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STATE OF WISCONSIN
BEFORE THE PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

JOSEPH F. ROE, PSYD
RESPONDENT

Case No. LS0002181PSY

FINAL DECISION AND ORDER

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

*Joseph F. Roe, PsyD
P.O. Box 297
Medford, WI 54451*

*Wisconsin Psychology Examining Board
P.O. Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Psychology Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Joseph F. Roe, Psy.D., Respondent, date of birth August 13, 1953, is licensed by the Wisconsin Psychology Examining Board as a psychologist in the state of Wisconsin pursuant to license number 1375, which was first granted June 3, 1988.
2. Respondent's last address reported to the Department of Regulation and Licensing is P.O. Box 297, Medford, WI 54451.
3. Pursuant to §§ 440.08(2)(a)64., and 455.06, Stats., each person licensed to practice as a psychologist in the state of Wisconsin must renew that license biennially, by October 1 of each odd numbered year.
4. Wis. Adm. Code § Psy 4.01 states that in order to be qualified to renew the license, the licensee must have met the continuing education requirements specified in Wis. Adm. Code § Psy 4.02.
5. Wis. Adm. Code § PSY 4.02(1), promulgated pursuant to §§ 455.06 and 455.065, Stats., requires each licensee to complete at least 40 hours of board-approved continuing education in each biennial registration period to be eligible to register for the next biennial registration period.

6. Prior to October 1, 1997, the Wisconsin Department of Regulation and Licensing sent Respondent a form to execute and return with the required fee if Respondent wished to renew his license to practice psychology in the state of Wisconsin for the October 1, 1997 through September 30, 1999 biennium.

7. That renewal form contains the following language, immediately above the line which Respondent was to date and sign:

"I have, or will have completed the 40 contact hours of board-approved continuing education during the biennium immediately preceding this application (10/1/95-9/30/97), and I have or will have evidence of this which I will furnish to the Psychology Examining Board upon request."

8. Respondent signed and returned the renewal form certifying that Respondent had completed the required continuing education requirements of the Psychology Examining Board during the October 1, 1995 through September 30, 1997 biennium.

9. Respondent has provided verification of completing only the following hours of board-approved continuing education during the October 1, 1995 through September 30, 1997 biennium, prior to renewing Respondent's license for the October 1, 1997 through September 30, 1999 biennium:

<u>Date</u>	<u>Course</u>	<u>Hours</u>
4/26-28/96	Eye Movement Desensitization and Reprocessing (EMDR) Level I Training	17 _____
TOTAL		17

10. The Division has further determined that Respondent completed the following hours of board-approved continuing education during the October 1, 1997 through September 30, 1999 biennium, prior to renewing Respondent's license for the October 1, 1999 through September 30, 2001 biennium:

<u>Date</u>	<u>Course</u>	<u>Hours</u>
4/27/98	Working with Angry Couples ('98 WAMFT Annual Conference)	6
6/19/98	ADHD in Children & Adults (WPA)	6
3/26/99	Ethics Workshop for Psychologists (WSPP)	4
4/16-17/99	Intimacy, Communication & Conflict ('99 Spring Conference: WPA & SCCP)	12
6/1/99	Ethics for Psychologists (UW-Madison Professional Development Consortium for Psychologists)	8
9/30/99	Traumatic Stress: From Theory to Practice (Institute for the Study of Human Knowledge/ISHK)	15 _____
TOTAL		51

11. Respondent was 23 hours short of the 40 hours needed to comply with the continuing education requirement during the October 1, 1995 through September 30, 1997 biennium. Although Respondent completed 11 hours beyond the required 40 hours for the next biennium, the statutes and rules do not allow licensees to carry credits forward or backward between bienniums.

CONCLUSIONS OF LAW

1. The Wisconsin Psychology Examining Board has jurisdiction over this matter pursuant to § 455.09, Stats.
2. The Wisconsin Psychology Examining Board has authority to enter into this stipulated resolution of this matter pursuant to § 227.44(5), Stats.
3. Respondent, by signing the license renewal form which states "I have, or will have completed the 40 contact hours of board-approved continuing education during the biennium immediately preceding this application (10/1/95-9/30/97), and I have or will have evidence of this which I will furnish to the Psychology Examining Board upon request," is subject to discipline pursuant to Wis. Adm. Code § PSY 5.01(27) and § 455.09(1)(d), Stats.
4. Respondent, by failing to obtain 40 contact hours of board-approved continuing education during the biennium immediately preceding his application for the renewal of his license for the October 1, 1997 through September 30, 1999 biennium, as required by Wis. Adm. Code § PSY 4.01, is subject to discipline pursuant to Wis. Adm. Code § PSY 5.01(28) and § 455.09(1)(g), Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Respondent, Joseph F. Roe, Psy.D., is hereby REPRIMANDED for his conduct.
2. Respondent shall, within six (6) months of the date of this Order, provide proof sufficient to the Board that Respondent has obtained an additional 12 hours of board-approved continuing education, which shall not apply to the 40 hours of board-approved continuing education required for the October 1, 1999 through September 30, 2001 biennium.
3. Respondent shall, within 30 days of the date of this Order, pay to the Department of Regulation and Licensing the partial costs of this proceeding in the amount of \$300.00 pursuant to § 440.22(2), Stats.

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

Dated at Madison, Wisconsin this 18th day of February, 2000.

Barbara A. Van Horne, Ph.D.

Chairperson

Psychology Examining Board