



Understanding the Regulations Governing Licensure in Behavior Analysis in NY: Overlap & Differences between the Regulations & BACB Requirements

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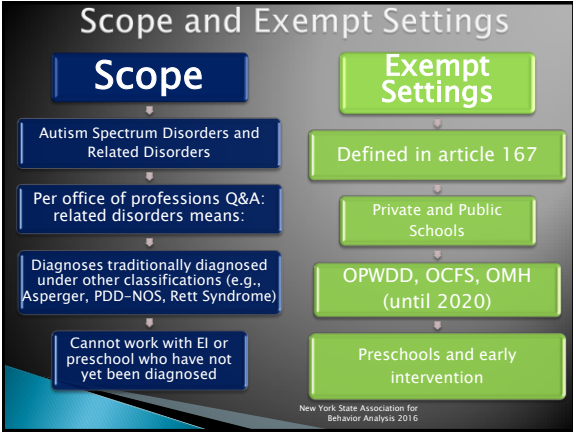
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State Authority to Regulate a Licensed Profession

- ▶ Every State has the authority to regulate the qualifications of a profession
- ▶ In addition to character and fitness, the qualification standards for a profession essentially fall into three main categories:
 - Education
 - Experience
 - Examination
- ▶ Generally, states can either choose to set its own standards or incorporate the standards set through a national organization



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Differences between national and state requirements

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State and National Components for Licensure and Certification

<ul style="list-style-type: none"> ◦ NYS (LBA and CBAA) ▶ Education ▶ Experience ▶ Exam 	<ul style="list-style-type: none"> ◦ National – BACB (BCBA and BCaBA) ▶ Education ▶ Experience ▶ Exam
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State and National Education Requirements

NYS (education):

- ▶ Master's degree in ABA
- ▶ Or a Master's degree in a related field and an *advanced certificate* in ABA
- ▶ And from an approved program (programs have until September of 2019 to get registered with the state)
- ▶ Coursework in autism (after 2019)

BACB (education):

- ▶ Master's degree (in BA, ed, or psych)
- ▶ 270 classroom hours of graduate-level instruction in BA
- ▶ See http://bacb.com/wp-content/uploads/2015/05/BACB_CourseContentAllocation.pdf

Question: What if I am applying for licensure and I received my degree from out of state and/or a non-registered program?

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Educational Programs: NYS Licensure Qualifying

- ▶ Pre-reviewed by Department of Professions (the Department)
- ▶ Coursework meets all the requirements set forth by NY
 - Behavior Analysis Law
 - Department regulations
- ▶ Students prequalified to sit for the NYS ABA licensure exams
- ▶ To find licensure qualifying programs in NY go to [Inventory of Registered Programs: Licensure Qualifying Programs](#)

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Educational Programs: NYS Registered

- ▶ Educational programs in NY MUST be registered by the Department
- ▶ All currently registered programs that lead to masters or advanced certificate in ABA have until 8/31/2019 to become licensure qualifying
- ▶ Most are currently actively pursuing
- ▶ Until 2019 education will be accepted
- ▶ To find out if a program is registered in NY go to: [Inventory of Registered Programs: by Institution](#)

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State and National Experience Requirements

New York

- Requires a **MINIMUM of 150** hours of University Practicum before students can apply for a **Limited Practice Permit** (this can be applied for when all, but exam and/or experience hours have been completed)
- With this permit, the individual must acquire an additional **1350 hours** of supervised experience **in one year** Or **apply for an extension of their Limited Practice Permit**

Question: What if my university program does not have a 150 hour practicum as part of the educational program?

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BACB (options):

- Independent Field Experience
 - 1500 hours
 - 5% supervision every two weeks
- Practicum (university)
 - 1000 hours
 - 7.5% supervision every week
- Intensive Practicum (university)
 - 750 hours
 - 10% supervision two times per week

Supervised Experience – NY requirements (Note: NY’s requirements for supervision meeting time/face-to-face meeting time requirements are different from the BACB requirements)

- 1500 experience hours – same as the BACB
- 1:1 2x weekly – 2 hours of individual meeting or observation
 - 1:1 can be during regular work activities of supervisee, as long as the activities observed are relevant and you’re only observing one supervisee at a time
- Group supervision: NY allows for up to 1 hour of group supervision per week, but this is beyond the 2 hours of individual (so, a total of 3 hours of supervision meeting/observation time can be counted per week)

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Overview for obtaining BACB and LBA credentials (used with permission from Meghan McGee from the Warner School of Education)

BCBA

Confirm Qualifying Masters Degree

Initiate Coursework

Complete Experience Module Confirm BCBA Supervisor(s)

Independent fieldwork (1500) or Practicum (1000) or Intensive Practicum (750)

LBA

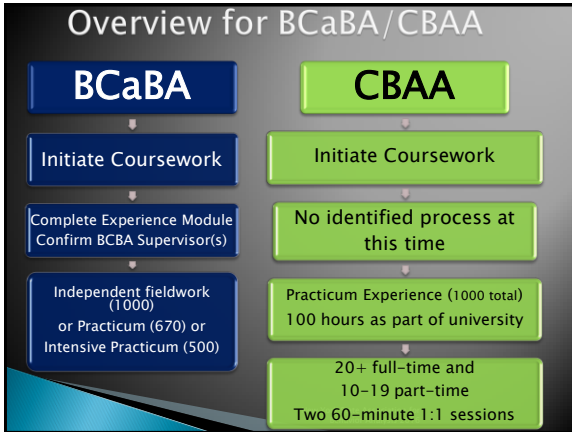
Initiate Coursework Complete Intro to ABA

Practicum/Internship/Fieldwork Experience (1500 total)

150 hours required as part of university – after 8/2019

20+ full-time and 10-19 part-time Two 60-minute 1:1 sessions

Overview for BCaBA/CBAA



If the Education Program is Not Registered in NYS

- ▶ The university must be regionally accredited
- ▶ Substantially equivalent (i.e., meet regulations for LBA/CBAA)
- ▶ Will obtain limited permit to complete any necessary supervised experience in NY
- ▶ Subject to individual review
- ▶ Additional requirements may be identified by the department and required before obtaining limited permit

Question: Does this apply to me if I already have my BCBA and am applying for a NYS license?

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NYS Supervised Experience for Students (in registered or licensure-qualifying programs) - Gaining experience under the student exemption

Where?

- ▶ Only in settings where there is an appropriate supervisor (see next slide for specific information)

With Whom?

- ▶ Only individuals with an autism diagnosis will count towards licensure even when in exempt settings

Question: What if there are persons within the program I am working who do not have a diagnosis of autism or related disorder?

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Requirements of the Experience Supervisor:
 NYS (<http://www.op.nysed.gov/prof/aba/subpart79-17.htm>)

- ▶ **Experience obtained in NY**
- ▶ The supervisor shall be a LBA; or
- ▶ An authorized health care practitioner who currently diagnoses, prescribes, or orders treatment involving applied behavior analysis in his or her professional practice
- ▶ Experience **obtained** in other jurisdictions: The supervisor shall be licensed in a profession authorized to provide applied behavior analysis services **in the jurisdiction where the supervised experience occurs;**
- ▶ The supervisor shall be the owner of, be employed by, or be retained by the entity providing the experience opportunities to the applicant, and
- ▶ To prevent a potential conflict of interest, the supervisor shall not be a member of the applicant's family or an individual who has a close personal relationship with the applicant and/or his or her family.
- ▶ The supervisor **cannot** be paid by the supervisee

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Application for NYS Licensure

- ▶ You should apply for a limited permit upon completion of all coursework and at least 150 hours of a university practicum (after August 2019).
- ▶ You need to submit your application for licensure before or at the same time as you submit your application for a limited permit.
- ▶ **Limited Permit (if you work in a non-exempt setting)**
 - This will allow you to gain experience hours under the supervision of an LBA or other appropriate supervisor
 - You will have one year with which to gain your required experience hours.
- ▶ **Sitting for Licensing Exam**
 - The department will approve all coursework and experience and make available to you the exam(s)

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NYS Limited Permit

- ▶ **What it is**
 - Allows the permit holder to practice in a non-exempt setting
 - Under the supervision of a LBA
- ▶ **When to apply**
 - Apply when all coursework is completed
 - After completing 150 university practicum hours (after August 31, 2019)
 - At the same time or after the licensing application is submitted
 - Prior to accruing hours after coursework is completed

Question: What if I've completed all my course and supervision requirements to sit for the exam? Do I need to first apply for a limited permit?

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State and National Exam Requirements

- ▶ NYS
 - 2 exams: BA exam and autism exam
- ▶ BACB
 - One exam – the BCBA exam or the BCaBA exam

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New York State Licensing Exam(s): see the following for the task lists: <http://www.op.nysed.gov/prof/aba/abafaq.htm>

- ▶ Behavior Analysis Exam
 - pass an examination acceptable to the Board and the Department in accordance with the Commissioner's Regulations
 - LBA: 150 questions
 - CBAA: 130 questions
- ▶ Autism Exam
 - 30 MC questions



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LBA Board vs. NYSABA

- ▶ NYS LBA Board
 - The state licensing board for NY
 - Comprised of 7 members
 - three licensed behavior analysts; one certified behavior analyst assistant; one licensed psychologist, who may currently prescribe treatment involving applied behavior analysis in his or her professional practice; and two public representatives as defined in section 6508(1)(b) of the Education Law.
- ▶ NYSABA
 - NYSABA is the official representative for behavior analysis across New York

NYSED: Board in the Office of Professions

State Affiliate of APBA and Chapter of ABai

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Additional Questions

- ▶ Do I need a national certificate (BCBA or BCABA) and a License?
- ▶ Will I need to take 3 tests, the BACB exam, the NYS licensure exam, and the NYS autism exam?
- ▶ If I already have a license will I need to take the autism exam?
- ▶ What if I am taking courses on line from an out of state program?

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Additional Questions continued...

- ▶ If I'm enrolled in a registered program but not a licensure-qualifying program will my application need to go through an independent education review?
- ▶ Can I qualify for a student exemption if I'm enrolled in a BACB-approved practicum within a registered program in NY, but the program is not registered as an ABA program (i.e. I'm completing a BCBA track within a special education program that is registered in NY)?

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Any Questions?



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Where to Get Questions Answered:

- For State licensure requirements and qualifications: <http://www.op.nysed.gov/prof/mhp/mhpcontact.htm>
- For National Certification requirements : <http://bacb.com/>
- For General Questions: <http://nysaba.org/>



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