

R156. Commerce, Occupational and Professional Licensing.

R156-61a. Behavior Analyst Licensing Act Rule.

R156-61a-701. Title.

This rule is known as the "Behavior Analyst Licensing Act Rule."

R156-61a-702. Definitions.

In addition to the definitions in Title 58, Chapters 1 and 61, as used in this rule:

- (1) "BACB" means Behavior Analyst Certification Board.
- (2) "BCaBA" means Board Certified Assistant Behavior Analyst.
- (3) "BCBA" means Board Certified Behavior Analyst.
- (4)(a) "Experiential behavior analyst training" means:
 - (i) practical training experience providing behavior analysis services, including completing assessments, developing programs, implementing programs, training on programs, and ongoing monitoring of programs under supervision of a licensed behavior analyst; and
 - (ii) participating in at least one supervisory session every two weeks for no less than 5% of the total hours spent completing supervised hours.
- (b) "Experiential behavior analyst training does not mean:
 - (i) attending meetings with little or no behavior-analytic content;
 - (ii) providing interventions that are not based in behavior analysis;
 - (iii) performing non-behavioral administrative activities;
 - (iv) completed non-behavioral assessments (e.g., diagnostic assessments, intellectual assessments); or
 - (v) completing paperwork, documentation, billing or any other activities that are not directly related to behavior analysis.
- (5) "LaBA" means Licensed Assistant Behavior Analyst.
- (6) "LBA" means Licensed Behavior Analyst.
- (7) "Qualified supervisor" means a:
 - (a) LBA or psychologist who is licensed in good standing with the Division and has completed the supervision and experience training module administered by the BACB, who is supervising a LaBA or supervisee working towards obtaining the required experience to become licensed; or
 - (b) RBS, LBA or psychologist who is in good standing with the Division who is supervising a RaBS.
- (8) "RaBS" means Registered Assistant Behavior Specialist.
- (9) "RBS" means Registered Behavior Specialist.
- (10) "Supervision contract" means a written contract between the qualified supervisor or a LaBA, RaBS, or a supervisee working towards obtaining the required experience to become licensed that includes at a minimum the following:
 - (a) the responsibilities of the supervisor and supervisee;
 - (b) a description of the appropriate activities and instructional objectives;
 - (c) the objective and measurable circumstances under which the supervisor will sign the supervision form;
 - (d) the consequences should the parties not adhere to their responsibilities, including proper termination of the contract; and
 - (e) an attestation that both parties will adhere to the Professional and Ethical Compliance Code for Behavior Analysts issued by the BACB.
- (11) "Supervision form" means a form to document ongoing supervision that includes at a minimum the following:
 - (a) the date of each supervisory meeting;
 - (b) the duration of each supervisory meeting;
 - (c) the format of meeting (i.e. individual or small group);
 - (d) an evaluation of supervisee performance; and
 - (e) signature and date lines for supervisor and supervisee indicating when the form was completed and signed.

R156-61a-704. Renewal Cycle - Procedures.

- (1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licensees under Title 58, Chapter 61 is established by rule in Section R156-1-308a.
- (2) Renewal procedures shall be in accordance with Section R156-1-308c.

R156-61a-705. Qualifications for Licensure - Examination Requirements.

(1) In accordance with Subsection 58-61-705(1)(f), an applicant for licensure as a LBA shall pass the BCBA Examination developed by the BACB.

(2) In accordance with Subsection 58-61-705(2)(f), an applicant for licensure as a LaBA shall pass the Board Certified Assistant Behavior Analyst Examination developed by the BACB.

(3) The passing score for each exam is 76%.

R156-61a-705a. Qualifications for Licensure as a LBA - Equivalent Master or Doctorate Degree.

(1) In accordance with Subsection 58-61-705(1)(d), an equivalent master or doctorate degree is a master or doctorate degree from an accredited university that:

(a) is in one of the following educational fields:

(i) education;

(ii) human services;

(iii) engineering;

(iv) medicine; or

(v) a field related to behavior analysis; and

(2) includes coursework in behavior analysis as approved and verified by the BACB.

R156-61a-710. Unprofessional Conduct.

"Unprofessional conduct" includes:

(1) failing to meet the requirements of Subsection R156-61a-702(7) while acting as a qualified supervisor;

(2) accepting supervision from an individual who does not meet the requirements of Subsection R156-61a-702(7);

(3) acting as a qualified supervisor of a LaBA, RaBS, or supervisee working towards obtaining the required experience to become licensed without first entering into a supervision contract as defined in Subsection R156-61a-702(10);

(4) accepting supervision from a qualified supervisor without first entering into a supervision contract as defined in Subsection R156-61a-702(10);

(5) acting as a qualified supervisor and failing to maintain supervision forms as defined in Subsection R156-61a-702(11); and

(6) failing to abide by the provisions of the Professional and Ethical Compliance Code for Behavior Analysts, issued by the BACB, effective January 1, 2016, which is adopted and incorporated by reference.

KEY: licensing, behavior analyst, behavior specialist

Date of Enactment or Last Substantive Amendment: November 23, 2015

Authorizing, and Implemented or Interpreted Law: 58-1-106(1)(a); 58-1-202(1)(a); 58-61-101

**BEHAVIOR ANALYST
LICENSING ACT RULE**

**R156-61a
Utah Administrative Code
Issued November 23, 2015**

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