Subpart 1. Supervised experience required. The minimum two-year supervised, postgraduate experience required by Minnesota Statutes, section 148B.33, subdivision 1, clause (4), must meet the requirements in subparts 2 to 5.

Subp. 2. Application to written examination. Initial Application for marriage and family therapy licensure. Within six months of commencement, beginning of the postgraduate, supervised practice of marriage and family therapy experience, an applicant must submit the initial application for marriage and family therapy licensure apply to the board, to take the national examination specified in part 5300.0190. Postgraduate hours logged more than six months prior to filing of the initial application for marriage and family therapy licensure may not be used in meeting experience requirements for licensure. Hours logged in another jurisdiction more than six months prior to filing the initial application for marriage and family therapy licensure may be allowed at the discretion of the board. Hours logged more than six months prior to filing of the initial application for licensure by an individual whose qualifying degree for licensure was awarded prior to August 1, 2016, may be allowed at the discretion of the board.

Subp. 3. Years of experience; computation. The postgraduate experience shall include not less than 4,000 hours, and must be completed in no less than two and no more than seven years from the filing of the initial application for licensure to take the national examination. This experience must include the following:

A. A minimum of 1,000 hours of direct clinical client contact supervised by a board-approved, Minnesota-licensed marriage and family therapist LMFT supervisor. The 1,000 hours shall include at least 500 hours of face-to-face therapy direct clinical client contact with couples, families, or similar relational groups. This experience shall include the practice of marriage and family therapy as defined in the MN MFT Practice Act and include the assessment, diagnosis and treatment of illnesses and cognitive, emotional and behavioral disorders, as well as providing therapy to individuals, couples and families for the purpose of resolving relational or emotional problems by modifying intrapersonal and interpersonal dysfunction. The direct clinical client contact may be provided in-person or by synchronous electronic methods.

B. A minimum of 200 hours of supervision as described in subpart 4.

C. No more than 2,800 hours of non-clinical client contact. These hours may include work related to the supervised practice of marriage and family therapy including education, training, documentation, consultation and all other professional responsibilities. The non-clinical client contact hours may be supervised by a licensed mental health professional, as defined in the Minnesota Mental Health Uniform Service Standards Act. Statutes, section 245.462 or 245.4871. This experience shall include the assessment, diagnosis, and treatment of mental illness, and cognitive, emotional, and behavioral disorders, as well as all other professional responsibilities.
D. A detailed log shall be maintained of all professional hours and activity during this time period. This log shall be regularly reviewed and verified by the supervisor and shall be permanently maintained by the applicant.

Subp. 4. Supervision requirements. The 4,000 hours of postgraduate experience must comply with the following requirements:

A. All clinical client contact must be supervised by a board-approved, LMFT supervisor who meets the requirements of Minnesota Rule 5300.0160 and Rule 5300.0170. The board-approved LMFT supervisor must provide a minimum of two hours of supervision every four weeks whenever the applicant is providing any direct clinical client contact. The supervision must be obtained at an average rate of one hour of supervision per five hours of clinical client contact, for a minimum total of 200 hours of supervision.

B. An applicant may have a secondary supervisor who meets the requirements of Minnesota Rule 5300.0160 and Rule 5300.0170. The secondary supervisor may provide up to 50 hours of the required supervision for licensure. Supervision by the secondary supervisor shall be concurrent with supervision by the board-approved LMFT supervisor.

C. The board-approved LMFT supervisor and the secondary supervisor shall establish procedures for communication regarding the applicant’s supervised practice of marriage and family therapy. The board-approved LMFT supervisor retains clinical responsibility for the applicant’s supervised practice.

D. The applicant shall receive supervision at an average rate of at least one hour of supervision for every 20 hours of direct clinical client contact provided by the applicant.

B. No more than 100 hours of supervision may be logged in any 12-month period to be accepted toward the licensure requirement and must comply with the average rate of supervision stated in item A.

G. At least 100 hours of supervision shall be received in an individual setting. The remaining 100 hours may be received in a group setting. For purposes of this paragraph, individual supervision is defined as a setting in which the supervisor and no more than two supervisees are present. Group supervision is defined as a setting in which the supervisor and no more than six supervisees are present.

D. Up to 25 percent of the required supervision may be received via secure, synchronous electronic means.

E. Supervision may occur in-person or be by secure, synchronous electronic methods.

G. Supervision must focus on matters related to the direct clinical client contact provided by the supervisee. The supervisees must make data from their clinical work directly available to the supervisor through written clinical materials, direct observation, audio or video recordings, or other reporting methods.

H. The following is not considered supervision: peer consultation; supervision by a current or former family member or any person with whom a previous or personal relationship prevents or hinders the establishment of a professional supervisory relationship; supervision by a person employed by the supervisee or supervised by the supervisee for employment purposes; administrative supervision for an
employment-related purpose and not for the purpose of overseeing direct clinical client contact; a primarily didactic process wherein techniques or procedures are taught in a classroom setting, workshop or seminar or staff training session.

§Subp. 5. Verification of supervised experience. A supervisor must verify all supervised experience by completing a form supplied by the board. The form must be signed by the supervisor. The form must include the setting, nature, and extent of the supervised experience, the time frame of the supervision, the number of hours and type of clinical client contact, the number of hours of supervision, and the name and credentials of the supervisor. The supervisor must attest that the performance, competence, and adherence to the standards of practice and ethical conduct of the supervisee are satisfactory.
5300.0160 REQUIREMENTS FOR SUPERVISOR.

Subpart 1. Requirements. A supervisor is acceptable to the board if the supervisor was listed by the board under this part prior to August 1, 2016, except that those supervisors must meet the continuing education requirement specified in part 5300.0170, item D. After August 1, 2016, new supervisors are acceptable to the board if the supervisor meets the requirements of either subpart 2 or 3. [Is This Subpart Still Necessary?]

§Subp. 2. Board-approved LMFT supervisor requirements. An applicant for board-approved LMFT supervisor status will be approved by the board if the applicant:

A. is licensed as a marriage and family therapist in Minnesota;
B. has at least four years and 4,000 hours of experience in clinical practice as a licensed marriage and family therapist; and

§C. provides evidence of training in supervision. Evidence must be shown through completion of a board-approved MFT supervisor training course equivalent to three semester hours from a graduate program of a regionally accredited institution, 30 hours of an AAMFT-approved supervisor training course, or 30 hours of coursework in a board-approved MFT supervision education course.

Subp. 3. AAMFT-approved supervisor status. An applicant for board-approved LMFT supervisor status will be approved by the board if the applicant is designated an approved supervisor by the American Association for Marriage and Family Therapy (AAMFT).

Subp. 4. Application. An application for board-approved LMFT supervisor status must be filed with the board prior to approval of supervisor status by the board. Supervision provided prior to the board granting board-approved LMFT supervisor status cannot be used by a supervisee in meeting experience requirements.

Subp. 5. Secondary supervisor requirements. An individual is acceptable to the board as a secondary supervisor and may supervise an applicant for licensure if the individual:

A. is licensed in Minnesota as a mental health professional as that term is defined in the Minnesota Mental Health Uniform Service Standards Act and the required license is not subject to disciplinary or corrective action;
B. has held the required license for at least four years;
C. is authorized to provide licensure supervision by the board issuing the individual's qualifying mental health professional credential; and
D. agrees to fulfill the responsibilities of supervision found in Minnesota Rule 5300.0170.

Subp. 6. Supervisor status revocation. An individual’s ability to serve as a board-approved LMFT supervisor or secondary supervisor is automatically revoked if the supervisor ceases to meet the qualifications or licensure requirements on which supervisor status was based or if the supervisor is subject to disciplinary action by a state licensing board impacting licensure or supervisor status.
5300.0170 RESPONSIBILITIES OF SUPERVISOR.

A. An applicant for licensure shall be under the supervision of a board-approved LMFT supervisor at all times when providing direct clinical client contact until independently licensed as an LMFT. The supervision of the applicant for licensure shall be regular and sufficient so as to insure public protection.

B. The term “supervision” means taking full professional responsibility for, and control of, the quality of marriage and family therapy and related services provided by the supervisee. Supervision includes, but is not limited to, all of the following:

1. Ensuring the extent, kind and quality of therapy performed is consistent with the education, training and experience of the supervisee.

2. Monitoring and evaluating the supervisee’s assessment, diagnosis and treatment decisions and providing regular feedback.

3. Monitoring and evaluating the supervisee’s ability to provide services at the site or sites where the supervisee is practicing and to the particular clientele being served.

4. Monitoring and addressing clinical dynamics, including, but not limited to, countertransference, interpersonal, or trauma-related issues that may affect the supervisory or therapist-client relationship.

5. Ensuring the supervisee’s compliance with laws and regulations governing the practice of marriage and family therapy.

6. Reviewing the supervisee’s progress notes, process notes or other patient treatment records, as deemed appropriate by the supervisor.

7. With the client’s written consent, providing direct observation or review of audio or video recordings of the supervisee’s therapy, as deemed appropriate by the supervisor.

C. A supervisor must:

1. Maintain a supervision record for a supervisee. The supervision record must include:

   a. A completed statement of supervisor responsibility on a form promulgated by the board;

   b. A copy of any supervision agreement or contract setting forth the requirements and terms of the supervisory relationship;

   c. A dated record of each supervision session with the supervisee which includes any specific issue identified and discussed with the supervisee which may prevent the supervisee from meeting a reasonable standard of care in providing marriage and family therapy to clients; and

   d. A record of any LMFT or secondary supervisor providing concurrent licensure supervision to the supervisee.

2. Be knowledgeable of current clinical skills required for effective delivery of marriage and family therapy services;
§(3) Be knowledgeable of current literature in the field of marriage and family therapy, including professional ethics, evidence-based standards of practice, cultural competency and be knowledgeable of the basic skills and service delivery of supervision;

C-(4) See that all supervised work is conducted in an appropriate professional setting, with adequate administrative and clerical controls, so as to assure the quality and competency of supervised activities; and

D-(5) Devote at least ten percent of the required continuing education hours to supervision training and skills.
5300.0100 DEFINITIONS.

Subpart 1. Scope. For the purpose of this chapter, unless the context otherwise requires, the following terms have the meanings given.

Subp. 2. Advertising. Advertising includes, but is not limited to, business solicitations, with or without limiting qualifications, in a card, sign, or device issued to a person; in a sign or marking in or on a building; or in the form of an article or publication in any form of print media. Advertising also includes business solicitations communicated by individual, radio, video, television broadcasting, or any other technological means.

Subp. 3. Applicant. "Applicant" means an individual seeking licensure by the Board of Marriage and Family Therapy as a marriage and family therapist.

Subp. 4. Board. "Board" means the Board of Marriage and Family Therapy created in Minnesota Statutes, section 148B.30, subdivision 1.

Subp. 5. Certified professions or occupations. "Certified professions or occupations" means those professions or occupations that have a certification process based upon specific criteria identified as necessary for effective performance of the profession or occupation. The certification process must include:

A. eligibility requirements established through education or experience or both;

B. successful completion of a competency-based written examination;

C. successful demonstration of competent clinical skills; and

D. assurance of practitioner competencies through mandatory recertification and continuing education requirements.

Subp. 6. [Repealed, 41 SR 87]

Subp. 6a. Emeritus. "Emeritus" means retired from active practice but retaining one's license and title.

Subp. 7. Fee splitting. "Fee splitting" means the practice of compensating others for referrals.

Subp. 7a. LAMFT. "LAMFT" are the initials designating a licensed associate marriage and family therapist as licensed by the Board of Marriage and Family Therapy to practice within Minnesota.

Subp. 8. Licensee. "Licensee" means a licensed marriage and family therapist or a licensed associate marriage and family therapist.

Subp. 9. LMFT. "LMFT" are the initials designating a licensed marriage and family therapist as licensed by the Board of Marriage and Family Therapy to practice within Minnesota.

Subp. 10. Marriage and family therapy. "Marriage and family therapy" has the meaning given in Minnesota Statutes, section 148B.29, subdivision 3.

Subp. 10a. Multiple relationship. "Multiple relationship" means a relationship between a therapist and another person that is both professional and one or more of the following:
A. cohabitational;

B. familial;

C. one in which there is or has been personal involvement with the person or a family member of the person that is reasonably likely to affect adversely the person's welfare or ability to benefit from services; or

D. one in which there is a significant financial involvement other than legitimate payment for professional services rendered that is reasonably likely to affect adversely the person's welfare or ability to benefit from services.

Subp. 11. Postgraduate supervised experience. "Postgraduate supervised experience" means supervised experience occurring after the educational institution grants the graduate degree or postgraduate certificate for licensure as shown on the applicant's transcript and all educational requirements specified in part 5300.0140 have been completed.


Subp. 13. Secondary supervisor. “Secondary supervisor” means an individual who has met the requirements in part 5300.0160, subpart 5 and agrees to comply with the requirements of part 5300.0170 while providing clinical supervision of an applicant for licensure.

Subp. 14a. Sexual behavior. "Sexual behavior" includes sexual contact or any physical, verbal, written, interactive, or electronic communication, conduct, or act that may be reasonably interpreted to be sexually seductive, demeaning, or harassing.

Subp. 15. Sexual contact. "Sexual contact" means any of the following, whether or not occurring with the consent of a person with whom such conduct is prohibited by law or rule:

A. sexual intercourse, cunnilingus, fellatio, anal intercourse or any intrusion, however slight, into the genital or anal openings of the body by any part of the therapist's body or by any object used by the therapist for this purpose, or any intrusion, however slight, into the genital or anal openings of the therapist's body by any part of another person's body or by any object used by another person for this purpose, if agreed to by the therapist;

B. kissing of, or the intentional touching by the therapist of another person's genital area, groin, inner thigh, buttocks, or breast or of the clothing covering any of these body parts;

C. kissing of, or the intentional touching by another person of the therapist's genital area, groin, inner thigh, buttocks, or breast or of the clothing covering any of these body parts if the therapist agrees to the kissing or intentional touching.

Sexual contact includes requests by the therapist for conduct described in items A to C.

Sexual contact does not include conduct described in item A or B that is a part of standard medical treatment of a patient.
Subp. 146. Sexual harassment. "Sexual harassment" has the meaning given in Minnesota Statutes, section 363A.03, and in the case of employment, the employer knows or should know of the existence of the harassment and fails to take timely and appropriate action.

Subp. 157. Supervisee. "Supervisee" means an individual who is supervised while engaged in a graduate program practicum or internship, or postgraduate experience needed to obtain credentialing by the board, or to comply with a board order.

Subp. 168. Supervision. "Supervision" means taking full professional responsibility for, and control of, the quality of marriage and family therapy and related services provided by the supervisee as that term is defined in part 5300.0170, subpart (B), training, work experience, and performance in the practice of marriage and family therapy of a supervisee, including planning for and evaluation of the work product of the supervisee, and including face-to-face contact between the supervisor and supervisee.

§Subp. 179. LMFT Supervisor. "LMFT Supervisor" means an individual who has met the requirements in part 5300.0160, subparts 2 or 3, has been credentialed as an LMFT supervisor by the board, agrees to comply with the requirements of part 5300.0170 and takes full professional responsibility for the practice of the supervisee during a specific time to enable the supervisee to:

A. complete a practicum or internship;

B. complete a postgraduate supervised experience to obtain credentialing by the board; or

C. satisfy a board requirement or order.

Subp. 1820. Therapeutic deception. "Therapeutic deception" means a representation by a therapist that sexual contact or unethical conduct with the therapist is consistent with or part of the professional work with a client, student, or supervisee or former client, student, or supervisee.

Subp. 1921. Therapist. "Therapist" means a licensee or applicant providing marriage and family therapy services.

Subp. 2022. Variance. "Variance" means permission from the board to comply with a rule in a manner other than that generally specified in this chapter.