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[mn.gov/boards/behavioral-health/](http://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**

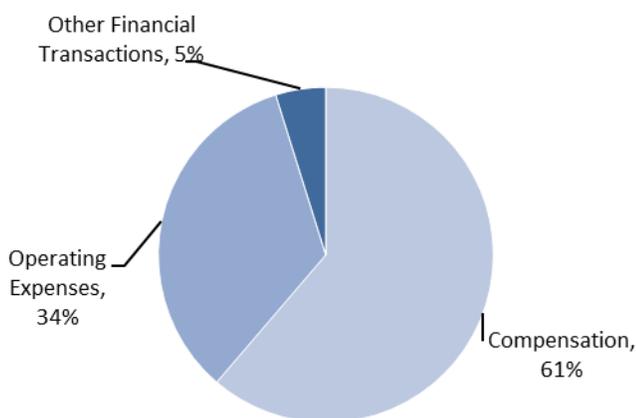
- 6.0 full time equivalent employees

**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.

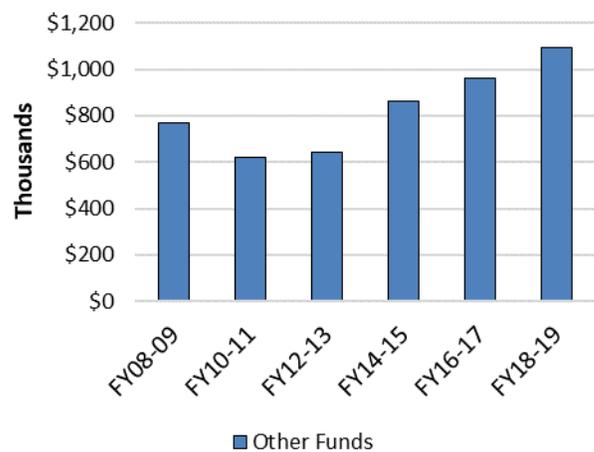
**BUDGET**

**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

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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		Governor's Recommendation	
					FY22	FY23	FY22	FY23

### Expenditures by Fund

1201 - Health Related Boards	460	588	699	1,096	833	833	868	868
2000 - Restrict Misc Special Revenue	19	30	25	23	23	23	23	23
<b>Total</b>	<b>479</b>	<b>618</b>	<b>723</b>	<b>1,119</b>	<b>856</b>	<b>856</b>	<b>891</b>	<b>891</b>
Biennial Change				745		(130)		(60)
Biennial % Change				68		(7)		(3)
Governor's Change from Base								70
Governor's % Change from Base								4

### Expenditures by Program

Behavioral Health & Therapy	479	618	723	1,119	856	856	891	891
<b>Total</b>	<b>479</b>	<b>618</b>	<b>723</b>	<b>1,119</b>	<b>856</b>	<b>856</b>	<b>891</b>	<b>891</b>

### Expenditures by Category

Compensation	366	379	460	582	622	626	622	626
Operating Expenses	110	209	239	507	234	230	269	265
Other Financial Transaction	3	30	25	30				
<b>Total</b>	<b>479</b>	<b>618</b>	<b>723</b>	<b>1,119</b>	<b>856</b>	<b>856</b>	<b>891</b>	<b>891</b>

### Full-Time Equivalents

	4.34	4.75	5.46	7.00	7.00	7.00	7.00	7.00
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# Behavioral Health and Therapy, Board of

# Agency Financing by Fund

(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base		Governor's Recommendation	
					FY22	FY23	FY22	FY23
<b>1201 - Health Related Boards</b>								
Balance Forward In		324		238				
Direct Appropriation	777	655	937	858	833	833	868	868
Open Appropriation		12						
Transfers In	7							
Cancellations		403						
Balance Forward Out	324		238					
<b>Expenditures</b>	<b>460</b>	<b>588</b>	<b>699</b>	<b>1,096</b>	<b>833</b>	<b>833</b>	<b>868</b>	<b>868</b>
Biennial Change in Expenditures				746		(129)		(59)
Biennial % Change in Expenditures				71		(7)		(3)
Governor's Change from Base								70
Governor's % Change from Base								4
Full-Time Equivalents	4.34	4.75	5.46	7.00	7.00	7.00	7.00	7.00

## 2000 - Restrict Misc Special Revenue

Balance Forward In		4	5	5	5	5	5	5
Receipts	23	26	25	23	23	23	23	23
Balance Forward Out	4		5	5	5	5	5	5
<b>Expenditures</b>	<b>19</b>	<b>30</b>	<b>25</b>	<b>23</b>	<b>23</b>	<b>23</b>	<b>23</b>	<b>23</b>
Biennial Change in Expenditures				(1)		(2)		(2)
Biennial % Change in Expenditures				(2)		(4)		(4)
Governor's Change from Base								0
Governor's % Change from Base								0

(Dollars in Thousands)

	FY21	FY22	FY23	Biennium 2022-23
<b>Direct</b>				
<b>Fund: 1201 - Health Related Boards</b>				
FY2021 Appropriations	858	858	858	1,716
<b>Base Adjustments</b>				
Current Law Base Change		(25)	(25)	(50)
<b>Forecast Base</b>	<b>858</b>	<b>833</b>	<b>833</b>	<b>1,666</b>
<b>Change Items</b>				
MN.IT Cost Reduction and Appropriation Transfer		35	35	70
<b>Total Governor's Recommendations</b>	<b>858</b>	<b>868</b>	<b>868</b>	<b>1,736</b>
<b>Dedicated</b>				
<b>Fund: 2000 - Restrict Misc Special Revenue</b>				
Planned Spending	23	23	23	46
Forecast Base	23	23	23	46
<b>Total Governor's Recommendations</b>	<b>23</b>	<b>23</b>	<b>23</b>	<b>46</b>
<b>Revenue Change Summary</b>				
<b>Dedicated</b>				
<b>Fund: 2000 - Restrict Misc Special Revenue</b>				
Forecast Revenues	23	23	23	46
<b>Total Governor's Recommendations</b>	<b>23</b>	<b>23</b>	<b>23</b>	<b>46</b>
<b>Non-Dedicated</b>				
<b>Fund: 1201 - Health Related Boards</b>				
Forecast Revenues	1,448	1,464	1,470	2,934
<b>Total Governor's Recommendations</b>	<b>1,448</b>	<b>1,464</b>	<b>1,470</b>	<b>2,934</b>

# Board of Behavioral Health and Therapy

## FY 2022-23 Biennial Budget Change Item

### Change Item Title: MN.IT Cost Reduction and Appropriation Transfer

Fiscal Impact (\$000s)	FY 2022	FY 2023	FY 2024	FY 2025
<b>ASU (Transfer from BELTSS to Dentistry)</b>				
General Fund*				
Expenditures	0	0	0	0
Revenues	0	0	0	0
State Government Special Revenue				
Expenditures	(647)	(647)	(647)	(647)
Revenues	0	0	0	0
<b>Pharmacy, Board of</b>				
State Government Special Revenue				
Expenditures	65	65	65	65
Revenues	0	0	0	0
<b>Dentistry, Board of</b>				
State Government Special Revenue				
Expenditures	40	40	40	40
Revenues	0	0	0	0
<b>Chiropractic Examiners, Board of</b>				
State Government Special Revenue				
Expenditures	25	25	25	25
Revenues	0	0	0	0
<b>Optometry, Board of</b>				
State Government Special Revenue				
Expenditures	15	15	15	15
Revenues	0	0	0	0
<b>BELTSS</b>				
State Government Special Revenue				
Expenditures	15	15	15	15
Revenues	0	0	0	0
<b>Social Work, Board of</b>				
State Government Special Revenue				
Expenditures	50	50	50	50
Revenues	0	0	0	0
<b>Marriage and Family Therapy, Board of</b>				
State Government Special Revenue				
Expenditures	22	22	22	22
Revenues	0	0	0	0
<b>Podiatric Medicine, Board of</b>				
State Government Special Revenue				
Expenditures	15	15	15	15
Revenues	0	0	0	0
<b>Veterinary Medicine, Board of</b>				
State Government Special Revenue				
Expenditures	10	10	10	10

<b>Fiscal Impact (\$000s)</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
Revenues	0	0	0	0
<b>Dietetics and Nutrition Practice, Board of</b>				
State Government Special Revenue				
Expenditures	15	15	15	15
Revenues	0	0	0	0
<b>Physical Therapy, Board of</b>				
State Government Special Revenue				
Expenditures	15	15	15	15
Revenues	0	0	0	0
<b>Behavioral Health and Therapy, Board of</b>				
State Government Special Revenue				
Expenditures	35	35	35	35
Revenues	0	0	0	0
Net Fiscal Impact = (Expenditures – Revenues)	(325)	(325)	(325)	(325)
<b>FTEs</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

\*There is no General Fund impact to the health licensing boards listed in Fiscal Impact chart.

**Recommendation:**

The Governor recommends the Health-Related Licensing Boards’ IT expense reorganization and reduction. The Administrative Services Unit (ASU) is authorized by Minn. Stat. 214.107 and serves as an agent to the Health-Related Licensing Boards. ASU is seeking a \$647,000 reduction in its FY 2022 and FY 2023 appropriation and a corresponding \$322,000 increase in appropriation for twelve (12) Health-Related Licensing Boards (Table 1) for a net reduction of \$325,000. This appropriation decrease is the result of the Health-Related Licensing Boards’ restructuring and reduction of IT-related costs. The appropriation increases for the twelve (12) Health-Related Licensing Boards will fund IT expenses previously paid by ASU.

**Rationale/Background:**

Since the creation of MN.IT Services in 2012, funds to pay all technology-related costs of the Health-Related Licensing Boards have been appropriated to ASU as the boards’ agent. MN.IT staff were assigned to the boards and costs consolidated and paid by ASU. As part of its IT restructuring efforts, the Health-Related Licensing Boards worked with MN.IT to reduce the number of MN.IT staff directly assigned to the boards and move to direct-billing. This requires a transfer of the appropriation for IT-related costs from ASU to certain boards.

The Health-Related Licensing Boards are fee-supported agencies. The Boards are required by Minnesota Statutes to collect enough revenue to cover all direct-appropriated and indirect costs. The Health-Related Licensing Boards’ collected fee revenues are deposited into the State Government Special Revenue fund to cover the boards’ IT-related costs. This reduction does not impact the State’s General Fund.

**Proposal:**

The Health-Related Licensing Boards’ IT reorganization includes reduction of FTEs including software developer position and IT manager position. Database support and project management services will now be paid as needed by contract instead of by assigned FTE. These staffing changes result in a \$325,000 annual reduction in ASU’s appropriation. The remaining IT-related costs have been itemized and allocated to the boards and related programs for payment as direct expenditures beginning in FY 2022. The itemization and allocation results in a \$647,000 reduction in the ASU appropriation and an appropriation increase for twelve (12) boards to cover IT-related costs which will now be direct-billed.

This proposal is impacted by the transfer of the ASU appropriation from the Board of Executives for Long Term Services and Supports (BELTSS) to the Board of Dentistry beginning in FY 2022, which was submitted as a separate change item. The ASU appropriation for MN.IT will be reduced by \$647,000 (from \$1,214,000 to \$567,000) when it transfers from BELTSS to Dentistry.

**Impact on Children and Families:**

The Health-Related Licensing Boards work to promote public protection, including the protection of the children and families of the State of Minnesota. This change will not impact the boards' ability to continue to protect the people of Minnesota.

**Equity and Inclusion:**

The Health-Related Licensing Boards do not discriminate on the basis of race, ethnicity, gender, sexual orientation, or disability. This change will not impact the boards' ability to provide services for all people of the State of Minnesota, without discrimination.