

TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL

EXECUTIVE DIRECTOR
Darrel D. Spinks



MEMBERS OF THE COUNCIL

John K. Bielamowicz, Chair

Ryan T. Bridges
Brian C. Brumley, M.S.S.W.
Mark E. Cartwright, Ph.D.
Steven Hallbauer
Lee A. Hampton, Jr.
Lisa Merchant, Ph.D.
Quida Pryor
Christopher S. Taylor, Ph.D.

Texas Behavioral Health Executive Council Meeting Agenda June 24, 2025, 10am

The June 24, 2025 meeting of the Texas Behavioral Health Executive Council will be held by videoconference call, as authorized under Texas Government Code section 551.127. One or more Council members may appear at the scheduled meeting via videoconference call, but the presiding member will be physically present at 1801 Congress, Ste. 4.300, Austin, Texas 78701. In the event of internet connectivity problems, the physical meeting location may be moved to 1801 Congress Ave., Ste. 7.102 or 7.301, Austin, Texas 78701. These alternate locations will be open to the public, but seating is limited to first come, first served. Please note that public seating in meeting rooms is limited by the occupancy rating.

In lieu of attending in person, members of the public are encouraged to access and participate virtually in this meeting by entering the URL address <https://us02web.zoom.us/j/84156373213> into their web browser. Telephone access numbers and additional videoconference call access information can be found in the attached addendum. An electronic copy of the agenda and meeting materials will be made available at www.bhec.texas.gov prior to the meeting. A recording of the meeting will be made available on the Council's YouTube channel after the meeting is adjourned. To obtain a copy of the recording, please contact the Council's public information officer at Open.Records@bhec.texas.gov.

For members of the public wishing to give public comment, once the public comment item is reached on the agenda after the meeting convenes, the presiding member will allow those who are attending in person to give public comment first and then ask those joining by computer to use the "raise hand" feature to indicate who would like to make a public comment. Those individuals who raise their hand will then be unmuted to give public comment. Once all of the individuals with raised hands have been given an opportunity to make public comment, the individuals appearing by telephone will be unmuted and asked whether they would like to make a public comment. Please note that public comment is not intended for a discussion or a question-and-answer session with the Council. Additionally, when making a public comment, please identify yourself and whether you are speaking individually or on behalf of an organization. All public comments will be limited to 3 minutes, unless otherwise directed by the presiding officer. In lieu of providing public comment during the meeting, you may submit written public comments by [clicking here](#). Only those written public comments received by 5pm on the last business day prior to the meeting will be submitted to the council members for their consideration. No written comments received will be read aloud during the meeting.

Please note that the Council may request input during the meeting from any interested parties or members of the public during its discussion of an agenda item.

If you are planning to attend this meeting and need auxiliary aids, services or materials in an alternate format, please contact the Council at least 5 working days before the meeting date. Phone: (512) 305-7700, TTY/RELAY TEXAS: 711 or 1-800-RELAY TX.

The Council may go into Executive Session regarding any item listed on this agenda if authorized under Texas Open Meetings Act, Government Code, Ch. 551.

The Council may discuss and take action concerning any matter on the agenda and in a different order from what it appears herein. Additionally, items may be voted on individually or as a group, at the direction of the Chair or upon the request of a member.

There may be a quorum of the members from each of the following boards present at the Texas Behavioral Health Executive Council meeting: the Texas State Board of Examiners of Psychologists; the Texas State Board of Social Worker Examiners; the Texas State Board of Examiners of Marriage and Family Therapists; and the Texas State Board of Examiners of Professional Counselors.

Council Meeting Agenda for June 24, 2025 at 10am

1. Call to Order (includes roll call and excusal of absences, if necessary)
2. Chairman's Report, Announcements, and Invited Testimony.
3. General Public Comments – Public comment is limited to three (3) minutes per person, unless otherwise directed by the Presiding Member. At the discretion of the Presiding Member, comments on a specific topic may be heard at a designated time or when the relevant agenda item is reached. Please note that the Council may not discuss or take action on any matter raised during public comment that is not on the agenda, except to decide whether to place the matter on the agenda of a future meeting.
4. Informational Items. *Topics and items under this section are intended to provide the Council with updates or information.*
 - a. Q2 Performance Measures and calculations for FY2025.
 - b. Year-to-Date Financial Report.
 - c. Update regarding licensing functions and data reflecting the efficiency of licensing operations.
 - d. Update regarding enforcement functions and data reflecting the efficiency of enforcement operations.
 - e. Agreed Orders and Dismissals for prior fiscal-quarter(s).
 - f. Psychology Interjurisdictional Compact (PSYPACT) Update.
 - g. Review question presented in *Chiles v. Salazar*, No. 24-539, cert. granted (U.S. Mar. 10, 2025). The docket for this case at SCOTUS can be viewed by [clicking here](#).
 - h. Update on partnership with University of Texas Rio Grande Valley researchers to study trends in disciplinary actions.
 - i. Review agency response to OOG's request for agencies to review their operations, spending, and other relevant areas to identify opportunities for greater efficiency.
5. Action Items. *Topics and items under this section may require discussion or action.*
 - a. Review and consideration of licensing and disciplinary recommendations from member boards. *Recommendations are eligible for review, regardless of whether they are listed in this document, if they have been made by a member board in an open meeting.*
 - b. Legislative update following the 89th Legislature, including agency budget for 2026-2027 biennium.

- c. Review and approve a request for a formal opinion from the Office of the Attorney General on whether the Council's licensees are subject to Chapter 161, Subchapter X of the Health and Safety Code.
- d. Review and approve revised ethics policy per Executive Order GA-48.
- e. Discussion regarding the growing use of ketamine-assisted therapy and other controlled substances in therapeutic settings, including whether additional rules or guidance are needed to ensure ethical practice, protect patient safety, and assist licensees in navigating this evolving area of treatment.
- f. Discussion of Pending Litigation. The Council will convene in a closed session to discuss the lawsuit *Youniacutt, et al v. Texas State Board of Social Worker Examiners, et al* filed in Travis County District Court on November 13, 2024. This closed session is authorized under Section 551.071 of the Texas Government Code, which permits private consultation with legal counsel on matters involving pending or contemplated litigation.
- g. Evaluation of the Executive Director's job performance, together with any personnel action warranted following the evaluation. *The evaluation portion of the meeting will take place in closed session pursuant to Section 551.074 of the Government Code, but any personnel action will take place during the public meeting.*

6. Rulemaking - Texas Behavioral Health Executive Council

- a. Review and consideration of the following proposed rule changes:
 - i. 882.1 Application Process
 - ii. 882.2 General Application File Requirements
 - iii. 882.21 License Statuses
- b. Consideration and possible adoption of the following proposed rule changes:
 - i. 882.50 Continuing Education and Audits
 - ii. 884.10 Investigation of Complaints
 - iii. 885.1 Executive Council Fees

7. Rulemaking - Texas State Board of Examiners of Marriage and Family Therapists:

- a. Review and consideration of the following proposed rule changes:
 - i. 801.44 Relationships with Clients
 - ii. 801.142 Requirements and Conditions
 - iii. 801.143 Supervisor Requirements
- b. Consideration and possible adoption of the following proposed rule changes:
Proposed rule changes being considered for adoption herein may be proposed anew based upon the member board's recommendation in an open meeting held after publication of this agenda.
 - i. 801.261 Requirements for Continuing Education

8. Rulemaking - Texas State Board of Examiners of Psychologists:

- a. Review and consideration of the following proposed rule changes:
 - i. 465.2 Supervision
 - ii. 465.34 Providing Mental Health Services to Those Served by Others
- b. Consideration and possible adoption of the following proposed rule changes:
Proposed rule changes being considered for adoption herein may be proposed anew based upon the member board's recommendation in an open meeting held after publication of this agenda.
 - i. 463.35 Professional Development
 - ii. 465.38 Psychological Services for Schools

9. Rulemaking - Texas State Board of Examiners of Professional Counselors:

- a. Review and consideration of the following proposed rule changes:
 - i. 681.91 LPC Associate License
 - ii. 681.93 Supervisor Requirements
- b. Consideration and possible adoption of the following proposed rule changes:
Proposed rule changes being considered for adoption herein may be proposed anew based upon the member board's recommendation in an open meeting held after publication of this agenda.
 - i. 681.72 Required Application Materials
 - ii. 681.140 Requirements for Continuing Education

10. Rulemaking - Texas State Board of Social Worker Examiners:

- a. Review and consideration of the following proposed rule changes:
 - i. 781.303 Rule of Practice
 - ii. 781.401 Qualification for Licensure
 - iii. 781.402 Clinical Supervision for LCSW and Non-Clinical Supervision for Independent Practice Recognition (*Repeal and Replace*)
 - iv. 781.402 Recognition as a Supervisor (*New Version*)
 - v. 781.403 Independent Practice Recognition (Non-Clinical) (*Repeal and Replace*)
 - vi. 781.403 Types of Supervision (*New Version*)
 - vii. 781.404 Recognition as a Council-approved Supervisor and the Supervision Process (*Repeal and Replace*)
 - viii. 781.404 Supervision Process (*New Version*)
 - ix. 781.405 Application for Licensure (*Repeal and Replace*)
 - x. 781.405 Clinical Supervision for Licensed Clinical Social Worker (*New Version*)
 - xi. 781.406 Required Documentation of Qualifications for Licensure (*Repeal and Replace*)
 - xii. 781.406 Independent Practice Recognition (*New Version*)

- xiii. 781.407 Prohibited Independent Practice
- xiv. 781.805 Schedule of Sanctions

- b. Consideration and possible adoption of the following proposed rule changes:
Proposed rule changes being considered for adoption herein may be proposed anew based upon the member board's recommendation in an open meeting held after publication of this agenda.

- i. 781.501 Requirements for Continuing Education

- 11. Report from Member Boards regarding current or future issues that may impact the profession or the agency's regulatory functions.
- 12. Recommendations for agenda items for the next Council meeting.
- 13. Adjournment

Addendum: Additional Videoconference and Telephone Conference Call Information

When: Jun 24, 2025 10:00 AM Central Time (US and Canada)

Topic: Texas Behavioral Health Executive Council June 24, 2025 Meeting

Join from PC, Mac, iPad, or Android:

<https://us02web.zoom.us/j/84156373213>

Phone one-tap:

+13462487799,,84156373213# US (Houston)

+16694449171,,84156373213# US

Join via audio:

+1 346 248 7799 US (Houston)

+1 669 444 9171 US

+1 669 900 9128 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 558 8656 US (New York)

+1 646 931 3860 US

+1 689 278 1000 US

Webinar ID: 841 5637 3213

International numbers available: <https://us02web.zoom.us/j/84156373213>