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

In the Matter of the Application for Licensure as a Clinical
Social Worker of
Chloe J. Perlis,
Applicant.

FINAL DECISION
(Class 1 Proceeding)

PARTIES

The parties in this matter under sec. 227.44, Stats. and ch. RL 1.04, Wis. Admin. Code, and for purposes of review under sec. 227.53, Stats., are:

Chloe J. Perlis
4302 Somerset Lane
Madison, WI 53711

Marriage and Family Therapy, Professional Counseling
and Social Work Examining Board
1400 East Washington Avenue
Madison, WI 53703

The Social Worker Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board, having held a hearing on the application for licensure as a Clinical Social Worker for Chloe J. Perlis, and having considered the entire record in the matter, makes the following Findings of Fact, Conclusions of Law, and Order.

PROCEDURAL HISTORY

By application dated November 16, 2006, Chloe J. Perlis applied for a license to practice as a licensed clinical social worker in the State of Wisconsin pursuant to s. 457.08, Wis. Stats., and s. MPSW 3.09, Wis. Admin. Code. The Social Worker Section reviewed her application at its meeting on January 30, 2007, and determined that it should be denied. A Notice of Intent to Deny was sent to Ms. Perlis on or about February 7, 2007.

In response, Ms. Perlis requested a hearing on the Intent to Deny. A hearing was held on March 28, 2007. Ms. Perlis appeared in person, *pro se*.

FINDINGS OF FACT

1. Chloe J. Perlis applied for a license as a Clinical Social Worker on November 16, 2006.
2. Applicants for licensure as Clinical Social Workers must complete 3000 hours of post-graduate clinical social work practice in no less than 2 years, including at least 1000 hours of face-to-face client contact and including DSM diagnosis and treatment of individuals.
3. Ms. Perlis did not complete a sufficient number of post-graduate clinical social work hours that included DSM diagnosis and treatment of individuals.
4. Ms. Perlis's post-graduate clinical social work practice has been with the Dane County Family Court Counseling Service.
5. Ms. Perlis's post-graduate clinical social work practice with the Dane County Family Court Counseling Service did not sufficiently incorporate DSM diagnosis and the treatment of individuals as required and therefore are not clinical hours that may be counted towards her 3000 hour requirement.

CONCLUSIONS OF LAW

1. The Social Worker Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board is the legal authority responsible for issuing licenses for Clinical Social Workers, under s. 15.405 and chapter 457, Wis. Stats.
2. Section s. 227.01 (3) (a), Wis. Stats., places the burden on the applicant to prove that the credential-granting authority did not properly exercise its discretion in denying the application.
3. The applicant, Chloe J. Perlis, has not successfully shown that she completed the requirements established under s. 457.08 (4), Wis. Stats., and s. 3.09, Wis. Admin. Code, for licensure as a Clinical Social Worker.

ANALYSIS

The Social Worker Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section) issued Chloe J. Perlis a Notice of Intent to Deny following its review of her application for licensure as a Clinical Social Worker. Thereafter, Ms. Perlis made a timely request for a hearing regarding the Section's Notice of Intent to Deny. Section 227.01 (3) (a) of the Wisconsin Statutes defines an agency's grant or denial of a license as a Class 1 proceeding. An applicant who challenges that proceeding bears the burden of showing that such action was an abuse of discretion in that the agency either failed fairly to consider the facts before it or misapplied the applicable law. Ms. Perlis did not demonstrate that the Section's initial denial was either wrong or an abuse of discretion. Consequently, the denial of her application for a licensed clinical social worker is affirmed.

ORDER

NOW, THEREFORE, IT IS ORDERED that the application for licensure as a Clinical Social Worker of applicant Chloe J. Perlis shall be and hereby is **DENIED**.

APPEAL INFORMATION

The applicant's right to request rehearing and for judicial review is set forth in the enclosed "Notice of Appeal Information".

Dated at Madison, Wisconsin, this 4th day of April 2007.

Jeff Scanlan, Director
Bureau of Health Services Professions, designated representative of the
Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board

Enclosure