

From: Jen Gonzalez <JenGonzalez@autismlearningpartners.com>
Sent: Monday, October 14, 2019 1:53 PM
To: HSD-madrules <HSD-madrules@state.nm.us>
Subject: [EXT] Comment Submission - Autism Learning Partners
Importance: High

Autism Learning Partners TIN: 26-3494212 NPI: 1902229156

Thank you for the opportunity to review. Comments are below:

Section 4, Subsection A-C regarding Stage 2 Interim ABA Providers/Supervisor: “Up to and including June 30, 2016, ABA services may be delivered and supervised by a clinician who has the minimum qualifications listed below; however, the provider may not refer to him/herself as a “behavior analyst” as this title is reserved for those meeting the criteria above. Rather, the provider, approved on a temporary basis only, may refer to him/herself as an “interim ABA supervisor” or “interim ABA practitioner.”

Definition as follows “The second type is a Stage 2 provider without BACB certification. This provider type is able

to assist, but not work independently. This provider type without BACB certification must:

- (a) possess a minimum of a master's degree from an accredited university that was conferred in behavior analysis, education, or psychology, or conferred in a degree program in which the candidate completed a BACB® approved course sequence;
- (b) have completed graduate level instruction in the following behavior analytic content areas (b) (i) through (b) (x):

(i) ethical and professional conduct (at least 45 classroom hours);

(ii) concepts and principles of behavior analysis (at least 45 classroom hours);

(iii) measurement (at least 25 classroom hours);

(iv) experimental design (at least 20 classroom hours);

(v) identification of the problem and assessment (at least 30 classroom hours);

(vi) fundamental elements of behavior change, and specific behavior change procedures (at least 45 classroom hours);

(vii) intervention and behavior change considerations (at least 10 classroom hours);

(viii) behavior change systems (at least 10 classroom hours);

(ix) implementation, management, and supervision (at least 10 classroom hours);

(x) discretionary coursework (at least 30 classroom hours);

(c) have experience in the design and delivery of ABA services through supervised independent field work (non-university based) of at least 1500

hours, practicum experience (university based) of at least 1000 hours, or

intensive practicum experience (university based) of at least 750 hours, supervised in accordance with the BACB®'s requirements for supervised

experience; a significant portion (at least one third) of the supervised

experience must have been accrued with an ASD or closely related population (e.g., Fragile X, Intellectual Disability);

All Stage 2 providers must complete 32 hours of continuing education in behavior analysis every two years.

The BCBA exam is offered four times per year and results are not available for two months. (The schedule can be viewed at <https://www.bacb.com/examination-information/exam-dates/>) A Stage 2 provider without BACB® certification may begin work with supervision; however, within one year from the date the provider starts employment as a supervisor, the provider must sit for and pass the exam. The Stage 2 provider without BACB® certification must pass the exam in order to continue working.”

This statement is not being recognized by Conduent and has caused enrollment delays for our employees. We have confirmation from Dauna Howard that this comment was to be added into the final state regulation and have confirmed that provider has **one** year to take their BCBA exam from the date submitted on the attestation. Our providers have also met all requirements stated above. We would like for this statement to be recognized by Conduent and written in, as it will allow for families to have access to the necessary services they need. We would also like this request to be backdated to original submission by the state to Conduent.

Thank you,

Jennifer Gonzalez

Credentialing Administrative Assistant

Autism Learning Partners

1055 E. Colorado Blvd. Ste 560 Pasadena, CA 91106

Phone: 818-241-6780 ext: 188 | Fax: 818-241-6853

Email: jengonzalez@autismlearningpartners.com

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