

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

**PROPOSED AMENDMENT**

**20 CSR 2063-5.005 Supervision of Licensed Assistant Behavior Analysts, Provisionally Licensed Behavior Analysts, and Provisionally Licensed Assistant Behavior Analysts.** The board is amending the title and sections (1)-(5).

*PURPOSE: This amendment updates supervision requirements for assistant behavior analysts, provisionally licensed behavior analysts, provisionally licensed assistant behavior analysts, and provisionally licensed assistant behavior analysts.*

- (1) **[An] A licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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 **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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 licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst,** as determined by the supervising behavior analyst. At a minimum, supervision shall include consultation of the **licensed and provisionally licensed,** 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] licensed assistant behavior analyst, provisionally licensed behavior analyst, or provisionally licensed assistant behavior analyst,** dependent on the level of expertise displayed by the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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 **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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.

(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]* a **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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]* in the state of Missouri;

(B) *[As of January 1, 2012, h]* 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;

(E) **Be affiliated with the same company, corporation, or organization, and be located and licensed in the same state as the supervisee;**

~~[(E)]~~(F) **Supervisors must *[P]* provide at least two (2) hours of in-person face-to-face, direct supervision on a monthly basis (four (4) hours per month) for every eighty (80) hours worked to the licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst. Supervision in a group *[may be for not more than one (1) hour for each one hundred sixty (160) hours worked]* setting is not permitted for licensed assistant behavior analysts, provisionally licensed behavior analysts, and provisionally licensed assistant behavior analysts;**

~~[(F)]~~(G) Be responsible for all referrals of the patient/client;

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

~~[(H)]~~(I) Be responsible for developing and modifying the patient's treatment plan. The treatment plan must include goals, interventions, frequency, and duration of treatment. The **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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 **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst** within the competency level of the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst**;

~~[(I)]~~(J) Be responsible for developing the patient's discharge plan. The **licensed behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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 **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst** within the competency level of the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst**;

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

[(K)](L) 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]* a **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst**. However, this does not absolve the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst** from his/her professional responsibilities. The **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst** shall exercise sound judgment and provide adequate care in the performance of duties. The **licensed assistant behavior, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analysts** shall—
- (F) Ensure that all patient/client documentation prepared by the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed assistant behavior analyst** becomes part of the permanent record.

(5) The supervisor shall ensure that the **licensed assistant behavior analyst, provisionally licensed behavior analyst, and provisionally licensed 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] 2016.\* Emergency rule filed Nov. 30, 2010, effective Dec. 10, 2010, expired June 7, 2011. Original rule filed Nov. 30, 2010, effective May 30, 2011. Amended: Filed May 27, 2026.*

*PUBLIC ENTITY COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Behavior Analyst Advisory Board, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-0661 or via email at scop@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*