

TEXAS STATE BOARD OF EXAMINERS OF PROFESSIONAL COUNSELORS



MEMBERS OF THE BOARD

Steven Hallbauer, Board Chair
Dr. Christopher Taylor, LPC-S, Board Vice-Chair
Dr. Lia Amuna, LPC-S
Dr. Loretta J. Bradley, LPC-S
Elisa Chan
Brian Eby, LPC
Corey Rose
Nadia Stewart
Dr. Janie Stubblefield, LPC-S

Cristina De Luna
Board Administrator

TEXAS STATE BOARD OF EXAMINERS OF PROFESSIONAL COUNSELORS FULL BOARD MEETING AGENDA Friday, May 1, 2026 9:00 a.m.

The May 1, 2026 meeting of the Texas State Board of Examiners of Professional Counselors will be held by videoconference call, as authorized under Texas Government Code §551.127. The presiding officer will be physically present at 1801 Congress Avenue, Suite 4.300, Austin, Texas 78701 which will be open to the public. In the event of internet connectivity problems, the physical meeting location will be moved to 1801 Congress Avenue, Suite 7.102 or 7.301, Austin, Texas 78701. These alternate locations will also be open to the public, but seating is limited to first come, first served. Due to the size of these alternate meeting rooms, public seating will be limited by their relative occupancy ratings.

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/84885782236> 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 who wish to give public comment, after the meeting convenes and the public comment item is reached on the agenda, the presiding member will allow those who are attending in person to give public comment first and then ask those joining by computer to use the "raise hand" feature to indicate who would like to make a public comment. Those individuals who raise their hand will then be allowed to unmute and 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 asked whether they would like to make a public comment. (Those attending by phone use *6 to unmute.) 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 via <https://forms.office.com/r/hGqNcZjNhn>. Only those written public comments received by 5 p.m. on the last business day prior to the meeting will be submitted to the board members for their consideration. No written comments received will be read aloud during the meeting.

1801 Congress Ave., Suite 7.300, Austin, Texas 78701
(Phone) 512-305-7700

The Texas Behavioral Health Executive Council is an equal opportunity employer and does not discriminate on the basis of race, color, religion, national origin, age, sex, disability or sexual orientation.

Please note: 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) 3057700, 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.

1. Call 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) Application & Supervision Issues Committee (Bradley)
- 2) Rules Committee – (Dr. Stubblefield)
- 3) Complaints Committee – (Dr. Amuna)

MATTERS FOR POTENTIAL BOARD ACTION

5. Licensing matters.

May include discussion of licensing regulations and operations as they pertain to application processing.

- a. Board review and possible action on appeal of license applications

- 1) Vivian Ng

6. Examination matters.

May include reports from the Board's jurisprudence exam vendor, national exam administrator (CCE/NBCC), and discussion of exam content and format.

- a. Board review and possible action related to changes in the Board's jurisprudence exam.
- b. Board review and possible action on the NBCC Test Administration Services Agreement amendment to include Spanish-language examinations.

7. 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).

- 1) #510-25-03653 John McDonald
- 2) #510-25-22144 Cheyenne Kulhanek

- b. Board review and possible action regarding agreed orders to be executed by the Board.

8. 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. Proposed Amendment 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:*

- 1) §681.32 Competency and the Required Basis for Professional Judgments.
- 2) §681.91 LPC Associate License
- 3) §681.92 Experience Requirements
- 4) §681.93 Supervisor Requirements

9. Recommendations for agenda items for the next meeting.

10. Adjournment.

Addendum: Additional Videoconference and Telephone Conference Call Information

When: May 1, 2026 08:00 AM Central Time (US and Canada)

Topic: Texas State Board of Examiners of Professional Counselors May 1, 2026 Full Board Meeting

Join from PC, Mac, iPad, or Android: <https://us02web.zoom.us/j/84885782236>

Phone one-tap: +13462487799,,84885782236# US (Houston) +17193594580,,84885782236# 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: 848 8578 2236

International numbers available: <https://us02web.zoom.us/j/84885782236>

4. Board Chair Report – May 1, 2026

1. BHEC Meeting Summary from February 17, 2026

- **CE Broker** is now required for reporting CE hours
- Undertook initial discussion regarding implementing a standardized annual rulemaking window, where proposals would be discussed at the June meeting and adoptions would be completed at the October meeting
- New: Reviewed and approved a MOU with Abilene Christian University and Region 20 Education Service Center regarding an innovative school psychology re-training program. *LPC board members expressed interest in expanding eligible programs for comparable applications...*
- Approved rule changes to:
 - 1) 681.53 Child Custody Evaluation, Adoption Evaluation, and Evaluations in Contested Adoptions
 - 2) 681.114 Licensing of Military Service Members, Military Veterans, and Military Spouses
- Next BHEC meeting is Tuesday, June 16

2. Full Board Participation in ISC's

The first ISC's under the new "full board" structure were held April 7, 14 and 21. Slots were quickly filled; thanks to our board members who volunteered to serve!

3. Upcoming Events, Including Stakeholder Events and Activities

- **BHEC Meeting:** Jun. 16
- **NBCC Conference:** Jun. 23-25
- **LPC Board:** Oct. 2
- **BHEC Meeting:** Oct. 27
- **TCA Professional Growth Conference:** Nov. 11-13

COMPLAINT NO. 2025-00413

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

DAWN ABRANTES

**THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS**

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **DAWN ABRANTES** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#14447) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent learned of potential child abuse during sessions, but Respondent failed to timely report this abuse to the proper authorities.
3. Respondent failed to timely respond to a request for records made to a client.
4. Respondent failed to keep legible and organized progress notes in this matter.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.36(a), 681.45(a)-(c), and 681.45(d).

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 record keeping and three (3) hours of professional development related to mandatory reporting of child abuse. 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:

Dawn Abrantes

Dawn Abrantes
Licensed Professional Counselor
License No. 14447

DATE SIGNED: 11/20/25

FOR THE STAFF OF THE COUNCIL:

Kenneth Long

Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 12/1/2025

APPROVED, RATIFIED, AND ENTERED THIS 1st DAY OF December, 2025.

Darrel Spinks

Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2024-00113

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

**THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS**

JEREMY BERRY

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **JEREMY BERRY** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#64038) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent had a consensual but improper sexual relationship with a student.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.38(c) and 681.42(b).

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 (#64038) 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.
3. The Council will not consider an application for licensure from Respondent and Respondent agrees not to apply for any new license from the Council for one (1) year from the effective date of this Order.
4. If Respondent seeks to apply for a license with the Council in the future, and the Council is willing to reinstate the license, Respondent will be subject to conditions of eligibility to be imposed by the Council at that time.

WARNING

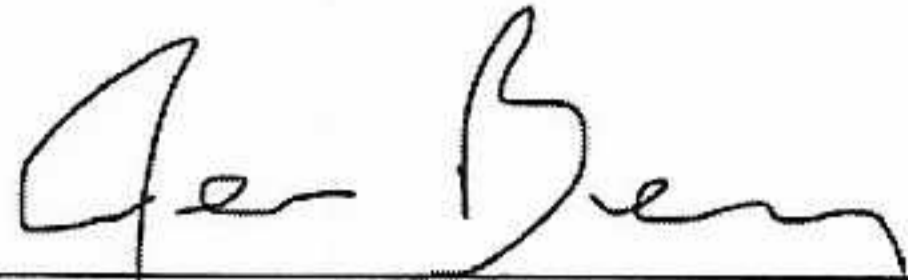
RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

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:



Jeremy Berry
Licensed Professional Counselor
License No. 64038

DATE SIGNED: 1/21/2026

FOR THE STAFF OF THE COUNCIL:



Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 1/21/2026

APPROVED, RATIFIED, AND ENTERED THIS 28th DAY OF January, 2026.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2026-00022

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

**THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS**

DANIELLE EVANS

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **DANIELLE EVANS** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor – associate (#98525) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent breached professional boundaries with a client.
3. Respondent discussed other clients in text messages with a client.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.38(c), 681.38(d), and 681.45(a)-(c).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is **SUSPENDED** for a period of one (1) year from the effective date of this order. However, the one (1) years of suspension shall be **PROBATED**, so long as Respondent complies with all state and federal statutes and regulations pertaining to the practice of professional counseling. 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, within thirty (30) days of the date this order is ratified, shall complete and submit proof of completion of six (6) hours of professional development relating to professional boundaries. This professional development is in addition to the professional development hours required for license renewal. Respondent will pay all costs of the coursework.
3. If before all of the terms, conditions, and restrictions of this order are complete Respondent applies, qualifies, and is granted an upgraded license, then all of the same terms, conditions, and restrictions of this order shall apply to the upgraded license without the need of entering a new order against the upgraded license.

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:

Danielle Evans

Danielle Evans
LPC-Associate
License No. 98525

MA M

Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 11/22/2025

DATE SIGNED: 12/11/2025

APPROVED, RATIFIED, AND ENTERED THIS 1st DAY OF December, 2025.

Darrel Spinks

Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00356

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

**THE TEXAS STATE BOARD
OF EXAMINERS OF**

ANDREA FLORES

PROFESSIONAL COUNSELORS

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **ANDREA FLORES** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#87192) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent became the foster parent of a former client without waiting the requisite time period after termination of the professional counseling relationship.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.38(c) and 681.38(d).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is SUSPENDED for a period of five (5) years from the effective date of this order. However, after the first two (2) years of suspension, the remaining (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 professional counseling. Although the suspension and 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 not provide any further professional counseling services in a residential treatment facility going forward from the date of this order.

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.

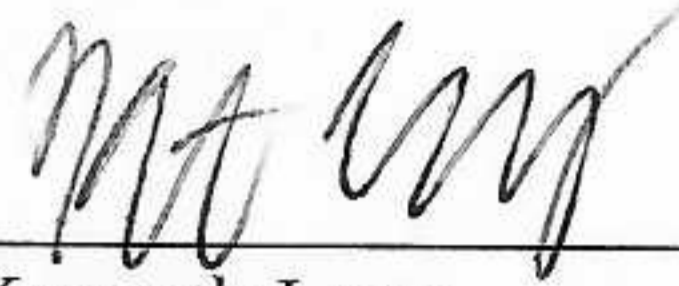
FOR THE RESPONDENT:



Andrea Flores
Licensed Professional Counselor
License No. 87192

DATE SIGNED: 12/05/2025

FOR THE STAFF OF THE COUNCIL:



Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin TX 78701

DATE SIGNED: 12/18/2025

APPROVED, RATIFIED, AND ENTERED THIS 8th DAY OF December, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2024-00282

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

**THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS**

ANNA GARCIA

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **ANNA GARCIA** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a Professional Counselor Supervisor (#78170) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent engaged in erroneous documentation and entered service code 90837 (53+ minutes) for individual telehealth sessions although client phone records indicate sessions lasted between 10-34 minutes. Respondent did not document when sessions terminated early due to the client’s age and level of development.
3. Respondent engaged in erroneous documentation and entered the service code for individual sessions when she was conducting family therapy sessions with and without the client.
4. Respondent engaged in erroneous documentation by failing to update the client’s treatment plan and failing to inform the client of the change. The treatment plan indicated the frequency of sessions was once weekly and the respondent’s progress notes indicated the frequency of sessions was twice weekly in person.
5. Respondent cooperated fully with the Council’s investigation, accepted responsibility for Respondent's actions and oversight, did not willfully intend to violate Council rules, implemented remedial measures, and has demonstrated rehabilitative potential.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§ 503.401, 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 22 TAC §681.35(b) Informed Consent, 22 Tex. Admin. Code §681.36(a) Client Records, and 22 Tex. Admin. Code §681.37(a)(1-2) Billing and Financial Arrangements.

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 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.

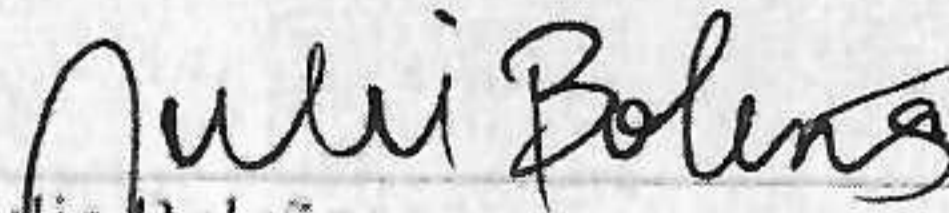
THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES 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:



Anna Garcia
Licensed Professional Counselor Supervisor
#78170

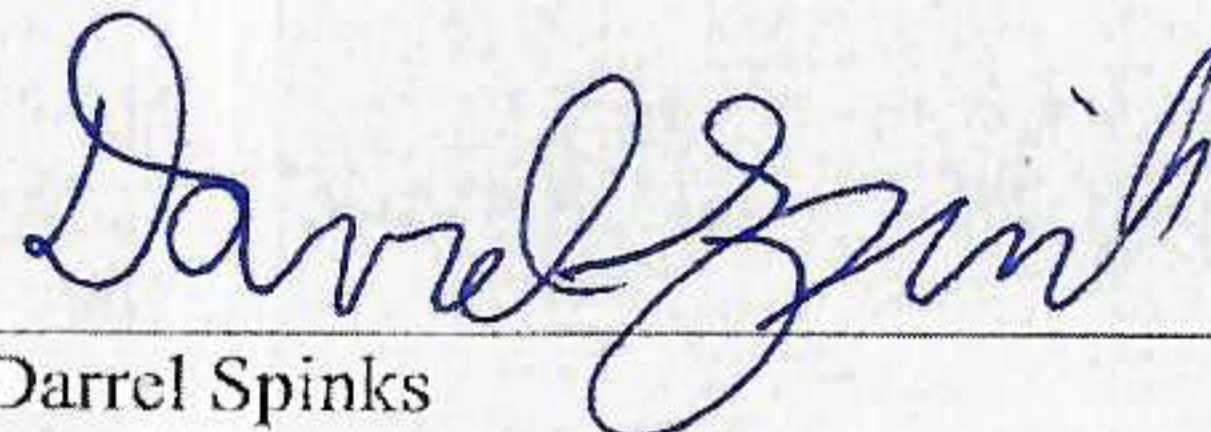


Julie Bolaños
Texas Bar No. 24142692
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 12/16/2025

DATE SIGNED: 12/18/2025

APPROVED, RATIFIED, AND ENTERED THIS 18th DAY OF December, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00278, 2025-00283, and 2025-00284

IN THE MATTER OF

§ **BEFORE THE TEXAS BEHAVIORAL**
§ **HEALTH EXECUTIVE COUNCIL**
§
§ **THE TEXAS STATE BOARD**
§ **OF EXAMINERS OF**
§ **PROFESSIONAL COUNSELING**

LACY ISENBURG

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **LACY ISENBURG** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#79539) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent had a sexual relationship with a former client before the requisite five years had passed.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.38(c), 681.38(d), and 681.42(b).

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 (#79539) 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.
3. The Council will not consider an application for licensure from Respondent and Respondent agrees not to apply for any new license from the Council for ten (10) years from the effective date of this Order.
4. If Respondent seeks to apply for a license with the Council in the future, and the Council is willing to reinstate the license, Respondent will be subject to conditions of eligibility to be imposed by the Council at that time.

WARNING

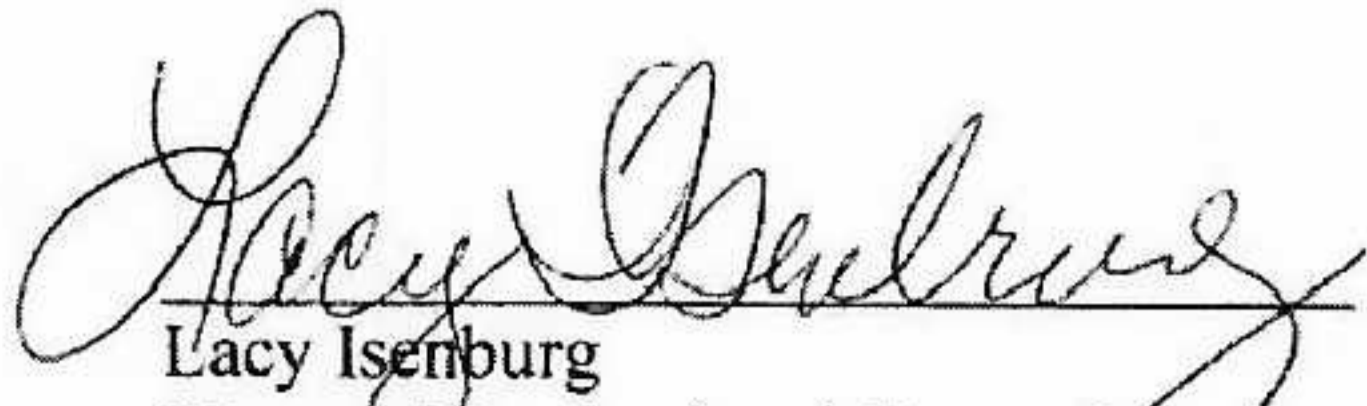
RESPONDENT'S FAILURE TO COMPLY WITH ONE OR MORE TERMS OF THIS ORDER MAY CONSTITUTE A VIOLATION OF 22 TEXAS ADMINISTRATIVE CODE §884.55 REQUIRING FURTHER DISCIPLINARY ACTION.

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.

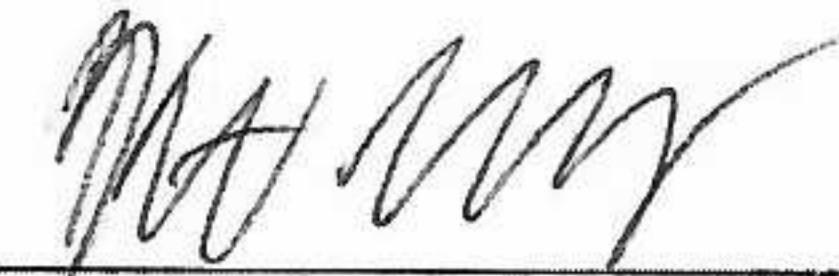
THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES 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:


Lacy Isenburg
Licensed Professional Counselor
License No. 79539


DATE SIGNED: 2/2/26

FOR THE STAFF OF THE COUNCIL:


Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 2/3/2026

APPROVED, RATIFIED, AND ENTERED THIS 3rd DAY OF February, 2026.


Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00761, 2026-00041, 2026-00061, AND 2026-00139

IN THE MATTER OF

§
§
§
§
§
§

BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL

REBECCA LINCOLN

THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSLORS

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **REBECCA LINCOLN** ("Respondent") and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#17816) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent failed to maintain professional boundaries with a client.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.38 and 681.42.

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 (#17816) 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.
3. The Council will not consider an application for licensure from Respondent and Respondent agrees not to apply for any new license from the Council for ten (10) years from the effective date of this Order.
4. If Respondent seeks to apply for a license with the Council in the future, and the Council is willing to reinstate the license, Respondent will be subject to conditions of eligibility to be imposed by the Council at that time.

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.

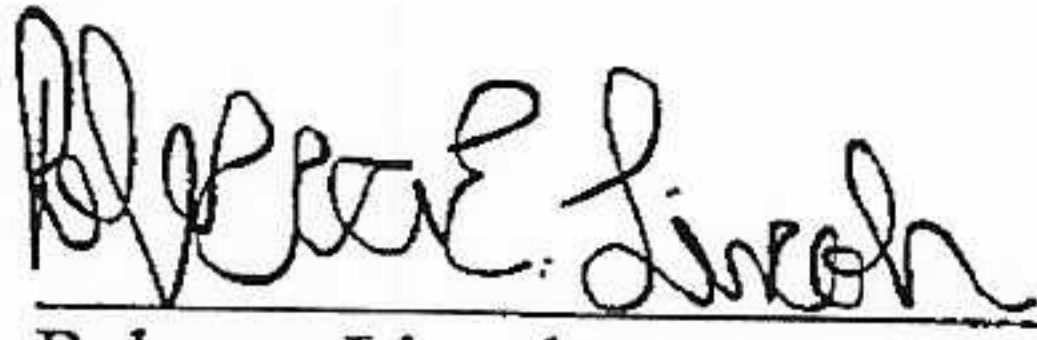
WAIVERS

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.

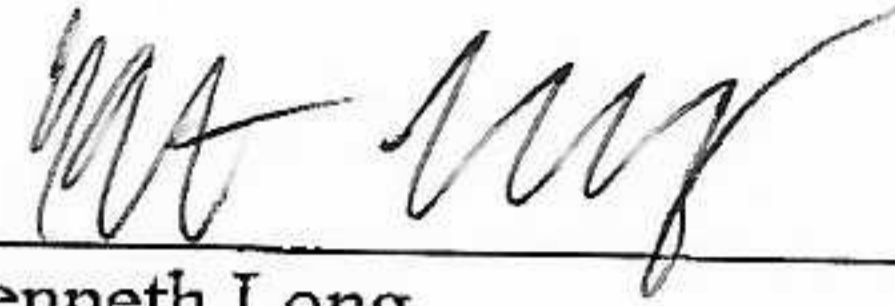
THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES 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:



Rebecca Lincoln
Licensed Professional Counselor
License No. 17816



Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 12/10/25

DATE SIGNED: 12/19/2025

lclement

Laurel Clement, atty date signed 12.15.25

APPROVED, RATIFIED, AND ENTERED THIS 15th DAY OF December, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00371

IN THE MATTER OF

LYNDEE MICHELLE JONES

§
§
§
§
§
§

BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL

THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS

AGREED ORDER

Pursuant to its 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 LYNDEE MICHELLE JONES ("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 Professional Counselor (#85656) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent engaged in a romantic relationship with a client within five (5) years after the end of the counseling relationship.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §681.38(c), (d)(3).

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license is SUSPENDED for a period of five (5) years from the effective date of this order. However, after the first (1st) year of suspension, the remaining four (4) years of suspension shall be PROBATED, so long as Respondent complies with all state and federal statutes and regulations pertaining to the practice of professional counseling. Although the suspension and 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.

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:



Lyndee Michelle Jones
Licensed Professional Counselor
No. 85656

DATE SIGNED: 12-9-2025

FOR THE STAFF OF THE COUNCIL:



Julie Bolaños
Texas Bar No. 24142692
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 12/10/25

APPROVED, RATIFIED, AND ENTERED THIS 11th DAY OF December, 2025.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00090

IN THE MATTER OF

§ BEFORE THE TEXAS BEHAVIORAL
§ HEALTH EXECUTIVE COUNCIL
§

ILEANNA MERCADO

§ THE TEXAS STATE BOARD
§ OF EXAMINERS OF
§ PROFESSIONAL COUNSELORS

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by ILEANNA MERCADO ("Respondent") and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a Professional Counselor (#95014) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. At the time of the circumstances relevant to this order on or about 10/9/2024, Respondent was licensed as a Licensed Professional Counselor Associate.
3. Respondent abruptly ceased her employment with an agency because she did not feel she was being paid appropriately. In so doing, Respondent did not fully participate in communications that would have facilitated patient continuity of care.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 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 681.38 (g).

4. This Agreed Order is a Settlement Agreement under the Texas Rules of Evidence and is not admissible for the purposes of civil litigation. By entering into this Agreed Order, Respondent does not admit the foregoing Findings of Fact or Conclusions of Law, but agrees to resolve this matter to avoid the expense and uncertainty of further proceedings.

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license (95014) is hereby REPRIMANDED.
7. If before all of the terms, conditions, and restrictions of this order are complete Respondent applies, qualifies, and is granted an upgraded license, then all of the same terms, conditions, and restrictions of this order shall apply to the upgraded license without the need of entering a new order against the upgraded license.

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:

Ileana Mercado

Ileana Mercado
Licensed Professional Counselor
License Number 95014

DATE SIGNED: 2/7/24

FOR THE STAFF OF THE COUNCIL:

John Marshall Bridges

John Marshall Bridges
Texas Bar No. 24006898
Staff Attorney

Texas Behavioral Health Executive Council
1801 Congress Ave., Suite 7.300
Austin, Texas 78701

DATE SIGNED: 2/10/2026

APPROVED, RATIFIED, AND ENTERED THIS 10th DAY OF February, 2026.

Darrel Spinks

Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2025-00170

IN THE MATTER OF

§ **BEFORE THE TEXAS BEHAVIORAL**
§ **HEALTH EXECUTIVE COUNCIL**

§
§ **THE TEXAS STATE BOARD**
§ **OF EXAMINERS OF**
§ **PROFESSIONAL COUNSELORS**

KEITH OATMAN

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **KEITH OATMAN** ("Respondent") and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor-associate (#92210) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent allowed an intern to observe counseling sessions involving a minor client without first getting proper written informed consent.
3. Respondent was unprepared when providing services to a minor client and the client's family, resulting in the provision of poor treatment.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 507.301, and 507.351 of the Texas Occupations Code.
3. Based on the above Findings of Fact, the Council finds that Respondent violated 22 Tex. Admin. Code §§ 681.35(a), 681.45(a)-(c), and 681.41(g).

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 confidentiality. 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:

Keith Oatman

Keith Oatman
LPC-Associate
License No. 92210

DATE SIGNED: 12/1/25

Kenneth Long

Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin TX 78701

DATE SIGNED: 12/2/2025

APPROVED, RATIFIED, AND ENTERED THIS 2nd DAY OF December, 2025.

Darrel Spinks

Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO.S 2024-00222, 2024-00380

IN THE MATTER OF

ANDREA SCHOOLER

§ BEFORE THE TEXAS BEHAVIORAL
§ HEALTH EXECUTIVE COUNCIL
§
§ THE TEXAS STATE BOARD
§ OF EXAMINERS OF
§ PROFESSIONAL COUNSELORS

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **ANDREA SCHOOLER** ("Respondent") and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#82456) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent crossed acceptable boundaries with a client.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council's Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 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 681.38 (d)(2).
4. This Agreed Order is a Settlement Agreement under the Texas Rules of Evidence and is not admissible for the purposes of civil litigation. By entering into this Agreed Order, Respondent does not admit the foregoing Findings of Fact or Conclusions of Law, but agrees to resolve this matter to avoid the expense and uncertainty of further proceedings.

ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Respondent's license (#82456) is SUSPENDED for a period of eighteen (18) months from the effective date of this order. However, such suspension shall be PROBATED, so long as Respondent complies with all state and federal statutes and regulations pertaining to the practice of professional counseling. 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, within thirty (30) days of the date this order is ratified, shall complete and submit proof of completion of six (6) hours of professional development relating to boundaries. This professional development is in addition to the professional development hours required for license renewal. Respondent will pay all costs of the coursework.
3. Respondent shall be required to practice under the supervision of a practice monitor for the full term of eighteen (18) months. Respondent shall submit to the Council or its designee for approval the name and qualifications of a professional counselor who has agreed to serve as a practice monitor within thirty (30) days of the ratification of this Order. 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 professional counselor 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 month. 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 professional counseling, but makes recommendations concerning reasonable steps Respondent must or should take to enhance or maintain Respondent's fitness to practice professional counseling, 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 indicates 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 professional counseling services in safe and competent manner. During any period of suspension, non-practice, or non-supervision by a practice monitor, the practice monitoring time period shall be tolled and shall not apply to the reduction of the required 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.**

4. If before all of the terms, conditions, and restrictions of this order are complete Respondent applies, qualifies, and is granted an upgraded license, then all of the same terms, conditions, and restrictions of this order shall apply to the upgraded license without the need of entering a new order against the upgraded license.

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:



Andrea Schooler
Licensed Professional Counselor
Number 82456

DATE SIGNED: 02/12/2026

FOR THE STAFF OF THE COUNCIL:



John Marshall Bridges
Texas Bar No. 24006898
Staff Attorney
Texas Behavioral Health Executive Council
1801 Rio Grande, Ste. 7.300
Austin, Texas 78701

DATE SIGNED: 2/24/2026

APPROVED, RATIFIED, AND ENTERED THIS 25th DAY OF February, 2026.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

COMPLAINT NO. 2024-00413

IN THE MATTER OF

§
§
§
§
§
§

**BEFORE THE TEXAS BEHAVIORAL
HEALTH EXECUTIVE COUNCIL**

COLBY WALTERS

**THE TEXAS STATE BOARD
OF EXAMINERS OF
PROFESSIONAL COUNSELORS**

AGREED ORDER

Pursuant to its 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 Council, which have been approved and accepted by **COLBY WALTERS** (“Respondent”) and which constitutes a full settlement and compromise of the complaint(s) currently pending against Respondent before the Council in the above-referenced and numbered matter(s).

FINDINGS OF FACT

1. Respondent is licensed as a professional counselor (#71603) in the State of Texas and is, therefore, subject to the jurisdiction of the Council.
2. Respondent breached professional boundaries by improperly engaging in group text messages with two former clients.

CONCLUSIONS OF LAW

1. Respondent voluntarily received a license from the Council and, therefore, is bound by the provisions of Chapters 503 and 507 of the Texas Occupations Code and the Rules of the Council, 22 Texas Administrative Code Parts 30 and 41.
2. Violation of the Council’s Rules is unprofessional conduct and constitutes grounds for the imposition of sanctions under §§503.401, 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 681.41(1)(2022 ed.)

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.

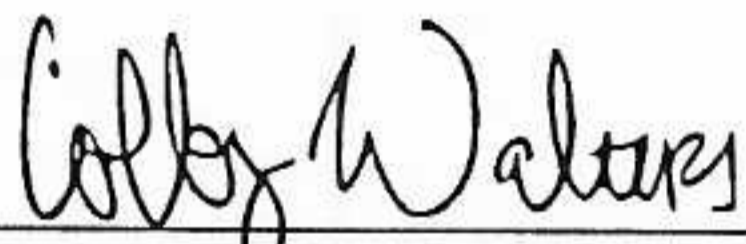
WAIVERS

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.

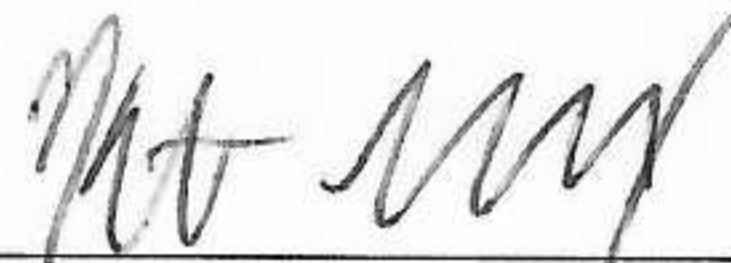
THE RESPONDENT, BY SIGNING THIS ORDER, AGREES TO ITS TERMS, ACKNOWLEDGES UNDERSTANDING OF THE FORMAL NOTICES, FINDINGS OF FACT, AND CONCLUSIONS OF LAW SET FORTH HEREIN AND COVENANTS TO SATISFACTORILY COMPLY WITH THE MANDATES OF THIS ORDER IN A TIMELY MANNER. RESPONDENT FURTHER ACKNOWLEDGES AND AGREES 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:



Colby Walters
Licensed Professional Counselor
License No. 71603



Kenneth Long
Texas Bar No. 24078877
Staff Attorney
Texas Behavioral Health Executive Council
1801 Congress Ave., Ste. 7.300
Austin, Texas 78701

DATE SIGNED: July 11, 2025

DATE SIGNED: 1/20/2026

APPROVED, RATIFIED, AND ENTERED THIS 28th DAY OF January, 2026.



Darrel Spinks
Executive Director
Texas Behavioral Health Executive Council

2nd QUARTER PERFORMANCE MEASURES
FISCAL YEAR 2026

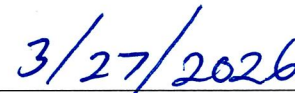
Submitted to the
Governor's Office of Budget and Planning
and the Legislative Budget Board

by

**Texas Behavioral Health Executive
Council**


Executive Director

March 27, 2026


Date

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

3/27/2026 8:03:34AM

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
Quarter 2	12,000.00	3,071.00	6,182.00	51.52 %	5,400.00 - 6,600.00
2 # LICENSE RENEWALS					
Quarter 1	34,500.00	9,636.00	9,636.00	27.93 %	6,900.00 - 10,350.00
Quarter 2	34,500.00	8,738.00	18,374.00	53.26 %	15,525.00 - 18,975.00
<u>2-1-1 ENFORCEMENT</u>					
1 COMPLAINTS RESOLVED					

* 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)

3/27/2026 8:03:34AM

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					
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.

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

1 COMPLAINTS RESOLVED

Quarter 2	500.00	140.00	298.00	59.60 % *	225.00 - 275.00
-----------	--------	--------	--------	-----------	-----------------

Explanation of Variance: FACTORS CAUSING THE VARIANCE:

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.

HOW THE AGENCY PLANS TO DEAL WITH THE VARIANCE:

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.

2 COMPLAINTS PENDING

Quarter 1	850.00	818.00	818.00	96.24 %	807.50 - 892.50
-----------	--------	--------	--------	---------	-----------------

* Varies by 5% or more from target.

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 2	850.00	945.00	945.00	111.18 % *	807.50 - 892.50
-----------	--------	--------	--------	------------	-----------------

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.

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	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
-----------------------	-------------	-------------	----------	--------------------------	--------------

Efficiency Measures

1 AVG TIME TO PROCESS APP (DAYS)

Quarter 1	35.00	25.53	25.53	72.94 % *	33.25 - 36.75
------------------	-------	-------	-------	-----------	---------------

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.

Quarter 2	35.00	28.61	27.07	77.34 % *	33.25 - 36.75
------------------	-------	-------	-------	-----------	---------------

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.

2-1-1 ENFORCEMENT

* 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)

3/27/2026 8:03:34AM

Agency code: 510 Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
Efficiency Measures					
1 AVG TIME/COMPLAINT RESOLUTION					
Quarter 1	375.00	309.30	309.30	82.48 % *	356.25 - 393.75

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.

Agency code: 510

Agency name: Behavioral Health Executive Council

Type/Strategy/Measure	2026 Target	2026 Actual	2026 YTD	Percent of Annual Target	Target Range
Efficiency Measures					
1 AVG TIME/COMPLAINT RESOLUTION					
Quarter 2	375.00	351.54	329.17	87.78 % *	356.25 - 393.75

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.

TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL
2nd QUARTER MEASURES
FY 2026

Number of Licenses Renewed (from ald12)

LSSP	456
LIC	697
LPA	76
LPC	3482
MFT	461
LBSW	358
LMSW	1390
LCSW	1808
AP	10

Total 8,738

Number of Licenses Issued (from ald11 and BO)

LPA	16
PLP	109
LIC	72
LSSP	14
LPCA	786
LPC	160
LPC Upgrade	649
MFTA	75
MFT	38
MFT Upgrade	54
LBSW	34
LMSW	470
LCSW	173
LMSW Upgrade	25
LCSW Upgrade	389
TEMP SW	17

Total 3,071

Number of Complaints Resolved (from BO report)

LP/LPA	19
LSSP	2
LPC	96
MFT	7
SW	16
Total	140

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

1 st Qtr	83/158 =	53%
2 nd Qtr	47/140 =	34%
3 rd Qtr		
4 th Qtr		
YTD	130/298=	44%

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

1 st Qtr	19/158 =	12%
2 nd Qtr	28/140 =	20%
3 rd Qtr		
4 th Qtr		
YTD	47/298 =	16%

Average Time for Complaint Resolution (from BO report)

1 st Qtr	48,875 days to resolve 158 complaints =	309.34 days
2 nd Qtr	49,215 days to resolve 140 complaints =	351.54 days
3 rd Qtr		
4 th Qtr		
YTD	98,090 days to resolve 298 complaints =	329.17 days

Number of Complaints Pending (from BO report)

945

Closed	4
File at SOAH	0
ISC Scheduled	17
Legal Review	538
NOV Sent	4
Open	2
Under Investigation	380

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	84,885 days to process 2,967 applications =	28.61 days
3 rd Qtr		
4 th Qtr		
YTD	161,078 days to process 5,952 applications =	27.07 days
LPA Initial	1632 days to process 32 applications =	51.00
LPA Final	2792 days to process 16 applications =	174.50
LIC Initial	4750 days to process 119 applications =	39.92
LIC Final	10036 days to process 72 applications =	139.39
LSSP	544 days to process 14 applications =	38.86
Temp LIC	89 days to process 7 applications =	12.72
LPC Initial	11689 days to process 160 applications =	73.06
LPCA Initial	23443 days to process 786 applications =	29.83
LPC Upgrade	7513 days to process 649 applications =	11.58
MFT License	4744 days to process 38 applications =	124.85
MFTA License	12063 days to process 75 applications =	160.84
MFTA Upgrade	903 days to process 54 applications =	16.73
Temp MFT	254 days to process 10 applications =	25.40
SW License	8601 days to process 434 applications =	19.82
SW OOS License	12782 days to process 243 applications =	52.60
SW Upgrade	7848 days to process 414 applications =	18.96
Temp SW License	93 days to process 7 applications =	13.29

- 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:

David Zinn

Date:

3/25/26

FY26 Q2 Dismissals

Complaints Dismissed	Classification	Reason for Dismissal
2026-00215	Record Keeping	Complainant Withdrew
2026-00255	Court-Ordered Therapy	Conditional Precedent Not Met
2026-00049	Court-Ordered Therapy	Conditional Precedent Not Met
2025-00279	Court-Ordered Therapy	Conditional Precedent Not Met
2025-00402	Unlicensed Person	Corrective Action Taken
2025-00457	Unlicensed Person	Corrective Action Taken
2025-00799	Unlicensed Person	Corrective Action Taken
2025-00155	Unlicensed Person	Corrective Action Taken
2024-00417	Unlicensed Person	Corrective Action Taken
2026-00082	Unlicensed Person	Insufficient Evidence
2025-00633	Standard of Care	Insufficient Evidence
2025-00800	Sexual Misconduct	Insufficient Evidence
2025-00649	Confidentiality	Insufficient Evidence
2025-00573	Unprofessional Conduct	Insufficient Evidence
2022-00015	Inadequate Supervision	Insufficient Evidence
2025-00650	Standard of Care	Insufficient Evidence
2026-00308	Sexual Misconduct	Insufficient Evidence
2026-00133	Unprofessional Conduct	Insufficient Evidence
2024-00594	Advertising	Insufficient Evidence
2026-00154	Impaired Practice	Insufficient Evidence
2025-00769	Standard of Care	Insufficient Evidence
2024-00501	Impaired Practice	Insufficient Evidence
2026-00254	Not Related to Licensed Activity	Insufficient Evidence
2026-00011	Standard of Care	Insufficient Evidence
2025-00665	Confidentiality	Insufficient Evidence
2025-00595	Court-Ordered Therapy	Insufficient Evidence
2025-00657	Billing Dispute	Insufficient Evidence
2025-00636	Unprofessional Conduct	Insufficient Evidence
2024-00353	Record Keeping	Insufficient Evidence
2025-00031	Billing Dispute	Insufficient Evidence
2026-00076	Abuse	Insufficient Evidence
2025-00542	Standard of Care	Insufficient Evidence
2026-00337	Not Related to Licensed Activity	Insufficient Evidence
2026-00153	Billing Dispute	Insufficient Evidence
2024-00619	Inadequate Supervision	Insufficient Evidence
2025-00502	Standard of Care	Insufficient Evidence
2025-00620	Failure to Report	Insufficient Evidence
2025-00724	Standard of Care	Insufficient Evidence
2024-00581	Unlicensed Person	Insufficient Evidence
2025-00616	Standard of Care	Insufficient Evidence
2025-00805	Standard of Care	Insufficient Evidence
2026-00038	Court-Ordered Therapy	Insufficient Evidence

FY26 Q2 Dismissals

Complaints Dismissed	Classification	Reason for Dismissal
2026-00101	Unlicensed Person	Insufficient Evidence
2026-00119	Standard of Care	Insufficient Evidence
2026-00177	Standard of Care	Insufficient Evidence
2026-00208	Court-Ordered Therapy	Insufficient Evidence
2026-00251	Not Related to Licensed Activity	Insufficient Evidence
2026-00276	Standard of Care	Insufficient Evidence
2026-00201	Sexual Misconduct	Lack of Jurisdiction
2026-00081	Standard of Care	Lack of Jurisdiction
2026-00182	Unlicensed Person	Lack of Jurisdiction
2026-00324	Unlicensed Person	Lack of Jurisdiction
2026-00158	Unlicensed Person	Lack of Jurisdiction
2026-00074	Unlicensed Person	Lack of Jurisdiction
2026-00196	Dual Relationship	Lack of Jurisdiction
2025-00779	Standard of Care	Lack of Jurisdiction
2026-00141	Standard of Care	Lack of Jurisdiction
2026-00221	Unlicensed Person	Lack of Jurisdiction
2025-00184	Billing Dispute	Previously Addressed
2026-00202	Sexual Misconduct	Untimely
2025-00455	Record Keeping	Warning Letter
2025-00255	Standard of Care	Warning Letter
2025-00338	Inadequate Supervision	Warning Letter
2024-00090	Inadequate Supervision	Warning Letter
2024-00092	Unauthorized Activity	Warning Letter
2024-00109	Inadequate Supervision	Warning Letter
2024-00161	Child Custody	Warning Letter
2024-00460	Confidentiality	Warning Letter
2024-00030	Confidentiality	Warning Letter
2025-00790	Standard of Care	Warning Letter
2024-00637	Record Keeping	Warning Letter
2025-00392	Unlicensed Person	Warning Letter
2025-00165	Advertising	Warning Letter
2025-00597	Dual Relationship	Warning Letter
2025-00770	Failure to Report	Warning Letter

Rule: 681.32. Competency and the Required Basis for Professional Judgments.

Action: Proposed New Rule

Comment: The proposed new rule provides clearer and more detailed professional standards for licensees to be considered competent to provide a particular service or a professional judgment.

§681.32. Competency and the Required Basis for Professional Judgments.

- (a) Licensees may only provide services for which they have the education, skills, and training to perform competently. Competency includes the ability to provide services that takes into account characteristics of the distinct population of the individual receiving services, including age, gender, ethnicity, national origin, disability, language, and socioeconomic status.
- (b) Licensees must maintain current knowledge of scientific and professional information that ensures competency in every area in which they provide services.
- (c) Licensees may only provide services in an unfamiliar area or involving new techniques after first undertaking appropriate study, training, supervision, or consultation from a professional competent to provide such services to ensure the competence of their work and to protect clients or other affected individuals from the potential for harm.
- (d) In emerging areas in which generally recognized standards for preparatory training do not exist, licensees must take reasonable steps to ensure the competence of their work and to protect clients or other affected individuals from the potential for harm.
- (e) Licensees who lack the competency to provide particular services to a specific individual must withdraw and refer the individual to an appropriate service provider.
- (f) Licensees must rely on scientifically and professionally derived knowledge when making professional judgments.
 - (1) Professional judgments must be supported by information and techniques sufficient to provide appropriate substantiation for such findings.
 - (2) Licensees may only administer, score, interpret or use assessment techniques or tests if they are familiar with the reliability,

validation and related standardization or outcome studies of, and proper applications and use of, the techniques they use.

(3) Licenses who administer, score, interpret or utilize assessment techniques, tests or instruments must do so in a manner and for purposes for which there are professional or scientific bases.

(4) Licenses may not base decisions or recommendations on data or test results that are outdated for the current purpose, or on tests and measures that are obsolete or not useful for the current purpose.

(5) Licenses must meet any education, training, or licensure requirements established by a test publisher for the purchase or use of its test materials. Council staff may presume that a licensee meets any such requirements if a test publisher or other authorized vendor, sells test materials to a licensee. Any false or misleading representation by a licensee regarding the individual's qualifications will negate this presumption.

(g) Licenses may not evaluate any individual's mental, emotional, or behavioral condition unless the licensee either personally interviews the individual or discloses with the evaluation that the licensee has not personally interviewed the individual.

(h) Licenses must base all professional judgments and services on an assessment, evaluation, or diagnosis of the individual client.

(i) In emergencies, when licenses are asked to provide services to individuals for whom appropriate mental health services are not available and for which the licensee has not obtained the necessary competence, licenses may provide such services until the emergency has abated or to the extent necessary to ensure that services are not denied. If ongoing services are provided, licenses must comply with subsection (c) of this section as soon as practicable or refer the patient to an appropriate service provider.

Rule: 681.91. LPC Associate License

Action: Proposed Amendment

Comment: The proposed amendments clarify rule language regarding supervised LPC Associate practice into more plain, direct language. The amendments confirm that a person cannot provide counseling services without a proper license and that an Associate may own and operate a private practice only under supervision. The amendments require Associates to notify the supervisors of any pending complaints against the Associate, and to share a copy of remediation plan with current and future supervisors.

§681.91. LPC Associate License

- (a) The Council may issue an LPC Associate license to an applicant who has:
- (1) filed all application forms and paid all applicable fees;
 - (2) met all of the academic requirements for licensure;
 - (3) completed the required examinations with the requisite score as described in §681.72(a)(3) and ~~(4)(a)(4)~~ of this title ~~(relating to Required Application Materials)~~;
 - (4) entered into a supervisory agreement with a Licensed Professional Counselor Supervisor (LPC-S); and
 - (5) not completed the supervised experience described in §681.92 of this title. ~~(relating to Experience Requirements (Internship))~~.
- (b) An LPC Associate must comply with all provisions of the Act and Council rules.
- (c) ~~A To practice counseling in Texas, a person must obtain an LPC Associate license before practicing counseling in Texas under supervision to gain hours toward the supervised experience required for an LPC license. the person begins an internship or continues an internship.~~ Hours obtained by an unlicensed person in any setting will not count toward the supervised experience requirements.
- (d) An LPC Associate may practice counseling ~~only as part of his or her internship and~~ only under the supervision of a Licensed Professional Counselor Supervisor (LPC-S). The LPC Associate shall not engage in independent practice, but may own and operate a private practice while under supervision.

- (e) An LPC Associate may have no more than two (2) Council-approved LPC supervisors at any given time.
- (f) An LPC Associate must maintain their LPC Associate license during his or her supervised experience.
- (g) An LPC Associate license will expire 60 months from the date of issuance.
- (h) An LPC Associate who does not complete the required supervised experience hours during the 60-month time period must reapply for licensure to continue accruing supervised experience.
- (i) An LPC Associate must continue to be supervised after completion of the 3,000 hours of supervised experience and until the LPC Associate receives an his or her LPC license. Supervision is complete upon the LPC Associate receiving the LPC license.
- ~~(j)~~ During supervised clinical experience, both supervisors and LPC Associates may have disciplinary actions taken against their licenses for violations of the Act, the Council Act, or council rules. Within 15 business days of receiving notice of a pending complaint against them, LPC Associates must notify their supervisors of the complaint.
- ~~(k)~~~~(j)~~ The possession, access, retention, control, maintenance, and destruction of client records is the responsibility of the person or entity that employs or contracts with the LPC Associate, or in those cases where the LPC Associate is self-employed, the responsibility of the LPC[-]Associate.
- ~~(l)~~~~(k)~~ An LPC Associate must not employ a supervisor but may compensate the supervisor for time spent in supervision if the supervision is not a part of the supervisor's responsibilities as a paid employee of an agency, institution, clinic, or other business entity.
- ~~(m)~~ If an LPC Associate receives a supervision remediation plan described in §681.93(e) of this title, the Associate must provide a copy of the remediation plan to any other current supervisors. The LPC Associate must also provide a copy of any unresolved remediation plans when beginning supervision with a new supervisor.
- ~~(n)~~~~(l)~~ All billing documents for services provided by an LPC Associate must reflect the LPC Associate holds an LPC Associate license and is under supervision.
- ~~(o)~~~~(m)~~ The LPC Associate must not represent himself or herself as an independent practitioner. The LPC Associate's name must be followed by a statement such as "supervised by (name of supervisor)" or a statement of

similar effect, together with the name of the supervisor. This disclosure must appear on all marketing materials, billing documents, and practice related forms and documents where the LPC Associate's name appears, including websites and intake documents.

DRAFT

Rule: 681.92. Experience Requirements

Action: Proposed Amendment

Comment: The proposed amendments clarify terminology to distinguish between university-based internships and post-graduate supervised experience. The amendments also remove the outdated term "council-approved supervisor." The amendments require LPC associates to receive an average, rather than a minimum, of four hours per month of supervision. Finally, the amendments add a provision allowing an applicant with both a qualifying masters and doctoral degree to count supervised experience gained during the doctoral degree toward post-graduate supervised experience requirements.

§681.92. Experience Requirements.

- (a) All applicants for LPC licensure must complete supervised experience acceptable to the Council of 3,000 clock-hours under a qualified LPC ~~Council-approved~~ supervisor.
 - (1) All supervised experience internships physically occurring in Texas must be completed under the supervision of an LPC with supervisor status. ~~a Council-approved supervisor.~~
 - (2) For all supervised experience internships physically completed in a jurisdiction other than Texas, the supervisor must be a person licensed or certified by that jurisdiction in a profession that provides counseling and who has the academic training and experience to supervise the counseling services offered by the Associate. The applicant must provide documentation acceptable to the Council regarding the supervisor's qualifications.
- (b) The supervised experience must include at least 1,500 clock-hours of direct client counseling contact. Only actual time spent counseling may be counted.
- (c) An LPC Associate may not complete the required 3,000 clock-hours of supervised experience in less than 18 months.
- (d) The experience must consist primarily of the provision of direct counseling services within a professional relationship to clients by using a combination of mental health and human development principles, methods, and techniques to achieve the mental, emotional, physical, social, moral, educational, spiritual, or career-related development and adjustment of the client throughout the client's life.

- (e) The LPC Associate must receive direct supervision consisting of an average minimum of four (4) hours per month of supervision in individual (up to two Associates) or group (three or more) settings while the Associate is engaged in counseling unless an extended leave of one month or more is approved in writing by the ~~Council~~ approved supervisor. No more than 50% of the total hours of supervision may be received in group supervision.
- (f) Applicants with a master's degree that qualifies under §681.82 and §681.83 of this title, may count any supervision and experience (e.g., practicum, internship, externship) completed after conferral of the master's degree and as part of a doctoral program toward the supervision and experience requirements. The doctoral program must lead to a degree that qualifies under §681.82 and §681.83 of this title, before the Council will award credit for supervision and experience under this provision.

Rule: 681.93. Supervisor Requirements

Action: Proposed Amendments

Comment: The proposed amendments requires an LPC supervisor to establish a plan for the custody and control of supervision records in the event of death or incapacity. The amendments prohibit a supervisor from receiving compensation for supervision if that supervision is already part of their paid responsibilities. The amendments also clarify the actions a supervisor must take if their supervisor status is revoked.

§681.93. Supervisor Requirements

(a) A supervisor must keep a written record of each supervisory session in the file for the LPC Associate.

(1) The supervisory written record must contain:

- (A) a signed and dated copy of the Council's supervisory agreement form for each of the LPC Associate's supervisors;
- (B) a copy of the LPC Associate's online license verification noting the dates of issuance and expiration;
- (C) fees and record of payments;
- (D) the date of each supervisory session;
- (E) a record of an LPC Associate's leave of one month or more, documenting the supervisor's approval and signed by both the LPC Associate and the supervisor;
- (F) a record of any concerns the supervisor discussed with the LPC Associate, including a written remediation plan as prescribed in subsection (e) of this section; ~~and~~
- (G) a record of acknowledgement that the supervisee is self-employed, if applicable.

(2) The supervisor must provide a copy of all records to the LPC Associate upon request. The supervisor shall establish a plan for the custody and control of the records of supervision for the LPC Associate in the event of the supervisor's death or incapacity or termination of the supervisor's practice.

- (b) Both the LPC[-]Associate and the ~~supervising~~ LPC ~~supervisor~~-S are fully responsible for the professional counseling activities of the LPC[-] Associate. The LPC ~~supervisor~~-S may be subject to disciplinary action for violations that relate only to the professional practice of counseling committed by the LPC[-]Associate which the LPC ~~supervisor~~[-S] knew about or due to the oversight nature of the supervisory relationship should have known about.
- (1) Supervisors must review all provisions of the Act and Council rules in this chapter during supervision.
 - (2) The supervisor must ensure the LPC Associate is aware of and adheres to all provisions of the Act and Council rules.
- (c) The supervisor must avoid any relationship that impairs the supervisor's objective, professional judgment.
- (1) The supervisor may not be related to the LPC Associate within the second degree of affinity or within the third degree of consanguinity.
 - (2) The supervisor may not be an employee of his or her LPC Associate.
 - (3) A supervisor may not receive compensation for time spent in supervision if the supervision is part of the supervisor's responsibilities as a paid employee of an agency, institution, clinic, or other business entity.
- (d) The supervisor must submit to the Council accurate documentation of the LPC Associate's supervised experience within 30 days of the end of supervision or the completion of the LPC Associate's required hours, whichever comes first.
- (e) If a supervisor determines the LPC Associate may not have the counseling skills or competence to practice professional counseling under an LPC license, the supervisor will develop and implement a written plan for remediation of the LPC Associate, which must be reviewed and signed by the LPC Associate and maintained as part of the LPC Associate's file.
- (f) The supervisor must ensure the supervised counseling experience of the LPC Associate were earned:
- (1) after the LPC Associate license was issued; and
 - (2) in not less than 18 months of supervised counseling experience.

- (g) A supervisor whose license has expired is no longer an approved supervisor and:
- (1) must immediately inform all LPC Associates under his or her supervision and assist the LPC Associates in finding alternate supervisors; and
 - (2) must refund all supervisory fees for supervision after the expiration of the supervisor status.
 - (3) Hours accumulated under the person's supervision after the date of license expiration may not count as acceptable hours.
- (h) Upon execution of a Council order for probated suspension, suspension, or revocation of the LPC license with supervisor status, the supervisor status is revoked. Hours accumulated under the person's supervision after the date the supervisor status is revoked may not count as acceptable hours, except upon a showing of good cause to the Council. A licensee whose supervisor status is revoked:
- (1) must immediately inform all LPC Associates under his or her supervision and assist the LPC Associates in finding alternate supervisors; and
 - (2) must refund all supervisory fees for supervision after the date the supervisor status is revoked; and
 - (3) may reapply for supervisor status by submitting an application that shows the licensee has met the terms of any disciplinary order, has held their license in good standing for 60-months following the date of execution of the order, and has completed a 40-hour approved supervisor training course taken no earlier than the date of execution of the order. ~~hours accumulated under the person's supervision after the date of license expiration may not count as acceptable hours.~~
- (i) Supervision of an LPC Associate without having Council approved supervisor status is grounds for disciplinary action.