

Origin Date: 11-28-2017 RLM  
Revise Date: 12-28-2017 RLM  
Revise Date: 1-5-2018  
Revise Date: 2-22-2018 RLM  
Revise Date: 5-4-2018 RLM  
Revise Date: 6-7-2018 RLM  
Revise Date: 7-7-2018 RLM

## CHAPTER 20:85:03

### ASSISTANT BEHAVIOR ANALYSTS or PARAPROFESSIONALS

#### **20:85:03:01. Delivery of Services by an Assistant Behavior Analyst or Paraprofessional.**

Assistant behavior analysts (BCaBA) and paraprofessionals (RBT) are individuals who deliver applied behavior analysis services under the extended authority and direction and supervision of a behavior analyst licensed in South Dakota, provided that the services are supervised in accordance with the requirements of the Behavior Analyst Certification Board, Inc.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**Resource:** <https://www.bacb.com/>

**20:85:03:02. Qualifications Necessary.** The qualifications necessary for an assistant behavior analyst and paraprofessional are:

1. An assistant behavior analyst must meet the requirements of and be certified in good standing by the Behavior Analyst Certification Board as a Board Certified Assistant Behavior Analyst (BCaBA).
2. A paraprofessional must meet the requirements of and be currently credentialed in good standing by the Behavior Analyst Certification Board as a Registered Behavior Technician (RBT).
3. An assistant behavior analyst with BCaBA certification by the Behavior Analyst Certification Board and a paraprofessional with an RBT certification by the Behavior Analyst Certification Board, Inc. must be supervised by a licensed behavior analyst.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**Resource:** <https://www.bacb.com/>

Origin Date: 11-28-2017 RLM  
Revise Date: 12-28-2017 RLM  
Revise Date: 1-5-2018  
Revise Date: 2-22-2018 RLM  
Revise Date: 5-4-2018 RLM  
Revise Date: 6-7-2018 RLM  
Revise Date: 7-7-2018 RLM

**20:85:03:03. Title to be Used by Assistant Behavior Analyst or Paraprofessional.** The assistant behavior analyst or paraprofessional may not represent himself or herself as a behavior analyst. The assistant behavior analyst (BCaBA) shall use the title Board Certified Assistant Behavior Analyst. The paraprofessional (RBT) shall use the title Registered Behavior Technician.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**20:85:03:04. Scope of the Delivery of Behavioral Health Treatment.** The scope of behavioral health treatment shall be guided as follows:

1. Applied behavior analysis is the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationship between environment and behavior.
2. The practice of applied behavior analysis is the application of principles, methods, and procedures of the analysis of behavior including principles of operant and respondent learning.
3. The practice of applied behavior analysis may only be undertaken by a South Dakota licensed behavior analyst.
4. Behavioral health treatment is evidenced based interventions which achieve specific improvements in functional capacity of a person.
5. The delivery of behavioral health treatment services may be provided by an assistant behavior analyst (BCaBA) or paraprofessional (RBT) under the extended authority, direction, and supervision of a South Dakota licensed behavior analyst, provided that the services are supervised in accordance with the requirements of the Behavior Analyst Certification Board, Inc.

Origin Date: 11-28-2017 RLM  
Revise Date: 12-28-2017 RLM  
Revise Date: 1-5-2018  
Revise Date: 2-22-2018 RLM  
Revise Date: 5-4-2018 RLM  
Revise Date: 6-7-2018 RLM  
Revise Date: 7-7-2018 RLM

Bob's Notes: SDCL 58-17-154; SDCL 36-38-1 and 36-38-2.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**20:85:03:05. Limitations of Duties of a Paraprofessional (RBT).** The duties of a Registered Behavior Technician are limited to those duties and services allowed to be performed at their level of credentialing in accordance with the requirements of the Behavior Analyst Certification Board, Inc.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**Resource:** <https://www.bacb.com/>

**20:85:03:06. Limitations of Duties of Assistant Behavior Analyst (BCaBA).** The duties of a Board Certified Assistant Behavior Analyst are limited to those duties and services allowed to be performed at their level of certification in accordance with the requirements of the Behavior Analyst Certification Board, Inc.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**Resource:** <https://www.bacb.com/>

**20:85:03:07. Obligations of South Dakota Licensed Behavior Analyst Regarding Violations of Behavior Analyst Certification Board, Inc. Requirements.** If a licensed behavior analyst, who is supervising a Registered Behavior Technician (RBT) or a Board Certified Assistant Behavior Analyst (BCaBA), becomes aware directly or indirectly that a RBT or BCaBA is the subject of a disciplinary complaint with the Behavior Analyst Certification Board, Inc., the licensed behavior analyst shall report such matter to the Board and provide information to the Board as the Board requests.

**Source:**

**General Authority:** SDCL 36-38-27

**Law Implemented:** SDCL 36-38-27

**Resource:** <https://www.bacb.com/>