

2005 DRAFTING REQUEST

Bill

Received: **11/30/2005**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Sheila Harsdorf (608) 266-7745**

By/Representing:

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

Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Harsdorf@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Therapists

Instructions:

identical to 05-2627

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>
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/1			rschluet 12/05/2005	_____	lemery 12/05/2005	lnorthro 12/05/2005	

FE Sent For:

<END>

none needed

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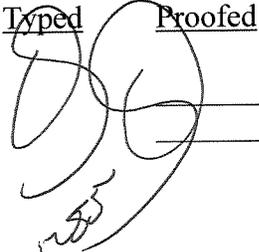
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FE Sent For:

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2005 BILL

11-30

Regen

1 AN ACT *to amend* 457.03 (2), 457.11 (title), 457.11 (1) (intro.), 457.11 (1) (a),
2 457.11 (1) (c), 457.11 (1) (d), 457.11 (2), 457.13 (title), 457.13 (1) (intro.), 457.13
3 (1) (a), 457.13 (1) (d), 457.13 (2), 457.14 (title), 457.14 (2) and 457.20 (2) of the
4 statutes; **relating to:** references to certificates granted by the Marriage and
5 Family Therapy, Professional Counseling, and Social Work Examining Board
6 and eligibility requirements for training certificates for marriage and family
7 therapists and professional counselors.

Analysis by the Legislative Reference Bureau

Under 2001 Wisconsin Act 80, the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (board) grants "licenses" to marriage and family therapists, professional counselors, and clinical social workers. Under former law, the board granted "certificates" to these professionals. However, under the act, as under former law, the board grants "certificates" to other types of social workers.

This bill changes certain references to "certificates" granted by the board so that they refer instead to "licenses" and, as a result, makes the references consistent with the changes made by 2001 Wisconsin Act 80.

The bill also makes changes to the requirements that apply to training certificates granted for marriage and family therapists and professional counselors.

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Under current law, a person is eligible for such a certificate if he or she is employed full-time, or has an offer of employment, as a marriage and family therapist or professional counselor in a supervised practice. A person is also eligible if the board finds that the person will receive training and supervision that is equivalent to such a supervised practice. As noted above, the bill refers to training “licenses,” rather than training “certificates.” In addition, the bill eliminates the requirements that a person have full-time employment, or an offer of full-time employment, to be eligible for a training license. Instead, under the bill, a person must be in a position, or have an offer for a position, as a marriage and family therapist or professional counselor in a supervised practice. As under current law, a person is also eligible if the board finds that the person will receive training and supervision that is equivalent to a position in such a supervised practice. In addition, the bill allows the board to renew a training license at its discretion. Under current law, a training certificate may not be renewed. Finally, the bill allows the marriage and family therapist section of the board to grant a marriage and family therapist training license to a person who holds an appropriate graduate degree or who is enrolled or who will be enrolled in a training institute or degree program that is approved by the board or by a national accreditation commission. Under current law, the marriage and family therapist section may grant a therapist training license to a person who has completed his or her postgraduate training.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 457.03 (2) [✓] of the statutes is amended to read:

2 457.03 (2) Upon the advice of the social worker section, marriage and family
3 therapist section, and professional counselor section, promulgate rules establishing
4 a code of ethics to govern the professional conduct of certificate holders and licensees.
5 The rules shall specify the services included within the practice of social work,
6 advanced practice social work, or independent social work that an individual who is
7 certified under this chapter as a social worker, advanced practice social worker, or
8 independent social worker may perform and the degree of supervision, if any,
9 required to perform those services.

10 **SECTION 2.** 457.11 (title) [✓] of the statutes is amended to read:

11 457.11 (title) **Marriage and family therapist training certificate license.**

BILL

1 **SECTION 3.** 457.11 (1) (intro.)[✓] of the statutes is amended to read:

2 457.11 (1) (intro.) The marriage and family therapist section shall grant a
3 marriage and family therapist training ~~certificate~~ license to any individual who does
4 all of the following:

5 **SECTION 4.** 457.11 (1) (a)[✓] of the statutes is amended to read:

6 457.11 (1) (a) Submits an application for the ~~certificate~~ license to the
7 department on a form provided by the department.

8 **SECTION 5.** 457.11 (1) (c)[✓] of the statutes is amended to read:

9 457.11 (1) (c) Satisfies the requirements in s. 457.10 (2), or submits proof
10 satisfactory to the marriage and family therapist section that he or she is enrolled
11 or will be enrolled in an institute for marriage and family therapy that is approved
12 by the commission on accreditation for marriage and family therapy education of the
13 American Association for Marriage and Family Therapy or by the marriage and
14 family therapist section, or holds a graduate degree in a mental health field approved
15 by the marriage and family therapist section and is enrolled or will be enrolled in a
16 master's or doctoral degree program in marriage and family therapy accredited by
17 the commission on accreditation for marriage and family therapy education.

18 **SECTION 6.** 457.11 (1) (d)[✓] of the statutes is amended to read:

19 457.11 (1) (d) Submits evidence satisfactory to the marriage and family
20 therapist section that he or she is ~~employed full-time, or has an offer of full-time~~
21 employment in a position, or has an offer for a position, as a marriage and family
22 therapist in a supervised marriage and family therapist practice or is in a position,
23 or has an offer for a position, in which the applicant will, in the opinion of the
24 marriage and family therapist section, receive training and supervision equivalent

BILL

1 to the training and supervision received in a full-time supervised marriage and
2 family therapist practice.

3 **SECTION 7.** 457.11 (2) of the statutes is amended to read:

4 457.11 (2) A marriage and family therapist training ~~certificate~~ license is valid
5 for 24 48 months ~~or until the date on which the holder of the certificate ceases to be~~
6 ~~employed in a position specified in sub. (1) (d), whichever occurs first,~~ and may not
7 be renewed by at the discretion of the marriage and family therapist section. A
8 marriage and family therapist training ~~certificate~~ license authorizes the holder to
9 use any title specified in s. 457.04 (5) and to practice marriage and family therapy
10 within the scope of his or her training or supervision during the period in which the
11 ~~certificate~~ license is valid.

12 **SECTION 8.** 457.13 (title) of the statutes is amended to read:

13 **457.13 (title) Professional counselor training certificate license.**

14 **SECTION 9.** 457.13 (1) (intro.) of the statutes is amended to read:

15 457.13 (1) (intro.) The professional counselor section shall grant a professional
16 counselor training ~~certificate~~ license to any individual who does all of the following:

17 **SECTION 10.** 457.13 (1) (a) of the statutes is amended to read:

18 457.13 (1) (a) Submits an application for the ~~certificate~~ license to the
19 department on a form provided by the department.

20 **SECTION 11.** 457.13 (1) (d) of the statutes is amended to read:

21 457.13 (1) (d) Submits evidence satisfactory to the professional counselor
22 section that he or she is ~~employed full-time, or has an offer of full-time employment~~
23 in a position, or has an offer for a position, as a professional counselor in a supervised
24 clinical professional counseling practice or is in a position, or has an offer for a
25 position, in which the applicant will, in the opinion of the professional counselor

BILL

1 section, receive training and supervision equivalent to the training and supervision
2 received in a ~~full-time~~ supervised clinical professional counseling practice.

3 **SECTION 12.** 457.13 (2) of the statutes is amended to read:

4 457.13 (2) A professional counselor training certificate license is valid for 24
5 48 months ~~or until the date on which the holder of the certificate ceases to be~~
6 ~~employed in a position specified in sub. (1) (d), whichever occurs first,~~ and may not
7 be renewed by at the discretion of the professional counselor section.
8 Notwithstanding s. 457.04 (6), a professional counselor training certificate license
9 authorizes the holder to use any title specified in s. 457.04 (6) and to practice
10 professional counseling within the scope of his or her training or supervision during
11 the period in which the certificate license is valid.

12 **SECTION 13.** 457.14 (title) of the statutes is amended to read:

13 **457.14 (title) Temporary certificates and licenses.**

14 **SECTION 14.** 457.14 (2) of the statutes is amended to read:

15 457.14 (2) A temporary certificate or license granted under sub. (1) is valid for
16 a period designated by the appropriate section of the examining board, not to exceed
17 9 months, and may be renewed once by that section of the examining board.

18 **SECTION 15.** 457.20 (2) of the statutes is amended to read:

19 457.20 (2) The renewal dates for certificates and licenses granted under this
20 chapter, other than training certificates and licenses or temporary certificates or
21 licenses, are specified under s. 440.08 (2) (a).

22 (END)

Barman, Mike

From: Schneider, Christian
Sent: Monday, December 05, 2005 3:34 PM
To: LRB.Legal
Subject: Draft review: LRB 05-4162/1 Topic: Therapists

It has been requested by <Schneider, Christian> that the following draft be jacketed for the SENATE:

Draft review: LRB 05-4162/1 Topic: Therapists