



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa0879/1
TJD:cjs

**SENATE AMENDMENT 1,
TO SENATE BILL 582**

January 14, 2020 - Offered by Senator TESTIN.

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

2 **1.** Page 1, line 3: delete “program and” and substitute “program,”.

3 **2.** Page 1, line 4: after “overdose” insert “, granting rule-making authority,
4 and extending the time limit for emergency rule procedures”.

5 **3.** Page 4, line 8: after “this” insert “subsection:”.

6 **4.** Page 4, line 9: delete that line and substitute:

7 “1. “Competent mental health professional” means a physician who has
8 completed a residence in psychiatry; a psychologist or a private practice school
9 psychologist licensed under ch. 455; a marriage and family therapist licensed under
10 s. 457.10 or 457.11; a professional counselor licensed under s. 457.12 or 457.13; an
11 advanced practice social worker granted a certificate under s. 457.08 (2); an
12 independent social worker granted a certificate under s. 457.08 (3); a clinical social
13 worker licensed under s. 457.08 (4); a clinical substance abuse counselor or

1 independent clinical supervisor certified under s. 440.88, or any of these individuals
2 practicing under a currently valid training or temporary license or certificate
3 granted under applicable provisions of ch. 457. “Competent mental health
4 professional” does not include an individual whose license or certificate is suspended,
5 revoked, or voluntarily surrendered, or whose license or certificate is limited or
6 restricted, when practicing in areas prohibited by the limitation or restriction.

7 2. “Peer recovery coach” means an individual who practices in the recovery”.

8 **5.** Page 4, line 17: delete the material beginning with “peer” and ending with
9 “supervisor” on line 18 and substitute “competent mental health professional”.

10 **6.** Page 5, line 12: after “requirements” insert “, as established by the
11 department by rule, after consulting with members of the recovery community”.

12 **7.** Page 5, line 13: delete “Forty-six” and substitute “Forty”.

13 **8.** Page 5, line 16: delete “16” and substitute “10”.

14 **9.** Page 5, line 17: delete “Twenty-five” and substitute “Twenty-four”.

15 **10.** Page 5, line 20: delete lines 20 to 22.

16 **11.** Page 6, line 6: after that line insert:

17 **“SECTION 4m. Nonstatutory provisions.**

18 (1) RULES REGARDING TRAINING OF PEER RECOVERY COACHES. The department of
19 health services may promulgate the rules required under s. 49.45 (30j) (b) 4. as
20 emergency rules under s. 227.24. Notwithstanding s. 227.24 (1) (a) and (3), the
21 department of health services is not required to provide evidence that promulgating
22 a rule under this subsection as an emergency rule is necessary for the preservation
23 of the public peace, health, safety, or welfare and is not required to provide a finding
24 of emergency for a rule promulgated under this subsection. Notwithstanding s.

