



Oregon Mental Health Regulatory Agency

2021-23

Joint Committee on Ways and Means Reference Materials

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Agency Mission, Goals, & Historical Perspective

The Mental Health Regulatory Agency (MHRA) was created to protect the public from harm by providing administrative and regulatory oversight to two regulated boards that regulate mental health professions in the State:

- The Board of Psychology; and
- The Board of Licensed Professional Counselors and Therapists.

MHRA's enabling statutes can be found at [ORS 675.160](#) through 178.

MHRA performs the following functions for the regulated boards:

- Budgeting;
- Recordkeeping;
- Staffing;
- Contracting;
- Procedure and policymaking; and
- Performance and standard setting functions.

The boards maintain their own separate authority for:

- Complaint investigations;
- Regulatory enforcement;
- Establishment and collection of fees;
- Licensing criteria including education, training and examination; and
- Practice standards including the adoption of a code of ethics.

MHRA is under the supervision and control of one Executive Director who is responsible for the performance of the duties, functions and powers, and organization of the Agency. The Agency is 100% supported by “Other Funds” generated from licensing renewals, fees and civil penalties.

The requested 2021-23 budget will allow MHRA to effectively staff and administer the two Boards to ensure they continue to meet their public protection mandates. The budget was reviewed to meet the needs of the agency and its stakeholders. Primary costs are related to staffing and office space needed to meet the increasing workload. The Boards have faced a continued growing number of licensure applications received, license renewals processed, and compliance investigations.

Board of Psychology Mission

Promote, preserve, and protect the public health and welfare by ensuring the ethical and legal practice of psychology.

Board of Licensed Professional Counselors and Therapists Mission

Protect the health and well-being of Oregon citizens by setting a strong, ethical standard of practice through the regulation of Licensed Professional Counselors and Licensed Marriage and Family Therapists.

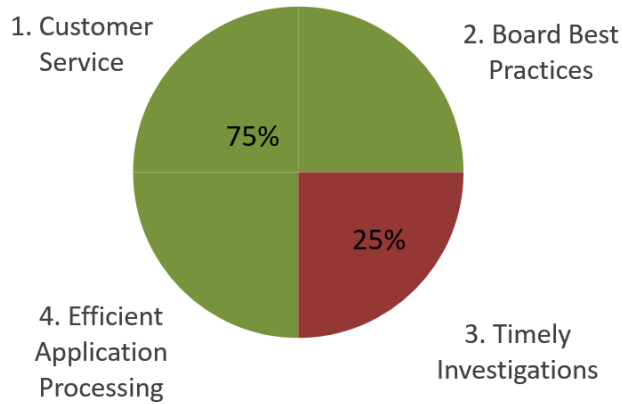
MHRA History

- BOP/BLPCT Inter-Agency Agreement (“Pilot Project”): **2013 - 2018**
 - Shared management staff and resources as feasible
 - Boards retain separate identity, funding, and operations
 - Maintain independence and confidentiality of investigative, licensing and regulatory functions
- Mental Health Regulatory Agency (HB 2319): **2018 – Current**
 - Increase Administrative Efficiency
 - Maintain OBPE & OBLPCT Independence as Health Regulatory Boards
 - Simplify Processes & Streamline Operations

In October of 2013, at the recommendation of the Deputy Chief Operating Officer, Sarah Miller, the Boards entered into an interagency agreement where they agreed to share management staff and resources while retaining their identities as separate boards. This “Pilot Project” was renewed for the 2015-17 biennium. During the 2015-17 budget process, the Legislature expressed interest in making this merger concept more permanent the next biennium, and asked the boards to present a plan to ensure ongoing success. Accordingly, the Boards introduced House Bill 2319 (2017) to create the “Mental Health Regulatory Agency.” MHRA became operative in 2018 to provide for the administrative and regulatory oversight and centralized service for the two Boards. Since the passage of HB 2319, MHRA leadership has worked towards improving efficiencies, simplifying processes, and streamlining operations for the Boards who are seeing an ever-increasing volume of licensees and investigations.

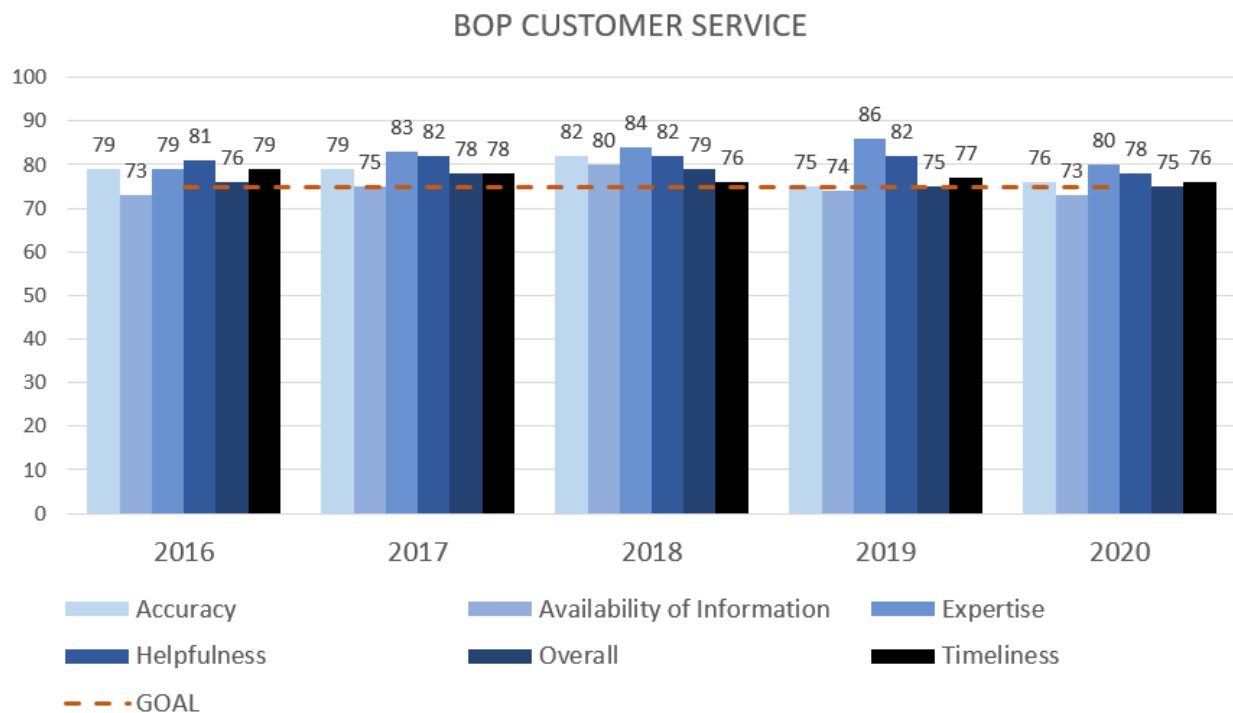
Performance and Outcome Measures

Under the new MHRA Agency structure, the two boards have now aligned their Key Performance Measures. The requested amendments were approved by the Legislature in 2019. The Boards’ 2020 Annual Performance Progress Reports show three out of four Key Performance Measures (KPMs) are currently being met within target to -5%. Both Boards did not meet target for KPM #3, Timely Investigations.



Board of Psychology Measures

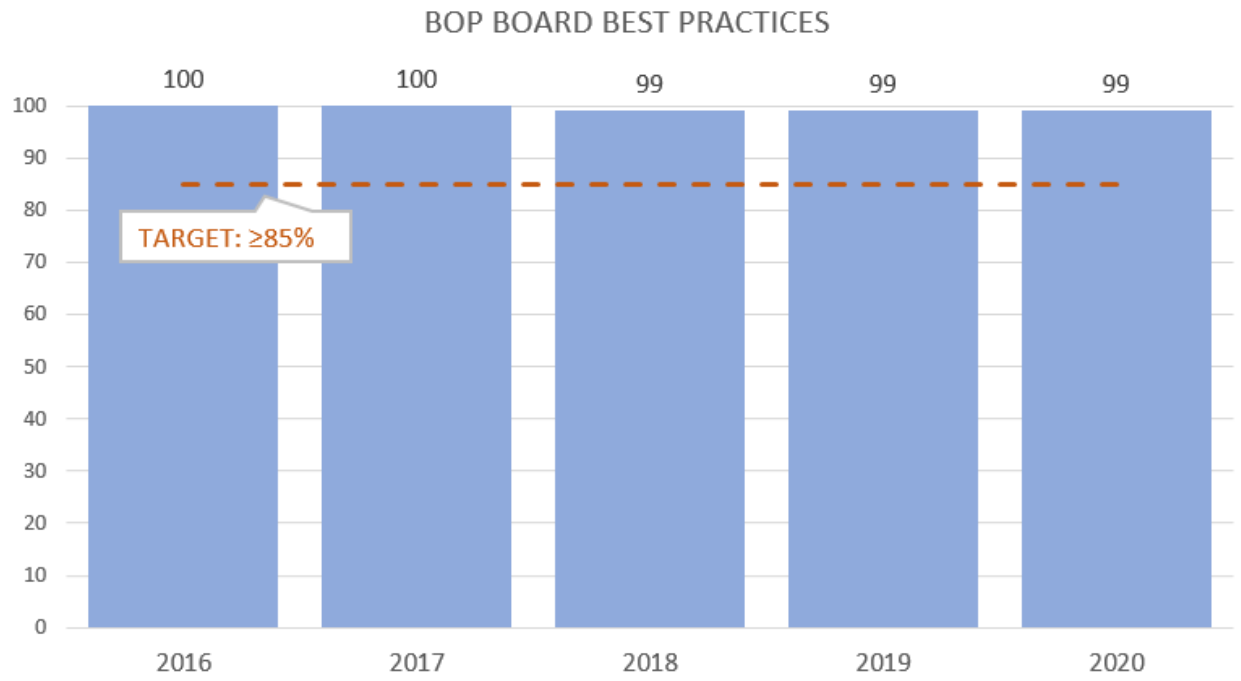
Measure #1 - CUSTOMER SERVICE – Percent of customers rating their satisfaction with the Agency’s customer service as “good” or “excellent.”



The Board met or exceeded its targets in all areas of customer service except for availability of information. Overall Customer Satisfaction remained the same from 2019, on target at 75%. From 2019 to 2020, Accuracy increased by one point from 75% to 76%. Helpfulness decreased from 82% to 78%, but remains three points above target. Expertise decreased by six points from 86% to 80%, but remains five points above target, and is the highest ranked area of customer satisfaction. Timeliness decreased by one point from 77% to 76%, and is now one point above target. Finally, Availability of Information decreased by one point from 74% to 73%, and is the only area that falls below target by two points.

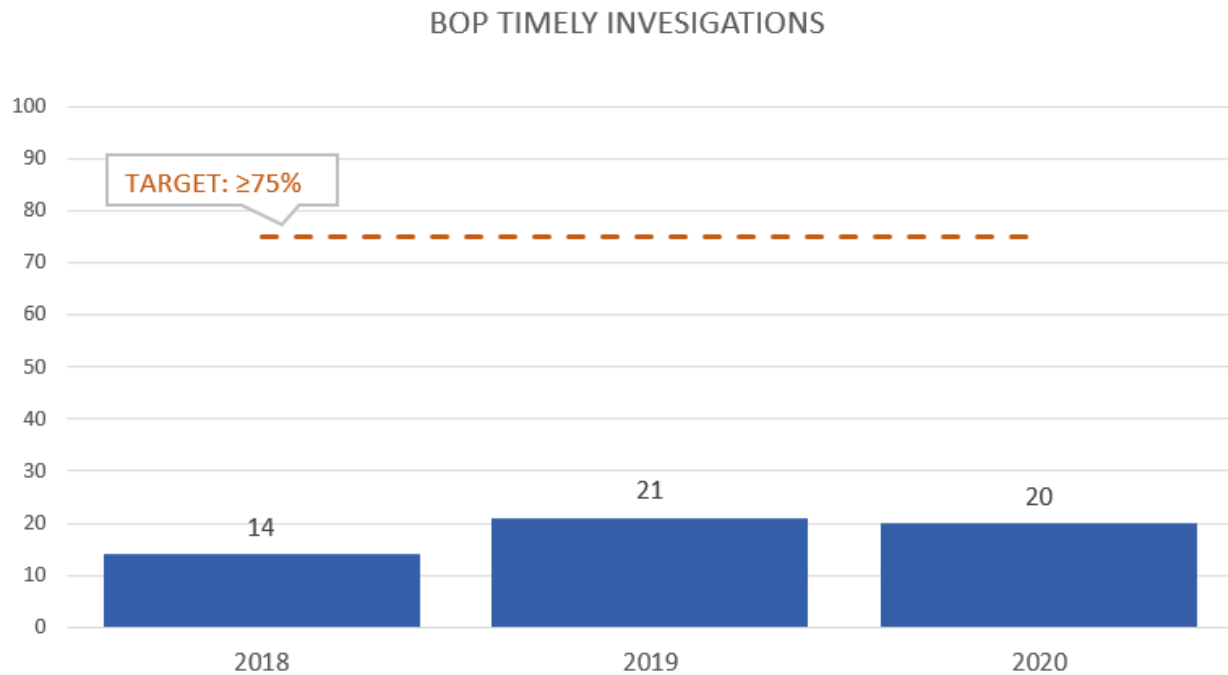
The Board has experienced some staff turnover, which may have affected the survey results. Additionally, the Agency is in the process of implementing a new licensing database so that it can replace some very manual, outdated process that adversely impact this Board. Throughout the changes however, the Board has maintained customer service as a high priority, which is reflected in the results. Generally, survey results reflect some stakeholders who have experienced an adverse enforcement action, do not agree with laws or rules that the Board is charged with enforcing, or is unsatisfied the policy direction of the Board or the State Government in general. These individuals will often respond "poor" to each satisfaction area, regardless of their experience with agency staff.

Measure #2 - BOARD BEST PRACTICES- Percent of total best practices met by the Board.



In the past five years, the Board has exceeded the target in Board best practices. The most recent score for the 2020 reporting period was 99%, which is the same as last year at 14 points above target. Agency leadership continues to look for opportunities for improved performance and increased transparency, regardless of the Board members' reports of success. Board staff sends materials with this survey to help clarify the survey questions and explain how they directly relate to agency operations; however, members report on their perceptions of best practices, which could reflect aspirational rather than actual performance levels. The survey will fall below 100% if just one of the nine Board members indicates that any one of the 15 best practice measures are not being met.

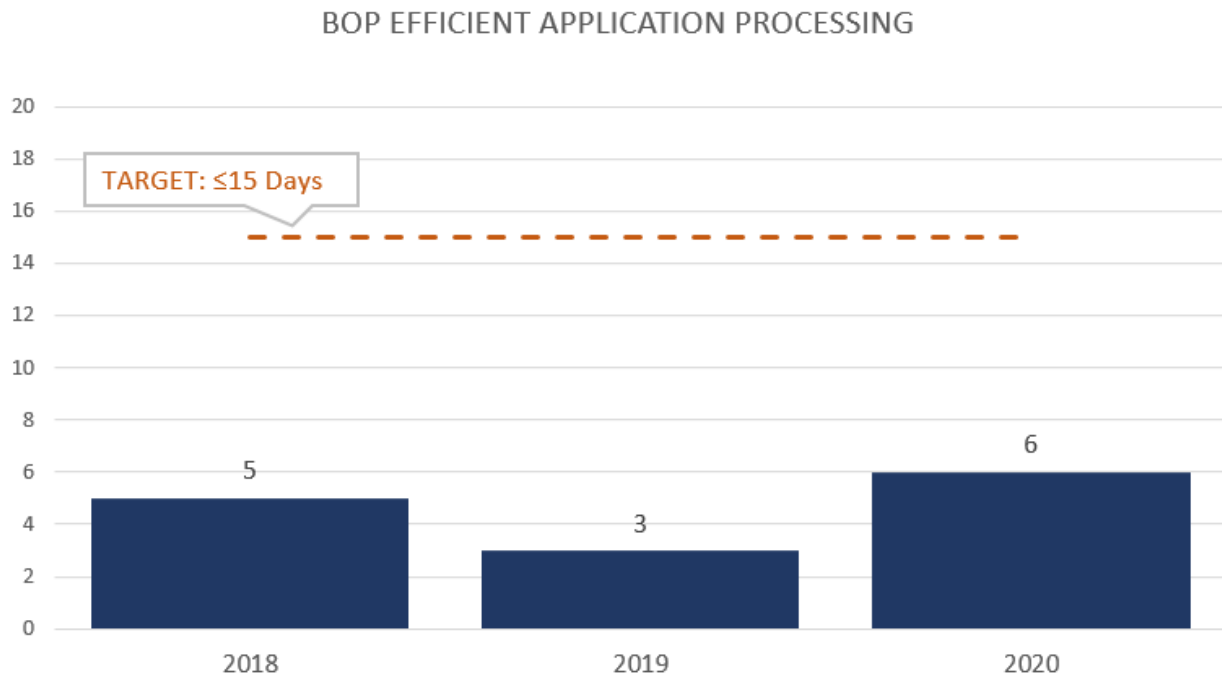
Measure #3 - TIMELY INVESTIGATIONS - Percent of complaints presented to the Board within 120 days of receipt.



For the 2020 reporting year, 20% of complaints were presented to the Board within 120 days of receipt, which falls significantly below the target of 75%. This represents a one-point decrease from the 21% achieved in 2019. The Agency has set an ambitious goal to present complaint investigations to the Board within 120 days of receipt; however, there are many factors affecting our ability to expediently resolve a complaint. These include the varying complexity of cases, increasing volume of complaints received, arranging witness interviews, travel time, coordinating respondent, attorney, and witness schedules for interviews, and waiting for necessary records to be submitted (including issuing and enforcing subpoenas). Sometimes the Board receives emergency high-priority cases involving serious public protection concerns that take staff resources away from other cases.

The goal is to present a thorough and complete investigation report to the Board the first time, which often is not possible to achieve within the required 120 days. The Board meets bimonthly, so timing is a major factor as well. Because the Board must review a high volume of materials, the staff sends their materials two weeks in advance of each meeting. So really, this means that depending on the timing of the complaint, the investigation must be completed and the report written and sent to the Board between 46 and 106 days from receipt of the complaint. Particularly at issue this past biennium has been unexpected turnover in the Compliance Section, accompanied by delays in the Board's ability to hire vacant investigator positions due to the significant amount of time needed to complete the recruitment process through DAS CHRO. The Agency has been working diligently to train new staff members and improve complaint-processing speed, but without compromising the integrity of the investigation process, and expects to show improvement on the 2021 annual report.

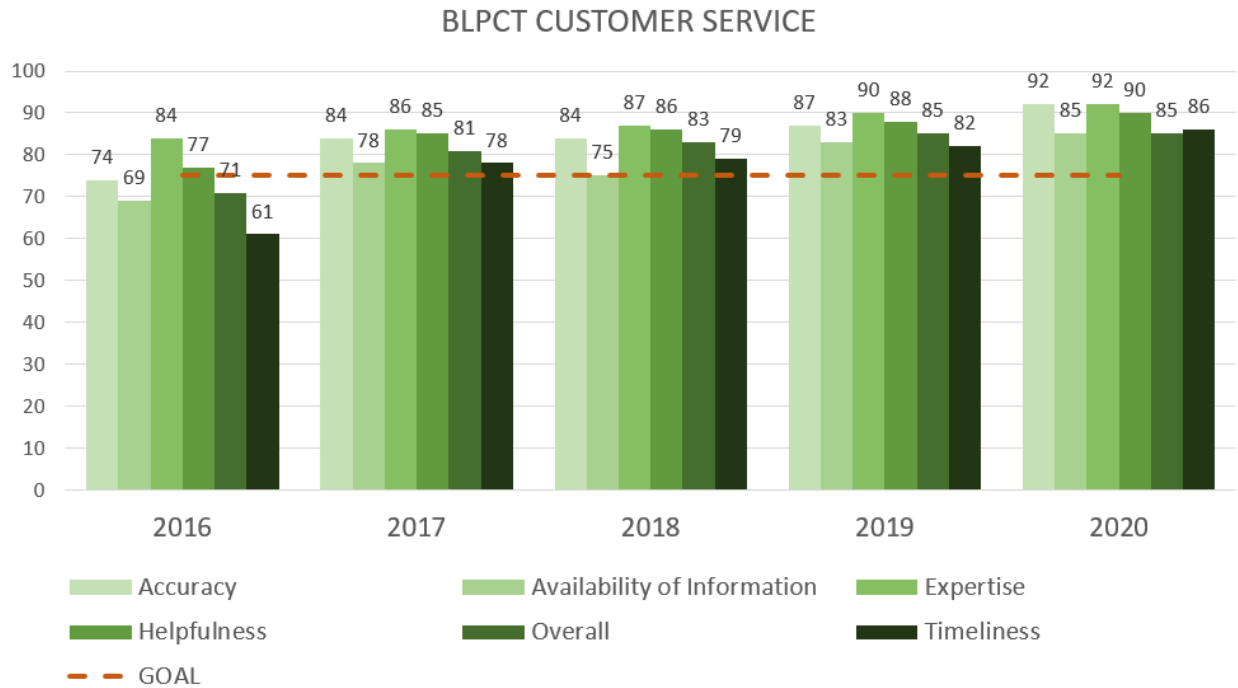
Measure #4 - EFFICIENT APPLICATION PROCESSING - Average number of calendar days from completed license application file to application approval.



The Board has well surpassed its goal to take an average of no more than 15 calendar days to approve a completed licensure application. For 2020, it took an average of 6 days. As part of the new Agency organization under Mental Health Regulatory Agency, management has implemented streamlined processes and best-practice sharing between the two regulated boards that has enabled more efficient application processing. Additionally, the Agency has benefited from the addition of 1.0 FTE licensing staff that was approved as part of the 2017-19 budget. Despite these good results, the Agency is still continuously looking for ways to improve, including a new licensing database, cross-training between staff to help cover for absences and vacancies, and continuous feedback.

Board of Licensed Professional Counselors and Therapists Measures

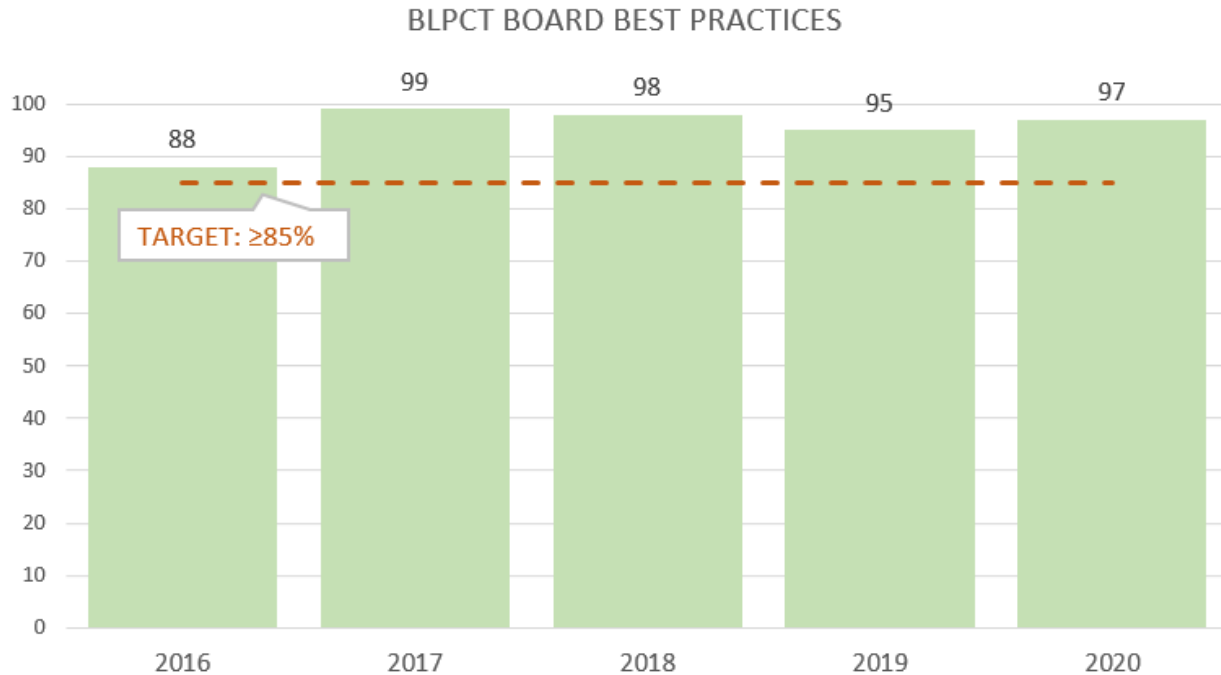
Measure #1 - CUSTOMER SERVICE – Percent of customers rating their satisfaction with the Agency’s customer service as “good” or “excellent.”



The Board exceeded its targets in all areas of customer service. Overall Customer Satisfaction remained the same as the prior year at 85%, and is ten points above the target of 75%. From 2019 to 2020, Accuracy has shown the greatest improvement at an increase of five points, from 87% to 92%, and is a five-year high at 17 points above target. Helpfulness increased by two points from 88% to 90%. Expertise increased by two points from 90% to 92%, and ranks with accuracy as the highest rated area of customer satisfaction. Timeliness increased by four points from 82% to 86%, and is 11 points above target. Finally, Availability of Information increased by two points from 83% to 85%.

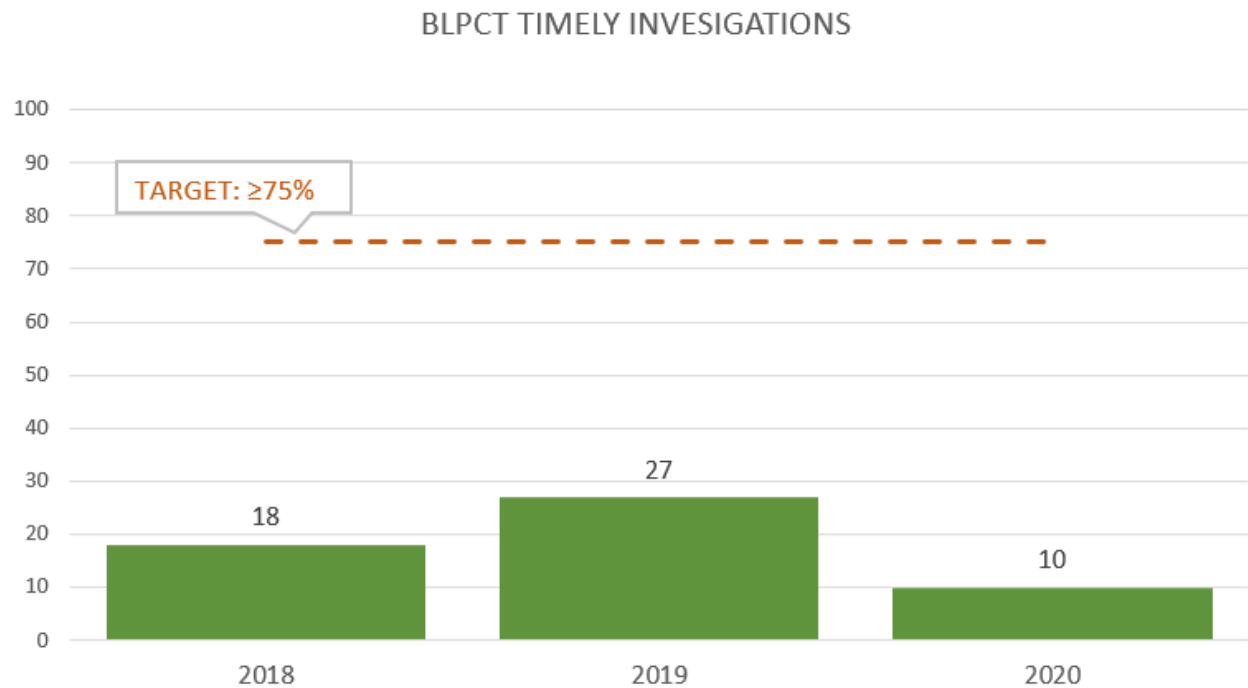
The Board implemented a new website in late 2018, which may have contributed to the improved survey results in many areas. The new site includes clearer and more organized information, as well as additional resources. The Board has maintained customer service as a high priority, which is reflected in the results. Generally, survey results reflect some stakeholders who have experienced an adverse enforcement action, do not agree with laws or rules that the Board is charged with enforcing, or is unsatisfied the policy direction of the Board or the State Government in general. These individuals will often respond "poor" to each satisfaction area, regardless of their experience with agency staff.

Measure #2 - BOARD BEST PRACTICES- Percent of total best practices met by the Board.



In the past five years, the Board has exceeded the target in Board best practices. The most recent score for the 2020 reporting period was 97%, which is ten points above target, and a two-point increase from last year. Agency leadership continues to look for opportunities for improved performance and increased transparency, regardless of the Board members' reports of success. Board staff sends materials with this survey to help clarify the survey questions and explain how they directly relate to agency operations; however, members report on their perceptions of best practices, which could reflect aspirational rather than actual performance levels. The survey will fall below 100% if just one of the eight Board members indicates that any one of the 15 best practice measures are not being met.

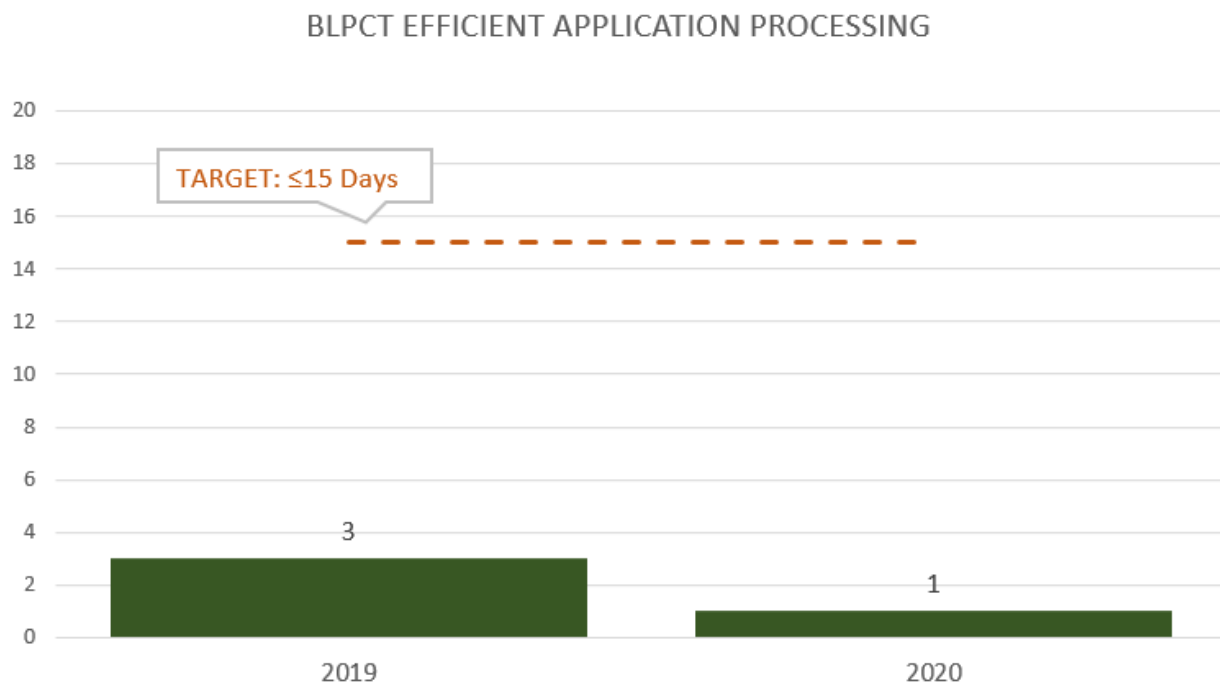
Measure #3 - TIMELY INVESTIGATIONS - Percent of complaints presented to the Board within 120 days of receipt.



For the 2020 reporting year, 10% of complaints were presented to the Board within 120 days of receipt, which falls significantly below the target of 75%. This represents a 17-point decrease from the 27% achieved in 2019. The Agency has set an ambitious goal to present complaint investigations to the Board within 120 days of receipt; however, there are many factors affecting our ability to expediently resolve a complaint. These include the varying complexity of cases, increasing volume of complaints received, arranging witness interviews, travel time, coordinating respondent, attorney, and witness schedules for interviews, and waiting for necessary records to be submitted (including issuing and enforcing subpoenas). Sometimes the Board receives emergency high-priority cases involving serious public protection concerns that take staff resources away from other cases.

The goal is to present a thorough and complete investigation report to the Board the first time, which often is not possible to achieve within the required 120 days. The Board meets bimonthly, so timing is a major factor as well. Because the Board must review a high volume of materials, the staff sends their materials two weeks in advance of each meeting. So really, this means that depending on the timing of the complaint, the investigation must be completed and the report written and sent to the Board between 46 and 106 days from receipt of the complaint. Particularly at issue this past biennium has been unexpected turnover in the Compliance Section, accompanied by delays in the Board's ability to hire vacant investigator positions due to the significant amount of time needed to complete the recruitment process through DAS CHRO. The Agency has been working diligently to train new staff members and improve complaint-processing speed, but without compromising the integrity of the investigation process, and expects to show improvement on the 2021 annual report.

Measure #4 - EFFICIENT APPLICATION PROCESSING - Average number of calendar days from completed license application file to application approval.



The Board has well surpassed its goal to take an average of no more than 15 calendar days to approve a completed licensure application. For 2020, it took an average of just 1 day. As part of the new Agency organization under Mental Health Regulatory Agency, management has implemented streamlined processes and best-practice sharing between the two regulated boards that has enabled more efficient application processing. Additionally, the Agency has benefited from the addition of 1.0 FTE licensing staff that was approved as part of the 2017-19 budget. Despite these good results, the Agency is still continuously looking for ways to improve, including a new licensing database, cross-training between staff to help cover for absences and vacancies, and continuous feedback.

Summary of Programs

- Licensing
 - Determine qualifications for licensure (education, exam, experience)
 - Issue and renew licenses
 - Continuing education
 - Forms, fees, and consumer outreach
- Compliance
 - Code of Ethics / Statutes / Administrative Rules
 - Investigate consumer complaints (unethical / unprofessional / unlicensed practice)
 - Board review and vote on enforcement action
 - Settlements / Contested Case Hearings / Appeals

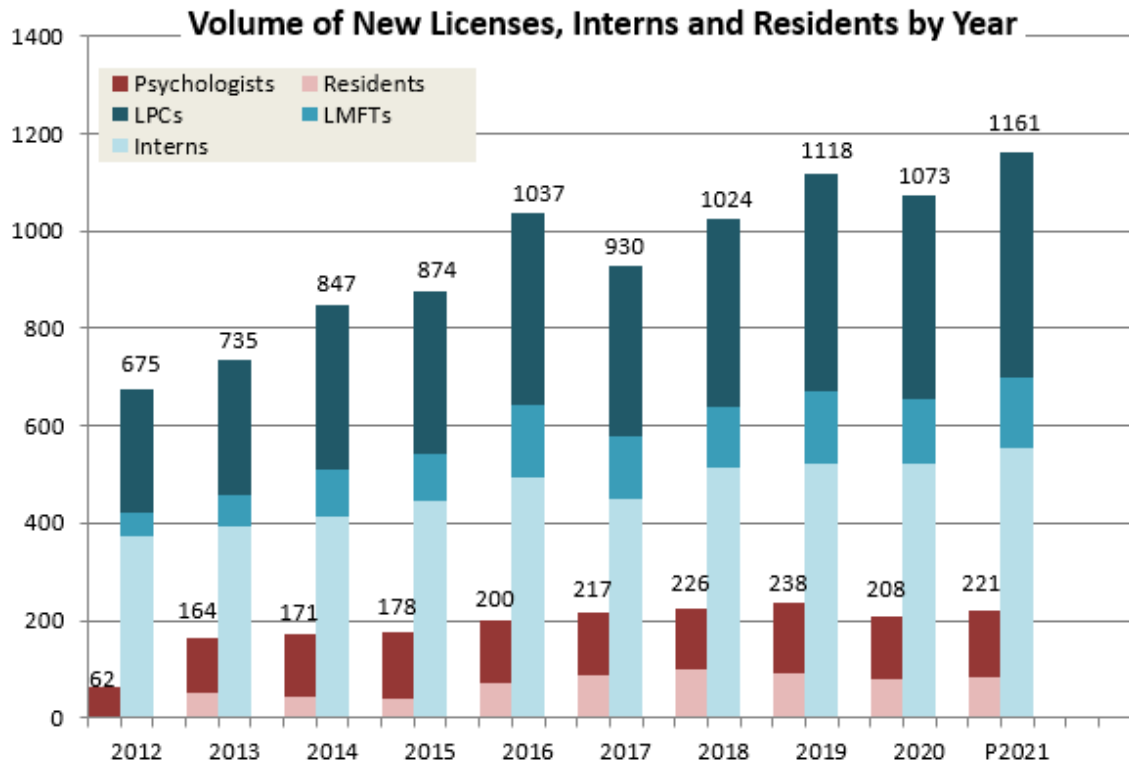
The following graphic displays the total count of licensees, residents, and registered interns at year-end 2020.

Year End 2020		
Board	License Type	Count
Board of Psychology	Psychologists*	2,187
	Psychologist Associates	28
	Residents*	79
Board of Licensed Professional Counselors and Therapists	Licensed Professional Counselors	3,969
	Licensed Marriage and Family Therapists	1,177
	Registered Interns	1,573
TOTAL:		9,013

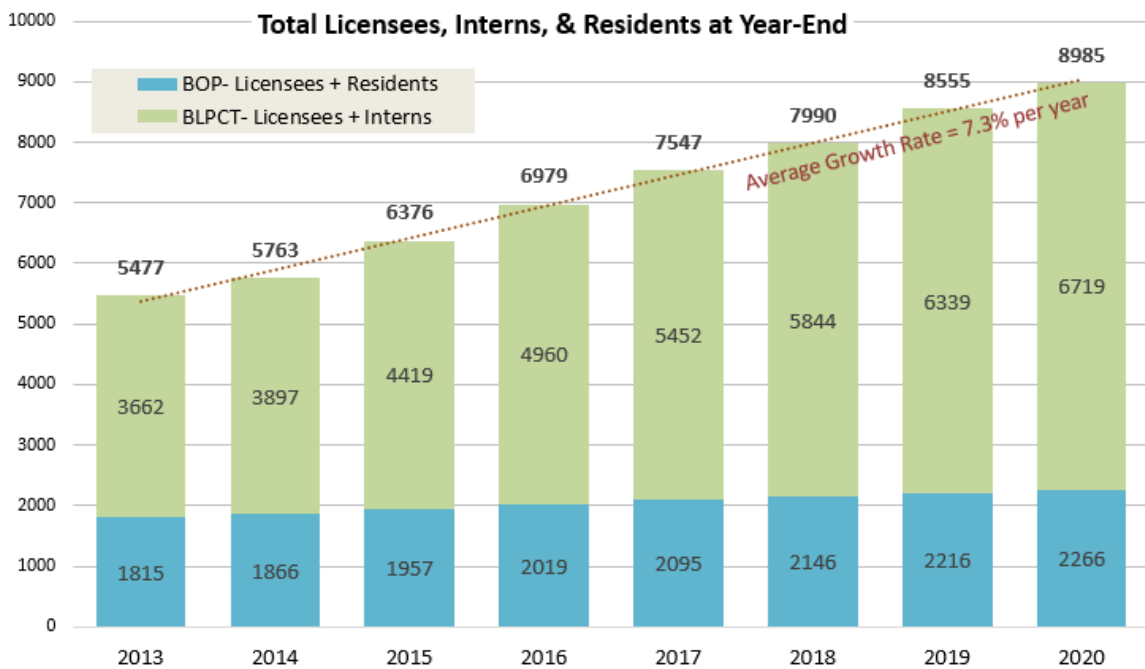
*Doctoral-level practitioners

MHRA oversees 7,361 licensed practitioners, including 2,187 psychologists, 28 psychologist associates, 3,969 licensed professional counselors (LPCs), and 1,177 licensed marriage and family therapists (LMFTs). There are also 1,652 pre-licensed individuals working towards licensure, including 79 residents and 1,573 registered interns. Psychologists and psychologist residents are doctoral-level practitioners, and the others have earned master’s degrees.

The following graphic displays the number of new licenses, registered internships, and residency contracts issued each year by the Boards.



The following graphic displays the total count of licensees, registered interns, and residents at year end.



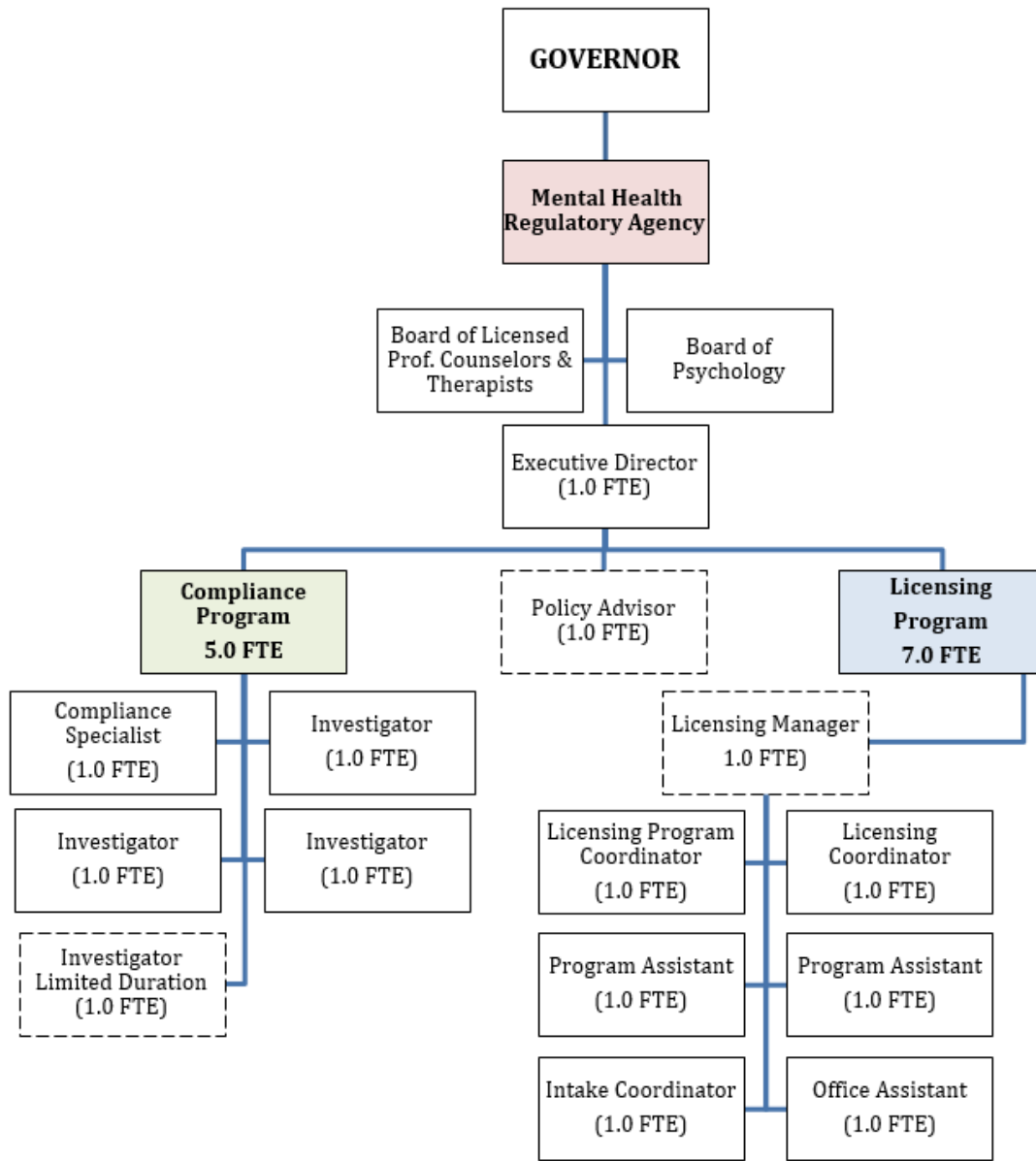
The following graphic displays the volume of investigations received each year by the Boards.



Agency Organization

The Agency leases office space in Salem, Oregon that houses its staff. During the COVID-19 pandemic, Agency staff have been working from home to the greatest extent possible. Services are delivered to Oregonians primarily electronically- through email communications and online material submission, but also via telephone. In-person services, though usually infrequent, have ceased since the Agency office closed to the public in March 2020 due to the pandemic. Board and committee meetings and contested case hearings, which are customarily conducted in-person at the Agency office in Salem, have been conducted via video conferencing software.

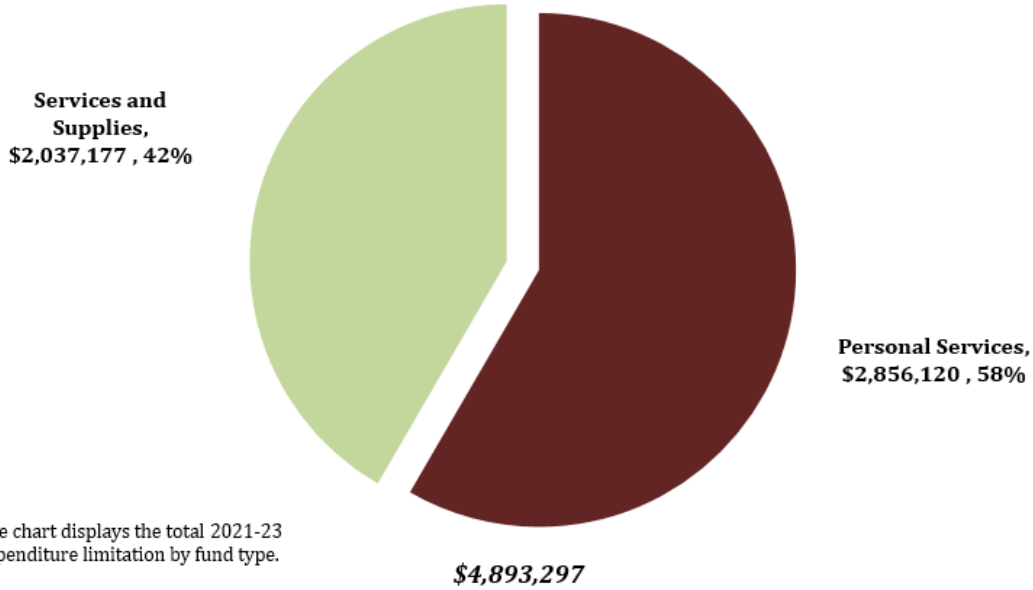
The following graphic displays the organizational structure of MHRA, as proposed for 2021-23.



Major Budget Information

Expenditure Limitation

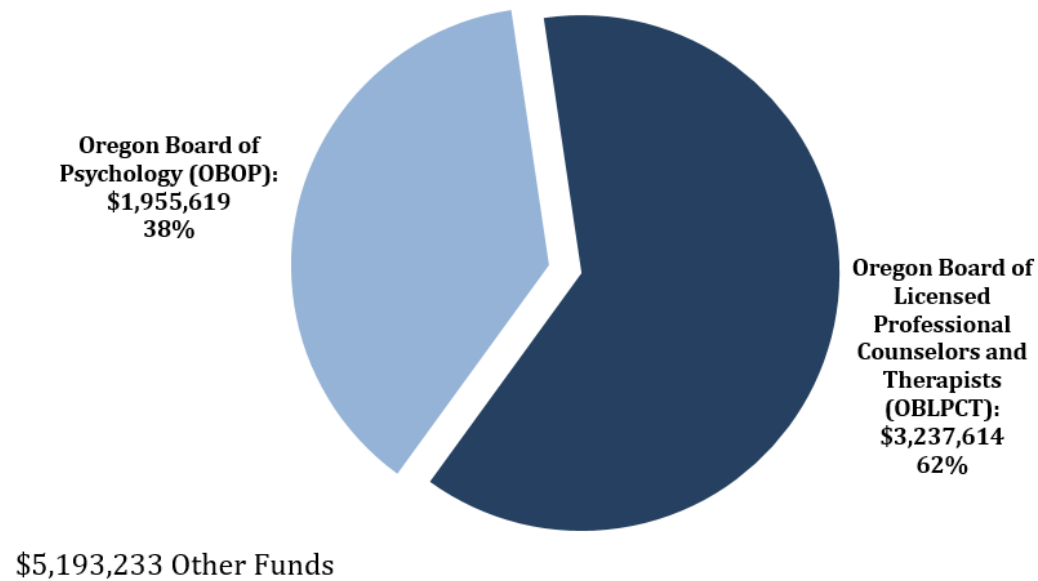
Governor's Budget 2021-23



Revenue by Board

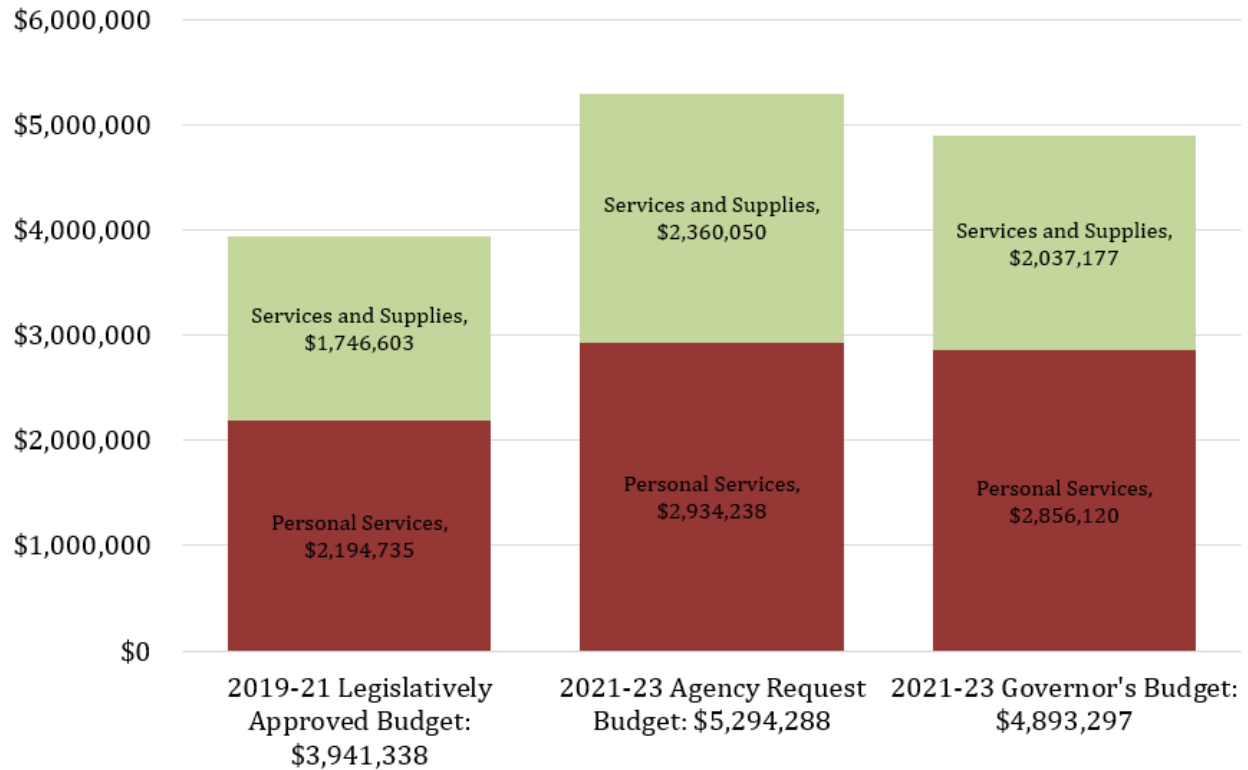
Revenue

2021-23 Governor's Budget



Budget Comparison

Budget Comparison



Fee Information

Following is BOP’s fee schedule for the 2021-23 biennium:

- Application for Licensure: \$325
- Criminal Background Check: Actual cost assessed by the Oregon State Police and Federal Bureau of Investigation; currently \$41.25
- Jurisprudence Examination: \$155
- Biennial License Renewals:
 - Active Status License: \$780
 - Semi-Active Status License: \$390
 - Inactive Status License: \$105
- Limited Permit: \$120
- Miscellaneous Fees:
 - Certified verification of licensure: \$5
 - Certified transfer of application information: \$20
 - Student loan deferment letter: \$5
 - Duplicating request: \$2.50 for the first five copies; \$.25 for each copy thereafter

- Laws and administrative rules: \$5
- Electronic file of mailing labels: \$35
- Application packet, including laws and administrative rules: \$10
- Duplicate wall display certificate of licensure: \$12
- Certified duplicate license: \$10
- Cumulative disciplinary report: \$7.50

Following is BLPCT's fee schedule for the 2021-23 biennium:

- Application for Licensure: \$175
- Criminal Background Check: Actual cost assessed by the Oregon State Police and Federal Bureau of Investigation; currently \$41.25
- Initial License: \$125
- Annual License Renewal:
 - Active Status License: \$165
 - Inactive Status License: \$100
- Annual Intern Registration Renewal: \$120
- Restoration fees:
 - Delinquent fee for late renewals: \$50
 - Reactivation of inactive status license: \$125
- Duplicate license or certificate of licensure: \$5
- Verification of licensure or examination scores for applicant or licensee to other licensing or certifying agencies: \$10

The Agency is not proposing any new fees or fee modifications in the 2021-23 budget.

Major Agency Changes

The following is a summary of major changes occurred at the MHRA over the past six years.

2015-17

- Pilot Project- shared Executive Director, BOP & BLPCT
- Significant work towards plan for merger; MHRA concept development

2017-19

- MHRA established via HB 2319 (2017)
- Continued work towards implementation and streamlining of operations

2019-21

- New Licensing System (Database)
 - Online Applications, Application Tracking, Renewal, Fee Payment, Complaint Form
 - Automated email notices and reminders
 - Efficiency, Accuracy, & Service timeliness

Budget Drivers & Risks

- 100% Other Funds. Major drivers:
 - Personal Services: Staffing (58%)
 - Attorney General Legal Costs (12%)
 - Professional Services (7%; includes items such as expert witnesses and office of administrative hearing costs for contested cases)
- Risks:
 - Case Fluctuation
 - Limited Staffing & Impact of Turnover
- Major Projects:
 - New Licensing System (Database)

Policy Option Packages for 2021-23

POP #100: Licensing Manager Position

This package requests the creation of a Licensing Manager (PEM-C, MMS) position, and reclassifies the current Licensing Manager/Policy Advisor Position (OPA-3, MMS) to Policy Advisor (OPA-3, MMN). Beginning in the 2017-19 biennium, the Board of Psychology and Board of Licensed Professional Counselors and Therapists were placed under the administration of the Mental Health Regulatory Agency pursuant to House Bill 2319. As work has progressed on the implementation of the new agency structure, the Executive Director and Board leadership identified the need for a stand-alone Licensing Manager position. This concept has been introduced via a limited duration Licensing Manager position effective July 20, 2020. The Agency has been operating with the Licensing Manager serving as the supervisor of the licensing and administrative staff and managing the licensing programs for the regulated boards. This staffing model has been found to be highly effective, and the Agency requests via this policy option package that it be approved to continue as a permanent arrangement beginning in the 2021-23 biennium.

POP #100 will help the Agency meet its strategic goals of timely application processing and optimal customer satisfaction to consumers, licensees, and applicants for licensure. The Licensing Manager/Policy Advisor position has faced continued growth in the licensing base for the two regulated Boards, and expanded duties related to policy advisement. (Please refer to licensing graphics under [Summary of Programs](#)). This significant increase in workload has rendered this position unable to effectively manage the licensing program, supervise administrative personnel, and maintain policy/legislative analysis and operational research and evaluation duties combined. Ensuring that the regulated boards have adequate staffing oversight and balanced workload is crucial to maintaining appropriate licensing program service levels and ensuring the policy needs of the Boards are met. This proposal promotes cost avoidance through a more effective licensing section that is able to quickly process licensure applications and renewals and respond to stakeholder needs. The added layer of oversight promotes accountability and allows agency leadership to increase focus on mission-oriented responsibilities. This proposal supports a strong staffing structure for an agency that continues to grow in terms of the volume of licensees, residents, interns and applicants subject to regulation.

The Boards' ability to work more effectively and efficiently will result in improved customer service and enhanced ability to protect the public.

POP #101: LD Investigator Position

This package requests the creation of an Investigator (INV-2) position. As the Agency continues to grow, the Executive Director and Board leadership identified the need for an additional investigator position. This concept will be introduced as a limited duration position. After evaluating compliance program effectiveness and workload levels, the Agency may request that this be approved to continue as a permanent arrangement beginning in the 2023-25 biennium.

The LD Investigator will join a team of three other agency investigators to support the completion of timely, thorough, and procedurally sound investigations. Agency investigators are facing an ever increasing number of investigation requests and complex cases, and must dedicate significant time to each case to ensure that Board members have sufficient information to take appropriate action based on the facts. (Please refer to case graphics under [Summary of Programs](#)). This proposal promotes cost avoidance through increased a more effective compliance section whose complete investigations are strong and defensible in contested case hearing or on appeal. This package supports a strong staffing structure for an agency that continues to grow in terms of the volume of licensees, residents, interns and applicants subject to regulation. The Boards' ability to work more effectively and efficiently will result in improved customer service and enhanced ability to protect the public.

POP #102: Office Space Expansion

This package requested ongoing expenditure limitation increase needed to cover the lease cost for a secured board meeting area to address growing concerns about the risk of violence towards Board members and staff and to promote social distancing. However, the Agency determined at the recommendation of the Chief Financial Office that this proposal would not become a part of the Governor's budget, and would need to be covered within existing expenditure limitation.

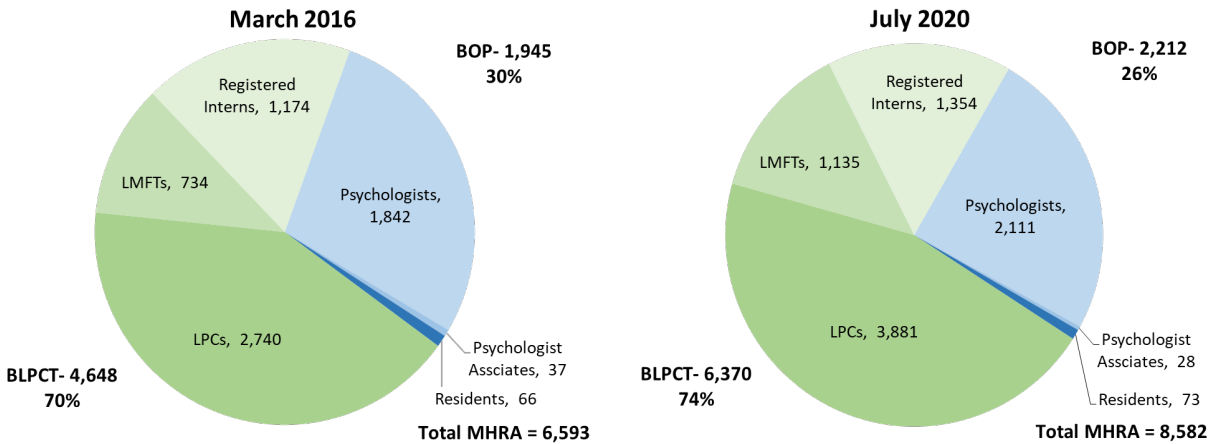
POP #103: Attorney General Fees

The Agency has seen increasing expenses associated with attorney general fees, which includes greater usage with the Agency's growing number of cases that exceeds current service levels, and also increased legal rates by the Department of Justice. The request of \$146,965 covers the difference in projected attorney general expenditures needed for 2021-23 (\$600,800) and the current service level figure (\$453,835).

The annual number of investigations received by the Boards continues to increase. This budget item has consistently required more funding than what was provided for in the current service level estimates. Representation by the Attorney General's Office is crucial when the Boards propose to sanction a licensee, applicant, or person practicing in violation of the law, particularly when the person requests a hearing or appeals. Additionally, the AG advises Agency operations, laws, rules and policies to ensure the Agency remains in compliance and correctly interpret and apply the boards' mandates to protect the public. The Boards expect a continued increase in the number of cases, respondents requesting shearing, and other matters requiring the AG's advice.

POP #104: Board Cost Allocation Adj

This package requests to adjust the cost allocation model that currently appropriates certain shared expenditures between the Board of Licensed Professional Counselors and Therapists (BLPCT; 65%) and the Board of Psychology (BOP; 35%), changing it to BLPCT (70%) and BOP (30%). Since the 2019-21 Budget, the distribution of regulated licensees and interns/residents between the two boards has shifted. BLPCT is growing at a faster rate than BOP. This modified arrangement sets forth a more equitable distribution of the cost of shared resources.



Note: This package does not request any additional expenditure limitation, but rather it shifts a total of \$142,707, including \$99,130 in Personal Services and \$43,577 in Services and Supplies, from BLPCT to BOP for the 2021-23 biennium.

POP #105: Online Payment Processing

The Board of Psychology requested an ongoing limitation increase is \$35,703 in Services and Supplies for 2021-23 to cover expenses related to implementation of the new online licensing system that adds card payment acceptance. However, the Agency determined at the recommendation of the Chief Financial Office that this proposal would not become a part of the Governor's budget, and would need to be covered within existing expenditure limitation.

Budget Document

MHRA budget documents are posted to the MHRA website at:

<https://www.oregon.gov/mhra/Pages/Reports.aspx>

2021 Proposed Legislation

Agency Bills

HB 2114 BOP- DISCIPLINARY COST ASSESSMENT

Bill Title: Relating to Oregon Board of Psychology; prescribing an effective date.
Summary: Authorizes Oregon Board of Psychology to assess costs associated with disciplinary action to person against whom disciplinary action is taken.
Status: Introduced

HB 2115 BLPCT- UNPROFESSIONAL CONDUCT

Bill Title: Relating to Oregon Board of Licensed Professional Counselors and Therapists disciplinary authority; prescribing an effective date.
Summary: Authorizes Oregon Board of Licensed Professional Counselors and Therapists to order mental health, medical condition or chemical dependency evaluations of applicants, licensees and registered interns. Takes effect on 91st day following adjournment sine die.
Status: Introduced

HB 2116 BLPCT- IMPAIRMENT AND EVALUATIONS

Bill Title: Relating to Oregon Board of Licensed Professional Counselors and Therapists fitness evaluations; prescribing an effective date.
Summary: Authorizes Oregon Board of Licensed Professional Counselors and Therapists to sanction applicants for licensure and licensees for unprofessional conduct. Takes effect on 91st day following adjournment sine die.
Status: Introduced

HB 2117 BOP- PSYCHOLOGIST ASSOCIATE SUNSET

Bill Title: Relating to psychologist associates; prescribing an effective date.
Summary: Repeals Oregon Board of Psychology authority to issue initial psychologist associate licenses.
Status: Introduced

SB 5523 MHRA BUDGET BILL

Bill Title: Relating to the financial administration of specified boards; declaring an emergency.
Summary: Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by Oregon Board of Licensed Professional Counselors

and Therapists and Oregon Board of Psychology. Declares emergency, effective July 1, 2021.

Status: Introduced

Outside Bills

HB 2949

MENTAL HEALTH- REP. BYNUM'S PACKAGE

Bill Title: Relating to mental health; declaring an emergency.

Summary: Requires Mental Health Regulatory Agency to establish program to improve Black, indigenous and people of color mental health workforce, including pipeline development, scholarships for undergraduates and stipends for graduate students, loan repayments and retention activities. Directs agency to provide up to \$15,000 in student loan forgiveness to mental health professionals working in mental health professional shortage area. Directs Oregon Health Authority to provide funding to counties, community mental health programs and organizations to support individuals to transition from incarceration back into community. Directs Mental Health Agency to provide grants to licensed practitioners to pay costs of providing supervision of mental health practitioners in private practice. Requires employers of mental health workers to pay supervision costs of workers. Requires Oregon Health Authority to provide funding to Black, indigenous, people of color and immigrant communities to ensure access to mental health care. Appropriates moneys to agency and authority to carry out provisions of Act. Prohibits insurers from refusing to credential mental health associates. Creates Task Force on Expanding the Mental Health Workforce. Specified membership and duties. Requires report to interim committees of Legislative Assembly with recommendations for loosening restrictions on formerly incarcerated individuals obtaining licenses to provide mental health care. Limits to 1,200 number of hours of supervised clinical experience required to be licensed as professional counselor or marriage and family therapist. Changes name of "licensed professional counselor intern" and "licensed marriage and family therapist intern" to "licensed professional counselor associate" and "licensed marriage and family therapist associate." Declares emergency, effective on July 1, 2021.

Chief Sponsor(s): Representative Bynum, Alonso Leon, Schouten

Status: Introduced

SB 423

TELEMEDICINE

Bill Title: Relating to telemedicine; prescribing an effective date.

Summary: Allows patient located in Oregon to receive health care services through telemedicine from specified out-of-state health care provider. Defines "telemedicine." Takes effect on 91st day following adjournment sine die.

Chief Sponsor(s): Senator Manning Jr

Status: Introduced

SB 682 **SUICIDE RISK CE**

Bill Title: Relating to suicide prevention; declaring an emergency.

Summary: Establishes Adult Suicide Intervention and Prevention Coordinator within Oregon Health Authority. Specifies responsibilities. Requires development of strategic plan to address suicides by adults and develop intervention strategies. Requires strategic plan to be updated every five years. Directs authority and specified professional regulatory boards to require licensees regulated by authority or board to complete continuing education related to suicide risk assessment, treatment and management and to report completion of continuing education to authority or board. Declares emergency, effective on passage.

Chief Sponsor(s): Senator Manning Jr

Status: Introduced

HB 2315 **SUICIDE RISK CE**

Bill Title: Relating to continuing education for professionals; prescribing an effective date.

Summary: Directs Oregon Health Authority and specified professional regulatory boards to require licensees regulated by authority or board to complete six hours of continuing education related to suicide risk assessment, treatment and management every six years and to report completion of continuing education to authority or board. Allows authority and boards to establish minimum requirements that licensee must meet to be exempt from requirement to complete continuing education. Takes effect on 91st day following adjournment sine die.

Chief Sponsor(s): Representative Salinas

Status: Introduced

Reduction Options

Mental Health Regulatory Agency (MHRA)																		
2021 - 2023 Biennium																		
Detail of Reductions to 2021-23 Current Service Level Budget																		
1	2	3	4	5			6	7	8	9	10	11	12		13	14	15	16
Priority (ranked most to least preferred)	Agency	SCR or Activity Initials	Program Unit/Activity Description	GF	LF	OF	NL-OF	FF	NL-FF	TOTAL FUNDS	Pos.	FTE	Used in Gov. Budget Yes / No	Impact of Reduction on Services and Outcomes				
Dept	Prgm/Div																	
1	-	MHRA	S&S	OUT-OF-STATE TRAVEL (ELIMINATE)			12,514			\$ 12,514			Yes	Decreases the ability for national networking, reducing the Agency's ability to keep up on national trends and contacts.				
2	-	MHRA	S&S	INSTATE TRAVEL (ELIMINATE)			27,216			\$ 27,216			Yes	Eliminates in-person board meetings, planning sessions, and committee meetings. Reduces Agency effectiveness.				
3	-	MHRA	S&S	EMPLOYEE RECRUITMENT AND DEVELOPMENT (REDUCE 50%)			11,024			\$ 11,024			Yes	Decreases the ability of the Agency to recruit and for staff to maintain and strengthen their skills.				
4	-	MHRA	S&S	DUES AND SUBSCRIPTIONS (ELIMINATE)			13,328			\$ 13,328			Yes	Decreases the ability for national networking, reducing the Agency's ability to keep up on national trends and contacts. Reduces training opportunities for board members and staff at conferences.				
5	-	MHRA	PS	ADMIN SERVICES (ELIMINATE OS-2 POSITION)			147,144			\$ 147,144	1	1.00	Yes	Reduces Agency's ability to maintain updated data and records, slowing service time. Places burden on licensing and investigative staff to perform clerical tasks, taking away from crucial mission-oriented tasks.				
6	-	MHRA	S&S	PROFESSIONAL SERVICES (REDUCE 10%)			35,944			\$ 35,944			Yes	Hinders the ability to contract for expert witnesses for compliance hearings, reducing the Agency's ability to support and uphold enforcement actions that protect the public from improper mental health practice.				
7	-	MHRA	PS	ADMIN SERVICES (REDUCE 1.0 FTE OA-2 POSITION TO 0.5 FTE)			67,074			\$ 67,074	1	0.50	Yes	Reduces Agency's ability to provide customer service for daily operations. Agency processing of licensure applications, renewals, and compliance cases will slow significantly.				
8	-	MHRA	PS	INVESTIGATIONS (REDUCE 1.0 FTE INV-2 POSITION TO 0.5 FTE)			105,630			\$ 105,630	1	0.50	Yes	Threatens the Boards' ability to properly protect the public through timely and thorough compliance investigations.				
9	-	MHRA	S&S	ATTORNEY GENERAL (REDUCE 50%)			45,384			\$ 45,384			Yes	Impairs the Agency's access to legal advice to interpret and enforce laws and rules, and to pursue and uphold enforcement actions that protect the public from improper mental health practice.				
										\$ -								
										\$ -								
										\$ -								
							465,258			\$ 465,258	3	2.00						
										Target	\$	465,035						
										Difference	\$	223						

Agency-Wide Program Prioritization for 2021-23

Program Prioritization for 2021-23																							
Agency Name: Mental Health Regulatory Agency																							
2021-23 Biennium																			Agency Number:		10800		
Agency-Wide Priorities for 2021-23 Biennium																							
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22		
Priority (ranked with highest priority first)	Agency Initials	Program or Activity Initials	Program Unit/Activity Description	Identify Key Performance Measure(s)	Primary Purpose Program-Activity Code	GF	LF	OF	NL-OF	FF	NL-FF	TOTAL FUNDS	Pos.	FTE	New or Enhanced Program (Y/N)	Included as Reduction Option (Y/N)	Legal Req. Code (C, D, FM, FO, S)	Legal Citation	Explain What is Mandatory (for C, FM, and FO Only)	Comments on Proposed Changes to CSL included in Agency Request			
Agcy:	Prgm / Div																						
10800	002	MHRA	OBOP	Oregon Board of Psychology	1,2,3,4	3		1,827,862				\$ 1,827,862	4	4.35	Y	Y	S	ORS 675.010 - 675.350		ARB = \$1,906,202; represents increase of \$78,340			
10800	001	MHRA	OBLPCT	Oregon Board of Licensed Professional Counselors and Therapists	1,2,3,4	3		2,822,490				\$ 2,822,490	8	7.65	Y	Y	S	ORS 675.705 - 675.885		ARB = \$3,388,086; represents increase of \$565,596			
												\$ -											
												\$ -											
												\$ -											
												\$ -											
												\$ -											
							-	-	4,650,352	-	-	-	\$ 4,650,352	12	12.00								

7. Primary Purpose Program/Activity Exists

- 1 Civil Justice
- 2 Community Development
- 3 Consumer Protection
- 4 Administrative Function
- 5 Criminal Justice
- 6 Economic Development
- 7 Education & Skill Development
- 8 Emergency Services
- 9 Environmental Protection
- 10 Public Health
- 11 Recreation, Heritage, or Cultural
- 12 Social Support

19. Legal Requirement Code

- C Constitutional
- D Debt Service
- FM Federal - Mandatory
- FO Federal - Optional (once you choose to participate, certain requirements exist)
- S Statutory

Prioritize each program activity for the Agency as a whole

Document criteria used to prioritize activities:

While the Agency considers both Boards high priority, OBOP was established in 1963 to regulate the practice of psychology, many years prior to OBLPCT's establishment in 1989. Licensure as a professional counselor and marriage and family therapist was not required, and the Board did not have a practice act until recent years. Therefore, the OBOP program was ranked higher priority.

Other Funds Ending Balance

UPDATED OTHER FUNDS ENDING BALANCES FOR THE 2019-21 & 2021-23 BIENNIA									
Agency: Mental Health Regulatory									
Contact Person (Name & Phone #): Lindsey McFadden 971-900-9757									
(a)	(b)	(c)	(d)	(e)	(f)		(g)		(i)
Other Fund Type	Program Area (SCR)	Treasury Fund #/Name	Category/Description	Constitutional and/or Statutory reference	2019-21 Ending Balance		2021-23 Ending Balance		Comments
					In LAB	Revised	In CSL	Revised	
Limited	10800-001-00-00-00000	#1080001764 Operating Other Funds/ Mental Health Regulatory Agency-BLPCT	Operations	1998 Chpt 721, Sec 14 & 17, ORS 675.785 & 676.805	1,010,664	1,204,673	1,708,135	1,619,797	The agency changed their split allocation between the boards in the middle of the AY21 biennium to 70% for BLPCT /30% of BOP. The AY23 budget was built with this change and may show in the difference between the ending cash balance between the two bienniums. The ending cash balance is reduced in GB, closing the gap of the difference in column i.
Limited	10800-002-00-00-00000	#1080001765 Operating Other Funds/ Mental Health Regulatory Agency-BOP	Operations	1963 Chpt 396, Sec 12, ORS 675.110(7)	561,420	871,850	916,837	999,607	The agency changed their split allocation between the boards in the middle of the AY21 biennium to 70% for BLPCT /30% for BOP. The AY23 budget was built with this change and may show in the difference between the ending cash balance between the two bienniums. The ending cash balance is increased in GB, due to the split change.