, skills and attitudes aimed at changing behaviors to enhance or improve job performance.

(80) "Staffing" means a regularly scheduled review of a patient's treatment goals, the treatment strategies and objectives being utilized or proposed, potential amendments to the treatment plan and the patient's progress or lack of progress, including placement criteria for the level of care the patient is in, with participants to include at least the patient's primary counselor and the clinical supervisor, and a mental health professional if the patient is dually diagnosed.

(81) "State methadone authority" means the department's bureau of substance abuse services which is the state agency designated by the governor pursuant to 21 CFR 291.505 (9) to exercise the responsibility and authority within Wisconsin for governing the treatment of narcotic addiction with a narcotic drug.

(82) "Substance" means a psychoactive agent or chemical which principally affects the central nervous system and alters mood or behavior.

(83) "Substance abuse" means use of alcohol or another substance individually or in combination in a manner that interferes with functioning in any of the following areas of an individual's life: educational, vocational, health, financial, legal, personal relationships or role as a caregiver or homemaker.

(84) "Substance abuse counselor" or "counselor" means any of the following:

(a) A person certified by the Wisconsin certification board, inc., as an alcohol and drug counselor.

(b) A person employed as a counselor on the basis of personal aptitude, training and experience provided that the person meets all of the following conditions:

1. Has completed a suitable period of orientation, in areas referenced in s. HFS 75.03, which is documented.

2. Has a currently valid counselor certification development plan that is annually approved by and is on file with the Wisconsin certification board, inc., and is receiving clinical supervision from a clinical supervisor.

3. Will complete certification within 5 years of submission of the initial counselor certification development plan to the Wisconsin certification board, inc., except that:

a. An extension is granted to a counselor who has submitted his or her case in writing to the Wisconsin certification board, inc., for review and has followed through with the board's recommendation.

b. A counselor with a plan on file on August 1, 2000, shall have 5 years from August 1, 2000, to become certified.

(85) "Substance abuse screening" means the process by which a patient is determined appropriate and eligible for service in the substance abuse treatment delivery system.

(86) "Substance use disorder" means the existence of a diagnosis of "substance dependence" or "substance abuse," listed in DSM-IV, excluding nicotine dependence.

(87) "Supervised clinical experience" means supervision of a master's level mental health professional in clinical practice by a

JFC-competency-based.doc

Competency-based AODA counselor certification is certification that permits an individual to practice AODA counseling based on demonstrated requisite knowledge, skills and attitudes of professional practice that are culturally competent and evidence-based to perform tasks and meet responsibilities essential for effective addiction counseling.

The requisite knowledge, skills and attitudes are described in "Addiction Counseling Competencies: The Knowledge, Skills, and Attitudes of Professional Practice" of the Technical Assistance Publication Series 21 (TAP 21) from the Center for Substance Abuse Treatment (CSAT) of the federal Substance Abuse and Mental Health Services Administration (SAMHSA).

In addition, competency-based certification includes:

1. Adherence to HFS 75 requirements relating to AODA counselor standards, but without regard to standards of the Wisconsin Certification Board;
2. Adherence to a code of conduct for AODA counselors;
3. A complaint process which guarantees a thorough investigation, adequate due process, and prompt adjudication;
4. Continuing education for re-certification of AODA counselors;
5. Endorsement of AODA counselor continuing education programs; and
6. Accreditation of AODA counselor training programs of technical colleges, universities, and non-traditional training institutes.

Kennedy, Debora

From: Kennedy, Debora
Sent: Tuesday, June 14, 2005 4:19 PM
To: Krifka, Nancy
Subject: RE: Certification Board amendment language

Nancy, we may have had a miscommunication. I cannot draft an amendment to the Joint Finance substitute amendment (which is what you are asking for) until the sub is available; that will not occur until next Monday or Tuesday--I cannot have an amendment for you on Friday. I will be happy to look at the language attached and see if it corresponds with my notes on the conversation we had last Friday, however.

-----Original Message-----

From: Krifka, Nancy
Sent: Tuesday, June 14, 2005 4:13 PM
To: Kennedy, Debora
Subject: Certification Board amendment language

Debra,

Please find attached language that you requested for the amendment you are drafting. Please let me know if you have any questions.

As we discussed, the group is meeting on Friday for a board meeting. My goal is for them to have the amendment in hand so they can discuss.

Let me know

Nancy

<< File: JFC-competency-based.doc >>

Nancy Krifka
Assistant to Representative
Jim Kreuser
Assembly Democratic Leader
201 W, State Capitol
(608) 266-5504
<< File: Krifka, Nancy.vcf >>

*based on
b0246/2*

Kennedy, Debora

From: on behalf of Debora Kennedy
To: Krifka, Nancy
Subject: RE: AODA drafting

We don't yet have a document to draft to, but I will begin now to create provisions, based on the material you sent me, that can be used as part of the amendment. I will try to have the amendment for you by early tomorrow.

-----Original Message-----

From: Krifka, Nancy
Sent: Monday, June 20, 2005 9:19 AM
To: Kennedy, Debora
Subject: AODA drafting

Debra,

Here is the language for the AODA definitions. I've also attached the memo that I sent to the group. What is the timeline for having our amendment in hand? Let me know if you have any questions.

<< File: NOT FOR DISTRIBUTION.doc >> << File: JFC-Cert Definitions-05-0620-yjn.doc >>

Nancy Krifka

Assistant to Representative

Jim Kreuser

Assembly Democratic Leader

201 W, State Capitol

(608) 266-5504

<< File: Krifka, Nancy.vcf >>

CONFIDENTIAL
- NOT FOR DISTRIBUTION – DRAFT -

OVERVIEW -

Process for drafting: Right now the Legislative Reference Bureau is drafting what will become the Substitute Amendment to the State Budget, as a result of action taken by the Joint Committee on Finance. Until the Substitute Amendment is completed our amendment cannot be drafted. When the Substitute Amendment document is available, our amendment will then be drafted for the appropriate section of the revised state budget.

WAAODA included 6 points along with the definition of competency-based program. One of these (a complaint process) is already in current law (ss.440.20 to 440.25, stats.). Based on discussion with the Legislative Reference Bureau it is highly recommended that the amendment be kept narrow. If written to include the six points, this actually makes the amendment broader.

Keeping the amendment narrow actually will give more flexibility in writing the rules. To include the points in the amendment will write these into the statues. If AODA counselor organizations want future changes, it will be impossible to make those changes without approval by the Legislature.

DRAFTING INSTRUCTIONS for Amendment –

The original motion was very narrow and only stipulated the transfer of certification from the Wisconsin Certification Board to the Department of Regulation and Licensing. Because DRL will need to write rules, our amendment will outline points that will be directives to Regulation and Licensing when promulgating rules.

The points are the result of discussions between the office of Rep. Kreuser and WAAODA.

1. Insure the continuation of a competency-based AODA counselor certification and certification renewal program that permits an individual to practice AODA counseling based on demonstrated requisite knowledge, skills and attitudes of professional practice that are culturally competent and evidence-based to perform tasks and meet responsibilities essential for effective addiction counseling.
2. Permit reciprocity
3. DRL to consult with a committee of AODA organizations throughout the rule making process. Include two individuals who are members of WAAODA and four individuals from other AODA organizations, as recommended by WAAODA.
4. Define levels – RADC, CADCI, CADC III

GOAL:

It is our intention to adhere to the current structure of the certification and certification renewal process, with the exception that the Department of Regulation and Licensing oversee. Enhance the ability to recruit more AODA counselors and ensure the recruitment of competent, community oriented AODA counselors.

Certification Definitions

Please note that the alcohol and other drug abuse (AODA) counseling credentials described below are categories of certification of professionals currently employed in Wisconsin.

These credentials established by the Wisconsin Certification Board (WCB) need to be "grandfathered" into administrative rules when the Department of Regulation and Licensing (DRL) assumes responsibility for the AODA counselor certification process. Not grandfathering these credentials in DRL's certification process would destabilize the existing competency-based AODA counseling infrastructure in Wisconsin as well as ongoing treatment and recovery of AODA clients.

Grandfathered credential holders would be recertified as AODA counseling professionals according to the new DRL certification process, following DRL review of the certification process and promulgation of new administrative rules based on recommendations of the Certification Review Committee. The DRL certification process would include new names for the AODA counseling credentials.

For all current AODA counseling credentials it is necessary for the applicant to place "on file" a Counselor Certification Development Plan, which requires that the applicant be employed at an agency providing substance abuse treatment services. The Plan includes a schedule for the applicant to make reasonable progress toward certification as an AODA counselor.

Below are the current AODA counseling credentials.

1. Under DRL, the WCB's designation of RADC I (Registered Alcohol/Drug Counselor) could be renamed RSAC (Registered Substance Abuse Counselor). The RSAC applicant must pass an exam of counseling of substance use disorders at the introductory level. The requirements for registration would remain the same as for registration under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.
2. Under DRL, the WCB's designation of CADC II (Certified Alcohol/Drug Counselor) could be renamed LSAC (Licensed Substance Abuse Counselor). The LSAC applicant must pass an exam testing knowledge, skills and attitudes outlined in *Addiction Counseling Competencies: The Knowledge, Skills and Attitudes of Professional Practice* (TAP 21). The requirements for licensing would remain the same as for certification under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.
3. Under DRL, the WCB's designation of CADC III and CADC-D could be renamed LISAC (Licensed Independent Substance Abuse Counselor). The requirements for licensing would remain the same as for certification under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.
4. Under DRL, the WCB's designation of RCS (Registered Clinical Supervisor) would remain the same. The requirements for this registration would remain the same as under WCB

registration until the DRL makes changes based on recommendations of the Certification Review Committee.

5. Under DRL, the WCB's designation of CCS I (Certified Clinical Supervisor, Tracks A and B) could be renamed LCS (Licensed Clinical Supervisor). The LCS applicant must pass an exam of clinical supervision practice. The requirements for licensing would remain the same as for certification under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.

6. Under DRL, the WCB's designation CCS II and CCS-G could be renamed LICS (Licensed Independent Clinical Supervisor). The applicant who seeks LICS based on CCS II must pass an exam of clinical supervision practice. The requirements for licensing would remain the same as for certification under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.

7. Under DRL, the WCB's designation CPP (Certified Prevention Professional) could be renamed LPS (Licensed Prevention Specialist). The LPS applicant must pass an exam of clinical supervision practice. The requirements for licensing would remain the same as for certification under WCB until the DRL makes changes based on recommendations of the Certification Review Committee.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb0441/1 |

DAK:.....

Imk

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 865, line 20: delete lines 20 to 21 and substitute:

3 "SECTION 2284mg. 440.03 (13) (b) 5m. of the statutes is created to read:

4 440.03 (13) (b) 5m. Substance abuse counselor, clinical supervisor, or
5 prevention specialist." ✓

6 2. Page 867, line 1: delete "Alcohol and other drug abuse counselor" and
7 substitute "Substance abuse counselor, clinical supervisor, or prevention specialist". ✓

8 3. Page 872, line 24: delete the material beginning with that line and ending
9 with page 874, line 4 and substitute:

10 "SUBSTANCE ABUSE COUNSELORS, ^ECLINICAL SUPERVISORS, ^EAND
11 PREVENTION SPECIALISTS

1 **440.75 Substance abuse counselors, clinical supervisors, and**
2 **prevention specialists. (1) DEFINITIONS.** In this subchapter:

3 (a) "Clinical supervisor" means a basic clinical supervisor, an intermediate
4 clinical supervisor, or an independent clinical supervisor. ✓

5 (b) "Substance abuse counselor" means a basic substance abuse counselor, an
6 intermediate substance abuse counselor, or an independent substance abuse
7 counselor. ✓

8 (2) CERTIFICATION. Except as provided in s. 440.12 or 440.13, the department
9 shall certify as a substance abuse counselor, a clinical supervisor, or a prevention
10 specialist any individual who satisfies the applicable conditions in sub. (3) and who
11 has presented evidence satisfactory to the department that applicable certification
12 standards and qualification of the department, as established by rule, have been
13 met. ✓

14 (3) CERTIFICATION; STANDARDS AND QUALIFICATIONS. (a) Subject to pars. (b) and
15 (c), the department shall promulgate rules that establish minimum standards and
16 qualifications for the certification of all of the following, including substance abuse
17 counselors described under s. HFS 75.012 (84) (b), Wis. Adm. Code: ✓

18 1. Basic substance abuse counselors. Requirements shall include successful
19 completion of an examination on counseling, at the introductory level, for substance
20 use disorders. ✓

21 2. Intermediate substance abuse counselors. Requirements shall include
22 successful completion of an examination of knowledge, skills, and activities for
23 addiction counseling competencies. ✓

24 3. Independent substance abuse counselors. ✓

25 4. Basic clinical supervisors. ✓

1 5. Intermediate clinical supervisors. Requirements shall include successful
2 completion of an examination on clinical supervision practice. ✓

3 6. Independent clinical supervisors. Requirements shall include successful
4 completion of an examination on independent clinical supervision practice. ✓

5 7. Prevention specialists. Requirements shall include an examination on
6 clinical supervision practice related to prevention specialization. ✓

7 (b) Rules promulgated under par. (a) shall include standards based on
8 demonstrated requisite knowledge, skills, and attitudes of professional practice that
9 are culturally competent and evidence-based. ✓

10 (c) Before the department may promulgate rules under par. (a), the department
11 shall appoint a certification review committee under s. 227.13 and shall consult with
12 the certification review committee on the proposed rules. The certification review
13 committee required under this paragraph shall consist of 2 members of the
14 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc., and 4 members of
15 other alcohol and other drug abuse organizations in this state, as recommended by
16 the members of the Wisconsin Association on Alcoholism and Other Drug Abuse, Inc. ✓

17 (4) APPLICATIONS; CERTIFICATION PERIOD. An application for certification as a
18 substance abuse counselor, clinical supervisor, or prevention specialist under this
19 section shall be made on a form provided by the department and filed with the
20 department and shall be accompanied by the fee specified in s. 440.05 (1). The
21 renewal date and renewal fee for certification as a substance abuse counselor, clinical
22 supervisor, or prevention specialist are specified under s. 440.08 (2) (a). ✓

23 (5) CERTIFICATION REQUIRED. No person may represent himself or herself to the
24 public as a substance abuse counselor, clinical supervisor, or prevention specialist or
25 a certified substance abuse counselor, clinical supervisor, or prevention specialist or

1 use in connection with his or her name a title or description that conveys the
2 impression that he or she is a substance abuse counselor, clinical supervisor, or
3 prevention specialist or a certified substance abuse counselor, clinical supervisor, or
4 prevention specialist unless he or she is certified under sub. (2). ✓

5 (6) REVOCATION, DENIAL, SUSPENSION, OR LIMITATION OF CERTIFICATION. The
6 department may, after a hearing held in conformity with chapter 227, revoke, deny,
7 suspend, or limit under this subchapter the certification of any substance abuse
8 counselor, clinical supervisor, or prevention specialist or reprimand the substance
9 abuse counselor, clinical supervisor, or prevention specialist, for practice of fraud or
10 deceit in obtaining the certification or any unprofessional conduct, incompetence, or
11 professional negligence. ✓

12 (7) RECIPROCAL CERTIFICATION. The department may, upon application and
13 payment of the required fee, issue certification as a substance abuse counselor,
14 clinical supervisor, or prevention specialist to an individual who holds a similar
15 unexpired certification issued to the individual by another state for which the
16 requirements for certification are of a standard that is not lower than that specified
17 in this subchapter. ✓

18 (8) CERTIFICATION OTHER THAN BY DEPARTMENT PROHIBITED. No entity other than
19 the department may certify substance abuse counselors, clinical supervisors, or
20 prevention specialists. ✓ ✓

21 4. Page 884, line 20: delete that line and substitute: "Code certified substance
22 abuse counselor, clinical supervisor, or prevention specialist under s. 440.75, or
23 unless the". ✓

24 5. Page 884, line 24: delete "alcohol". ✓

1 6. Page 884, line 25: delete “and other drug abuse counselor” and substitute
2 “substance abuse counselor, clinical supervisor, or prevention specialist”.

3 7. Page 973, line 24: delete “OTHER DRUG ABUSE” and substitute “DRUG”.

4 8. Page 974, line 1: delete lines 1 to 5 and substitute:

5 “(a) *Certified alcohol and drug counselors.* All of the following individuals who
6 are certified under the following titles under the requirements of section HFS 75.02
7 (84) (a) of the Wisconsin Administrative Code immediately before the effective date
8 of this paragraph are certified as follows under section 440.75 of the statutes, as
9 created by this act:

10 1. If certified as a registered alcohol and drug counselor I, certified as a basic
11 substance abuse counselor. ✓

12 2. If certified as a certified alcohol and drug counselor II, certified as an
13 intermediate substance abuse counselor. ✓

14 3. If certified as a certified alcohol and drug counselor III or as a certified alcohol
15 and drug counselor–D, certified as an independent substance abuse counselor. ✓

16 4. If certified as a registered clinical supervisor, certified as a basic clinical
17 supervisor. ✓

18 5. If certified as a certified clinical supervisor I, certified as an intermediate
19 clinical supervisor. ✓

20 6. If certified as a certified clinical supervisor II or certified clinical
21 supervisor–G, certified as an independent clinical supervisor. ✓

22 7. If certified as a certified prevention professional, certified as a prevention
23 specialist.”. ✓

1

2 **9.** Page ⁸908, line 16: delete "ALCOHOL AND OTHER DRUG ABUSE COUNSELORS" and
3 substitute "SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND PREVENTION
4 SPECIALISTS".

4

5 **10.** Page 989, line 3: delete "ALCOHOL AND OTHER DRUG ABUSE COUNSELOR" and
6 substitute "SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND PREVENTION
7 SPECIALIST".

7

8 **11.** Page 989, line 5: delete "alcohol and other drug abuse".

8

9 **12.** Page 989, line 6: delete "counselors" and substitute "substance abuse
10 counselors, clinical supervisors, and prevention specialists".

10

(END)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb0441/1
DAK:lmk:rs

ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 865, line 20: delete lines 20 to 21 and substitute:

3 “SECTION 2284mg. 440.03 (13) (b) 5m. of the statutes is created to read:

4 440.03 (13) (b) 5m. Substance abuse counselor, clinical supervisor, or
5 prevention specialist.”

6 **2.** Page 867, line 1: delete “Alcohol and other drug abuse counselor” and
7 substitute “Substance abuse counselor, clinical supervisor, or prevention specialist”.

8 **3.** Page 872, line 24: delete the material beginning with that line and ending
9 with page 874, line 4 and substitute:

10 “SUBSTANCE ABUSE COUNSELORS,

11 CLINICAL SUPERVISORS,

12 AND PREVENTION SPECIALISTS

1 **440.75 Substance abuse counselors, clinical supervisors, and**
2 **prevention specialists. (1) DEFINITIONS.** In this subchapter:

3 (a) “Clinical supervisor” means a basic clinical supervisor, an intermediate
4 clinical supervisor, or an independent clinical supervisor.

5 (b) “Substance abuse counselor” means a basic substance abuse counselor, an
6 intermediate substance abuse counselor, or an independent substance abuse
7 counselor.

8 **(2) CERTIFICATION.** Except as provided in s. 440.12 or 440.13, the department
9 shall certify as a substance abuse counselor, a clinical supervisor, or a prevention
10 specialist any individual who satisfies the applicable conditions in sub. (3) and who
11 has presented evidence satisfactory to the department that applicable certification
12 standards and qualification of the department, as established by rule, have been
13 met.

14 **(3) CERTIFICATION; STANDARDS AND QUALIFICATIONS.** (a) Subject to pars. (b) and
15 (c), the department shall promulgate rules that establish minimum standards and
16 qualifications for the certification of all of the following, including substance abuse
17 counselors described under s. HFS 75.012 (84) (b), Wis. Adm. Code:

18 1. Basic substance abuse counselors. Requirements shall include successful
19 completion of an examination on counseling, at the introductory level, for substance
20 use disorders.

21 2. Intermediate substance abuse counselors. Requirements shall include
22 successful completion of an examination of knowledge, skills, and activities for
23 addiction counseling competencies.

24 3. Independent substance abuse counselors.

25 4. Basic clinical supervisors.

1 5. Intermediate clinical supervisors. Requirements shall include successful
2 completion of an examination on clinical supervision practice.

3 6. Independent clinical supervisors. Requirements shall include successful
4 completion of an examination on independent clinical supervision practice.

5 7. Prevention specialists. Requirements shall include an examination on
6 clinical supervision practice related to prevention specialization.

7 (b) Rules promulgated under par. (a) shall include standards based on
8 demonstrated requisite knowledge, skills, and attitudes of professional practice that
9 are culturally competent and evidence-based.

10 (c) Before the department may promulgate rules under par. (a), the department
11 shall appoint a certification review committee under s. 227.13 and shall consult with
12 the certification review committee on the proposed rules. The certification review
13 committee required under this paragraph shall consist of 2 members of the
14 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc., and 4 members of
15 other alcohol and other drug abuse organizations in this state, as recommended by
16 the members of the Wisconsin Association on Alcoholism and Other Drug Abuse, Inc.

17 (4) APPLICATIONS; CERTIFICATION PERIOD. An application for certification as a
18 substance abuse counselor, clinical supervisor, or prevention specialist under this
19 section shall be made on a form provided by the department and filed with the
20 department and shall be accompanied by the fee specified in s. 440.05 (1). The
21 renewal date and renewal fee for certification as a substance abuse counselor, clinical
22 supervisor, or prevention specialist are specified under s. 440.08 (2) (a).

23 (5) CERTIFICATION REQUIRED. No person may represent himself or herself to the
24 public as a substance abuse counselor, clinical supervisor, or prevention specialist or
25 a certified substance abuse counselor, clinical supervisor, or prevention specialist or

1 use in connection with his or her name a title or description that conveys the
2 impression that he or she is a substance abuse counselor, clinical supervisor, or
3 prevention specialist or a certified substance abuse counselor, clinical supervisor, or
4 prevention specialist unless he or she is certified under sub. (2).

5 (6) REVOCATION, DENIAL, SUSPENSION, OR LIMITATION OF CERTIFICATION. The
6 department may, after a hearing held in conformity with chapter 227, revoke, deny,
7 suspend, or limit under this subchapter the certification of any substance abuse
8 counselor, clinical supervisor, or prevention specialist or reprimand the substance
9 abuse counselor, clinical supervisor, or prevention specialist, for practice of fraud or
10 deceit in obtaining the certification or any unprofessional conduct, incompetence, or
11 professional negligence.

12 (7) RECIPROCAL CERTIFICATION. The department may, upon application and
13 payment of the required fee, issue certification as a substance abuse counselor,
14 clinical supervisor, or prevention specialist to an individual who holds a similar
15 unexpired certification issued to the individual by another state for which the
16 requirements for certification are of a standard that is not lower than that specified
17 in this subchapter.

18 (8) CERTIFICATION OTHER THAN BY DEPARTMENT PROHIBITED. No entity other than
19 the department may certify substance abuse counselors, clinical supervisors, or
20 prevention specialists.”.

21 4. Page 884, line 20: delete that line and substitute: “Code certified substance
22 abuse counselor, clinical supervisor, or prevention specialist under s. 440.75, or
23 unless the”.

24 5. Page 884, line 24: delete “alcohol”.

1 **6.** Page 884, line 25: delete “and other drug abuse counselor” and substitute
2 “substance abuse counselor, clinical supervisor, or prevention specialist”.

3 **7.** Page 973, line 24: delete “OTHER DRUG ABUSE” and substitute “DRUG”.

4 **8.** Page 974, line 1: delete lines 1 to 5 and substitute:

5 “(a) *Certified alcohol and drug counselors.* All of the following individuals who
6 are certified under the following titles under the requirements of section HFS 75.02
7 (84) (a) of the Wisconsin Administrative Code immediately before the effective date
8 of this paragraph are certified as follows under section 440.75 of the statutes, as
9 created by this act:

10 1. If certified as a registered alcohol and drug counselor I, certified as a basic
11 substance abuse counselor.

12 2. If certified as a certified alcohol and drug counselor II, certified as an
13 intermediate substance abuse counselor.

14 3. If certified as a certified alcohol and drug counselor III or as a certified alcohol
15 and drug counselor–D, certified as an independent substance abuse counselor.

16 4. If certified as a registered clinical supervisor, certified as a basic clinical
17 supervisor.

18 5. If certified as a certified clinical supervisor I, certified as an intermediate
19 clinical supervisor.

20 6. If certified as a certified clinical supervisor II or certified clinical
21 supervisor–G, certified as an independent clinical supervisor.

22 7. If certified as a certified prevention professional, certified as a prevention
23 specialist.”.

1 **9.** Page 988, line 16: delete “ALCOHOL AND OTHER DRUG ABUSE COUNSELORS” and
2 substitute “SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND PREVENTION
3 SPECIALISTS”.

4 **10.** Page 989, line 3: delete “ALCOHOL AND OTHER DRUG ABUSE COUNSELOR” and
5 substitute “SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND PREVENTION
6 SPECIALIST”.

7 **11.** Page 989, line 5: delete “alcohol and other drug abuse”.

8 **12.** Page 989, line 6: delete “counselors” and substitute “substance abuse
9 counselors, clinical supervisors, and prevention specialists”.

10

(END)