

FILED
[REDACTED]
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Carol Hale, CLERK

SOAH DOCKET NO. [REDACTED]
COMPLAINT NOS. [REDACTED]

TEXAS BEHAVIORAL HEALTH
EXECUTIVE COUNCIL,
Petitioner

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BEFORE THE STATE OFFICE

ACCEPTED
[REDACTED]

v.

OF STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Carol Hale, CLERK

[REDACTED]
Respondent

ADMINISTRATIVE HEARINGS

PETITIONER'S CLOSING BRIEF

COMES NOW, The Texas Behavioral Health Executive Council (Council or Petitioner), in the above entitled and numbered cause is submitting its Closing Brief and would show the State Office of Administrative Hearings ("SOAH") and the assigned Administrative Law Judge the following:

SUMMARY

On [REDACTED] Respondent voluntarily entered into an agreed order with the Council sanctioning his marriage and family therapy license [REDACTED]. The order suspended Respondent's license and contained specific requirements that Respondent had to comply with in order to keep his license. [REDACTED]

PRACTICING WITH A SUSPENDED LICENSE

The evidence shows that Respondent practiced marriage and family therapy while his license was suspended. [REDACTED]

[REDACTED]

Respondent claims that he was practicing as a "life coach," and since life coaching is not regulated by the Council, his services do not violate the agreed order. [REDACTED]

[REDACTED]

The Texas Board of Examiners of Marriage and Family Therapists has provided in 22 TAC §801.42 a list of professional therapeutic services which may be provided by a licensed marriage and family therapist or licensed marriage and family therapist associate. The Board chose to specifically include in this rule "life coaching and any related techniques and modalities."

There are services in this rule that are not exclusive to marriage and family therapy such as life coaching and mediation. This means that if you do not hold a license as a marriage and family therapist or marriage and family therapist associate, you can provide these services without a license and not be under the regulation of the Council. The distinction in the present case is that when someone who is licensed as a marriage and family therapist provides any of these services, they are subject to Council rules. When a licensed marriage and family therapist with a suspended license provides services included in this rule, it doesn't matter what they call themselves or what