

CR 81-237

CERTIFICATE

RECEIVED
JUL 20 1982
12:45 pm
Revisor of Statutes
Bureau

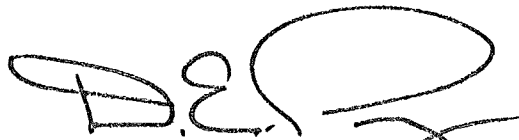
STATE OF WISCONSIN)
) SS
DEPARTMENT OF HEALTH AND SOCIAL SERVICES)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Donald E. Percy, Secretary of the Department of Health and
and Social Services and custodian of the official records of said
department, do hereby certify that the annexed rules relating to
standards for community mental health programs and outpatient
psychotherapy clinics were duly approved and adopted by this depart-
ment on July 19, 1982.

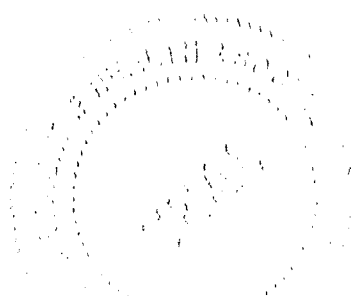
I further certify that said copy has been compared by me with
the original on file in this department and that the same is a true
copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto
set my hand and affixed the official seal
of the department at the State Office
Building, 1 W. Wilson Street, in the
city of Madison, this 19th day of July,
A.D. 1982.



Donald E. Percy, Secretary
Department of Health and Social Services

SEAL:



ORDER
OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES
REPEALING, RENUMBERING, AMENDING AND ADOPTING RULES

To repeal PW-MH 60 (title) and PW-MH 60.65; to renumber PW-MH 60.61 to 60.64 and 60.66 to 60.73; to amend HSS 61.70(2) and 61.78(1)(intro) and (2)(intro), as renumbered, 61.91(1) and (2), 61.93(1), 61.96(1) and (3), and 61.97(1)(j) and (3); and to adopt HSS 61.96(4), relating to standards for community mental health programs and outpatient psychotherapy clinics.

Analysis prepared by the Department of Health and Social Services:

Currently, sections HSS 61.91 to 61.98 of the Wisconsin Administrative Code apply only to private outpatient psychotherapy clinics. Other rules with different requirements cover public clinics providing the same services. This order repeals those other rules and makes HSS 61.91 to 61.98 apply also to public outpatient psychotherapy clinics operated by community boards organized under ch. 46 or ch. 51, Stats. The order includes an amendment to more clearly indicate clinic staffing requirements, and provides for the renumbering of rules for community mental health services so that these are brought together with other rules of the Department in the HSS series within the Wisconsin Administrative Code.

Pursuant to authority vested in the Department of Health and Social Services by ss.51.42(12) and 227.014(2), Stats., the Department of Health and Social Services repeals, renumbers, amends, and adopts rules interpreting ss.49.45(10), 51.04, 51.42(5)(b) to (d), 51.42(12) and 632.89, Stats., as follows:

SECTION 1. PW-MH 60 chapter title only of the Wisconsin Administrative Code is repealed.

SECTION 2. PW-MH 60.61 to 60.64 of the Wisconsin Administrative Code are renumbered HSS 61.70 to HSS 61.73.

SECTION 3. PW-MH 60.65 of the Wisconsin Administrative Code is repealed.

SECTION 4. PW-MH 60.66 to 60.73 of the Wisconsin Administrative Code are renumbered HSS 61.74 to HSS 61.81.

SECTION 5. HSS 61.70(2) of the Wisconsin Administrative Code is amended to read:

(2) Definitions. As used in this subchapter: (a) "Community mental health inpatient services", (hereafter called "services"), means a county-operated unit, general hospital psychiatric unit, or private psychiatric hospital whose primary objective is to provide care and intensive treatment for the mentally ill, alcoholics and drug abusers.

(b) ~~Department-means-the-department-of-health-and-social-services.~~

(c) (b) "Patient" means anyone receiving care in a community mental health inpatient service.

SECTION 6. HSS 61.78(1) (intro.) and (2) (intro.) of the Wisconsin Administrative Code are amended to read:

- (1) INTRODUCTION. (intro.) The following standards have been developed for community mental health services for children and adolescents. Except for the substitution of minimal hourly requirements, these standards are intended to be in addition to PW-MH-60-61 ss.HSS 61.70 through PW-MH-60-69 HSS 61.77 and are consistent with those stated in Standards for Psychiatric Facilities Serving Children and Adolescents, published by the American Psychiatric Association; and the Joint Commission on Accreditation of Hospitals. Planning psychiatric facilities and services for children and adolescents is difficult and complex. These standards are intended to insure a continuity of care notwithstanding the complexities involved. To accomplish this each service must:
- (2) PERSONNEL REQUIREMENTS. (intro.) The following personnel requirements are relevant only to children and adolescents' services and are applicable for each program. These requirements are in addition to the personnel qualifications listed in the General Provisions of Standards for Community Mental Health, Developmental Disabilities, and Alcoholism and Other Drug Abuse Services, ~~chapter-PW-MH-60~~ ss. HSS 61.01 to 61.24.

SECTION 7. HSS 61.91(1) and (2) of the Wisconsin Administrative Code are amended to read:

- (1) This subchapter applies to private psychotherapy clinics providing psychotherapy and related outpatient services and receiving payments through the Wisconsin Medical Assistance Program and mandatory benefits required by s.632.89, Stats., (Insurance Code), and to clinics operated by local community boards authorized by ch. 46 or 51, Stats.
- (2) This subchapter is not applicable to outpatient programs providing services ~~to only to persons with alcohol and drug abuse problems governed by s.PW-MH-61-03; ss.HSS 61.50. to 61.68 Wis.-Adm.-Code; or clinics operated by local boards authorized by ch.-46-or-51;Stats-~~

SECTION 8. HSS 61.93(1) of the Wisconsin Administrative Code is amended to read:

- (1) This subchapter is established to provide uniform standards for outpatient services provided by private clinics requesting payments from the Wisconsin Medical Assistance Program and mandatory benefits required in s.632.89(1)(a), Stats., and clinics operated by local community boards authorized by ch. 46 or 51, Stats.

SECTION 9. HSS 61.96(1) and (3) of the Wisconsin Administrative Code are amended to read:

- (1) Staff of a certified clinic shall include:
 - (a) A physician who has completed a residency in psychiatry, or a licensed psychologist who is listed or eligible to be listed in the National Register of Health Services Providers in Psychology, and

~~(b) -- A licensed psychologist who is listed or eligible to be listed in the National Register of Health Services Providers in Psychology, and~~

(e) (b) A social worker with a masters degree from a graduate school of social work accredited by the Council of Social Worker Education.

(3) Mental health professionals designated in subs. (1) (e) (b) and (2) shall have 3,000 hours of supervised experience in clinical practice, which is a minimum of one hour per week of face to face supervision during the 3,000 hour period by another mental health professional meeting the minimum qualifications, or is shall be listed in the National Registry of Health Care Providers in Clinical Social Work or National Association of Social Workers Register of Clinical Social Workers or National Academy of Certified Mental Health Counselors or the National Register of Health Services Providers in Psychology.

SECTION 10. HSS 61.96(4) of the Wisconsin Administrative Code is adopted to read:

(4) Professional staff employed in clinics operated by community boards authorized by ch. 46 or 51, Stats., shall meet qualifications specified by s. HSS 61.06 for purposes of complying with recruitment practices required by s. 230.14(3m), Stats.

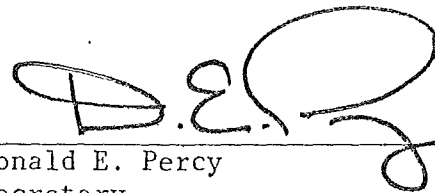
SECTION 11. HSS 61.97(1)(j) and (3) of the Wisconsin Administrative Code are amended to read:

(1)(j) Rehabilitation services to achieve maximal functioning, ~~optional~~ optimal adjustment, and prevention of the patient's condition from relapsing.

(3) Personnel employed by a clinic as defined in s. HSS 61.96(1)(e)(b) and (2) shall be under the supervision of a physician or licensed psychologist who meets the requirements of s. HSS 61.96(1)(a) ~~or (b)~~.

The rules, amendments, and repeals contained in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s. 227.026(1), Stats.

Department of Health and Social Services



Donald E. Percy
Secretary

Dated: 7-19-82

SEAL