

2005 DRAFTING REQUEST

Senate Amendment (SA-AB100)

Received: **06/30/2005**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Dale Schultz (608) 266-0703**

By/Representing: **Jonathan**

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

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **State Finance - bud generally**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Technical amendment

Instructions:

See Attached--compile b0667, b0668, b0763, b0743, b0739, b0769

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>
/1	chanaman 06/30/2005	kfollett 06/30/2005	chaugen 06/30/2005	_____	mbarman 06/30/2005	mbarman 06/30/2005	
/2	dkennedy 06/30/2005 chanaman 06/30/2005	lkunkel 06/30/2005 kfollett 06/30/2005	pgreensl 06/30/2005	_____ _____ _____	lnorthro 06/30/2005	lnorthro 06/30/2005	
/3			pgreensl 06/30/2005	_____ _____	lnorthro 06/30/2005	lnorthro 06/30/2005	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/4	rkite 06/30/2005	lkunkel 06/30/2005	jfrantze 06/30/2005	_____	lnorthro 06/30/2005	lnorthro 06/30/2005	

FE Sent For:

<END>

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See Attached--compile b0667, b0668, b0763, b0743, b0739, b0769

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	chanaman 06/30/2005	kfollett 06/30/2005	chaugen 06/30/2005	_____	mbarman 06/30/2005	mbarman 06/30/2005	
/2	dkennedy 06/30/2005 chanaman 06/30/2005	lkunkel 06/30/2005 kfollett 06/30/2005	pgreensl 06/30/2005	_____ _____ _____	lnorthro 06/30/2005	lnorthro 06/30/2005	
/3			pgreensl 06/30/2005	_____	lnorthro 06/30/2005	lnorthro 06/30/2005	

14/mk 6/30
J. Self
6/30

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

<END>

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May Contact:

Addl. Drafters:

Subject: **State Finance - bud generally**

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Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Technical amendment

Instructions:

See Attached--compile b0667, b0668, b0763, b0743, b0739, b0769 *and b0767*

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>
/1	chanaman 06/30/2005	kfollett 06/30/2005	chaugen 06/30/2005	_____	mbarman 06/30/2005	mbarman 06/30/2005	
/2	dkennedy 06/30/2005	lkunkel 06/30/2005	pgreensl 06/30/2005	_____	lnorthro 06/30/2005	lnorthro 06/30/2005	

FE Sent For:

*13/cj
6/30*

<END>

2005 DRAFTING REQUEST

Senate Amendment (SA-AB100)

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Wanted: As time permits

Identical to LRB:

For: Dale Schultz (608) 266-0703

By/Representing: Jonathan

This file may be shown to any legislator: NO

Drafter: chanaman

May Contact:

Addl. Drafters:

Subject: State Finance - bud generally

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Technical amendment ✓

Instructions:

See Attached--compile b0667, b0668, b0763, b0743, b0739, b0769

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	chanaman 06/30/2005	kfollett 06/30/2005	chaugen 06/30/2005	_____ p	mbarman 06/30/2005	mbarman 06/30/2005	

FE Sent For:

12/mk 6/30
6/30
p8 <END>

2005 DRAFTING REQUEST

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Received By: chanaman

Wanted: As time permits

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For: Dale Schultz (608) 266-0703

By/Representing: Jonathan

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Drafter: chanaman

May Contact:

Addl. Drafters:

Subject: State Finance - bud generally

Extra Copies:

email copy to Bob Long & Vicki Holton

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Technical amendment

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See Attached--compile b0667, b0668, b0763, b0743, b0739, b0769

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/1	chanaman	<i>1/16/05 6/30/05</i>	<i>ch 6-30</i>	<i>ch 6-30 JK</i>			

FE Sent For:

<END>

This is Schulz's technical amendment

DAK ✓ B0763
RPN ✓ b0667, b0668
PJK ✓ b0769
JK ✓ b0743
RAC _____ b0739

of the to editing

Sorted Item List

<u>Store File Name</u>	<u>Text</u>
b0667.1	Page 196, line 23: increase the dollar amount for fiscal year 2005-06 by \$175,500 and increase the dollar amount for fiscal year 2006-07 by \$175,500 for the purpose for which the appropriation is made.
b0668.1	Page 427, line 12: delete lines 12 and 13 and substitute:
b0743.1	Page 723, line 16: after that line insert:
b0769.1	Page 809, line 19: after "149.143 (1)" insert ", except that in no event may plan rates exceed 200 percent of rates applicable to individual standard risks".
b0763.1	Page 865, line 20: delete lines 20 to 21 and substitute:
b0763.2	Page 867, line 1: delete "Alcohol and other drug abuse counselor" and substitute "Substance abuse counselor, clinical supervisor, or prevention specialist".
b0763.3	Page 872, line 24: delete the material beginning with that line and ending with page 874, line 4 and substitute:
b0763.4	Page 884, line 20: delete that line and substitute: "@S@Z7@Lam>Code> @U@Z7@Lam>certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.75>, or unless the".
b0763.5	Page 884, line 24: delete "@U@Z7@Lam>alcohol>".
b0763.6	Page 884, line 25: delete "@U@Z7@Lam>and other drug abuse counselor>" and substitute "@U@Z7@Lam>substance abuse counselor, clinical supervisor, or prevention specialist>".
b0763.7	Page 973, line 24: delete "@X@Z7@Lam>other drug abuse>" and substitute "@X@Z7@Lam>drug>".
b0763.8	Page 974, line 1: delete lines 1 to 5 and substitute:
b0763.9	Page 988, line 16: delete "@X@Z7@Lam>alcohol and other drug abuse counselors>" and substitute "@X@Z7@Lam>substance abuse counselors, clinical supervisors, and prevention specialists>".
b0763.10	Page 989, line 3: delete "@X@Z7@Lam>Alcohol and other drug abuse counselor>" and substitute "@X@Z7@Lam>Substance abuse counselor, clinical supervisor, and prevention specialist>".
b0763.11	Page 989, line 5: delete "alcohol and other drug abuse".
b0763.12	Page 989, line 6: delete "counselors" and substitute "substance abuse counselors, clinical supervisors, and prevention specialists".

b0739.1

Page 1012, line 17: after "System" insert ", the department of employee trust funds, and the investment board".



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb0788/1

ALL: [signature]

*Now
2-NOTES*

**SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 100**

*Eds
the compiled
drafts have
been edited*

*LPS-
please turn off
attorney #'s*

engrased

1 At the locations indicated, amend the bill as follows:

2 *b0667/2.1* **1.** Page 196, line 23: increase the dollar amount for fiscal year
3 2005-06 by \$175,500 and increase the dollar amount for fiscal year 2006-07 by
4 \$175,500 for the purpose for which the appropriation is made.

5 *b0668/2.1* **2.** Page 427, line 12: delete lines 12 and 13 and substitute:

6 *b0668/2.1* "SECTION 820g. 45.60 (2) of the statutes, as affected by 2005
7 Wisconsin Act (Assembly Bill 210) is amended to read:

8 45.60 (2) STIPENDS. From the appropriation under s. 20.485 (2) (q) (dm), the
9 department shall reimburse a local unit of a member organization of the council on
10 veterans programs or a local unit of a veterans organization certified by the
11 department to provide military funeral honors for the costs of providing military
12 funeral honors in this state to a person described in sub. (1). The reimbursement may
13 not exceed \$50 for each funeral for which military honors are provided."

1 ***b0743/P2.1* 3.** Page 723, line 16: after that line insert:

2 ***b0743/P2.1*** “SECTION 1692xm. 77.9941 (3m) of the statutes is renumbered
3 77.9941 (3m) (a).

4 ***b0743/P2.1*** SECTION 1692xn. 77.9941 (3m) (b) of the statutes is created to
5 read:

6 ***b0743/P2.1*** 77.9941 (3m) (b) The department of revenue shall provide
7 appropriate guidance regarding the application of the tax imposed under this
8 subchapter to all persons who hold a sales tax permit issued by the department. Any
9 retail outlet that would have been classified as a tourism related retailer under s.
10 77.994 (1), but for the fact that it is a retail outlet for a manufacturer or wholesaler,
11 shall be considered a tourism related retailer for purposes of s. 77.994 (1).”.

12 ***b0769/1.1* 4.** Page 809, line 19: after “149.143 (1)” insert “, except that in no
13 event may plan rates exceed 200 percent of rates applicable to individual standard
14 risks”.

15 ***b0763/2.1* 5.** Page 865, line 20: delete lines 20 to 21 and substitute:

16 ***b0763/2.1*** “SECTION 2284mg. 440.03 (13) (b) 5m. of the statutes is created
17 to read:

18 440.03 (13) (b) 5m. Substance abuse counselor, clinical supervisor, or
19 prevention specialist.”.

20 ***b0763/2.2* 6.** Page 867, line 1: delete “Alcohol and other drug abuse
21 counselor” and substitute “Substance abuse counselor, clinical supervisor, or
22 prevention specialist”.

23 ***b0763/2.3* 7.** Page 872, line 24: delete the material beginning with that line
24 and ending with page 874, line 4 and substitute:

1 "SUBSTANCE ABUSE COUNSELORS,
 2 CLINICAL SUPERVISORS,
 3 AND PREVENTION SPECIALISTS

4 **440.75 Substance abuse counselors, clinical supervisors, and**
 5 **prevention specialists. (1) DEFINITIONS.** In this subchapter:

6 (a) "Clinical supervisor" means a basic clinical supervisor, an intermediate
 7 clinical supervisor, or an independent clinical supervisor.

8 (b) "Substance abuse counselor" means a basic substance abuse counselor, an
 9 intermediate substance abuse counselor, or an independent substance abuse
 10 counselor.

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

17 (3) CERTIFICATION; STANDARDS AND QUALIFICATIONS. (a) Subject to pars. (b) and
 18 (c), the department shall promulgate rules that establish minimum standards and
 19 qualifications for the certification of all of the following, including substance abuse
 20 counselors and clinical supervisors described under s. HFS 75.02 (11) and (84), Wis.

21 Adm. Code:

- 22 1. Basic substance abuse counselors.
- 23 2. Intermediate substance abuse counselors.
- 24 3. Independent substance abuse counselors.
- 25 4. Basic clinical supervisors.

2005

1 5. Intermediate clinical supervisors.

2 6. Independent clinical supervisors.

3 7. Prevention specialists.

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

7 (c) Before the department may promulgate rules under par. (a), the department
8 shall appoint a certification review committee under s. 227.13 and shall consult with
9 the certification review committee on the proposed rules. A majority of the members
10 of the certification review committee required under this paragraph shall represent
11 alcohol and other drug abuse organizations in this state, as recommended by the
12 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc.

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

19 (5) CERTIFICATION REQUIRED. No person may represent himself or herself to the
20 public as a substance abuse counselor, clinical supervisor, or prevention specialist or
21 a certified substance abuse counselor, clinical supervisor, or prevention specialist or
22 use in connection with his or her name a title or description that conveys the
23 impression that he or she is a substance abuse counselor, clinical supervisor, or
24 prevention specialist or a certified substance abuse counselor, clinical supervisor, or
25 prevention specialist unless he or she is certified under sub. (2).

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

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

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

17 ***b0763/2.4* 8.** Page 884, line 20: delete that line and substitute: “Code
18 certified substance abuse counselor, clinical supervisor, or prevention specialist
19 under s. 440.75, or unless the”.

20 ***b0763/2.5* 9.** Page 884, line 24: delete “alcohol”.

21 ***b0763/2.6* 10.** Page 884, line 25: delete “and other drug abuse counselor”
22 and substitute “substance abuse counselor, clinical supervisor, or prevention
23 specialist”.

1 ***b0763/2.7* 11.** Page 973, line 24: delete “OTHER DRUG ABUSE” and substitute
2 “DRUG”.

3 ***b0763/2.8* 12.** Page 974, line 1: delete lines 1 to 5 and substitute:

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

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

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

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

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

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

19 6. If certified as a certified clinical supervisor II or certified clinical
20 supervisor-G, certified as an independent clinical supervisor.

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

1 ***b0763/2.9* 13.** Page 988, line 16: delete "ALCOHOL AND OTHER DRUG ABUSE
2 COUNSELORS" and substitute "SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND
3 PREVENTION SPECIALISTS".

4 ***b0763/2.10* 14.** Page 989, line 3: delete "ALCOHOL AND OTHER DRUG ABUSE
5 COUNSELOR" and substitute "SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND
6 PREVENTION SPECIALIST".

7 ***b0763/2.11* 15.** Page 989, line 5: delete "alcohol and other drug abuse".

8 ***b0763/2.12* 16.** Page 989, line 6: delete "counselors" and substitute
9 "substance abuse counselors, clinical supervisors, and prevention specialists".

10 ***b0739/1.1* 17.** Page 1012, line 17: after "System" insert ", the department
11 of employee trust funds, and the investment board".

12

(END)

D-Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0788/1dn

ALL:...



Date

This amendment is the technical amendment. It combines the following drafts: b0763, b0743, b0739, b0667, b068, and b0769.

6

cmH

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0788/1dn
ALL:kjf:ch

June 30, 2005

This amendment is the technical amendment. It combines the following drafts: b0763, b0743, b0739, b0667, b0668, and b0769.

Cathlene Hanaman
Legislative Attorney
Phone: (608) 267-9810
E-mail: cathlene.hanaman@legis.state.wi.us

Barman, Mike

From: Barman, Mike
Sent: Thursday, June 30, 2005 3:11 PM
To: Lang, Bob; Holten, Vicki
Cc: Aaron Gary; Becky Tradewell; Cathlene Hanaman; Christopher Sundberg; Debora Kennedy; Gordon Malaise; Jeffery Kuesel; Joseph Kreye; Madelon Lief; Marc Shovers; Mark Kunkel; Mary Glass; Michael Dsida; Pam Kahler; Peggy Hurley; Peter Dykman; Peter Grant; Rick Champagne; Robert Nelson; Robin Kite; Robin Ryan; Steve Miller
Subject: LRB 05b0788/1 (attached - Technical Amendment)



05b0788/1



05b0788/1dn

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin - Legislative Reference Bureau
(Legal Section - Front Office)
1 East Main, Suite 200 Madison, WI 53703

6/30/05 Teleph. conv.:

From "Mark" + Jennifer (Roesler's aide)

Exceptions must be made for licensed
clinical social workers, psychologists, +
psychiatrists who may be certified ^{or not} but
should be allowed to practice w/in
scope of license w/o DORL certif. as
subst. abuse counselors or supervisors



State of Wisconsin
2005 - 2006 LEGISLATURE

NOW

D-NOTE

LRBb0788/12

ALL:kjf:ch



keep

SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the engrossed bill as follows:

2 **1.** Page 196, line 23: increase the dollar amount for fiscal year 2005-06 by
3 \$175,500 and increase the dollar amount for fiscal year 2006-07 by \$175,500 for the
4 purpose for which the appropriation is made.

5 **2.** Page 427, line 12: delete lines 12 and 13 and substitute:

6 **"SECTION 820g.** 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act
7 (Assembly Bill 210) is amended to read:

8 45.60 (2) STIPENDS. From the appropriation under s. 20.485 (2) (q) (dm), the
9 department shall reimburse a local unit of a member organization of the council on
10 veterans programs or a local unit of a veterans organization certified by the
11 department to provide military funeral honors for the costs of providing military
12 funeral honors in this state to a person described in sub. (1). The reimbursement may
13 not exceed \$50 for each funeral for which military honors are provided."

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 *sub (3m) and* 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 and clinical supervisors described under s. HFS 75.02 (11) and (84), 2005
18 Wis. Adm. Code:

- 19 1. Basic substance abuse counselors.
- 20 2. Intermediate substance abuse counselors.
- 21 3. Independent substance abuse counselors.
- 22 4. Basic clinical supervisors.
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- 25 7. Prevention specialists.

1 (b) Rules promulgated under par. (a) shall include standards based on
2 demonstrated requisite competency, knowledge, skills, and attitudes of professional
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4 (c) Before the department may promulgate rules under par. (a), the department
5 shall appoint a certification review committee under s. 227.13 and shall consult with
6 the certification review committee on the proposed rules. A majority of the members
7 of the certification review committee required under this paragraph shall represent
8 alcohol and other drug abuse organizations in this state, as recommended by the
9 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc.

INSERT 4-9

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

16 (5) CERTIFICATION REQUIRED. *Except as provided in sub. (3m) ↑*
17 No person may represent himself or herself to the
18 public as a substance abuse counselor, clinical supervisor, or prevention specialist or
19 a certified substance abuse counselor, clinical supervisor, or prevention specialist or
20 use in connection with his or her name a title or description that conveys the
21 impression that he or she is a substance abuse counselor, clinical supervisor, or
22 prevention specialist or a certified substance abuse counselor, clinical supervisor, or
23 prevention specialist unless he or she is so certified under sub. (2).

24 (6) REVOCATION, DENIAL, SUSPENSION, OR LIMITATION OF CERTIFICATION. The
25 department may, after a hearing held in conformity with chapter 227, revoke, deny,
suspend, or limit under this subchapter the certification of any substance abuse

1 counselor, clinical supervisor, or prevention specialist or reprimand the substance
2 abuse counselor, clinical supervisor, or prevention specialist, for practice of fraud or
3 deceit in obtaining the certification or any unprofessional conduct, incompetence, or
4 professional negligence.

5 (7) RECIPROCAL CERTIFICATION. The department may, upon application and
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7 clinical supervisor, or prevention specialist to an individual who holds a similar
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9 requirements for certification are of a standard that is not lower than that specified
10 in this subchapter.

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

14 8. Page 884, line 20: delete that line and substitute: “Code certified substance
15 abuse counselor, clinical supervisor, or prevention specialist under s. 440.75, or
16 unless the”.

17 9. Page 884, line 24: delete “alcohol”.

18 10. Page 884, line 25: delete “and other drug abuse counselor” and substitute
19 “substance abuse counselor, clinical supervisor, or prevention specialist”.

20 11. Page 973, line 24: delete “OTHER DRUG ABUSE” and substitute “DRUG”.

21 12. Page 974, line 1: delete lines 1 to 5 and substitute:

22 (a) *Certified alcohol and drug counselors.* *Except as provided*
23 are certified under the following titles under the requirements of section HFS 75.02
24 (84) (a) of the Wisconsin Administrative Code immediately before the effective date
in paragraph (am),

1 of this paragraph are certified as follows under section 440.75 of the statutes, as
2 created by this act:

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

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

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

9 4. If certified as a registered clinical supervisor, certified as a basic clinical
10 supervisor.

11 5. If certified as a certified clinical supervisor I, certified as an intermediate
12 clinical supervisor.

13 6. If certified as a certified clinical supervisor II or certified clinical
14 supervisor–G, certified as an independent clinical supervisor.

15 7. If certified as a certified prevention professional, certified as a prevention

16 specialist.

INSERT 6-16

17 **13.** Page 988, line 16: delete “ALCOHOL AND OTHER DRUG ABUSE COUNSELORS” and
18 substitute “SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND PREVENTION
19 SPECIALISTS”.

20 **14.** Page 989, line 3: delete “ALCOHOL AND OTHER DRUG ABUSE COUNSELOR” and
21 substitute “SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND PREVENTION
22 SPECIALIST”.

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

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

b0788/2
LRBb0768/3ims
DAK:lmk:jt

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(3m) EXCEPTION. This section does not apply to a physician, as defined in s. 448.01 (5), who specializes in psychiatry, a clinical social worker, as defined in s. 457.01 (1r), or a licensed psychologist, as defined in s. 455.01 (4), who practices as a substance abuse clinical supervisor or provides substance abuse counseling, treatment, or prevention services within the scope of his or her licensure.

INSERT-~~5-16~~ 6-16

(b) Exception. This subsection does not apply to a physician, as defined in s. 448.01 (5) of the statutes, who specializes in psychiatry, a clinical social worker, as defined in s. 457.01 (1r) of the statutes, or a licensed psychologist, as defined in section 455.01 (4) of the statutes, who practices as a substance abuse clinical supervisor or provides substance abuse counseling, treatment, or prevention services within the scope of his or her licensure.".

DAK:mk

D. NOTE
(date)

This redraft revises the amendment
concerning AODA counselor certification. (C)

Senator Roessler's office has approved the
changes. (C)

DAK



**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0788/2dn
ALL:kjf:pg

June 30, 2005

This redraft revises the amendment concerning AODA counselor certification. Senator Roessler's office has approved the changes.

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6-30-05

Per Terry Rhodes

Engrossed bill

pg. 248, line 19 -

take out words "for the acquisition"





State of Wisconsin
2005 - 2006 LEGISLATURE

RM run
4
LRBb0788/9
ALL:Kfpg
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Now

SENATE AMENDMENT,
TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the engrossed bill as follows:

2 1. Page 196, line 23: increase the dollar amount for fiscal year 2005-06 by
3 \$175,500 and increase the dollar amount for fiscal year 2006-07 by \$175,500 for the
4 purpose for which the appropriation is made.

5 2. Page 427, line 12: delete lines 12 and 13 and substitute:

6 "SECTION 820g. 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act ...
7 (Assembly Bill 210) is amended to read:

8 45.60 (2) STIPENDS. From the appropriation under s. 20.485 (2) (q) (dm), the
9 department shall reimburse a local unit of a member organization of the council on
10 veterans programs or a local unit of a veterans organization certified by the
11 department to provide military funeral honors for the costs of providing military
12 funeral honors in this state to a person described in sub. (1). The reimbursement may
13 not exceed \$50 for each funeral for which military honors are provided."

insert
1-5

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

14 **(3) CERTIFICATION; STANDARDS AND QUALIFICATIONS.** (a) Subject to pars. (b) and
15 (c) and except as provided in sub. (3m), the department shall promulgate rules that
16 establish minimum standards and qualifications for the certification of all of the
17 following, including substance abuse counselors and clinical supervisors described
18 under s. HFS 75.02 (11) and (84), 2005 Wis. Adm. Code:

- 19 1. Basic substance abuse counselors.
- 20 2. Intermediate substance abuse counselors.
- 21 3. Independent substance abuse counselors.
- 22 4. Basic clinical supervisors.
- 23 5. Intermediate clinical supervisors.
- 24 6. Independent clinical supervisors.
- 25 7. Prevention specialists.

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

4 (c) Before the department may promulgate rules under par. (a), the department
5 shall appoint a certification review committee under s. 227.13 and shall consult with
6 the certification review committee on the proposed rules. A majority of the members
7 of the certification review committee required under this paragraph shall represent
8 alcohol and other drug abuse organizations in this state, as recommended by the
9 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc.

10 **(3m) EXCEPTION.** This section does not apply to a physician, as defined in s.
11 448.01 (5), who specializes in psychiatry, a clinical social worker, as defined in s.
12 457.01 (1r), or a licensed psychologist, as defined in s. 455.01 (4), who practices as
13 a substance abuse clinical supervisor or provides substance abuse counseling,
14 treatment, or prevention services within the scope of his or her licensure.

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

21 **(5) CERTIFICATION REQUIRED.** Except as provided in sub. (3m), no person may
22 represent himself or herself to the public as a substance abuse counselor, clinical
23 supervisor, or prevention specialist or a certified substance abuse counselor, clinical
24 supervisor, or prevention specialist or use in connection with his or her name a title
25 or description that conveys the impression that he or she is a substance abuse

1 counselor, clinical supervisor, or prevention specialist or a certified substance abuse
2 counselor, clinical supervisor, or prevention specialist unless he or she is so certified
3 under sub. (2).

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

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

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

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

23 **9.** Page 884, line 24: delete “alcohol”.

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

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

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

5 “(a) *Certified alcohol and drug counselors.* Except as provided in paragraph
6 (am), all of the following individuals who are certified under the following titles
7 under the requirements of section HFS 75.02 (84) (a) of the Wisconsin
8 Administrative Code immediately before the effective date of this paragraph are
9 certified as follows under section 440.75 of the statutes, as 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 (am) *Exception.* This subsection does not apply to a physician, as defined in
2 section 448.01 (5) of the statutes, who specializes in psychiatry, a clinical social
3 worker, as defined in section 457.01 (1r) of the statutes, or a licensed psychologist,
4 as defined in section 455.01 (4) of the statutes, who practices as a substance abuse
5 clinical supervisor or provides substance abuse counseling, treatment, or prevention
6 services within the scope of his or her licensure.”.

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

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

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

14 **16.** Page 989, line 6: delete “counselors” and substitute “substance abuse
15 counselors, clinical supervisors, and prevention specialists”.

16 **17.** Page 1012, line 17: after “System” insert “, the department of employee
17 trust funds, and the investment board”.

18 (END)

0788/4
RNK:

Insert 1-5

#. Page 348[^], line 19 (:) delete "for the acquisition" (:) (.)

