



DIFP

# Autism Insurance Workshop

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Connie Clarkston

Director of Budget and Legislation

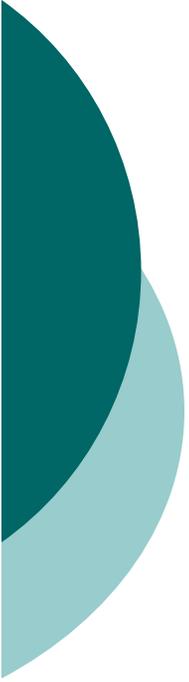
Division of Professional Registration



# HISTORY

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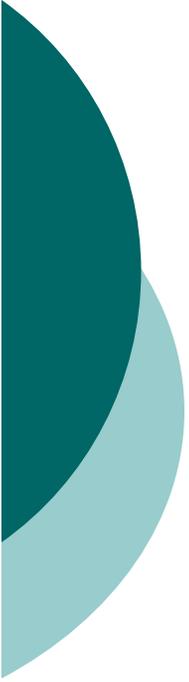
- HB 1311 and 1341 effective 8/28/2010
- Emergency rules effective 12/10/2010
- First Behavior Analyst licensed 12/20/2010
- Board Members were appointed and confirmed in January and February 2011



# BOARD MEMBERS & STAFF

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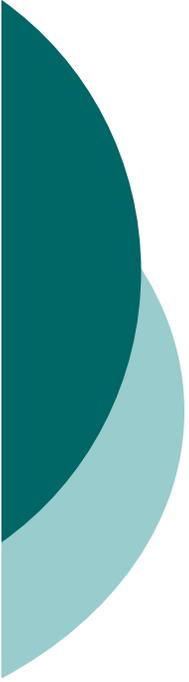
- Karen Greiner, BS, BCaBA
- Jennifer Kirby, MS, BCBA
- Jessa Love, PhD, BCBA-D
- Terrie Rodgers, PhD, BCBA-D
- Todd Streff, MS, BCBA
- Tom Davis, PE – Public Member
- Pamela Groose, Executive Director
- Roxy Brockman, Admin Assistant
- Hollie Sheller, Licensure Tech II



# APPOINTMENT PROCESS

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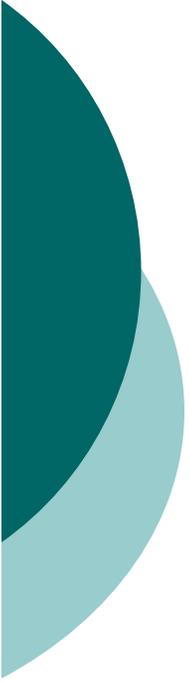
- Application  
<http://governor.mo.gov/boards/>
- Senator  
<http://www.senate.mo.gov/>
- Appointment
- Confirmation



# ORGANIZATION

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- Department of Insurance, Financial Institutions and Professional Registration
- Division of Professional Registration
- State Committee of Psychologists
- Behavior Analysts Advisory Board

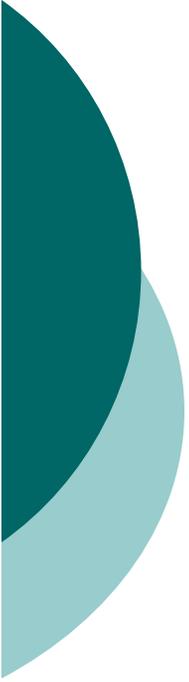


# NUMBERS

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- 106 Behavior Analysts licensed as of November 28, 2011
- 23 Assistant Behavior Analysts licensed as of November 28, 2011

**337.315 10. Persons who provide services under the Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400 et seq., or Section 504 of the federal Rehabilitation Act of 1973, 20 U.S.C. Section 794, or are enrolled in a course of study at a recognized educational institution through which the person provides applied behavior analysis as part of supervised clinical experience shall be exempt from the requirements of this section.**

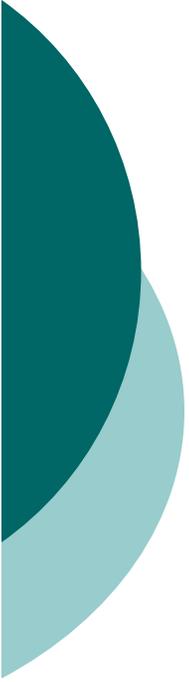


# IMPORTANT STATUTES

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337.300

- (1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;
  - (8) "Practice of applied behavior analysis", the application of the principles, methods, and procedures of the experimental analysis of behavior and applied behavior analysis (including principles of operant and respondent learning) to assess and improve socially important human behaviors. It includes, but is not limited to, applications of those principles, methods, and procedures to:
    - (a) The design, implementation, evaluation, and modification of treatment programs to change behavior of individuals;
    - (b) The design, implementation, evaluation, and modification of treatment programs to change behavior of groups; and
    - (c) Consultation to individuals and organizations.
- Applied behavior analysis does not include cognitive therapies or psychological testing, personality assessment, intellectual assessment, neuropsychological assessment, psychotherapy, cognitive therapy, sex therapy, psychoanalysis, hypnotherapy, family therapy, and long-term counseling as treatment modalities.



# IMPORTANT STATUTES

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337.315

No person shall hold himself or herself out to be licensed behavior analysts or LBA, licensed assistant behavior analysts or LaBA in the state of Missouri unless they meet the applicable requirements.

6. No persons shall practice applied behavior analysis unless they are:

- (1) Licensed behavior analysts;
- (2) Licensed assistant behavior analysts working under the supervision of a licensed behavior analyst;
- (3) An individual who has a bachelor's or graduate degree and completed course work for licensure as a behavior analyst and is obtaining supervised field experience under a licensed behavior analyst pursuant to required supervised work experience for licensure at the behavior analyst or assistant behavior analyst level; or
- (4) Licensed psychologists practicing within the rules and standards of practice for psychologists in the state of Missouri and whose practice is commensurate with their level of training and experience.

7. Notwithstanding the provisions in subsection 6 of this section, any licensed or certified professional may practice components of applied behavior analysis, as defined in section 337.300 if he or she is acting within his or her applicable scope of practice and ethical guidelines.

8. All licensed behavior analysts and licensed assistant behavior analysts shall be bound by the code of conduct adopted by the committee by rule.

9. Licensed assistant behavior analysts shall work under the direct supervision of a licensed behavior analyst as established by committee rule.

10. Persons who provide services under the Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., or Section 504 of the federal Rehabilitation Act of 1973, 29\* U.S.C. Section 794, or are enrolled in a course of study at a recognized educational institution through which the person provides applied behavior analysis as part of supervised clinical experience shall be exempt from the requirements of this section.



# ETHICAL RULES OF CONDUCT

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- How we started
- General Principles
- Definitions
- Competence
- Integrity
- Professional and Scientific Relationships
- Maintenance and Retention of Records
- Continuity of Care
- Multiple Relationships
- Client Welfare



# ETHICAL RULES OF CONDUCT

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- Welfare of Supervisees and Students
- Protecting Confidentiality of Clients
- Integrity and Representation of Title and Services
- Remuneration
- Improper Arrangements
- Assessment Procedures
- Violations of Law
- Aiding Unauthorized Practice
- Resolving Issues



# ETHICAL RULES OF CONDUCT

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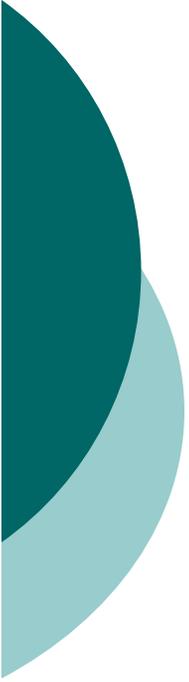
- 20 CSR 2063-6.005 Ethical Rules of Conduct
- Behavior Analyst Advisory Board
- State Committee of Psychologists
- Division of Professional Registration Review/Approval
  - Department of Economic Development Review/Approval
    - Return to the Division of Professional Registration/Board
    - Filing with SOS/JCAR/Governor's Council/Small Business Regulatory Fairness Board (JCAR and SOS 30 day review preparation period)
      - Proposed Rule Appears in Missouri Register
      - (1st and 15th of Each Month)
- 30 Day Comment Period (Public Hearing/fax/e-mail/mail)
- Final Order of Rulemaking to JCAR/Governor's Council/30 day review period
- (JCAR Hearing – (Defend the board's statutory authority and questions)
- Final Order of Rulemaking to SOS/30 review period
- Publication of Rule(s) in the Code of State Regulations
- Rule(s) Becomes Effective (30 days after publication in State Code of Regulations)



# COMPLAINT PROCESS

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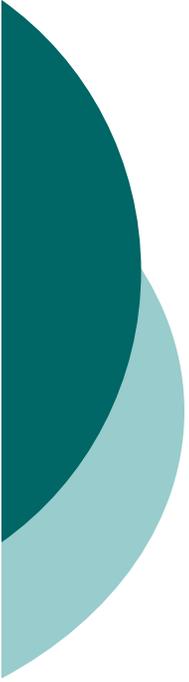
- Central Investigative Unit (CIU)
- Acknowledged to both
- Licensee has 30 days to respond
- Follow up by CIU
- Forward to Exec Director, follow up
- To Board for review and recommendation
  - Follow up, appear before the board
  - No Further Action
  - Letter of Concern
  - Refer to the Attorney General's Office



# RENEWAL OF LICENSE

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- BA licenses will expire 10/31/2013
- ABA licenses will expire 11/30/2013
- BA renewals in August 2013
- ABA renewals in September 2013



# CONTACT

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Executive Director

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