

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PROFESSIONAL COUNSELOR SECTION OF THE MARRIAGE AND FAMILY
THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

IN THE MATTER OF APPLICATION FOR	:	
LICENSED PROFESSIONAL	:	
COUNSELOR FOR	:	ORDER GRANTING
	:	LIMITED LICENSE
JAMES L. HARRISON, III	:	
APPLICANT	:	0003241

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

JAMES L. HARRISON, III
13635 KINSEY PARK DRIVE
BROOKFIELD, WI 53005

PROFESSIONAL COUNSELOR SECTION
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK
EXAMINING BOARD
1400 E. WASHINGTON AVENUE
P.O. BOX 8935
MADISON, WI 53708-8935

FINDINGS OF FACT

1. JAMES L. HARRISON, III (Applicant) has filed an application to practice as a Licensed Professional Counselor in Wisconsin.
2. As required on the application form, the Applicant disclosed his criminal conviction record; specifically, that on December 19, 1990, the Applicant was convicted of child enticement (felony) and sexual assault of a child 16 years of age (misdemeanor), (Wis. Stats. §§ 948.07(3) and 948.09).
3. The evidence of record shows that the applicant has served his criminal sentence, and was fully discharged from probationary supervision with all rights restored on January 25, 1994.
4. On January 7, 2003, the Applicant was first credentialed as a Registered Alcohol and Drug Counselor (RADCI).
5. On May 17, 2006, the Applicant became a Certified Alcohol and Drug Counselor (CADCI II). In addition, the Applicant has attained certification as a gambling addiction counselor.
6. On April 18, 2007, the Applicant received a Clinical Substance Abuse Counselor (CSAC) license. In view of the applicant's criminal conviction history, the order of the Department granting the CSAC license imposed limitations upon the credential to protect the public health, safety and welfare.

7. The evidence of record shows that the Applicant remained compliant with limitations placed upon his CSAC credential and on April 17, 2012 was issued an order removing the restrictions from his CSAC credential.

8. The information presented by the Applicant at the time of his appearance indicates that he has worked as an AODA counselor and therapist for a number of years. The information presented by the Applicant indicates that he is actively involved in several professional associations in substance abuse and addiction treatment and has earned the respect of many professionals in these fields.

9. On August 2, 2011, the Applicant received a Professional Counselor Training License. In view of the Applicant's criminal conviction history, the order of the Professional Counselor Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section) granting the Professional Counselor Training License imposed limitations upon the credential to protect the public health, safety and welfare.

10. The record evidence shows that the Applicant has not reoffended or had any further criminal charges or allegations.

CONCLUSIONS OF LAW

1. The Section has jurisdiction over this matter pursuant to Wis. Stat. §§ 227.44 and 457.26.

2. The facts and circumstances of the Applicant's criminal convictions referenced above are substantially related to the duties and responsibilities of the occupation or licensed activity performed as a professional counselor. Therefore, his application shall be subject to limitations intended to ensure that his practice will be consistent with the protection of the health, safety or welfare of the public pursuant to Wis. Stat. § 457.26 and Wis. Admin. Code § MPSW 11.01 (1)(f).

ORDER

NOW, THEREFORE, IT IS ORDERED that JAMES L. HARRISON, III is GRANTED a PROFESSIONAL COUNSELOR LICENSE subject to the following LIMITATIONS, TERMS AND CONDITIONS:

Practice Limitations

1. Applicant shall practice professional counseling only under the supervision of a qualified practice supervisor who meets the definition and requirements of a practice supervisor in Wis. Admin. Code § MPSW 12.02.
2. Applicant shall not provide any professional counseling services to minors.
3. Applicant shall not provide any professional counseling services to adults who disclose a history of sexual abuse or who disclose that they are survivors of sexual abuse, and applicant will make appropriate referrals for clients should such situations arise.

Reporting Requirements

4. Applicant shall provide a copy of this Order to the supervisory personnel at all settings where applicant practices professional counseling.
5. Applicant shall arrange for his supervisor to provide a written work report on a bi-annual basis as directed by the Department Monitor. These reports shall assess the applicant's work performance

and shall verify that he is in compliance with the laws governing the practice of professional counseling and the terms of this Order.

6. Applicant is responsible for compliance with all of the terms and conditions of this Order, including the timely submission of reports by others.
7. Applicant shall promptly notify the Department Monitor of any violation or suspected violation of the terms and conditions of this Order.
8. Applicant shall notify the Department Monitor any change of employment status, residence, address or telephone number within five (5) days of the date of a change.
9. Applicant shall notify the Department Monitor if he is convicted of a felony or misdemeanor in any state within 48 hours after the entry of the conviction pursuant to Wis. Stat. § 440.03(13)(am).

Department Monitor

10. The Department Monitor is the individual designated by the Department as its agent to coordinate compliance with the terms of this Order. Any requests, petitions, reports or other information required by this Order shall be mailed, faxed or delivered to:

DEPARTMENT MONITOR
Department of Safety and Professional Services
Division of Legal Services and Compliance
1400 E. Washington Avenue, P.O. Box 7190
Madison, WI 53707-7190
Fax: (608) 266-2264
Telephone: (608) 267-3817

Petitions for Modification

11. Applicant may petition the Section for modification of the terms of this Order after completion of one year of practice in compliance with all terms and conditions of this Order. Applicant's petition must include his history of employment from the effective date of this Order that states the dates and names of any employer, such employment in total equaling one year of practice. Any such petition shall be accompanied by a written recommendation from Applicant's current employer that includes, among other things, the dates of employment and scope of responsibility during such employment, and (if applicable) his treatment provider expressly supporting the specific modifications sought. A denial of such a petition for modification shall not be deemed a denial of license under Wis. Stats. §§ 227.01(3), or 227.42, or Wis. Admin. Code ch. SPS 1, and shall not be subject to any right to further hearing or appeal.

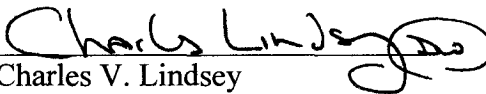
Costs

12. Applicant shall be responsible for all costs and expenses associated with compliance with the terms of this Order.

Summary Suspension/Additional Discipline

13. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Applicant's license. The Section in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event that the Applicant fails to submit quarterly reports as ordered, Applicant's license may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing, until Applicant has complied with the terms of this order.

Dated at Madison, Wisconsin this 22 day of May, 2014



Charles V. Lindsey

On behalf of the Marriage and Family Therapy,
Professional Counseling, and Social Work Examining
Board

STATE OF WISCONSIN
BEFORE THE PROFESSIONAL COUNSELOR SECTION OF THE MARRIAGE AND FAMILY
THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

IN THE MATTER OF APPLICATION FOR
LICENSED PROFESSIONAL
COUNSELOR FOR

JAMES L. HARRISON, III
APPLICANT

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:
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STIPULATION

0003241

It is hereby stipulated between the above-referenced Applicant and the Professional Counselor Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board as follows:

The Applicant has filed an application for a professional counselor license. Information received by the Section reflects a basis for denial of the application for a credential. Based upon the information of record herein, the Section agrees to issue and the Applicant agrees to accept an Order Granting a Limited License as a professional counselor subject to the terms and conditions set forth in the attached Order Adopting Stipulation.

Dated this 20th day of April, 2014

James L. Harrison III
JAMES L. HARRISON, III

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

Dated this 22 day of May, 2014

By: Charles V. Lindsey
Charles V. Lindsey, Chairperson, Professional Counselor Section
Chairperson, Wisconsin Marriage and Family Therapy, Professional Counseling, and Social
Work Examining Board