
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 **(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 **(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 **(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."