

1 21 NCAC 05 .0401 is proposed for adoption as follows:
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3 **SECTION .0400 – SUPERVISION AND TELEHEALTH**
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5 **21 NCAC 05 .0401 SUPERVISION OF ASSISTANT BEHAVIOR ANALYST**

6 (a) Applicants for licensure as an assistant behavior analyst shall provide a supervisory agreement signed by the
7 licensed behavior analyst and the licensed assistant behavior analyst.

8 (b) Applicants for licensure as an assistant behavior analyst shall maintain a copy of the signed supervisory agreement
9 and any supervisory documentation. The supervisor of the licensed assistant behavior analyst shall maintain a copy of
10 the signed supervisor agreement and supervisory documentation for at least seven years following the termination of
11 the supervisory relationship. This documentation shall be made available to the Board upon request.

12 (c) Delegation shall be made if, in the judgment of the licensed behavior analyst, the task or procedures can be
13 properly and safely performed by an appropriately trained assistant behavior analyst or other person, and the delegation
14 does not jeopardize the health or safety of the client.

15 (d) Supervision activities by the licensed behavior analyst include:

16 (1) Direct observation of the supervisee implementing behavior analytic assessment and intervention
17 procedures with clients in natural environments and/or training others to implement them, with
18 feedback from the supervisor. The observation may be done in-person, on-site, or using
19 asynchronous or synchronous formats.

20 (2) One-to-one, live, person-to-person, or synchronous virtual interactions between supervisor and
21 supervisee to review and discuss assessment and treatment plans and procedures, client assessment
22 and progress data and reports, published research, ethical and professional standards and guidelines,
23 professional development needs and opportunities, and relevant laws, regulations, and policies.

24 (3) Live, person-to-person, or synchronous virtual interactions between a supervisor and a group of
25 supervisees to review and discuss assessment and treatment plans and procedures, client assessment
26 and progress data and reports, published research, ethical and professional standards and guidelines,
27 professional development needs and opportunities, and relevant laws, regulations, and policies.

28 (4) Informal interactions between supervisors and supervisees via telephone, electronic mail, and other
29 written communication are encouraged but shall not be considered formal supervision for the
30 purposes of this Chapter.

31 (e) The frequency and nature of supervision interactions shall be consistent with the supervisory requirements set
32 forth by the certifying entity, as defined in G.S. 90-732.

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34 History Note: Authority G.S. 90-738;

35 Eff. December 1, 2022.
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