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**Rules of  
Department of Commerce and  
Insurance**

**Division 2063—Behavior Analyst Advisory Board  
Chapter 5—Supervision**

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**Title 20—DEPARTMENT OF  
COMMERCE AND INSURANCE  
Division 2063—Behavior Analyst  
Advisory Board  
Chapter 5—Supervision**

**20 CSR 2063-5.005 Supervision of Assistant Behavior Analysts**

*PURPOSE: This rule establishes the characteristics of supervision for assistant behavior analysts.*

(1) An assistant behavior analyst shall assist a behavior analyst in the delivery of applied behavior analysis in compliance with all state and federal statutes, regulations, and rules.

(2) The assistant behavior analyst may only perform services under the direct supervision of a behavior analyst as set forth in this rule.

(A) The manner of supervision shall depend on the treatment setting, patient/client caseload, and the competency of the assistant behavior analyst as determined by the supervising behavior analyst. At a minimum, supervision shall include consultation of the assistant behavior analyst with the supervising behavior analyst prior to the initiation of any patient's/client's treatment plan and modification of treatment plan.

(B) More frequent face-to-face supervision may be necessary as determined by the behavior analyst or assistant behavior analyst dependent on the level of expertise displayed by the assistant behavior analyst, the practice setting, and/or the complexity of the patient/client caseload.

(C) Supervision shall be an interactive process between the behavior analyst and assistant behavior analyst. It shall be more than peer review or co-signature. The interactive process shall include but is not limited to the patient/client assessment, reassessment, treatment plan, intervention, discontinuation of intervention, and/or treatment plan.

(D) The supervising behavior analyst or the supervisor's designee must be available for immediate consultation with the assistant behavior analyst. The supervisor need not be physically present or on the premises at all times.

(3) The supervising behavior analyst has the overall responsibility for providing the necessary supervision to protect the health and welfare of the patient/client receiving treatment from an assistant behavior analyst. The supervising behavior analyst shall—

(A) Be licensed by the board as a behavior analyst who is certified by the certifying entity;

(B) As of January 1, 2012, have a minimum of one (1)-year experience as a licensed behavior analyst. Prior to January 1, 2012, the supervising behavior analyst shall have a minimum of one (1) year of certification as a certified behavior analyst and shall obtain licensure prior to January 1, 2012;

(C) Not be under restriction or discipline from any licensing board or jurisdiction;

(D) Not have more than ten (10) full-time-equivalent (FTE) assistant behavior analysts under his/her supervision at one (1) time without prior approval by the board;

(E) Provide at least two (2) hours of face-to-face, direct supervision for every eighty (80) hours worked. Supervision in a group may be for not more than one (1) hour for each one hundred sixty (160) hours worked;

(F) Be responsible for all referrals of the patient/client;

(G) Be responsible for completing the patient's evaluation/assessment. The assistant behavior analyst may contribute to the screening and/or evaluation process by gathering data, administering standardized tests, and reporting observations. The assistant behavior analyst may not evaluate independently or initiate treatment before the supervising behavior analyst's evaluation/assessment;

(H) Be responsible for developing and modifying the patient's treatment plan. The treatment plan must include goals, interventions, frequency, and duration of treatment. The assistant behavior analyst may contribute to the preparation, implementation, and documentation of the treatment plan. The supervising behavior analyst shall be responsible for the outcome of the treatment plan and assigning of appropriate intervention plans to the assistant behavior analyst within the competency level of the assistant behavior analyst;

(I) Be responsible for developing the patient's discharge plan. The assistant behavior analyst may contribute to the preparation, implementation, and documentation of the discharge plan. The supervising behavior analyst shall be responsible for the outcome of the discharge plan and assigning of appropriate tasks to the assistant behavior analyst within the competency level of the assistant behavior analyst;

(J) Ensure that all patient/client documentation becomes a part of the permanent record; and

(K) Conduct at least one (1) on-site observation per client per month.

(4) The supervising behavior analyst has the overall responsibility for providing the necessary supervision to protect the health and

welfare of the patient/client receiving treatment from an assistant behavior analyst. However, this does not absolve the assistant behavior analyst from his/her professional responsibilities. The assistant behavior analyst shall exercise sound judgment and provide adequate care in the performance of duties. The assistant behavior analyst shall—

(A) Not initiate any patient/client treatment program or modification of said program until the behavior analyst has evaluated, established a treatment plan, and consulted with the behavior analyst;

(B) Not perform an evaluation/assessment, but may contribute to the screening and/or evaluation process by gathering data, administering standardized tests, and reporting observations;

(C) Not analyze or interpret evaluation data;

(D) Track the need for reassessment and report changes in status that might warrant reassessment or referral;

(E) Immediately suspend any treatment intervention that appears harmful to the patient/client and immediately notify the behavior analyst; and

(F) Ensure that all patient/client documentation prepared by the assistant behavior analyst becomes a part of the permanent record.

(5) The supervisor shall ensure that the assistant behavior analyst provides applied behavior analysis as defined in section 337.300, RSMo, appropriate to and consistent with his/her education, training, and experience.

*AUTHORITY: section 337.310.1, RSMo Supp. 2010.\* Emergency rule filed Nov. 30, 2010, effective Dec. 10, 2010, expired June 7, 2011. Original rule filed Nov. 30, 2010, effective May 30, 2011.*

*\*Original authority: 337.310, RSMo 2010.*