

**BEHAVIOR ANALYST COMMITTEE**  
**Minutes**  
**July 18, 2022**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Ms. Jessica Hartman called the meeting to order at 10:06 a.m. in Conference Center- Room 2 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 15-5-1.1-6(c).

**Board Members Present:**

Jessica Hartman, BCBA, Chair  
Dr. Richard Turner, M.D.  
Dr. Jill Forte, Ph.D., BCBA  
Vivian Heerens, Consumer Member

**Board Members Not Present:**

Leila Allen, BCBA

**State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Dana Brooks, Assistant Board Director, Professional Licensing Agency  
Adam Harvey, Deputy Attorney General, Office of the Attorney General

**II. ADOPTION OF AGENDA**

A motion was made and seconded to adopt the agenda.

Hartman/Heerens  
Motion carried 4-0-0

**III. DISCUSSION**

**A. Proposed Ethics Rules**

The Committee discussed what Master level degrees are accepted for the profession. The stated that Art Therapy and Music Therapy degrees do not meet the professions standards for practice knowledge.

The Committee reviewed the BACB, Kentucky, Michigan, and North Dakota language for compliance practices. Ms. Hartman stated that they will need to clarify what is considered appropriate for ending services with a client and consent practices. She stated that some of the definitions are very vague. Board counsel advised that they would need to ensure that they do not get too specific as they could end up limiting themselves.

The Committee discussed what is considered appropriate gifts from clients to ensure professional boundaries.

The Committee discussed how self-reporting would occur, and the responsibilities of professional practice. The Committee stated that they will define professional practice will be to ensure treatment is consistent with standards of practice.

The Committee discussed confidentiality of information, and how they would like to ensure that their definitions mimics what other Boards have written. IPLA stated that they have language for the disclosing of information, file retention, and accuracy of information.

The Committee discussed fees that a practioner should charge. They stated that they would just like to ensure that it is communicated clearly to the client what the practioner fees are, and that insurance might cover all costs.

The Committee discussed communication of services including what is considered informed consent, consultation with colleagues for referral, and ceasing services. The Committee stated that when a practioner is considering the medical needs of their client, they need to stay within their scope of practice. If a situation occurs where it might venture outside their scope, they should refer to them out and document the referral. The Committee noted that Virginia had language they can use regarding termination of services.

The Committee discussed RBTs (Registered Behavioral Technicians). Board Counsel stated that the Technicians are not included in the statues, so the Committee cannot make any rules on a license for them. He clarified that the Committee could make a rule that they must be supervised by a BCBA as that can fall under the supervision standards of practice.

The Committee discussed public statements, testimonials, and advertisement. The Committee stated that they would like more oversight on what is considered testimonials. The Board counsel stated that the current advertising statue covers their concerns. The current law SB 239 covers misleading advertising that is the main concern.

The Committee discussed restrictive interventions. They stated that they would like language to ensure that it is clear that restrictive interventions should only occur when aggressive behavior happens toward a person, and not material items. The Committee stated that they know they will receive complaints regarding this issue and would like to try to minimize risks to the children. The Committee stated that they would like to have some language regarding to appropriate use of restraints as a last resort. They stated that they would like to ensure that there is appropriate informed consent if restraints are used, and ensure proper checking of vitals, and reconnecting with the child to not hurt the relationship between the Behavior Analyst and child.

The Committee discussed language on who is considered non-licensed personnel in a Behavior Analyst office. It was noted that Virginia had good language on this issue.

The Committee discussed language for the disciplinary actions the Committee can impose if there is explicit sexual contact with patients. They noted they can use the similar language that is in the Behavior Health Board rules.

The Committee discussed telehealth and how it can be used for parent training. They stated that most uses of telehealth are not effective in their profession.

**IV. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Behavior Analyst Committee adjourned at 12:24 p.m.

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Jessica Hartman, BCBA, Chair

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Date