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Behavioral Health and Therapy, Board of

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mn.gov/boards/behavioral-health/

AT A GLANCE

Licensing Services-FY 2019

- 6,080 total number of licenses and temporary permits (as of 6.30.2019)
- 6,503 total number of licenses and temporary permits (as of 6.30.2020)
- 803 new licenses and temporary permits issued
- 885 new license and temporary permit applications received
- 3,981 licenses and temporary permits renewed

Complaint Services-FY 2019

- 204 new complaints received
- 164 complaints closed
- 23 disciplinary actions taken

Staff

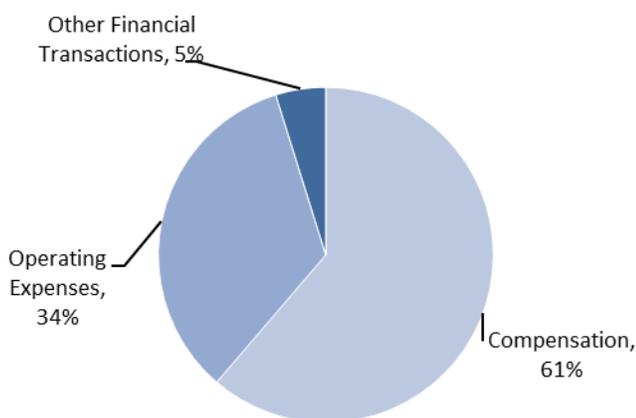
- 6.0 full time equivalent employees

PURPOSE

The Board of Behavioral Health and Therapy exists to regulate the practices of alcohol and drug counseling, professional counseling, and professional clinical counseling in the State of Minnesota. Regulation of these professions is necessary to protect the health, safety and welfare of the public when they receive mental health and chemical health/substance use disorder counseling services. The Board carries out its mission through effective licensure and enforcement of statutes and rules that ensure a standard of competent and ethical practice.

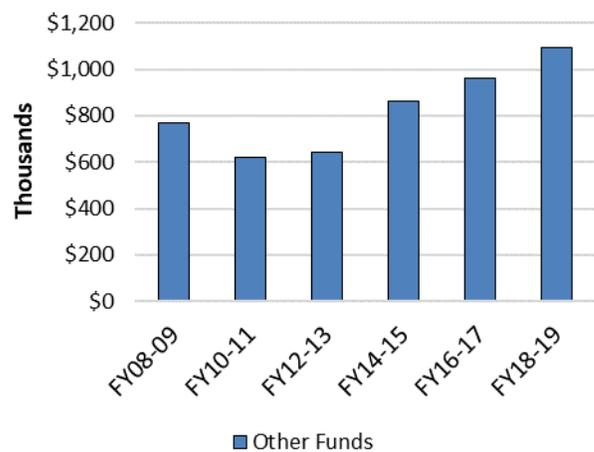
BUDGET

**Spending by Category
FY 2019 Actual**



Source: Budget Planning & Analysis System (BPAS)

Historical Spending



Source: Consolidated Fund Statement

Licensure fees fund the Board and we receive no general fund dollars. Minnesota Statutes section 214.06, subdivision 1(a) compels the Board to collect fees in the amount sufficient to cover direct and indirect

expenditures. Funds are deposited as non-dedicated revenue into the state government special revenue fund. From this fund, the Board receives a direct appropriation to pay for agency expenses such as salaries, rent, costs associated with disciplinary/contested cases, and operating expenditures. It also pays statewide indirect costs through an open appropriation.

In addition to Board operations, licensure fees fund activities that support multiple boards and/or other agencies. Some of these are the Department of Administration Small Agency Resource Team (smART) (inter-board), the Administrative Services Unit (inter-board), Health Professionals Services Program (inter-board), Office of the Attorney General for legal services, and the Criminal Background Check Program (inter-board).

STRATEGIES

The Board of Behavioral Health and Therapy promotes and protects the health and safety of the citizens of Minnesota and accomplishes its public protection mission by:

- Setting educational, supervision, and examination requirements for initial licensure as a licensed professional counselor (LPC), licensed professional clinical counselor (LPCC), or licensed alcohol and drug counselor (LADC);
- Issuing the LADC license or permit, LPC license, or LPCC license to practice only to qualified individuals;
- Setting the requirements for renewal of a license or permit and administering the renewal process;
- Setting standards of ethical practice;
- Responding to inquiries, complaints and reports regarding applicants and licensees;
- Investigating complaints of alleged violations of statutes and rules, holding educational and disciplinary conferences with licensees and applicants, taking disciplinary or corrective action when appropriate against practitioners who fail to meet minimum standards of practice, and reporting public actions to national databanks;
- Maintaining a website that provides information to the public about complaints and discipline, including a list of disciplinary and corrective actions taken by the Board;
- Offering online services from the Board’s website, including license verification and links to the full text of public disciplinary orders the Board has adopted against licensed professionals;
- Approving continuing education activities; and
- Providing information about licensure requirements and standards of practice to students, applicants, licensees, and other interested parties.

RESULTS

The information included below was generated using the Board’s licensure and regulatory database. The information demonstrates a stable trend in the Board’s activities and an increase in efficiency in processing license renewals through online services. The total number of licensees continues to rise. The number of disciplinary actions taken depends on complaints the Board receives and the level of severity of misconduct that is substantiated. The Board took a total of 21 disciplinary actions in FY 2016 and FY 2017. The Board took a total of 44 disciplinary actions in FY 2018 and FY 2019.

| <i>Type of Measure</i> | <i>Name of Measure</i> | <i>Previous</i> | <i>Current</i> | <i>Dates</i> |
|------------------------|---|-----------------|----------------|-------------------|
| Quantity | Number of new licenses issued | 837 | 866 | FY18 & FY19 |
| Quality | Percent of licensees renewing their licenses online | 70% | 74% | FY16-17 & FY18-19 |
| Quantity | Number of disciplinary actions taken | 21 | 44 | FY16-17 & FY18-19 |

The Board's activities are governed by Minnesota Statutes sections 148B.50 to 148B.593 (<https://www.revisor.mn.gov/statutes/?id=148b.50>) and Minnesota Rules chapter 2150 (<https://www.revisor.mn.gov/rules/?id=2150>) (professional counseling and professional clinical counseling), Minnesota Statutes chapter 148F (<https://www.revisor.mn.gov/statutes/?id=148F>) and Minnesota Rules chapter 4747 (<https://www.revisor.leg.state.mn.us/rules/?id=4747>) (alcohol and drug counseling), and Minnesota Statutes chapter 214 (<https://www.revisor.mn.gov/statutes/?id=214>).

Behavioral Health and Therapy, Board of

Agency Expenditure Overview

(Dollars in Thousands)

| | Actual FY18 | Actual FY19 | Actual FY20 | Estimate FY21 | Forecast Base | |
|--|----------------|----------------|----------------|------------------|---------------|------|
| | | | | | FY22 | FY23 |

Expenditures by Fund

| | | | | | | |
|--------------------------------------|------------|------------|------------|--------------|------------|------------|
| 1201 - Health Related Boards | 460 | 588 | 699 | 1,096 | 833 | 833 |
| 2000 - Restrict Misc Special Revenue | 19 | 30 | 25 | 23 | 23 | 23 |
| Total | 479 | 618 | 723 | 1,119 | 856 | 856 |
| Biennial Change | | | | 745 | | (130) |
| Biennial % Change | | | | 68 | | (7) |

Expenditures by Program

| | | | | | | |
|-----------------------------|------------|------------|------------|--------------|------------|------------|
| Behavioral Health & Therapy | 479 | 618 | 723 | 1,119 | 856 | 856 |
| Total | 479 | 618 | 723 | 1,119 | 856 | 856 |

Expenditures by Category

| | | | | | | |
|-----------------------------|------------|------------|------------|--------------|------------|------------|
| Compensation | 366 | 379 | 460 | 582 | 622 | 626 |
| Operating Expenses | 110 | 209 | 239 | 507 | 234 | 230 |
| Other Financial Transaction | 3 | 30 | 25 | 30 | | |
| Total | 479 | 618 | 723 | 1,119 | 856 | 856 |

Full-Time Equivalents

| | | | | | | |
|--|------|------|------|------|------|------|
| | 4.34 | 4.75 | 5.46 | 7.00 | 7.00 | 7.00 |
|--|------|------|------|------|------|------|

Behavioral Health and Therapy, Board of

Agency Financing by Fund

(Dollars in Thousands)

| | Actual FY18 | Actual FY19 | Actual FY20 | Estimate FY21 | Forecast Base | |
|-------------------------------------|----------------|----------------|----------------|------------------|---------------|------------|
| | | | | | FY22 | FY23 |
| 1201 - Health Related Boards | | | | | | |
| Balance Forward In | | 324 | | 238 | | |
| Direct Appropriation | 777 | 655 | 937 | 858 | 833 | 833 |
| Open Appropriation | | 12 | | | | |
| Transfers In | 7 | | | | | |
| Cancellations | | 403 | | | | |
| Balance Forward Out | 324 | | 238 | | | |
| Expenditures | 460 | 588 | 699 | 1,096 | 833 | 833 |
| Biennial Change in Expenditures | | | | 746 | | (129) |
| Biennial % Change in Expenditures | | | | 71 | | (7) |
| Full-Time Equivalents | 4.34 | 4.75 | 5.46 | 7.00 | 7.00 | 7.00 |

2000 - Restrict Misc Special Revenue

| | | | | | | |
|-----------------------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Balance Forward In | | 4 | 5 | 5 | 5 | 5 |
| Receipts | 23 | 26 | 25 | 23 | 23 | 23 |
| Balance Forward Out | 4 | | 5 | 5 | 5 | 5 |
| Expenditures | 19 | 30 | 25 | 23 | 23 | 23 |
| Biennial Change in Expenditures | | | | (1) | | (2) |
| Biennial % Change in Expenditures | | | | (2) | | (4) |

(Dollars in Thousands)

| | FY21 | FY22 | FY23 | Biennium 2022-23 |
|---|-------|-------|-------|---------------------|
| Direct | | | | |
| Fund: 1201 - Health Related Boards | | | | |
| FY2021 Appropriations | 858 | 858 | 858 | 1,716 |
| Base Adjustments | | | | |
| Current Law Base Change | | (25) | (25) | (50) |
| Forecast Base | 858 | 833 | 833 | 1,666 |
| Dedicated | | | | |
| Fund: 2000 - Restrict Misc Special Revenue | | | | |
| Planned Spending | 23 | 23 | 23 | 46 |
| Forecast Base | 23 | 23 | 23 | 46 |
| Revenue Change Summary | | | | |
| Dedicated | | | | |
| Fund: 2000 - Restrict Misc Special Revenue | | | | |
| Forecast Revenues | 23 | 23 | 23 | 46 |
| Non-Dedicated | | | | |
| Fund: 1201 - Health Related Boards | | | | |
| Forecast Revenues | 1,448 | 1,464 | 1,470 | 2,934 |