



LOUISIANA

Licensed Professional Counselors Board of Examiners

August 5, 2025

Sent via Electronic Submission

To: Louisiana Department of Justice
Public Protection Division-
Occupational Licensing Review Program
olrp@ag.louisiana.gov

From: Licensed Professional Counselors Board of Examiners

To Whom It May Concern:

The Licensed Professional Counselors Board of Examiners has proposed amendments to LAC 46: LX603. To facilitate the Department of Justice's review of the proposed rule, the Licensed Professional Counselors Board of Examiners provides answers to the following questions:

1. Describe any relevant factual background to the occupational regulation and the purpose of the occupational regulation.

Provisional Licensed Professional Counselors (PLPCs) may accept payment from employers that seek reimbursement through insurance. This is a technical rule revision to clarify its meaning regarding reimbursement for a PLPC.

2. Is the occupational regulation within the scope of the occupational licensing board's general authority to regulate in a given occupation or industry? If so, identify the law that provides the authority for the rule and describe how the occupational regulation is within the scope.

In accordance with the Louisiana Administrative Procedures Act (R.S. 49:4950 et seq.) and through the authority of the Mental Health Counseling Licensing Act (R.S. 37:1101 et seq.).

3. Check all of the following that apply as reasons the occupational regulation is subject to review
 - Other activity: Active state supervision to ensure compliance.

4. Identify the clearly articulated state policy (e.g., health, safety, welfare, or consumer protection) in state statute, or any supporting evidence of the harm the action/proposed action is intended to protect against?

The policy of the Louisiana Mental Health Counselor Practice Act, as stated in LA R.S. 37:1103, is that activities of such persons in the mental health counseling area should be regulated for the protection of the public health, safety, and welfare and to provide for the regulation of the practice of mental health counseling in the state of Louisiana.

5. Do any less restrictive alternatives to the occupational regulation exist for addressing the same harm? If so, include a comparison of the occupational regulation to the alternatives and a justification for not pursuing a less restrictive alternative. If no less restrictive alternatives exist, explain why.

The Board is not aware of any less restrictive alternatives. The language revision is to clarify to constituents that hire and manage PLPCs regarding billing practices that insurance agencies may reimburse the employer for counseling sessions that are completed in accordance with insurance regulations.

6. Describe the process that the occupational licensing board followed in developing the proposed rule, including any public hearings held, studies conducted, and data collected or analyzed.

The Fiscal and Economic Impact Statement (FEIS) was submitted and approved. The notice of intent was sent to the Louisiana Register along with the required Oversight Committees. The Notice of Intent was published in the May 2025 Louisiana Register with public comments being accepted until June 10, 2025. The Board did not receive any requests or public comments and therefore did not conduct a public hearing.

7. Does the occupational regulation relate to a matter on which there is pending litigation or a final court order?

No.

8. Please identify the board members voting in favor of this rule, and state whether the member is an active market participant.

Laura Fazio-Griffith (Active), Abigail Hays (Active), Amanda Dossaji (Active), Foley Nash (Active), Mark Reynaud (Active), Kelly Austin (Active), Eric Dishongh (Active), Ashley Thibodeaux (Active).

9. Is there anything else that the occupational licensing board would like the Department to know about the proposed rule?

No.

The Board did not receive any requests or public comments and therefore did not conduct a public hearing. Should you have any questions or need any additional information, please contact Jamie S. Doming or Raelene Lundin at (225) 295-8444 or via email to lpcboard@lpcboard.org.

Respectfully,

A handwritten signature in black ink, appearing to read "Raelene Lundin", written in a cursive style.

Raelene Lundin

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