

**Subject** Artificial intelligence systems in therapy or psychotherapy services

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### Overview

This bill prohibits a licensed professional from using artificial intelligence systems to make independent therapeutic decisions, for therapeutic communications, or to generate therapeutic recommendations or treatment plans without the licensed professional's review and approval. It also allows licensed professionals to use artificial intelligence systems to assist with administrative or supplementary support, authorizes civil penalties for violations of this section, and exempts certain counseling and materials from this section.

### Summary

Section	Description
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| 1 | <p><b>Regulating use of artificial intelligence in psychotherapy services.</b></p> <p>Adds § 214.165. Requires therapy or psychotherapy services to be provided by a licensed professional. Prohibits artificial intelligence systems from being used to make therapeutic decisions or for therapeutic communications, but allows these systems to be used to assist with administrative or supplementary support. Authorizes imposition of a civil penalty for a violation of this section, and exempts certain counseling and materials from this section.</p> <p><b>Subd. 1. Definitions.</b> Defines terms for this section: administrative or supplementary support, artificial intelligence system, health-related licensing board, licensed professional, peer support, religious counseling, therapeutic communication, therapy or psychotherapy services.</p> <p><b>Subd. 2. Prohibited uses of artificial intelligence.</b> Requires therapy or psychotherapy services provided to the public in this state to be provided by a licensed professional. Prohibits a licensed professional from using an artificial intelligence system to make independent therapeutic decisions, for therapeutic communication, or to generate therapeutic recommendations or treatment plans unless these are reviewed and approved by the licensed professional.</p> |
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Section	Description
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**Subd. 3. Permitted uses of artificial intelligence.** Allows a licensed professional to use artificial intelligence systems to assist with administrative or supplementary support, if the licensed professional takes full responsibility for interactions, outputs, and data use associated with the system.

**Subd. 4. Enforcement, penalties, and hearings.** Establishes a civil penalty of up to \$10,000 for any individual, corporation, or entity that violates this section. Requires the health-related licensing board that regulates the relevant profession to determine the penalty amount and to provide notice of the violation and penalty to the individual, corporation, or entity. Authorizes health-related licensing boards to investigate violations of this section. Allows an affected individual, corporation, or entity to request a contested case hearing, and specifies a timeframe within which the civil penalty amount must be paid.

**Subd. 5. Exceptions.** Provides this section does not apply to religious counseling, peer support, or self-help materials and educational resources available to the public that do not offer therapy or psychotherapy services.

Effective date: day following final enactment.



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