

SENATE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 78
by Senator Martiny

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete "R.S. 17:173(B)(2) through 4 and (C)" and insert
3 "R.S. 17:173(B) and (C)"

4 AMENDMENT NO. 2

5 On page 1, line 3, between "to" and "health" change "behavioral" to "applied behavior
6 analysis"

7 AMENDMENT NO. 3

8 On page 1, line 4, between "provided" and the semicolon ";" change "by licensed behavior
9 analyst" to "to students; to provide for definitions"

10 AMENDMENT NO. 4

11 On page 1, line 6, delete "R.S. 17:173(B)(2) through 4 and (C)" and insert "R.S. 17:173(B)
12 and (C)"

13 AMENDMENT NO. 5

14 On page 1 delete lines 12 through 17, on page 2 delete lines 1 through 17, and insert the
15 following:

16 **(1) "Applied behavior analysis provider" shall mean a provider who is**
17 **licensed by the Louisiana Behavior Analyst Board and is in good standing to**
18 **provide applied behavior analysis services.**

19 **(2) "Applied behavior analysis services" shall include the design,**
20 **implementation, and evaluation of systematic instructional and environmental**
21 **modifications by an applied behavior analysis provider to produce socially**
22 **significant improvements in behavior.**

23 **(3) "Behavioral health evaluation" shall include but not be limited to the**
24 **following criteria:**

- 25 (a) Diagnosis.
- 26 (b) Type of intervention.
- 27 (c) Length of intervention.
- 28 (d) Identification of a student's goals.
- 29 (e) Identification of impact of student behavior on a student's educational
30 program.

31 **(f) Recommendations for applied behavior analysis services.**

32 ~~(2)~~**(4) "Behavioral health provider" shall mean a provider who is licensed by**
33 **the Louisiana Department of Health or a health profession licensing board and is in**
34 **good standing to provide behavioral health services in Louisiana including but not**
35 **limited to a psychiatrist, psychologist, medical psychologist, licensed specialist in**
36 **school psychology, marriage and family therapist, professional counselor, clinical**
37 **social worker, **applied behavior analysis provider**, or a behavioral health provider**
38 **organization licensed to provide behavioral health services in Louisiana.**

39 ~~(3)~~**(5) "Behavioral health services" shall include but not be limited to**
40 **individual psychotherapy, family psychotherapy, psychotropic medication**
41 **management, community psychiatric support and treatment, and crisis intervention,**
42 **and applied behavior analysis services.**

43 ~~(4)~~**(6) "Evaluator" shall mean a licensed psychiatrist, psychologist, medical**
44 **psychologist, licensed specialist in school psychology, professional counselor,**

1 marriage and family therapist, ~~or~~ clinical social worker, **or applied behavior**
2 **analysis provider** who is certified by the respective board of examiners in Louisiana
3 to provide necessary evaluations and who is not an employee of the public school
4 governing authority or the state Department of Education.

5 C. Nothing in this Section shall be construed to supersede **any of the**
6 **following:**

7 **(1) the** **The** authority of a student's Individualized Education Program team
8 or Section 504 committee to determine appropriate services for a student pursuant
9 to applicable federal and state law.

10 **(2) The provisions of the Behavioral Health Services Provider Licensing**
11 **Law or any regulation promulgated by the Louisiana Department of Health**
12 **pursuant to that law.**

13 **(3) The provisions of the Behavior Analysts Practice Act."**