

STATE OF WISCONSIN
MARRIAGE & FAMILY THERAPY, PROFESSIONAL COUNSELING
AND SOCIAL WORK EXAMINING BOARD

IN THE MATTER OF RULE-MAKING	:	NOTICE OF TIME PERIOD
PROCEEDINGS BEFORE THE	:	FOR COMMENTS FOR THE
MARRIAGE & FAMILY THERAPY,	:	ECONOMIC IMPACT ANALYSIS
PROFESSIONAL COUNSELING AND	:	
SOCIAL WORK EXAMINING BOARD	:	

NOTICE IS HEREBY GIVEN of the time period for public comment on the economic impact of this proposed rule of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board relating to psychotherapy definition, including how this proposed rule may affect businesses, local government units and individuals. The comments will be considered when the Department of Safety and Professional Services prepares the Economic Impact Analysis pursuant to § 227.137. Written comments may be submitted to:

Sharon Henes, Administrative Rules Coordinator
Division of Policy Development
Department of Safety and Professional Services
PO Box 8935
Madison, WI 53708-8935
Sharon.Henes@wisconsin.gov

The deadline for submitting economic impact comments is December 26, 2013.

PROPOSED ORDER

An order of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board to repeal MSPW 2.01(14) and 10.01(3m) relating to psychotherapy definition.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: § 457.01(8m), Wis. Stats.

Statutory authority: § 15.08(5)(b), Wis. Stats.

Explanation of agency authority:

Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional

conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

Related statute or rule:

457.01(8m), Wis. Stats. and MPSW 1.02(2m), Wis. Admin. Code

Plain language analysis:

The rule repeals two definitions of psychotherapy. MPSW 1.02(2) is a definition which applies to the all the MSPW chapters and is identical to § 457.01(8) statutory definition.

Summary of, and comparison with, existing or proposed federal regulation: None

Comparison with rules in adjacent states:

Illinois: The Illinois practice acts for marriage and family therapy, professional counseling and social work do not define the word psychotherapy.

Iowa: The Iowa practice acts for marriage and family therapy, professional counseling and social work do not define the word psychotherapy.

Michigan: The Michigan practice acts for marriage and family therapy, professional counseling and social work do not define the word psychotherapy.

Minnesota: The Michigan practice acts for marriage and family therapy, professional counseling and social work do not define the word psychotherapy.

Summary of factual data and analytical methodologies:

The Board is repealing two definitions for a word that is already defined by the MPSW code therefore eliminating conflicting definitions.

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

Fiscal Estimate and Economic Impact Analysis:

The department is currently soliciting information and advice from businesses, local government units and individuals in order to prepare the Economic Impact Analysis.

Effect on small business:

Agency contact person:

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 1400 East Washington Avenue, Room 151, P.O. Box 8935, Madison, Wisconsin 53708; telephone 608-266-2377; email at Sharon.Henes@wisconsin.gov.

TEXT OF RULE

SECTION 1. MPSW 2.01(14) is repealed.

SECTION 2. MPSW 10.01(3m) is repealed.

SECTION 2 EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)

Dated _____

Agency _____
Member of the Board