

WISCONSIN LEGISLATIVE COUNCIL STAFF



RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



Terry C. Anderson, Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 00-147

AN ORDER to renumber SFC 2.01 (11), (12), (13), (14) and (15); to repeal and recreate SFC 2.01 (9); and to create SFC 2.01 (11), (12) and (16), relating to clinical social work concentration and supervised clinical field training.

Submitted by **DEPARTMENT OF REGULATION AND LICENSING**

10-23-00 RECEIVED BY LEGISLATIVE COUNCIL.

11-15-00 REPORT SENT TO AGENCY.

RS:NZ:rv;jal

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS
[s. 227.15 (2) (e)]

Comment Attached YES NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL
REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached YES NO

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



Terry C. Anderson
Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE RULE 00-147

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. In s. SFC 2.01 (9) (intro.), it is not clear whether a clinical social work concentration (CSWC) refers to the whole body of an individual's graduate work, or just individual courses. Current s. SFC 2.01 (9) defines CSWC as a whole course of graduate work that had a clinical emphasis. The new sentence might be clearer if it were changed from "means social work courses with a primary . . ." to "means a course of study with a primary"

b. The second sentence of s. SFC 2.01 (9) (intro.) seems to be specifying what classes count toward a clinical social work concentration. If that is the case, the sentence would be clearer if it read: "A clinical social work concentration does not include courses that focus on community or organizational problems, social planning or policy development."

c. In the third sentence of s. SFC 2.01 (9), it is unclear what master's degree program the rule is referring to. Is the rule trying to say that clinical courses must comprise at least 40% of non-field placement credits in a master's degree program for the degree to qualify as having a clinical social work concentration? Or, is it attempting to define a master's degree program that is mentioned somewhere else in the statutes or administrative code?

d. In the fourth sentence of SFC 2.01 (9) (intro.), it is unclear what "core courses" means. Unless the term has some specific meaning, the sentence would be clearer if the first three words, "core courses for," were deleted. Finally, the word "must" should be replaced by the word "shall."

**STATE OF WISCONSIN
EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE AND
FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS**

**IN THE MATTER OF RULE-MAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : EXAMINING BOARD OF SOCIAL
EXAMINING BOARD OF SOCIAL : WORKERS, MARRIAGE AND FAMILY
WORKERS, MARRIAGE AND FAMILY : THERAPISTS AND PROFESSIONAL
THERAPISTS AND PROFESSIONAL : COUNSELORS ADOPTING RULES
COUNSELORS : (CLEARINGHOUSE RULE 00-147)**

TO: Senator Judy Robson, Senate Co-Chairperson
Joint Committee for the Review of Administrative Rules
Room 15 South, State Capitol
Madison, Wisconsin 53702

PLEASE TAKE NOTICE that the EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS is submitting in final draft form rules relating to clinical social work concentration and supervised clinical field training.

Please stamp or sign a copy of this letter to acknowledge receipt. If you have any questions concerning the final draft form or desire additional information, please contact Pamela Haack at 266-0495.

**STATE OF WISCONSIN
EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS
AND PROFESSIONAL COUNSELORS**

IN THE MATTER OF RULE-MAKING	:	
PROCEEDINGS BEFORE THE	:	
EXAMINING BOARD OF SOCIAL	:	REPORT TO THE LEGISLATURE
WORKERS, MARRIAGE AND	:	ON CLEARINGHOUSE RULE 00-147
FAMILY THERAPISTS AND	:	(s. 227.19 (3), Stats.)
PROFESSIONAL COUNSELORS	:	

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS:

No new or revised forms are required by these rules.

III. FISCAL ESTIMATES:

These rules will have no significant impact upon state or local units of government.

IV. STATEMENT EXPLAINING NEED:

In this proposed rule-making order the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors creates definitions of "clinical social work concentration" and "supervised clinical field training." These definitions are necessary in reviewing the qualifications of applicants for certification.

V. NOTICE OF PUBLIC HEARING:

A public hearing was held on January 11, 2001. Muriel Harper (Beaver Dam, WI) and Douglas Knight (Eau Claire, WI), both representing the Social Work Section of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors appeared at the hearing. There were no other appearances at the public hearing nor were any written comments received.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

The recommendations suggested in the Clearinghouse Rule were accepted in whole.

VII. FINAL REGULATORY FLEXIBILITY ANALYSIS:

These rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1) (a), Stats.

STATE OF WISCONSIN
EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE
AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS
SOCIAL WORKERS SECTION

IN THE MATTER OF RULE-MAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	EXAMINING BOARD OF SOCIAL
EXAMINING BOARD OF SOCIAL	:	WORKERS, MARRIAGE AND FAMILY
WORKERS, MARRIAGE AND	:	THERAPISTS AND PROFESSIONAL
FAMILY THERAPISTS AND	:	COUNSELORS ADOPTING RULES
PROFESSIONAL COUNSELORS	:	(CLEARINGHOUSE RULE 00-147)

PROPOSED ORDER

An order of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors to renumber SFC 2.01 (11), (12), (13), (14) and (15); to repeal and recreate SFC 2.01 (9); and to create SFC 2.01 (11), (12), (13) and (17), relating to clinical social work concentration and supervised clinical field training.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2) and 457.03 (1), Stats.

Statutes interpreted: s. 457.08, Stats.

In this proposed rule-making order the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors creates definitions of "clinical social work concentration" and "supervised clinical field training." These definitions are necessary in reviewing the qualifications of applicants for certification.

TEXT OF RULE

SECTION 1. SFC 2.01 (9) is repealed and recreated to read:

SFC 2.01 (9) "Clinical social work concentration" means a course of study with a primary focus on resolving intrapsychic and interpersonal problems by means of direct contact with clients at the individual, small group and family level. A concentration on community or organizational problems, social planning or policy development does not constitute a clinical social work concentration. To qualify as a master's or doctoral degree in social work with a concentration in clinical social work, clinical courses must comprise at least 40% of non-field placement credits in the degree program. A clinical social work concentration must include theory and practice courses from among the following:

- (a) Case management.

(b) Psychopathology in social work.

(c) Clinical assessment and treatment of specific populations and problems, such as children, adolescent, elderly, alcohol and drug abuse, family or couples relationships.

(d) Psychopharmacology.

(e) Psychotherapeutic interventions.

(f) Electives such as family therapy, social work with groups, sex- or gender-related issues and topics.

SECTION 2. SFC 2.01 (11), (12) and (13) are renumbered SFC 2.01 (14), (15) and (16).

SECTION 3. SFC 2.01 (11), (12) and (13) are created to read:

SFC 2.01 (11) "Interpersonal" means between or among 2 or more individuals or groups.

(12) "Intrapsychic" means occurring within one's personality or psyche.

(13) "Primary clinical setting" means a facility whose primary purpose is to treat persons with a DSM-IV diagnosis.

SECTION 4. SFC 2.01 (14) and (15) are renumbered SFC 2.01 (18) and (19).

SECTION 5. SFC 2.01 (17) is created to read:

SFC 2.01 (17) "Supervised clinical field training" means training in a primary clinical setting which must include at least 2 semesters of field placement where more than 50% of the practice is to assess and treat interpersonal and intrapsychic issues in direct contact with individuals, families or small groups.

(END OF TEXT OF RULE)

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.

Dated _____

Agency _____

Chairperson
Examining Board of Social Workers,
Marriage and Family Therapists
and Professional Counselors

FISCAL ESTIMATE

1. The anticipated fiscal effect on the fiscal liability and revenues of any local unit of government of the proposed rule is: \$0.00.
2. The projected anticipated state fiscal effect during the current biennium of the proposed rule is: \$0.00.
3. The projected net annualized fiscal impact on state funds of the proposed rule is: \$0.00.

FINAL REGULATORY FLEXIBILITY ANALYSIS

These rules will have no significant economic impact on a substantial number of small businesses, as defined in s. 227.114 (1) (a), Stats.

g:\rules\sfc10.doc
5/2/01