

**BEHAVIOR ANALYST COMMITTEE**  
**Minutes**  
**August 8, 2022**

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

Ms. Jessica Hartman called the meeting to order at 10:10 a.m. in Conference Center- Room 4 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  
Leila Allen, BCBA  
Dr. Jill Forte, Ph.D., BCBA  
Vivian Heerens, Consumer Member  
Dr. Richard Turner, M.D.

**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.

Forte/Allen  
Motion carried 5-0-0

**III. DISCUSSION**

**A. Proposed Rules Review**

The Committee reviewed a first draft of the Proposed Rules. They decided to review section by section.

The Committee reviewed their definitions. They noted that for BCBA's they need to ensure better distinction between the RBTs and the students. The Committee discussed what they considered what "under investigation" meant. Board counsel advised that they would want to keep it vague as there are different investigations that the Committee may want to address, which would be presented to them on a case-by-case basis. He stated that they might not want to restrict themselves to a specific investigation if an incident came up that they want to address but could not due to their own rules.

The Committee discussed the different requirements for applying by endorsement versus applying by reciprocity. IPLA stated that the process is different as reciprocity applicants must disclose all States they are licensed in, and we will need verification

of all licenses. Applying by endorsement would be those only licensed by the BACB and no other States. The Committee discussed lowering the licensure application fees for reciprocity to \$75.00 as an incentive.

The Committee noted that in their rules there are two sections separating ethical practice and competent practice. They noted that they would make one section as competent practice should be ethical. They also discussed changing the term competent practice to professional practice.

The Committee discussed the licensure fees. IPLA stated that standard administrative practice is to have the renewal fees the same as the application fees. They also stated that the State already has standard fees for those who renew late.

The Committee discussed the definitions for Continuing Education. IPLA stated that there is already a statute with a list of automatic approved providers that they can post on the website for practitioners.

The Committee discussed the definitions of who is considered a registered supervisor. They stated that while a practitioner might be a BCBA, they might not do supervision. The Committee noted that if they may want to know if someone became a supervisor. The Committee stated that they can add a general provision that if someone wanted to be a supervisor, they must complete the BACB supervision continuing education training as the BACB does have something in place if a practitioner wants to become a supervisor. The Committee stated that they might put something on the renewal that they would verify whether their Board Certification is current.

The Committee reviewed the language for professional practice as was discussed at the previous meeting.

The Committee reviewed their language for what is considered as Responsibilities in practice. They discussed the unlicensed practice and individuals who assist with the profession but are not certified or licensed. Examples of these unlicensed individuals include RBT, interns in school, and in training BCBA's who have graduated school and are currently under supervision. Board counsel advised that until a complaint is submitted with concerns, the Committee will have to trust the supervisors and practitioners are not working in bad faith. IPLA and Board counsel stated they will work on firmer language to help address the Board's concerns regarding unlicensed practices.

The Committee discussed the timeframe a practitioner must obtain their license.

The Committee discussed sharing a copy of their draft rules to Associations to ensure that all concerns are being addressed. IPLA stated they can; however, if a change or suggestion is made, we will need documentation on what the suggestion is and why it was implanted for transparency.

#### **IV. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Behavior Analyst Committee adjourned at 1:02 p.m.

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Jessica Hartman, BCBA, Chair

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Date