

Texas State Board of Examiners of Marriage and Family Therapists

Board Meeting Agenda for January 23, 2026, 1 p.m.

The January 23, 2026 meeting of the Texas State Board of Examiners of Marriage and Family Therapists will be held by videoconference call, as authorized under Texas Government Code section 551.127. One or more board members may appear at the scheduled meeting in-person or via videoconference call, and the presiding officer will be physically present at Southern Methodist University's (SMU's) Moody Hall, Auditorium, First floor, Room 114, 6404 Airline Road, Dallas, TX 75205. Seating is limited to first come, first served. Members of the public may pay for parking at meters or pay for parking in Binkley Parking Center.

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/85198833986> 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 officer 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 Board. 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: <https://forms.office.com/r/95YtrfcMWx>. Only those written public comments received by 5pm on the last business day before the meeting will be submitted to the board members for their consideration. No written comments received will be read aloud during the meeting.

Please note that the board 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 board may go into Executive Session to deliberate any item listed on this agenda if authorized under Texas Open Meetings Act, Government Code, Ch. 551.

The board may discuss and take action concerning any matter on the agenda and in a different order from what it appears herein.

MFT BOARD MEETING AGENDA FOR JANUARY 23, 2026, 1 p.m.

1. Call meeting to order. *Includes roll call and excusal of absences if necessary.*
2. Welcome and announcements. *Includes items of public interest and concern.*
3. Public Comment. *Comments will be received from individuals attending in person, by virtual meeting, and by phone.*

INFORMATIONAL ITEMS – NO ACTIONS WILL BE TAKEN.

4. Reports on general matters.
 - a. Report from the Board Chair. *May include discussion of current challenges and accomplishments; lawsuits; interaction with stakeholders, state officials, and staff; committee appointments and functions; workload of Board members; conferences; and general information regarding the routine functioning of the Board.*
 - b. Report from the Board's Delegates to the Texas Behavioral Health Executive Council. *May include discussion regarding the activities of the Executive Council, including recently proposed or adopted rules.*
 - c. Report from the Board Administrator and other staff. *May include discussion of operations, organization, and staffing; workload processing and statistical information; customer service accomplishments, inquiries, and challenges; media, legislative, and stakeholder contacts and concerns; special projects; and general information regarding the routine functioning of the program.*
 - d. Reports from Committees.
 1. Report from Ethics Committee Chair Dr. Elder.
 2. Report from Licensing Standards Committee Chair Dr. Merchant.
 3. Report from Outreach Committee Chair Dr. Merchant.
 4. Report from Professional Development Committee Chair Dr. Bartee.
 5. Report from Rules Committee Chair Ms. Richardson.

MATTERS FOR POTENTIAL BOARD ACTION

5. Discussion and possible action to re-elect or replace professional member delegate to the Texas Behavioral Health Executive Council per Title 3 of the Texas Occupations Code (3 TOC) §507.051 *Executive Council Membership*, Lisa V. Merchant, PhD, LMFT, whose term as delegate expires February 1, 2026, per 22 TAC §881.4, *Council Member Terms*.
6. Licensing matters. *May include discussion of licensing regulations and operations as they pertain to application processing.*
7. Examination matters. *May include reports from the Board's jurisprudence exam vendor and discussion of exam content and format.*
 - a. Board review and possible action related to changes in the Board's jurisprudence exam.
8. Enforcement matters. *May include discussion of quarterly enforcement activities, as well as discussion of agreed orders executed or cases dismissed by the Council's Executive Director.*
 - a. Board review and possible action regarding contested cases from State Office of Administrative Hearings (SOAH), including proposal for decision and final order in the matter of Christopher O'Neal Jones, docket #510-25-21412.
 - b. Board review and possible action regarding agreed orders to be executed by the Board.
9. Rulemaking. *May include discussion and referral of potential rule changes to the Rules Committee, as well as discussion of the status of rule proposals sent to the Executive Council.*
 - a. Adoption of Rules: Discussion and possible action to recommend adoption of new rules, amendments, or repeal of rules in Title 22 of the Texas Administrative Code:
 - 1) [§801.2](#) *Definitions*
 - 2) [§801.57](#) *Child Custody Evaluations*
 - 3) [§801.112](#) *General Academic Requirements*
 - 4) [§801.113](#) *Academic Requirements*
 - 5) [§801.204](#) *Licensing of Military Service Members, Military Veterans, and Military Spouse*
 - b. Proposal of Rules: Discussion and possible action to recommend proposal of new rules, amendments, or repeal of rules in Title 22 of the Texas Administrative Code:

10. Discussion and possible action concerning review of supervisee survey results.
11. Recommendations for agenda items for the next meeting
12. Adjournment.

This meeting is open to the public. No reservations are required and there is no cost to attend this meeting.

CONTACT: Sarah Faszholz, Board Administrator
Texas State Board of Examiners of Marriage and Family Therapists
Visit BHEC's Contact Us webpage at <https://bhec.texas.gov/contact-us/> and select "Administration and Executive Leadership" from the drop-down menu to send an email.

Addendum: Additional Videoconference and Telephone Conference Call Information

When: Jan 23, 2026 01:00 PM Central Time (US and Canada)

Topic: Texas State Board of Examiners of Marriage and Family Therapists' January 23, 2026 meeting

Join from PC, Mac, iPad, or Android: <https://us02web.zoom.us/j/85198833986>

Phone one-tap:

+13462487799,,85198833986# US (Houston)

+17193594580,,85198833986# US

Join via audio:

+1 346 248 7799 US (Houston)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 669 444 9171 US

+1 669 900 9128 US (San Jose)

+1 646 931 3860 US

+1 689 278 1000 US

+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)

Webinar ID: 851 9883 3986

International numbers available: <https://us02web.zoom.us/j/85198833986>

Summary of Council’s Activities

A. Affecting Title 22 of the Texas Administrative Code (22 TAC), the Council’s rulemaking actions taken at its October 14, 2025, meeting, included adopted rules, published in the November 7, 2025, *Texas Register* and **effective November 9, 2025**:

1. [§801.44](#) *Relationships with Clients* – requires a licensee, who provides services to a client who concurrently receives services from another provider, to seek consent from the client to contact the other provider and to strive to establish a collaborative relationship with that provider.
2. [§801.142](#) *Supervised Clinical Experience Requirements and Conditions* – requires an LMFT Associate, who becomes the subject of a complaint, to notify their supervisor of the complaint; clarifies an Associate must file a Supervisory Agreement Form with the Council for each supervisor; and requires an Associate, who receives a remediation plan, to share a copy of that plan with any other current and future supervisors.
3. [§801.143](#) *Supervisor Requirements* – clarifies that a supervisor may share a copy of a remediation plan with any other supervisor of the LMFT Associate as well as the actions that a licensee must take upon the loss of supervisor status, either through a specified disciplinary action or a lapse in active licensure.
4. [§882.1](#) *Application Process* – standardizes the expiration of incomplete license applications at 180 days from the date of receipt.
5. [§882.2](#) *General Application File Requirements* – specifies that calculation of time periods for licensed experience shall begin when the relevant license is issued.
6. [§882.21](#) *License Statuses* – allows licensees with a delinquent license to convert that license into inactive status.

B. Affecting 22 TAC, the Council’s rulemaking actions taken at its October 14, 2025, meeting included approval for publication of the following proposed rules. Proposed rules were published in the December 12, 2025, *Texas Register*, and the public comment period ended at 5 p.m. on January 11, 2026:

1. [§801.2](#) *Definitions* – removes the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education; and adds the recently created “temporary” license to the definition of license.
2. [§801.57](#) *Child Custody Evaluations* – conforms the rule to the statutory changes made to Sections 107.104 and 107.112 of the Family Code by H.B. 2340 from the 89th Legislature, Regular Session (2025).
3. [§801.112](#) *General Academic Requirements* – removes the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education and standardizes the requirement that all courses must receive a passing grade and be credited on an applicant’s transcript, removing the requirement that some courses receive a “B” letter grade.
4. [§801.113](#) *Academic Requirements* – removes the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education.
5. [§801.204](#) *Licensing of Military Service Members, Military Veterans, and Military Spouses* – aligns the Council's rules with changes made to Texas Occupations Code Chapter 55 by the 89th Legislature regarding licensing of military service members, veterans, and spouses.

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Board Meeting – January 23, 2026

6. [§882.60](#) *Special Provisions Applying to Military Service Members, Veterans, and Spouses* – aligns the Council's rules with changes made to Texas Occupations Code Chapter 55 by the 89th Legislature regarding licensing of military service members, veterans, and spouses.
 7. [§882.61](#) *Special Licensing Provisions for Service Members and Military Spouses* – aligns the Council's rules with changes made to Texas Occupations Code Chapter 55 by the 89th Legislature regarding licensing of military service members, veterans, and spouses.
 8. [§884.11](#) *Informal Conferences* – streamlines the enforcement process and better aligns it with other agency rules.
 9. [§885.1](#) *Executive Council Fees* – removes a prior fee schedule that has not been in effect for over two years; adds a fee for requesting an 11" by 14" wall printing of a license; and conforms language to other rule changes that rename Licensed Specialists in School Psychology to School Psychologist.
- C. Other Council updates include but may not be limited to the following.
1. FY2025 4th Quarter Performance Measures
 2. [Guideline for Use of New and Emerging Practices or Technologies](#)
 3. Office of the Governor - Texas Regulatory Efficiency Office rule review

**4th QUARTER PERFORMANCE MEASURES
FISCAL YEAR 2025**

Submitted to the
Governor's Office of Budget and Planning
and the Legislative Budget Board

by

**Texas Behavioral Health Executive
Council**


Executive Director

Revised October 13, 2025


Date

Efficiency/Output Measures with Cover Page and Update Explanation
 88th Regular Session, Performance Reporting
 Automated Budget and Evaluation System of Texas (ABEST)

10/13/2025 1:14:51PM

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
<u>1-1-1 LICENSING</u>					
1 # NEW LICENSEES ISSUED					
Quarter 1	9,300.00	2,734.00	2,734.00	29.40 %	1,860.00 - 2,790.00
Quarter 2	9,300.00	2,890.00	5,624.00	60.47 % *	4,185.00 - 5,115.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of new licenses issued is 9,300, or 2,325 per quarter. During the second quarter of FY 25, the agency exceeded its target by issuing 2,890 for the quarter. The agency cannot predict how many applicants will qualify for licensure, and processes all applications in a timely manner.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The number of new licenses issued each quarter (with the exception of the fourth quarter, when there are more applications received) is averaging over 2,800 due to the dedication and efficiency of the licensing staff and the significant workforce shortage of behavioral health providers. The licensing staff will continue to process all qualified applicants, and therefore the agency believes this measure will continue to be met or exceeded during the biennium. Additionally, the agency has requested that this target be increased to 12,000 in its 2026-2027 LAR.

* Varies by 5% or more from target.

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Agency code: 510

Agency name: **Behavioral Health Executive Council**

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Output Measures

1 # NEW LICENSEES ISSUED

Quarter 3	9,300.00	2,901.00	8,525.00	91.67 % *	6,510.00 - 7,440.00
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of new licenses issued is 9,300, or 2,325 per quarter. During the third quarter of FY 25, the agency exceeded its target by issuing 2,901 for the quarter. The agency cannot predict how many applicants will qualify for licensure, and processes all applications in a timely manner.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The number of new licenses issued each quarter (with the exception of the fourth quarter, when there are more applications received) is averaging over 2,800 due to the dedication and efficiency of the licensing staff and the significant workforce shortage of behavioral health providers. The licensing staff will continue to process all qualified applicants, and therefore the agency believes this measure will continue to be met or exceeded during the biennium. Additionally, this target has been increased to 12,000 for the 2026-2027 biennium.

* Varies by 5% or more from target.

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10/13/2025 1:14:51PM

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
1 # NEW LICENSEES ISSUED					
Quarter 4	9,300.00	3,568.00	12,093.00	130.03 % *	8,835.00 - 9,765.00
<u>Explanation of Variance:</u> FACTORS CAUSING THE VARIANCE:					
The FY25 target for number of new licenses issued is 9,300, or 2,325 per quarter. During the fourth quarter of FY 25, the agency exceeded its target by issuing 3,568 for the quarter. The agency cannot predict how many applicants will qualify for licensure, and processes all applications in a timely manner.					
HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:					
The number of new licenses issued each quarter (with the exception of the fourth quarter, when there are more applications received) is averaging over 3,000 due to the dedication and efficiency of the licensing staff and the significant workforce shortage of behavioral health providers. The licensing staff will continue to process all qualified applicants, and therefore the agency believes this measure will continue to be met or exceeded during the biennium. Additionally, this target has been increased to 12,000 for the 2026-2027 biennium.					
<u>Explanation of Update:</u> Tracking change.					
2 # LICENSE RENEWALS					
Quarter 1	29,000.00	8,458.00	8,458.00	29.17 %	5,800.00 - 8,700.00

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10/13/2025 1:14:51PM

Agency code: 510

Agency name: **Behavioral Health Executive Council**

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 # LICENSE RENEWALS					
Quarter 2	29,000.00	8,777.00	17,235.00	59.43 % *	13,050.00 - 15,950.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of licenses renewed is 29,000, or 7,250 per quarter. During the second quarter of FY 25, the agency exceeded its target by renewing 8,777 licenses. As the agency's licensee population increases, the renewals will continue to increase.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

All license renewals are required to be submitted online and are approved automatically by the online licensing system, unless the licensee is under audit or the agency hasn't received the licensee's fingerprint criminal history results. Licensing staff have little control over how many licensees will choose to renew their license, and therefore how many renewals get processed. However, the agency believes this target will continue to be met or exceeded during the biennium. Additionally, the agency has requested that this target be increased to 34,500 in its 2026-2027 LAR.

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation
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Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 # LICENSE RENEWALS					
Quarter 3	29,000.00	9,218.00	26,453.00	91.22 % *	20,300.00 - 23,200.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of licenses renewed is 29,000, or 7,250 per quarter. During the third quarter of FY 25, the agency exceeded its target by renewing 9,218 licenses. As the agency's licensee population increases, the renewals will continue to increase.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

All license renewals are required to be submitted online and are approved automatically by the online licensing system, unless the licensee is under audit or the agency hasn't received the licensee's fingerprint criminal history results. Licensing staff have little control over how many licensees will choose to renew their license, and therefore how many renewals get processed. However, the agency believes this target will continue to be met or exceeded during the biennium. Additionally, this target has been increased to 34,500 for the 2026-2027 biennium.

* Varies by 5% or more from target.

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Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 # LICENSE RENEWALS					
Quarter 4	29,000.00	10,082.00	36,535.00	125.98 % *	27,550.00 - 30,450.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of licenses renewed is 29,000, or 7,250 per quarter. During the fourth quarter of FY 25, the agency exceeded its target by renewing 10,082 licenses. As the agency's licensee population increases, the renewals will continue to increase.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

All license renewals are required to be submitted online and are approved automatically by the online licensing system. Licensing staff have little control over how many licensees will choose to renew their license, and therefore how many renewals get processed. However, the agency believes this target will continue to be met or exceeded during the biennium. Additionally, this target has been increased to 34,500 for the 2026-2027 biennium.

Explanation of Update: Tracking change.

2-1-1 ENFORCEMENT

1 COMPLAINTS RESOLVED

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Output Measures

1 COMPLAINTS RESOLVED

Quarter 1	610.00	69.00	69.00	11.31 % *	122.00 - 183.00
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of complaints resolved is 610, or 152 per quarter. During the first quarter of FY 25, the agency fell short of its target by resolving only 69 complaints.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency had 670 pending complaints at the end of this quarter and received 178 complaints during the first quarter. While the investigatory time and resources needed to resolve a complaint vary according to the nature and type of complaint received, the agency believes it can closely approach this target assuming it is able to maintain full or near-full staffing level of investigative staff. However, roughly 80% of the existing pending complaints have been investigated and referred to the legal division. Therefore, the agency has requested additional staff attorneys in its 26-27 LAR to address this.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
1 COMPLAINTS RESOLVED					
Quarter 2	610.00	193.00	262.00	42.95 % *	274.50 - 335.50
<p><u>Explanation of Variance:</u> FACTORS CAUSING THE VARIANCE:</p> <p>The FY25 target for number of complaints resolved is 610, or 152 per quarter. During the second quarter of FY 25, the agency exceeded its target by resolving 193 complaints.</p> <p>HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:</p> <p>The agency had 633 pending complaints at the end of this quarter and received 157 complaints during the first quarter. While the investigatory time and resources needed to resolve a complaint vary according to the nature and type of complaint received, the agency believes it can closely approach this target assuming it is able to maintain full or near-full staffing level of investigative staff. However, roughly 80% of the existing pending complaints have been investigated and referred to the legal division, which is understaffed. Therefore, the agency has requested additional staff attorneys in its 26-27 LAR to address this.</p>					
Quarter 3	610.00	167.00	429.00	70.33 %	427.00 - 488.00

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Output Measures

1 COMPLAINTS RESOLVED

Quarter 4	610.00	178.00	607.00	99.51 %	579.50 - 640.50
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Explanation of Update: No change.

2 COMPLAINTS PENDING

Quarter 1	500.00	670.00	670.00	134.00 % *	475.00 - 525.00
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of complaints pending is 500. During the first quarter of FY 25, the agency had 670 complaints pending. Of this amount, approximately 80% of these are substantive complaints that have been sent to the legal division after the investigation has been completed.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that the average complaints pending will continue to exceed the target of 500 for the remainder of the biennium, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional staff attorneys in its 26-27 LAR to address this.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 COMPLAINTS PENDING					
Quarter 2	500.00	633.00	633.00	126.60 % *	475.00 - 525.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of complaints pending is 500. During the second quarter of FY 25, the agency had 633 complaints pending. Of this amount, approximately 80% of these are substantive complaints that have been sent to the legal division after the investigation has been completed.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that the average complaints pending will continue to exceed the target of 500 for the remainder of the biennium, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional staff attorneys in its 26-27 LAR to address this.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 COMPLAINTS PENDING					
Quarter 3	500.00	682.00	682.00	136.40 % *	475.00 - 525.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of complaints pending is 500. During the third quarter of FY 25, the agency had 682 complaints pending. Of this amount, approximately 70% of these are substantive complaints that have been sent to the legal division after the investigation has been completed.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that the average complaints pending will continue to exceed the target of 500 for the remainder of the biennium, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional funding to fill two staff attorney positions in its 26-27 LAR to address this.

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation
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 Automated Budget and Evaluation System of Texas (ABEST)

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Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Output Measures					
2 COMPLAINTS PENDING					
Quarter 4	500.00	747.00	747.00	149.40 % *	475.00 - 525.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for number of complaints pending is 500. At the end of FY 25, the agency had 747 complaints pending. Of this amount, approximately 65% of these are substantive complaints that have been sent to the legal division after the investigation has been completed.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency received additional funding to fill two staff attorney positions in its 26-27 LAR to address this.

Explanation of Update: Tracking change. Tracking change.

Efficiency Measures

1-1-1 LICENSING

1 AVG TIME TO PROCESS APP (DAYS)

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 1	55.00	29.81	29.81	54.20 % *	52.25 - 57.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for license issuance is 55 days. In the first quarter of FY 25, the agency bested this measure by having an average license issuance time of only 30 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for license issuance for FY 24 was 30 days. This number has remained an average of 30 days, due to the dedication and efficiency of the licensing staff. The agency believes that this target will continue to be met or beat during the biennium assuming the Council is able to maintain full or close-to-full staffing levels. Additionally, the agency requested that this target be lowered to 35 days in its 2026-2027 LAR.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 2	55.00	31.92	30.90	56.18 % *	52.25 - 57.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for license issuance is 55 days. In the second quarter of FY 25, the agency bested this measure by having an average license issuance time of only 32 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for license issuance for FY 24 was 30 days. This number has remained an average of 30-31 days, due to the dedication and efficiency of the licensing staff. The agency believes that this target will continue to be met or beat during the biennium assuming the Council is able to maintain full or close-to-full staffing levels. Additionally, the agency requested that this target be lowered to 35 days in its 2026-2027 LAR.

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation
 88th Regular Session, Performance Reporting
 Automated Budget and Evaluation System of Texas (ABEST)

10/13/2025 1:14:51PM

Agency code: **510**

Agency name: **Behavioral Health Executive Council**

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 3	55.00	30.91	30.91	56.20 % *	52.25 - 57.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for license issuance is 55 days. In the third quarter of FY 25, the agency bested this measure by having an average license issuance time of only 31 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for license issuance for FY 24 was 30 days. This number has remained an average of 30-31 days, due to the dedication and efficiency of the licensing staff. The agency believes that this target will continue to be met or beat during the biennium assuming the Council is able to maintain full or close-to-full staffing levels. Additionally, this target has been lowered to 35 days for the 2026-2027 biennium.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 4	55.00	24.87	29.12	52.95 % *	52.25 - 57.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for license issuance is 55 days. In the fourth quarter of FY 25, the agency bested this measure by having an average license issuance time of only 25 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for license issuance for FY 24 was 30 days. This number has remained an average of 30 days, due to the dedication and efficiency of the licensing staff. The agency believes that this target will continue to be met or beat during the biennium assuming the Council is able to maintain full or close-to-full staffing levels. Additionally, this target has been lowered to 35 days for the 2026-2027 biennium.

Explanation of Update: Tracking change.

2-1-1 ENFORCEMENT

1 AVG TIME/COMPLAINT RESOLUTION

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
Efficiency Measures					
1 AVG TIME/COMPLAINT RESOLUTION					
Quarter 1	625.00	309.94	309.94	49.59 % *	593.75 - 656.25

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for complaint resolution is 625 days. In the first quarter of FY 25, the agency bested this measure by having an average processing resolution time of 310 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for complaint resolution for FY 24 was 312 days. This number has now slightly decreased to an average of 310 days. Even with the dedication and efficiency of the enforcement and legal staff, the agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that while this target on average will continue to be met or beat during the biennium, the quarterly average may begin to increase, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional staff attorneys in its 26-27 LAR to address this. Additionally, the agency has requested that this target be lowered to 375 days in its 2026-2027 LAR.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME/COMPLAINT RESOLUTION

Quarter 2	625.00	288.04	293.81	47.01 % *	593.75 - 656.25
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for complaint resolution is 625 days. In the second quarter of FY 25, the agency bested this measure by having an average processing resolution time of 288 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for complaint resolution for FY 24 was 312 days. This number has now slightly decreased to an average of 294 days. Even with the dedication and efficiency of the enforcement and legal staff, the agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that while this target on average will continue to be met or beat during the biennium, the quarterly average may begin to increase, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional staff attorneys in its 26-27 LAR to address this. Additionally, the agency has requested that this target be lowered to 375 days in its 2026-2027 LAR.

* Varies by 5% or more from target.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME/COMPLAINT RESOLUTION

Quarter 3	625.00	301.15	296.67	47.47 % *	593.75 - 656.25
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for complaint resolution is 625 days. In the third quarter of FY 25, the agency bested this measure by having an average processing resolution time of 301 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for complaint resolution for FY 24 was 312 days. This number has now slightly decreased to an average of 296 days. Even with the dedication and efficiency of the enforcement and legal staff, the agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that while this target on average will continue to be met or beat during the biennium, the quarterly average may begin to increase, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency has requested additional funding to fill two staff attorney positions in its 26-27 LAR to address this. Additionally, this target has been lowered to 375 days for the 2026-2027 biennium.

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation

10/13/2025 1:14:51PM

88th Regular Session, Performance Reporting

Automated Budget and Evaluation System of Texas (ABEST)

Agency code: **510**

Agency name: **Behavioral Health Executive Council**

Type/Strategy/Measure	2025 Target	2025 Actual	2025 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME/COMPLAINT RESOLUTION

Quarter 4	625.00	288.91	294.30	47.09 % *	593.75 - 656.25
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY25 target for the average time for complaint resolution is 625 days. In the fourth quarter of FY 25, the agency bested this measure by having an average processing resolution time of 289 days.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for complaint resolution for FY 24 was 312 days. This number has now slightly decreased to an average of 295 days. Even with the dedication and efficiency of the enforcement and legal staff, the agency needs additional staff attorneys to process the substantive complaints that are referred to the legal division in a shorter timeframe. The agency believes that while this target on average will continue to be met or beat during the biennium, the quarterly average may begin to increase, even assuming the Council is able to maintain full or close-to-full staffing levels. The agency received additional funding to fill two staff attorney positions in its 26-27 LAR to address this. Additionally, this target has been lowered to 375 days for the 2026-2027 biennium.

Explanation of Update: Tracking change.

* Varies by 5% or more from target.

TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL



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 V. Merchant, Ph.D.
Quida Pryor
Christopher S. Taylor, Ph.D.

Darrel D. Spinks
Executive Director

Guidelines for Use of New Technologies or Emerging Practices

Advancements in technology and scientific knowledge often result in a corresponding adoption of these technologies and/or new areas of practice by mental and behavioral health care providers. However, the rapid and dynamic appearance of these new facets of professional services makes it difficult for state regulations and professional ethics to keep up with specific language governing the use of new technologies or practices. The Council has developed this guidance document to assist licensees when considering whether and how to use new technologies or practices, including considerations of how general practice standards and ethics may apply.

What is considered a new technology or an emerging practice area?

A new technology is one that has not yet been widely employed in the professional community, such that its application, impact, and limitations are not fully known. An emerging practice area will include methods of treatment or practice modalities that are not yet widely employed in the professional community, do not have generally accepted training standards, and/or have not been widely rejected by the professional community as violating reasonable standards of care.

A method, modality, or technology is likely not emerging or new if it is generally recognized as standard practice by local, state, or federal agencies, or is reimbursed by third-party payer agreements (e.g., insurance), or state or federal reimbursement programs (e.g., Medicaid, Medicare, Tricare).

Core ethical and regulatory practice standards:

Regardless of the tools, methods, or technologies they use, licensees are fully responsible for the services they provide and must continue to meet basic ethical and practice standards, including:

- Licensees must be appropriately educated and trained in any methods, modalities, or technologies they employ.
- Licensees must have sufficient knowledge to evaluate whether use of a technology or practice is appropriate in a given situation or for a particular client.
- Licensees are ultimately responsible for all clinical judgments and therapeutic decisions regarding assessment, diagnosis, and treatment.
- Licensees must ensure the accuracy and completeness of client records and protect the confidentiality and security of all client data, regardless of the technology or methods used.
- If a licensee delegates responsibilities involving new technologies or practices to others, the licensee must ensure that those individuals are properly trained, competent, and ethically using the tools.
- A supervising licensee remains accountable for supervisees' actions to the same extent they would with any form of practice.

Competency to employ new technologies or practices

In emerging areas where established training standards do not exist, licensees must take reasonable steps to ensure their competence.

- In the absence of recognized practice standards, licensees should consider the best application of generally accepted professional ethical principles.

Consent and safeguards

Licensees must stay informed about the safety, accuracy, and effectiveness of any technology or practice used. Licensees must also ensure the client provides sufficient informed consent given the services being provided.

- Licensees should consider whether there are appropriate steps when employing new technologies or practices to protect clients and others from potential harm.
- When using technology-based or virtual services (e.g., telehealth), licensees should consider adopting protocols to address client emergencies or technological failures, including alternate methods of contact and referral to local crisis resources.
- When using an emerging practice, licensees should consider adopting emergency preparedness policies or other procedures to identify potential safety risks, particularly physical or medical, that may arise as a result of the practice and develop a plan for addressing such emergencies to prevent patient harm.

- When employing a new technology or practice, licensees should consider providing a client some or all of the following information, as appropriate to that client:
 - The method, modality, or technology being used;
 - Its intended purpose, capabilities, and limitations;
 - Any reasonably foreseeable adverse effects or risks;
 - Steps the licensee or client can take to reduce potential risks or harm; and/or
 - The client's right to decline or opt out of its use.

Continued responsibility after use of new technologies or emerging practices

Licensees must regularly evaluate the effectiveness of any practice method, modality, or technology used. If a method or tool does not appear to benefit the client or causes adverse effects, the licensee must adjust or discontinue its use.

Limitations of new technologies or practices

The use of any new or emerging practice or technology does not expand a licensee's scope of practice, nor alter their ethical responsibilities or prohibitions.

- Council licensees are not authorized to perform medical procedures or to prescribe, dispense, or administer medications.
- Licensees must maintain clear and appropriate professional boundaries when using technologies that facilitate informal or asynchronous communication (e.g., text messaging, social media, apps with chat features).

From: Darrel Spinks
Sent: Tuesday, October 14, 2025 10:38 PM
To: Cristina de Luna; Diane Moore; Sarah Faszholz
Cc: Robert Romig
Subject: Fw: OOG Request – Agency Review for TREO Initiative

Just an FYI...something that needs to be shared with your respective boards in their next meeting under the BHEC report.

From: Darrel Spinks
Sent: Tuesday, October 14, 2025 10:32 PM
Cc: Robert Romig; Patrick Hyde; Brenda Skiff
Subject: Fw: OOG Request – Agency Review for TREO Initiative

Council Members:

With passage of SB14 the 89th Legislature created the [Texas Regulatory Efficiency Office](#). Jerome Greener, the Presiding Officer of TREO was [appointed by Gov. Abbott on Sept. 17th](#) and today I received the following email.

With the appointment of Mr. Greener as the presiding officer and receipt of this email, I believe we should expect TREO to begin reviewing our rules and rulemaking processes in the near future, possibly this year.

I wanted to inform you that I will immediately begin developing a plan to conduct the rule review requested by the Office of the Governor (OOG) as part of the TREO initiative. This effort will focus on identifying administrative rules that may be outdated, redundant, or otherwise suitable for streamlining, in alignment with TREO's goals of reducing regulatory burdens and improving transparency.

Please note that the nature and scope of this review will differ from the quadrennial rule review required under Section 2001.039 of the Government Code. While the quadrennial review is a statutory requirement focused on evaluating the continued need for existing rules, this TREO-led initiative is a more targeted effort aimed at identifying specific categories of rules for potential revision or repeal, including:

- Rules that restate statute
- Outdated or redundant rules
- Rules lacking statutory authority
- Discretionary rules
- Rules incorporating external standards by reference

I will keep you updated as the planning progresses. Please feel free to give me a call if you have any questions. My direct office line is (512) 305-7702.

Darrel

From: Cesar Puesan <cesar.puesan@gov.texas.gov>
Sent: Tuesday, October 14, 2025 4:00 PM

To: Cesar Puesan <cesar.puesan@gov.texas.gov>

Subject: OOG Request – Agency Review for TREO Initiative

Good afternoon,

I hope this email finds everyone well. The Office of the Governor (OOG) is asking agencies to begin self-identifying certain types of administrative rules as part of an upcoming initiative led by the Texas Regulatory Efficiency Office (TREO). Starting later this year, TREO will begin working collaboratively with state agencies to review and streamline administrative rules, and this early review will help prepare for that effort.

TREO, created within OOG earlier this year, is focused on helping agencies reduce regulatory burdens, eliminate outdated or redundant rules, and improve transparency for Texans. Please note: there is no hard deadline for this task. Agencies do not need to send OOG anything at this time and do not need to start repealing any rules. The only request is to review your administrative code and catalog any rules that meet the following criteria:

- Rules that wholly or mostly restate state or federal statute
- Outdated or redundant rules
- Rules the agency no longer has statutory authority to enforce
- Discretionary rules (rules not directed by the Legislature)
- Rules that incorporate other standards by reference

If any rules are required by statute to remain in place (i.e., would require legislative action to amend or repeal), please make note of that as well.

The intent is to strengthen coordination between OOG and the Governor's agencies to ensure rules remain current, necessary, and consistent with statutory authority.

Please let me know if you have any questions or if it would be helpful to discuss further.

Sincerely,

Cesar

Cesar Puesan

Budget and Policy Advisor

Office of the Governor Greg Abbott

1100 San Jacinto Blvd. Austin, Texas 78701

cesar.puesan@gov.texas.gov

956-647-7810

TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL
1st QUARTER MEASURES
FY 2026

Number of Licenses Renewed (from ald12)

LSSP	485
LIC	660
LPA	73
LPC	3973
MFT	517
LBSW	390
LMSW	1519
LCSW	2008
AP	11

Total 9,636

Number of Licenses Issued (from ald11 and BO)

LPA	17
PLP	140
LIC	102
LSSP	19
LPCA	669
LPC	154
LPC Upgrade	598
MFTA	82
MFT	32
MFT Upgrade	66
LBSW	41
LMSW	551
LCSW	212
LMSW Upgrade	35
LCSW Upgrade	383
TEMP SW	10

Total 3,111

Number of Complaints Resolved (from BO report)

LP/LPA	15
LSSP	1
LPC	107
MFT	5
SW	30
Total	158

Percent of Complaint Resolved Within Six Months (from BO report)

1 st Qtr	83/158 =	53%
2 nd Qtr		
3 rd Qtr		
4 th Qtr		
YTD	83/158=	53%

Percent of Complaints Resolved resulting in Disciplinary Action (from BO report)

1 st Qtr	19/158 =	12%
2 nd Qtr		
3 rd Qtr		
4 th Qtr		
YTD	19/158 =	12%

Average Time for Complaint Resolution (from BO report)

1 st Qtr	48,875 days to resolve 158 complaints = 309.34 days	
2 nd Qtr		
3 rd Qtr		
4 th Qtr		
YTD	48,875 days to resolve 158 complaints =	309.34 days

Number of Complaints Pending (from BO report) 818

Closed	7
File at SOAH	0
ISC Scheduled	25
Legal Review	473
NOV Sent	3
Open	3
Under Investigation	307

Average Time for Application Processing (from BO report) (**Bold averages only**)

1 st Qtr	76,193 days to process 2,985 applications =	25.53 days
2 nd Qtr		
3 rd Qtr		
4 th Qtr		
YTD	76,193 days to process 2,985 applications =	25.53 days

LPA Initial	2079 days to process 43 applications =	48.35
LPA Final	4070 days to process 17 applications =	239.42
LIC Initial	5839 days to process 151 applications =	38.67
LIC Final	18997 days to process 102 applications =	186.25
LSSP	1091 days to process 19 applications =	57.43
Temp LIC	747 days to process 22 applications =	33.96
LPC Initial	9378 days to process 154 applications =	60.90
LPCA Initial	16785 days to process 669 applications =	25.09
LPC Upgrade	6466 days to process 597 applications =	10.83
MFT License	3011 days to process 32 applications =	94.10
MFTA License	11435 days to process 82 applications =	139.46
MFTA Upgrade	815 days to process 66 applications =	12.35
SW License	9254 days to process 532 applications =	17.40
SW OOS License	12260 days to process 272 applications =	45.80
SW Upgrade	8182 days to process 418 applications =	19.58
Temp SW License	286 days to process 10 applications =	28.60

- Those in **BOLD** are the applications we have more control over (i.e. we are not waiting for them to take and pass a national exam).

Calculations reviewed by: _____

Date: _____

**TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL
ANNUAL MEASURES
FY 2026**

Number of Jurisdictional Complaints Received FY25 (from BO report) 228

Percent of Licensees With No Recent Violations

Total	287 disciplinary actions
Less duplicates	-54 duplicates
Total unduplicated	233 disciplinary actions

Number of individuals (unduplicated) licensed as of 8/31/2025: 90,366

$90,366 - 233 = 90,133$

$90,133/90,366 = 99.75\%$

Calculation Reviewed by: _____

Date: _____

1st QUARTER PERFORMANCE MEASURES
FISCAL YEAR 2026

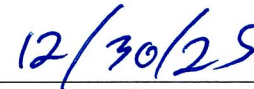
Submitted to the
Governor's Office of Budget and Planning
and the Legislative Budget Board

by

**Texas Behavioral Health Executive
Council**


Executive Director

December 30, 2025


Date

Efficiency/Output Measures with Cover Page and Update Explanation
 89th Regular Session, Performance Reporting
 Automated Budget and Evaluation System of Texas (ABEST)

12/30/2025 11:50:10AM

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
Output Measures					
<u>1-1-1 LICENSING</u>					
1 # NEW LICENSEES ISSUED					
Quarter 1	12,000.00	3,111.00	3,111.00	25.93 %	2,400.00 - 3,600.00
2 # LICENSE RENEWALS					
Quarter 1	34,500.00	9,636.00	9,636.00	27.93 %	6,900.00 - 10,350.00
<u>2-1-1 ENFORCEMENT</u>					
1 COMPLAINTS RESOLVED					
Quarter 1	500.00	158.00	158.00	31.60 % *	100.00 - 150.00

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY26 target for number of complaints resolved is 500, or 125 per quarter. During the first quarter of FY26, the agency exceeded its target by resolving 158 complaints. This is due to the efficiency and dedication of the investigative and legal staff.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The agency had 818 pending complaints at the end of this quarter and received 228 new complaints during this quarter. While the investigatory time and resources needed to resolve a complaint vary according to the nature and type of complaint received, the agency believes it will continue to exceed this target assuming it is able to maintain full or near-full staffing level of investigative and legal staff. Additionally, the agency is receiving more complaints than anticipated, which should lead to more resolved complaints, given that the agency was able to hire two new staff attorneys at the beginning of FY26 to help with resolution of the substantive complaints.

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation
 89th Regular Session, Performance Reporting
 Automated Budget and Evaluation System of Texas (ABEST)

12/30/2025 11:50:10AM

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
Output Measures					
2 COMPLAINTS PENDING					
Quarter 1	850.00	818.00	818.00	96.24 %	807.50 - 892.50

Efficiency Measures

1-1-1 LICENSING

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 1	35.00	25.53	25.53	72.94 % *	33.25 - 36.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY26 target for the average time for license issuance is 35 days. In the first quarter of FY26, the agency bested this measure by having an average license issuance time of only 26 days. This is due to the efficiency and dedication of the licensing staff.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

The average time for license issuance in FY25 was 30 days. This number has decreased in the first quarter of FY26 due to the dedication and efficiency of the licensing staff. As long as the Council is able to maintain full or close-to-full staffing levels in this division, the agency will continue to meet or beat this target during the 2026-2027 biennium.

2-1-1 ENFORCEMENT

1 AVG TIME/COMPLAINT RESOLUTION

* Varies by 5% or more from target.

Efficiency/Output Measures with Cover Page and Update Explanation
 89th Regular Session, Performance Reporting
 Automated Budget and Evaluation System of Texas (ABEST)

12/30/2025 11:50:10AM

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
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Efficiency Measures

1 AVG TIME/COMPLAINT RESOLUTION

Quarter 1	375.00	309.30	309.30	82.48 % *	356.25 - 393.75
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Explanation of Variance: FACTORS CAUSING THE VARIANCE:

The FY26 target for the average time for complaint resolution is 375 days. In the first quarter of FY26, the agency bested this measure by having an average processing resolution time of 310 days. This is due to the efficiency and dedication of the investigative and legal staff.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

In FY25, even with the dedication and efficiency of the enforcement and legal staff, the agency needed additional staff attorneys to process the substantive complaints that were referred to the legal division in a shorter timeframe. The agency has been able to hire two new staff attorneys at the beginning of FY26 and believes that as long as the Council is able to maintain full or close-to-full staffing levels in this division, the agency will continue to meet or beat this target during the 2026-2027 biennium.

* Varies by 5% or more from target.

COMPLAINT NO. 2024-00622

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

TRACI LEE

**THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS**

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council (“Council”) hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by Traci Lee (“Respondent”) and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist (#5205) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. From on or about December 1, 2022 to on or about May 1, 2024, Respondent engaged in the practice of marriage and family therapy without an active license.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council Rules Rule 801.43(d)(3), 801.44(b) and (t), and 882.23(a).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is hereby REPRIMANDED.
2. Respondent is assessed and shall pay, within thirty (30) days of the date this order is ratified, an administrative penalty in the total amount of \$1,500.00; of which \$1,000.00 represents administrative costs and \$500.00 represents administrative penalty.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.

THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:



Traci Lee
Marriage and Family Therapist
License #5205



Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 06/03/2025

DATE SIGNED: 6/3/25

APPROVED, RATIFIED, AND ENTERED THIS 4th DAY OF June, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00063

IN THE MATTER OF

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**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

ERIN BOGDANSKI

**THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS**

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council (“Council”) hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by Erin Bogdanski (“Respondent”) and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist (#204011) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. On October 13, 2022, Respondent’s license to practice marriage and family therapy in California was revoked as a result of a disciplinary action.
3. Respondent did not report the revocation to the Council at the time it occurred or when Respondent filed an application for renewal with the Council.
4. Respondent has been convicted of 3 drug or alcohol related offences in the last 10 years.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council

Rules 801.206(13), 884.3, and 884.32(a).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is **SUSPENDED** for a period of three (3) years from the effective date of this order. However, the three (3) years of suspension shall be **PROBATED**, so long as Respondent complies with all state and federal statutes and regulations pertaining to the practice of marriage and family therapy. Although the probated suspension ordered herein will result in Respondent's license being restricted, Respondent shall take all steps necessary to renew and maintain Respondent's license while this order is in effect. Respondent's license shall remain on restricted status until all terms of this order have been satisfactorily completed.
2. Respondent shall be required to participate in therapy for no less than two (2) years from the date this order is ratified. Respondent shall, within fourteen (14) days of the date this order is ratified, submit to the Council, or its designee, for approval the name and qualifications of a mental health provider who has agreed to provide Respondent therapy. The Respondent must submit a copy of the therapist's CV and receive written approval from the Council, or its designee, before any of the therapy Respondent receives may be acceptable to meet the requirements of this order. The therapist shall have no business, professional, personal, or other relationship with Respondent that would interfere with the therapist's function or duties. Once approved, the therapist shall submit to the Council, or its designee, a treatment plan by which the therapist plans to assess and treat the Respondent; the therapist may make modification to the treatment plan at the therapist's discretion, and any medications shall be reported to the Council, or its designee, in writing. Respondent must attend therapy at least once a month but if Respondent's therapist recommends therapy on a more frequent basis then Respondent must comply with such recommendations.

It shall be Respondent's responsibility to assure the therapist submits written reports to the Council, or its designee, on a quarterly basis verifying that therapy has taken place, providing a general opinion and evaluation of the Respondent, and providing an opinion regarding the Respondent's ability to provide services in safe and competent manner as well as any recommendations to enhance or maintain Respondent's fitness to practice marriage and family therapy.

In the event Respondent's therapist indicates that Respondent is fit to practice marriage and family therapy, but makes recommendations concerning reasonable steps Respondent must or should take to enhance or maintain Respondent's fitness to practice marriage and family therapy, Respondent shall comply with any and all recommendations made by Respondent's therapist. If Respondent refuses or fails to follow the recommendations, Respondent agrees that Respondent's license shall be **SUSPENDED**, without further

hearings, informal settlement procedures, or any right of appeal for judicial review; pending further review of Respondent by the Council, or its designee.

If the therapist concludes there is sufficient concern or need to impose further requirements, restrictions, and/or take other appropriate actions to ensure the safety of the public the Council, or its designee, may do so at its own discretion. In the event Respondent refuses or fails to follow the additional requirements or restrictions imposed by the Council, or its designee, Respondent agrees that Respondent's license shall be **SUSPENDED**, without further hearings, informal settlement procedures, or any right of appeal for judicial review; pending further review of Respondent by the Council, or its designee.

After a full year of therapy, and only if the Respondent's therapist recommends doing so in writing, Respondent may submit a written request to the Council, or its designee, to end this required therapy; and the Council, or its designee, may grant or deny this request at its own discretion. A full year of therapy shall be 365 days from the date Respondent has the first therapy session and continued for the minimum required two (2) session per month. If the therapist cannot continue providing therapy, Respondent shall get approval from the Council, or its designee, for a new therapist. If Respondent does not have any therapy for a period of more than thirty (30) days Respondent's license shall be **SUSPENDED** until therapy resumes and the therapist submits a report attesting to Respondent's fitness to provide marriage and family therapy services in safe and competent manner. During any period of non-practice or non-therapy, the therapy time period shall be tolled and any period of non-practice or non-therapy shall not apply to the reduction of this time period. Respondent shall pay all costs associated with this therapy requirement.

6. Respondent shall be required to practice under the supervision of a practice monitor for a period of three (3) years from the date this order is ratified. Respondent shall, within fourteen (14) days of the date this order is ratified, submit to the Council or its designee for approval the name and qualifications of a marriage and family therapist supervisor who has agreed to serve as a practice monitor. The Respondent must submit a copy of the practice monitor's CV and receive written approval from the Council, or its designee, before any of the practice monitoring Respondent receives may be acceptable to meet the requirements of this order. The practice monitor shall (1) be a Texas-licensed marriage and family therapist supervisor with no record of disciplinary actions; (2) have no business, professional, personal, or other relationship with Respondent that would interfere with the practice monitor's function or duties; and (3) possess specialized knowledge, education and experience in the same field of practice as that of Respondent.

Once approved, the practice monitor shall submit to the Council or its designee a monitoring contract and plan by which Respondent's practice shall be monitored for compliance with ethical and legal practice standards, as well as the terms of this Order. Monitoring shall consist of at least one (1) hour of individual face-to-face meetings every week. The Respondent shall provide the practice monitor with a copy of this Order and access to Respondent's records. Respondent shall execute a release authorizing the

practice monitor to divulge any information the Council or its designee may request.

It shall be Respondent's responsibility to assure the practice monitor submits written reports to the Council or its designee on a quarterly basis verifying that monitoring has taken place and providing an evaluation of Respondent's performance. At the Council's discretion, if any of these reports provides sufficient concern, the Council may impose further monitoring requirements and/or take other appropriate actions to ensure the safety of the public.

In the event Respondent's monitor indicates that Respondent is fit to practice marriage and family therapy, but makes recommendations concerning reasonable steps Respondent must or should take to enhance or maintain Respondent's fitness to practice marriage and family therapy, Respondent shall comply with any and all recommendations made by Respondent's monitor. If Respondent refuses or fails to follow the recommendations, Respondent agrees that Respondent's license shall be **SUSPENDED**, without further hearings, informal settlement procedures, or any right of appeal for judicial review; pending further review of Respondent by the Council, or its designee.

If the monitor concludes there is sufficient concern or need to impose further requirements, restrictions, and/or take other appropriate actions to ensure the safety of the public the Council, or its designee, may do so at its own discretion. In the event Respondent refuses or fails to follow the additional requirements or restrictions imposed by the Council, or its designee, Respondent agrees that Respondent's license shall be **SUSPENDED**, without further hearings, informal settlement procedures, or any right of appeal for judicial review; pending further review of Respondent by the Council, or its designee.

If the practice monitor cannot continue the monitoring engagement, Respondent shall get approval from the Council or its designee for a new practice monitor. If no new practice monitor is approved, Respondent shall not practice until a new practice monitor has been approved. If Respondent does not have at least one (1) hour of individual face-to-face supervision every week Respondent's license shall be **SUSPENDED**, without further hearings, informal settlement procedures, or any right of appeal for judicial review, until supervision resumes and the practice monitor submits a report attesting to Respondent's fitness to provide marriage and family therapy services in safe and competent manner. During any period of suspension, non-practice, or non-supervision by a practice monitor, the one (1) year practice monitoring time period shall be tolled and shall not apply to the reduction of this required one (1) year practice monitoring time period. Respondent shall pay all costs associated with this practice monitoring requirement. **RESPONDENT AGREES THAT ANY FAILURE TO COMPLY WITH THE PRACTICE MONITORING REQUIREMENTS, OR ANY OTHER TERM IN THIS ORDER, SHALL CONSTITUTE IMMEDIATE GROUNDS FOR REVOCATION OF RESPONDENT'S LICENSE.**

7. Respondent shall be required to submit drug screenings upon request of the Council for the next three (3) years.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.


WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.


THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:

Signed by:

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Erin Bogdanski
Marriage and Family Therapist
License #204011



Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 8/12/2025

DATE SIGNED: 8/13/25

APPROVED, RATIFIED, AND ENTERED THIS 13th DAY OF August, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00137

IN THE MATTER OF

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**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

SUSAN WATKINS

**THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS**

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council (“Council”) hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by Susan Watkins (“Respondent”) and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist (#201151) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. From September of 2022 to August of 2024, Respondent engaged in the practice of marriage and family therapy without a valid license.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council Rules 882.23(a).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is hereby REPRIMANDED.
2. Respondent is assessed and shall pay, within thirty (30) days of the date this order is ratified, an administrative penalty in the total amount of \$2,000.00; of which \$1,800.00 represents administrative costs and \$200.00 represents administrative penalty.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.

THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:

Susan Watkins
Susan Watkins
Marriage and Family Therapist
License #201151

Brian Clark
Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 06/18/2025

DATE SIGNED: 6/18/25

APPROVED, RATIFIED, AND ENTERED THIS 20th DAY OF June, 2025.

Darrel Spinks
Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NOS. 2025-00391 AND 2025-00410

IN THE MATTER OF

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**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

DAVID DANIELS

**THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS**

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council (“Council”) hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by David Daniels (“Respondent”) and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist (#4954) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent failed to set and maintain professional boundaries when he complimented minor clients on their physical appearance.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council Rules 801.44(i).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is hereby REPRIMANDED.
2. Respondent, within thirty (30) days of the date this order is ratified, shall complete and submit proof of completion of three (3) hours of professional development relating to boundaries and three (3) hours of professional development relating to a model of his choosing. This professional development is in addition to the professional development hours required for license renewal. Respondent will pay all costs of the coursework.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.

THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:



David Daniels
Marriage and Family Therapist
License #4954

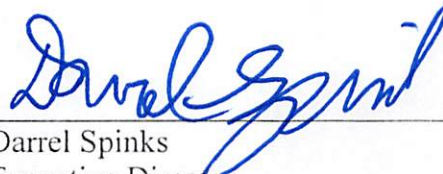


Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 8/13/2025

DATE SIGNED: 8/13/25

APPROVED, RATIFIED, AND ENTERED THIS 13th DAY OF August, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00427

IN THE MATTER OF

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**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

ADAM MATTHEWS

**THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS**

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council (“Council”) hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by Adam Matthews (“Respondent”) and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist associate (#203747) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent failed to submit to a fingerprint-based criminal history check to the Council.
3. Respondent no longer resides in the state of Texas and does not wish to continue being licensed as a marriage and family therapy associate.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council Rule 882.40.

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent, by signing this Agreed Order, hereby voluntarily and permanently **RESIGNS** his or her license (#203747) in lieu of further adjudication by the Council on these matters.
2. Respondent shall return his or her license to the Council no later than fourteen (14) days after the date this order is ratified.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.


THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:



Adam Matthews
Marriage and Family Therapist Associate
License # 203747



Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 5/13/25

DATE SIGNED: 6/16/25

APPROVED, RATIFIED, AND ENTERED THIS 17th DAY OF June, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00381

IN THE MATTER OF

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BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL

CHRISTINA FELICETTI

THE TEXAS STATE BOARD
OF EXAMINERS OF
MARRIAGE AND FAMILY
THERAPISTS

AGREED ORDER

Pursuant to the authority under §507.305 of the Texas Occupations Code, §2001.056 of the Government Code, and 22 Texas Administrative Code §884.12(e), the Executive Director for the Texas Behavioral Health Executive Council ("Council") hereby approves, ratifies, and enters this Agreed Order with the following Findings of Fact, Conclusions of Law, and Order of the Council, which have been approved and accepted by Christina Felicetti ("Respondent") and which constitutes a full settlement and compromise of the complaint currently pending against Respondent before the Council in the above-referenced and numbered matter.

FINDINGS OF FACT

1. Respondent is licensed as a marriage and family therapist (#204036) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. While employed at Gainesville State School Juvenile Correctional Facility, Respondent failed to document four sessions that Respondent conducted with a minor client.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 502 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 35 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§502.351, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated Council Rule 801.48.

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is hereby REPRIMANDED.

WARNING

RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

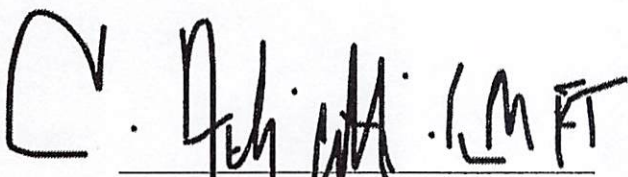
WAIVERS

On the underlying investigative file, Respondent has waived his or her right to an informal settlement conference, a formal hearing before an Administrative Law Judge at the State Office of Administrative Hearings (SOAH), and judicial review pursuant to Texas Government Code Chapter 2001, in exchange for the conditions set out in this Agreed Order.


THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES THAT HE OR SHE HAS AGREED TO THIS ORDER UPON THE ADVICE AND CONSENT OF COUNSEL, OR THAT HE OR SHE HAS HAD THE OPPORTUNITY TO HAVE THIS ORDER REVIEWED BY COUNSEL OF HIS OR HER CHOICE.

FOR THE RESPONDENT:

FOR THE STAFF OF THE COUNCIL:



Christina Felicetti
Marriage and Family Therapist
License #204036

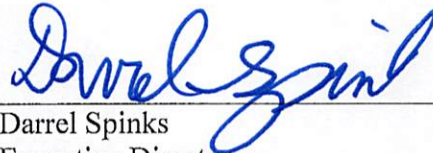


Brian Clark
Texas Bar No. 24099457
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 08/12/2025

DATE SIGNED: 8/26/25

APPROVED, RATIFIED, AND ENTERED THIS 3rd DAY OF September, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

Rule: 801.2. Definitions

Action: Adopted Amendment

Comment: The adopted amendment would remove the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education. The adopted amendments would also add the recently created “temporary” license to the definition of license.

§801.2. Definitions. The following words and terms, when used in this chapter, have the following meanings unless the context indicates otherwise.

- (1) Accredited institutions or programs--An institution of higher education accredited by an regionally accrediting agency recognized by the Council for Higher Education Accreditation, the Texas Higher Education Coordinating Board, or the United States Department of Education.
- (2) Act--Texas Occupations Code, Chapter 502, the Licensed Marriage and Family Therapist Act.
- (3) Board--The Texas State Board of Examiners of Marriage and Family Therapists.
- (4) Client--An individual, family, couple, group, or organization who receives or has received services from a person identified as a marriage and family therapist who is either licensed by the council or unlicensed.
- (5) Council--The Texas Behavioral Health Executive Council.
- (6) Council Act--Texas Occupations Code, Chapter 507, concerning the Texas Behavioral Health Executive Council.
- (7) Council rules--22 Texas Administrative Code, Chapters 801 and 881 to 885.
- (8) Direct clinical services to couples or family--Professional services provided to couples or families in which a clinician delivers therapeutic services with two or more individuals simultaneously or two or more individuals from the same family system within the same therapeutic session. Individuals must share an ongoing relationship beyond that which occurs in the therapeutic experience itself. Examples of ongoing relationships include family systems,

couple systems, enduring friendship/community support systems, and residential, treatment or situationally connected systems.

- (9) Endorsement--The process whereby the council reviews licensing requirements that a license applicant completed while under the jurisdiction of an out-of-state marriage and family therapy regulatory board. The council may accept, deny or grant partial credit for requirements completed in a different jurisdiction.
- (10) Executive director--the executive director for the Texas Behavioral Health Executive Council.
- (11) Family system--An open, on-going, goal-seeking, self-regulating, social system which shares features of all such systems. Certain features such as its unique structuring of gender, race, nationality and generation set it apart from other social systems. Each individual family system is shaped by its own particular structural features (size, complexity, composition, and life stage), the psychobiological characteristics of its individual members (age, race, nationality, gender, fertility, health and temperament) and its socio-cultural and historic position in its larger environment.
- (12) Group supervision--Supervision that involves a minimum of three and no more than six marriage and family therapy supervisees or LMFT Associates in a clinical setting during the supervision hour.
- (13) Independent Practice--The practice of providing marriage and family therapy services to a client without the supervision of an LMFT-S.
- (14) Individual supervision--Supervision of no more than two marriage and family therapy supervisees or LMFT Associates in a clinical setting during the supervision hour.
- (15) Jurisprudence exam--An online learning experience based on the Act, the Council Act, and council rules, and other state laws and rules relating to the practice of marriage and family therapy.
- (16) License--A marriage and family therapist license, a marriage and family therapist associate license, a provisional or temporary marriage and family therapist license, or a provisional or temporary marriage and family therapist associate license.
- (17) Licensed marriage and family therapist (LMFT)--As defined in §502.002 of the Occupations Code, a person who offers marriage and family therapy for compensation.

- (18) Licensed marriage and family therapist associate (LMFT Associate)--As defined in §502.002 of the Occupations Code, an individual who offers to provide marriage and family therapy for compensation under the supervision of a supervisor approved by the executive council. The appropriate council-approved terms to refer to an LMFT Associate are: "Licensed Marriage and Family Therapist Associate" or "LMFT Associate." Other terminology or abbreviations like "LMFT A" are not council-approved and may not be used.
- (19) Licensee--Any person licensed by the council.
- (20) Licensure examination--The national licensure examination administered by the Association of Marital and Family Therapy Regulatory Boards (AMFTRB) or the State of California marriage and family therapy licensure examination.
- (21) Marriage and family therapy--The rendering of professional therapeutic services to clients, singly or in groups, and involves the professional application of family systems theories and techniques in the delivery of therapeutic services to those persons. The term includes the evaluation and remediation of cognitive, affective, behavioral, or relational dysfunction or processes.
- (22) Month--A calendar month.
- (23) Person--An individual, corporation, partnership, or other legal entity.
- (24) Recognized religious practitioner--A rabbi, clergyman, or person of similar status who is a member in good standing of and accountable to a legally recognized denomination or legally recognizable religious denomination or legally recognizable religious organization and other individuals participating with them in pastoral counseling if:
- (A) the therapy activities are within the scope of the performance of regular or specialized ministerial duties and are performed under the auspices of sponsorship of an established and legally recognized church, denomination or sect, or an integrated auxiliary of a church as defined in 26 CFR §1.6033-2(h) (relating to Returns by exempt organizations (taxable years beginning after December 31, 1969) and returns by certain nonexempt organizations (taxable years beginning after December 31, 1980));

- (B) the individual providing the service remains accountable to the established authority of that church, denomination, sect, or integrated auxiliary; and
 - (C) the person does not use the title of or hold himself or herself out as a licensed marriage and family therapist.
- (25) Supervision--
- (A) Supervision for licensure--The guidance or management in the provision of clinical services by a marriage and family therapy supervisee or LMFT Associate, which must be conducted for at least one supervision hour each week, except for good cause shown.
 - (B) Supervision, Council-ordered--For the oversight and rehabilitation in the provision of clinical services by a licensee under a Council Order, defined by the Order and the Council-Ordered Supervision Plan, and must be conducted as specified in the Council Order and Supervision Plan (generally in face-to-face, one-on-one sessions).
- (26) Supervision hour--50 minutes.
- (27) Supervisor--An LMFT with supervisor status meeting the requirements set out in §801.143 of this title. ~~(relating to Supervisor Requirements)~~. The appropriate council-approved terminology to use in reference to a Supervisor is: "Supervisor," "Licensed Marriage and Family Therapist Supervisor," "LMFT-S" or "LMFT Supervisor." Other terminology or abbreviations may not be used.
- (28) Technology-assisted services--Providing therapy or supervision with technologies and devices for electronic communication and information exchange between a licensee in one location and a client or supervisee in another location.
- (29) Therapist--A person who holds a license issued by the council.
- (30) Waiver--The suspension of educational, professional, or examination requirements for an applicant who meets licensing requirements under special conditions.

Rule: 801.57. Child Custody Evaluations.

Action: Adopted Amendments

Comment: The adopted amendments are made to conform the rule to the statutory changes made to Sections 107.104 and 107.112 of the Family Code by H.B. 2340 from the 89th Legislature, Regular Session (2025).

§801.57. Child Custody Evaluations.

- (a) Licensees must comply with all applicable statutes and rules, including but not limited to Texas Family Code, Chapter 107, Subchapters D, E, and F (relating to Child Custody Evaluation, Adoption Evaluation, and Evaluations in Contested Adoptions).
- (b) When a licensee who has conducted a court-ordered child custody evaluation or adoption evaluation receives any complaint relating to the outcome of the evaluation, the licensee must report the complaint to the court that ordered the evaluation. See Council rule §884.3 of this title. See council rules, found in §884.3 of this title, (relating to Special Requirements for Complaints Alleging Violations Related to Court Ordered Evaluations).
- (c) Disclosure of confidential information in violation of Texas Family Code, §§107.111 (relating to Child Custody Evaluator Access to Investigative Records of Department of Family and Protective Services; Offense), 107.1111 (relating to Child Custody Evaluator Access to Other Records), or §107.163 (relating to Adoption Evaluator Access to Investigative Records of Department of Family and Protective Services; Offense), or failure to redact any social security numbers or child's birth date from records subject to disclosure under §107.112 (relating to Communications and Recordkeeping of Child Custody Evaluator) be fore making the records available, is grounds for disciplinary action, up to and including license revocation.
- (d) A licensee may not provide any other type of service, neither sequentially nor simultaneously in the same case that he or she provides a child custody evaluation, unless required by court order.
- (e) A licensee may not offer an expert opinion or recommendation relating to the conservatorship of or possession of or access to a child unless the licensee has conducted a child custody evaluation relating to the child in accordance with Texas Family Code, Chapter 107, Subchapter D.
- (f) Before beginning child custody evaluations or adoption evaluations, a licensee must inform the parties in writing of:

- (1) the limitations on confidentiality in the evaluation process; and
 - (2) the basis of fees and costs and the method of payment, including any fees associated with postponement, cancellation, and/or nonappearance, and the parties' pro rata share of the fees and costs as determined by the court order or written agreement of the parties.
- (g) An LMFT Associate may not conduct child custody evaluations or adoption evaluations unless qualified by another professional license to provide such services or otherwise allowed by law.
- (h) An LMFT who has completed a doctoral degree and at least 10 court-ordered child custody evaluations under the supervision of an individual qualified by the Texas Family Code, Chapter 107 to perform child custody evaluations is qualified to conduct child custody evaluations under Texas Family Code, Chapter 107. All other LMFTs must comply with the qualification requirements stipulated in Texas Family Code, Chapter 107.
- (i) In addition to the minimum qualifications set forth by this rule, an individual must complete at least eight hours of family violence dynamics training provided by a family violence service provider to be qualified to conduct child custody evaluations.
 - (ii) In addition to the qualifications prescribed by this rule, to be qualified to conduct a child custody evaluation, an individual must complete, during the two-year period preceding the evaluation, at least three hours of initial or continuing training, as applicable, related to the care of a child with an intellectual disability or developmental disability, including education, therapy, preparation for independent living, or methods for addressing physical or mental health challenges.

Rule: 801.112. General Academic Requirements

Action: Adopted Amendments

Comment: The adopted amendment would remove the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education. The adopted amendments would also align the requirement that all courses must receive a passing grade and be credited on an applicant’s transcript, removing the requirement that some courses receive a “B” letter grade.

§801.112. General Academic Requirements

- (a) An applicant must submit an official transcript showing:
- (1) a master's or doctorate degree in marriage and family therapy from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education (COAMFTE);
 - (2) a master's degree from a program accredited by the Council for Accreditation of Counseling and Related Educational Programs (CACREP), Marriage, Couples, and Family Counseling (MCFC) specialization which meets the requirements of §801.114(b)(8) of this title (~~relating to Academic Course Content~~) and starts on or after January 1, 2017, (the earliest class reported on one of an applicant's official transcripts denotes the start of a program); or
 - (3) a master's or doctorate degree from an ~~a regionally~~ accredited institution of higher education in marriage and family therapy or in a related mental health field with a planned course of study in marriage and family therapy as described in §801.113(b), (c), and (d) of this title (~~relating to Academic Requirements~~) with the required minimum course content as described in §801.114 of this title.
- (b) An applicant with foreign degree or coursework must comply with Council rule ~~council rules, 22 Texas Administrative Code §882.11.5~~ (~~relating to Applicants with Foreign Degrees~~).
- (c) An applicant must submit a course description from an official school catalog or syllabus for any course listed on the transcript with a title not self-explanatory or apparently relevant to academic requirements.

- (d) The council will not accept any undergraduate courses as meeting any academic requirements unless the applicant's official transcript clearly shows that the course was awarded graduate credit by the school.
- (e) The council will accept as meeting academic requirements only those courses shown on the applicant's transcript as completed with a passing grade or for credit.
- (1) ~~part of the applicant's program of studies and as completed with a passing grade or for credit; or~~
- (2) ~~taken outside the applicant's program of studies and completed with at least a "B" or "pass."~~
- (f) The council will consider a quarter hour of academic credit as two-thirds of a semester hour.

Rule: 801.113. Academic Requirements

Action: Adopted Amendments

Comment: The adopted amendment would remove the term “regionally” to expand the category of acceptable accrediting agencies to include regional, national, and institutional accrediting bodies, as long as they are recognized by CHEA, THECB, or the U.S. Department of Education.

§801.113. Academic Requirements

- (a) An applicant for the licensure examination must have completed or be enrolled in a council-approved marriage and family therapy graduate internship.
- (b) An applicant for LMFT Associate or LMFT must have a master's or doctorate degree in marriage and family therapy or a master's or doctorate degree in a related mental health field with course work and training determined by the council to be substantially equivalent to a graduate degree in marriage and family therapy from ~~an a regionally~~ accredited institution of higher education or an institution of higher education approved by the council with (the earliest class reported on one of an applicant's official transcripts denotes the start of a program):
 - (1) at least 45 semester hours for an applicant who started a program before August 1, 2017; or
 - (2) at least 60 semester hours for an applicant who started a program on or after August 1, 2017.
- (c) A degree or course work in a related mental health field must have been a planned course of study designed to train a person to provide direct services to assist individuals, families or couples in a therapeutic relationship in the resolution of cognitive, affective, behavioral or relational dysfunctions within the context of marriage or family systems.
- (d) Examples of degrees in a related mental health field may include counseling, psychology, social work, or family studies with an emphasis on Marriage and Family Therapy. Degrees in fields other than those listed may be reviewed for eligibility toward course equivalency in accordance with Council rule council rules, 22 Texas Administrative Code, §882.1. of this title. ~~(relating to Application Process).~~

Rule: 801.204. Licensing of Military Service Members, Military Veterans, and Military Spouses

Action: Adopted Amendments

Comment: The adopted amendments align the Council's rules with changes made to Texas Occupations Code Chapter 55 by the 89th Legislature regarding licensing of military service members, veterans, and spouses.

§801.204. Licensing of Military Service Members, Military Veterans, and Military Spouses.

- (a) An applicant for licensure under this section must comply with Council §882.60 of this title.
- ~~(b) Upon request, an applicant must provide acceptable proof of current licensure issued by another jurisdiction. Upon request, the applicant must provide proof that the licensing requirements of that jurisdiction are substantially equivalent to the licensing requirements of this state.~~
- ~~(b)(e)~~ For an application for a license submitted by a verified military service member or military veteran, the applicant will receive credit towards any licensing or apprenticeship requirements, except an examination requirement, for verified military service, training, or education relevant to the occupation, unless he or she holds a restricted license issued by another jurisdiction or if he or she has a disqualifying criminal history as described by the Act, the Council Act, or Council rules.