

DAVID Y. IGE  
GOVERNOR

JOSH GREEN  
LT. GOVERNOR

**STATE OF HAWAII  
OFFICE OF THE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

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CATHERINE P. AWAKUNI COLÓN  
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI  
DEPUTY DIRECTOR

**Testimony of the Department of Commerce and Consumer Affairs**

**Before the  
Senate Committee on Commerce & Consumer Protection  
Wednesday, February 24, 2021  
9:30 a.m.  
Via Videoconference**

**On the following measure:  
S.B. 611, S.D. 1, RELATING TO BEHAVIOR ANALYSTS**

**WRITTEN TESTIMONY ONLY**

Chair Baker and Members of the Committee:

My name is Ahlani Quiogue, and I am the Licensing Administrator of the Department of Commerce and Consumer Affairs' (Department) Professional and Vocational Licensing Division (PVL). The Department supports this bill.

The purpose of this bill is to make permanent the regulation of behavior analysts. The Department supports the bill's intent to make permanent the regulation of behavior analysts to continue to protect the public from the unqualified practice of behavior analysis and from unprofessional conduct by behavior analysts.

Thank you for the opportunity to testify on this bill.



STATE OF HAWAII  
DEPARTMENT OF EDUCATION  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

**Date:** 02/24/2021

**Time:** 09:30 AM

**Location:** CR 229 & Videoconference

**Committee:** Senate Commerce and  
Consumer Protection

**Department:** Education

**Person Testifying:** Dr. Christina M. Kishimoto, Superintendent of Education

**Title of Bill:** SB 0611, SD1 RELATING TO BEHAVIOR ANALYSTS.

**Purpose of Bill:** Makes permanent the regulation of behavior analysts. Effective 6/29/2021.

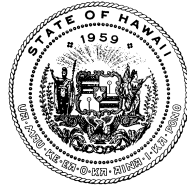
**Department's Position:**

The Hawaii State Department of Education (Department) supports the intent of SB 611, SD1 to continue the regulation and control of the practice of behavior analysts for the purpose of ensuring continued treatment of individuals with autism and protecting the public's health, safety, and welfare.

The Department is committed to providing quality Applied Behavior Analysis (ABA) services to our students regardless of the continuation of Hawaii Revised Statutes (HRS), Chapter 465D.

Thank you for the opportunity to provide testimony on this measure.

The Hawai'i State Department of Education is committed to delivering on our promises to students, providing an equitable, excellent, and innovative learning environment in every school to engage and elevate our communities. This is achieved through targeted work around three impact strategies: school design, student voice, and teacher collaboration. Detailed information is available at [www.hawaiipublicschools.org](http://www.hawaiipublicschools.org).



**LATE**

**STATE OF HAWAII**  
**DEPARTMENT OF HEALTH**  
P. O. Box 3378  
Honolulu, HI 96801-3378  
doh.testimony@doh.hawaii.gov

**Testimony in SUPPORT of SB611 SD1  
RELATING TO BEHAVIOR ANALYSTS.**

SENATOR ROSALYN H. BAKER, CHAIR  
SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

SENATOR STANLEY CHANG, VICE CHAIR  
SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Hearing Date: February 24, 2021

Room Number: Via Videoconference

- 1 **Department Position:** The Department of Health (DOH) **SUPPORTS** this Measure.
- 2 **Department Testimony:** The subject matter of this measure falls within the scope of the
- 3 Department's Behavioral Health Administration (BHA) and its statutory mandate to assure a
- 4 comprehensive statewide behavioral health care system by leveraging and coordinating public,
- 5 private and community resources. Through the BHA, the Department is committed to carrying
- 6 out this mandate by reducing silos, ensuring behavioral health care is readily accessible, and
- 7 person-centered. The BHA's Developmental Disabilities Division (DDD) provides the following
- 8 testimony on behalf of the Department.
- 9 The DOH-Developmental Disabilities Division (DDD) operates Hawaii's §1915(c)
- 10 Medicaid Home and Community-Based Services Waiver for Individuals with Intellectual and
- 11 Developmental Disabilities (I/DD) on behalf of the Department of Human Services, MedQUEST
- 12 Division. DOH-DDD is committed to quality behavioral interventions. . A key intervention is
- 13 the use of Licensed Behavior Analysts, and Licensed Psychologists working within
- 14 their respective scopes of practice when an adult participant of the I/DD waiver needs a formal
- 15 Functional Behavioral Analysis and oversight for the implementation of a Behavior Support
- 16 Plan. The DOH supports that the practice of behavior analysis and licensure of behavior analysts
- 17 should continue to be regulated to ensure the efficacy of behavior analytic services and access to

1 this much needed resource. The DOH also supports the exemptions in chapter 465D, Hawaii  
2 Revised Statutes that help to ensure an adequate work force for 1915(c) I/DD Medicaid Waiver  
3 participants.

4 Thank you for the opportunity to testify.

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**SB-611-SD-1**

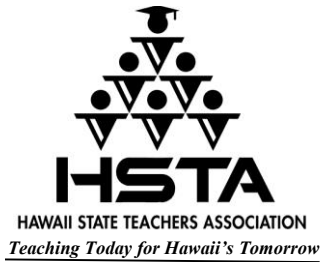
Submitted on: 2/19/2021 5:06:24 PM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Louis Erteschik	Testifying for Hawaii Disability Rights Center	Support	No

Comments:

In support.



1200 Ala Kapuna Street ♦ Honolulu, Hawaii 96819  
Tel: (808) 833-2711 ♦ Fax: (808) 839-7106 ♦ Web: www.hsta.org

Corey Rosenlee  
President  
Osa Tui Jr.  
Vice President  
Logan Okita  
Secretary-Treasurer  
Wilbert Holck  
Executive Director

TESTIMONY BEFORE THE SENATE COMMITTEE ON COMMERCE &  
CONSUMER PROTECTION

RE: SB 611, SD1 - RELATING TO BEHAVIOR ANALYSIS

WEDNESDAY, FEBRUARY 24, 2021

COREY ROSENLEE, PRESIDENT  
HAWAII STATE TEACHERS ASSOCIATION

Chair Baker and Members of the Committee:

The Hawaii State Teachers Association **supports SB 611, SD1**, relating to behavior analysis. This bill makes permanent the regulation of behavior analysts.

Behavior analysis means the design, implementation, and evaluation of instructional and environmental modifications to produce socially significant improvements in human behavior. The practice of behavior analysis includes the empirical identification of functional relations between behavior and environmental factors, known as functional assessment and analysis, as well as the use of contextual factors, motivating operations, antecedent stimuli, positive reinforcement, and other consequences to help people develop positive behaviors.

Act 199, Session Laws of Hawaii 2015, established the behavior analyst program within the Department of Commerce and Consumer Affairs and created licensing requirements for behavior analysts. Licensing of behavior analysis services was made concurrent with mandated insurance coverage for diagnosis and treatment related to autism disorders, with which nearly 1,500 public school students are currently diagnosed. Act 205 further clarified the licensing qualifications for those who conduct Functional Behavior Assessments (FBAs), and design and monitor Applied Behavior Analysis (ABA) Plans in our state.

Our teachers sometimes need the support of other professionals who support our students with other areas of expertise; this area is one of them. Health plans should cover these services and these services should remain regulated and licensed accordingly. Although teachers are able to implement these plans, they need Licensed Behavioral Analysts or School Psychologists to conduct FBAs and write ABA plans.

To support access to learning experiences of our most vulnerable keiki, the Hawaii State Teachers Association asks your committee to **support** this bill.



Senate Committee on Commerce and Consumer Protection  
Senator Rosalyn H. Baker, Chair  
Senator Stanley Chang, Vice Chair

Wednesday, February, 24, 2021

Re: SB 611, SD1, Relating to Behavior Analysis

**Testimony submitted via Capitol Website**

Dear Chair Baker, Vice Chair Chang, and members of the Committee:

The Hawai'i Association for Behavior Analysis (HABA) **strongly supports** SB 611, SD1, which would make permanent the regulation of behavior analysts under Hawaii Revised Statutes Chapter 465D.

Since the enactment of the behavior analyst licensure law (Act 199) and autism insurance law (Act 235) in 2015, over 480 behavior analysts have been licensed and over 1500 registered behavior technicians have been credentialed under their supervision in the State. As a result, several thousand keiki and other individuals have received access to applied behavior analysis services. These numbers are continuing to grow to meet the ongoing demand for applied behavior analysis services in the State.

The practice of behavior analysis should continue to be regulated in order to protect consumers from unqualified practitioners, unprofessional conduct, and to ensure high quality services for those who need them. In December 2020, the Auditor released Report No. 20-20: "Sunset Evaluation: Regulation of Behavior Analysts," which supported the continued regulation of the applied behavior analysis profession. The Report specifically found that:

1. Licensing requirements governing the practice of applied behavior analysis are reasonably necessary to protect the health, safety, or welfare of those receiving services, and therefore should be maintained. For example, behavior analysts develop and supervise treatment in cases involving aggressive and impulsive behaviors, including physical aggression, property destruction, and self-injury. Licensing the practice of applied behavior analysis protects consumers by establishing certain minimum qualifications, as treatment by unqualified individuals could worsen behavior and result in other negative social outcomes;
2. Regulation assures that behavior analysts are licensed professionals providing services that are eligible for insurance reimbursement; and
3. Licensing of behavior analysts does not unreasonably restrict entry into the practice of applied behavior analysis in Hawaii and licensing fees cover the cost to administer the program.

**We note that the effective date of this measure is currently 6/29/2021, which we support because it is the date required in order to prevent repeal of the behavior analysis chapter.**

I sincerely appreciate the opportunity to testify on this measure and thank you for your continued support of our keiki and families.

Mahalo,

A handwritten signature in black ink, appearing to read 'Roxanne Bristol', written in a cursive style.

Roxanne Bristol, President  
Hawai'i Association for Behavior Analysis



**SB-611-SD-1**

Submitted on: 2/23/2021 6:23:33 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Lara Bollinger	Testifying for Together For Our Keiki	Support	No

Comments:

Aloha Chair, Vice Chair, and Members of the Committee,

My name is Lara Bollinger and I represent Together For Our Keiki™. Together For Our Keiki (T.F.O.K.) is a non-profit 501(c)(3) organization whose mission is to advocate and create a diverse and inclusive community for our keiki by empowering parents and caregivers and educating local stakeholders. **We appreciate the opportunity to testify today in SUPPORT OF SB611 in its current form, which seeks to make behavior analysis licensure permanent.**

Mahalo,

Lara Bollinger, JD, BCBA, LBA

Vice President, Together For Our Keiki

[www.forourkeiki.com](http://www.forourkeiki.com) / [lara@forourkeiki.com](mailto:lara@forourkeiki.com)

Senate Committee on Commerce and Consumer Protection  
Senator Rosalyn H. Baker, Chair  
Senator Stanley Chang, Vice Chair

Wednesday, February, 24, 2021

Re: SB 611, SD1, Relating to Behavior Analysis

**Testimony submitted via Capitol Website**

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The Hawai'i Association for Behavior Analysis (HABA) **strongly supports** SB 611, SD1, which would make permanent the regulation of behavior analysts under Hawaii Revised Statutes Chapter 465D.

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The practice of behavior analysis should continue to be regulated in order to protect consumers from unqualified practitioners, unprofessional conduct, and to ensure high quality services for those who need them. In December 2020, the Auditor released Report No. 20-20: "Sunset Evaluation: Regulation of Behavior Analysts," which supported the continued regulation of the applied behavior analysis profession. The Report specifically found that:

1. Licensing requirements governing the practice of applied behavior analysis are reasonably necessary to protect the health, safety, or welfare of those receiving services, and therefore should be maintained. For example, behavior analysts develop and supervise treatment in cases involving aggressive and impulsive behaviors, including physical aggression, property destruction, and self-injury. Licensing the practice of applied behavior analysis protects consumers by establishing certain minimum qualifications, as treatment by unqualified individuals could worsen behavior and result in other negative social outcomes;
2. Regulation assures that behavior analysts are licensed professionals providing services that are eligible for insurance reimbursement; and
3. Licensing of behavior analysts does not unreasonably restrict entry into the practice of applied behavior analysis in Hawaii and licensing fees cover the cost to administer the program.

**We note that the effective date of this measure is currently 6/29/2021, which we support because it is the date required in order to prevent repeal of the behavior analysis chapter.**

I sincerely appreciate the opportunity to testify on this measure and thank you for your continued support of our keiki and families.

Mahalo,  
Kyle Machos, Past President  
Hawai'i Association for Behavior Analysis

**SB-611-SD-1**

Submitted on: 2/21/2021 7:36:26 PM

Testimony for CPN on 2/24/2021 9:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Doniel Wolfe	Individual	Support	No

Comments:

**Dear Chair Baker, Vice Chair Chang, and Members of the Committee:**

**I would like to offer testimony in strong support of Senate Bill 611 relating to Behavior Analysts.**

**I am a parent of two children with disabilities, a licensed special education teacher, and a Registered Behavior Technician (RBT) working toward the Board Certified Behavior Analyst (BCBA) credential. This licensure law is important because it adds a vital layer of protection for individuals, including many who would be considered particularly vulnerable, when seeking Applied Behavior Analysis (ABA) services. As a special education teacher, I have experienced first hand therapists whose services were less than excellent. It has been frustrating to see students regress when therapies are subpar. Fortunately for individuals receivin ABA services from a credentialed provider, the Behavior Analyst Certification Board (BACB) mandates supervision. In this way, it seeks to not only protect the individual but to ensure the integrity of the profession by consistent, ongoing reviews of programming and effectiveness based on an objective analysis of the data. Few, if any, other professions have approached the systemic inclusion of "checks and balances" with such focused intentionality to ensure the welfare and safety of clients. Licensure serves to promote services that are provided with fidelity, limit interventions to those that are evidence-based, and to rely on data to determine effectiveness. In addition, intentional or not, the improper practice of behavior analysis has a potential to cause harm. It can be used to manipulate behavior in a way that is not conducive to learning the activities of daily living (ADLs) necessary to maximize opportunities for client independence and placement in the least restrictive environment. Thus, licensure is an incredibly effective means to ensure the best outcome for clients of behavior analysis. Additionally, continuing education requirements for licensure help promote best practices based on rigorous scientific research that promotes efficiency and effectiveness using protocols that prioritize the client's well-being.**

**The regulation of Behavior Analysts is a win for everyone. First and foremost, it protects clients; second, it protects the profession by ensuring that supervision and continuing education are foundational to the provision of behavior analysis**

**services; and finally, the use of effective, evidence-based procedures promotes the learning of essential life skills that maximize opportunities for independence and decrease the likelihood and/or intensity of long-term, state-supported care.**

**Thank you for the opportunity to testify in SUPPORT of this measure.**

**SB-611-SD-1**

Submitted on: 2/22/2021 9:04:09 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Rachel Miller	Individual	Support	No

Comments:

I support this bill and the licensure of behavior analysts.

**SB-611-SD-1**

Submitted on: 2/22/2021 9:08:32 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Marchet Fullum	Individual	Support	No

Comments:

I support SB611 SD1 for the continued regulation of behavior analysis.

**SB-611-SD-1**

Submitted on: 2/22/2021 9:50:05 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Josliene Miller	Individual	Support	No

Comments:

I support making the regulation of behavior analysis permanent.



**SB-611-SD-1**

Submitted on: 2/22/2021 9:40:44 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jeffrey Krepps	Individual	Support	No

Comments:

I support removing the sunset and continue with the licensing of behavior analysts.

Jeffrey Krepps

Kailua-Kona, HI

SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

415 South Beretania Street  
Honolulu, HI 96813  
Room 229 via video conference

February 24, 2021  
9:30 am

**SUPPORT of SB 611 SD1**

Honorable Chair Baker, Vice Chair Chang, and members of the Committee:

Thank you for the opportunity to submit testimony in support of this important bill, SB 611 SD1 relating to behavior analysts.

My name is Kristen Koba-Burdtt and I am a licensed behavior analyst living and practicing on Maui. Additionally, I serve as the Autism Speaks Volunteer Advocacy Ambassador for the state of Hawai'i.

I fully support this bill making the regulation of the practice of behavior analysis permanent by removing the sunset. The continuation of the licensure law was supported by the State Auditor's report and ensures the continued consumer protections afforded by this law which is vital for the vulnerable population we serve.

Thank you,



Kristen Koba-Burdtt, BCBA, LBA  
Autism Speaks Volunteer Advocacy Ambassador

**SB-611-SD-1**

Submitted on: 2/22/2021 10:36:22 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Andrew Torres	Individual	Support	No

Comments:

I support removing the sunset to continue licensing behavior analysts.

**SB-611-SD-1**

Submitted on: 2/22/2021 10:30:40 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Eliza Lipp	Individual	Support	No

Comments:

I support making the regulation of behavior analysis permanent.

**SB-611-SD-1**

Submitted on: 2/22/2021 12:20:44 PM

Testimony for CPN on 2/24/2021 9:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Deborah Krekel	Individual	Support	No

Comments:

Dear Chair Baker, Vice Chair Chang, and members of the Committee:

I would like to offer testimony in **strong support** of Senate Bill 611 relating to Behavior Analysts.

This bill is important to me because I am a parent of a child with a disability, a behavior analyst and community stakeholder who is passionate about ensuring that the right to effective treatment for some of our most vulnerable keiki remains protected. I have worked in the field of education, mental health and behavior analysis for over a decade. Over the years I have seen first hand how high quality applied behavior analysis services delivered by licensed professionals and appropriately trained professionals have helped change the quality of life for hundreds of individuals and their families including my own.

Making permanent the licensure of behavioral analysts will not only safe guard consumer protection, but will provide the much needed access to services for our children and other residents of Hawai'i.

Thank you for the opportunity to testify in **STRONG SUPPORT** of this measure.

Sincerely,

Deborah Krekel

**SB-611-SD-1**

Submitted on: 2/23/2021 6:30:24 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Dr. Amanda Kelly	Individual	Support	No

Comments:

Aloha Chair, Vice Chair, and Members of the Committee,

Thank you for the opportunity to testify in **SUPPORT of SB611**, which seeks to make permanent licensure for behavior analysts. As noted in the auditor's report dated 12/2020, several hundred analysts have been licensed and several thousand individuals have received ABA services since the passage of this licensure. Many thanks to this committee for their ongoing efforts to ensure consumer protection of some of our most vulnerable; from our keiki to our kupuna.

Mahalo,

Amanda N Kelly, PhD, BCBA-D, LBA

(808) 298-2658

**SB-611-SD-1**

Submitted on: 2/23/2021 8:27:14 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Tammy A Chang	Individual	Support	No

Comments:

Dear Chair Baker, Vice Chair Chang, and members of the Committee:

I would like to offer testimony in strong support of Senate Bill 611 relating to Behavior Analysts.

I am a behavior analyst working in the public school setting. This licensure law is important to me because there is very specific training and education involved in using ABA Therapy. Children with severe problem behaviors in school, in particular, are at high risk of mistreatment, punishment, and procedures that go against Least Restrictive Environment laws. In addition,

- The continued licensure of behavioral analysts provides much needed access to services for keiki and other Hawaii residents.
- Since the enactment of the licensure law and autism insurance coverage law in 2015, over 480 behavior analysts and 1400 registered behavior technicians have been licensed or credentialed in the State. Thousands of individuals have received access to applied behavior analysis services.
- Regulation of behavior analysts is needed to ensure demand for services continues to be met, and to maintain the quality of services.
- Continued regulation ensures that behavior analysts are licensed professionals providing services that are eligible for public and private insurance reimbursement.

Thank you for the opportunity to testify in SUPPORT of this measure.

Tammy Chang



**SB-611-SD-1**

Submitted on: 2/23/2021 8:45:54 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Deborah Ho'ohuli	Individual	Support	No

Comments:

Aloha e Chair Baker, Vice Chair Chang, and Members of the Committee,

I am writing today in **strong support of Senate Bill 611, SD1** relating to Behavior Analysts.

As a Registered Behavior Technician (RBT) and student of behavior analysis, living and working on the island of **Maui**, this licensure law is important to me because it seeks to make permanent the licensure of behavior analysts.

Since 2015, when the licensure law was enacted, more than 480 behavior analysts have been issued licenses and over 1400 registered behavior technicians have been credentialed in the State of Hawai'i, resulting in thousands of keiki and other individuals receiving high quality applied behavior analytic services.

Of utmost importance is the continued regulation of the licensure of behavior analysts, in order to maintain the protection of the consumers receiving services.

Thank you for the opportunity to testify in **strong support of Senate Bill 611, SD1**.

Mahalo,

Deborah Ho'ohuli

**SB-611-SD-1**

Submitted on: 2/23/2021 8:49:04 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ashley Hogan	Individual	Support	No

Comments:

Dear Chair Baker, Vice Chair Chang, and members of the Committee:

I would like to offer testimony in strong support of Senate Bill 611 relating to Behavior Analysts.

I am a behavior analyst and have been practicing in the State of Hawaii for over 5 years. This licensure law is important to me because the continued licensure of behavior analysts provides much needed access to services for keiki and other Hawaii residents. Since the enactment of the licensure law and autism insurance coverage law in 2015, over 480 behavior analysts and 1400 registered behavior technicians have been licensed or credentialed in the State. Thousands of individuals have received access to applied behavior analysis services. This program is also important for the protection of those individuals by ensuring that the services they are being provided are done by qualified professionals who have demonstrated competency in behavior analysis.

Thank you for the opportunity to testify in SUPPORT of this measure.

Ashley Hogan MA, BCBA, LBA

**SB-611-SD-1**

Submitted on: 2/23/2021 9:12:45 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kristen Kagoshima	Individual	Support	No

Comments:

Dear Chair Baker, Vice Chair Chang, and Members of the Committee[1] :

I am writing today in **strong support of Senate Bill 611** relating to Behavior Analysts.

As a Registered Behavior Technician (RBT) living and working on the island of **Maui**, this licensure law is important to me because it seeks to make permanent the licensure of behavior analysts, which is important because continued regulation of behavior analysts is needed to ensure demand for services continues to be met, and to maintain the quality of services.

Sincerely,

Kristen Kagoshima

RBT

Maui County

**SB-611-SD-1**

Submitted on: 2/23/2021 9:29:53 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Gina Gillstrom	Individual	Support	No

Comments:

Dear Chair Baker, Vice Chair Chang, and Members of the Committee:

I would like to offer testimony in **strong support** of **Senate Bill 611 SD1** relating to Behavior Analysts.

I am a Registered Behavior Technician, residing in Maui County.

Regulation of behavior analysts is needed to ensure demand for services continues to be met, and to maintain the quality of services.

Continued regulation ensures that behavior analysts are licensed professionals providing services that are eligible for public and private insurance reimbursement.

Thank you for the opportunity to provide testimony in support of this measure.

Sincerely,

Gina Gillstrom

**SB-611-SD-1**

Submitted on: 2/23/2021 9:45:46 AM

Testimony for CPN on 2/24/2021 9:30:00 AM



Submitted By	Organization	Testifier Position	Present at Hearing
Amoy Hugh-Pennie	Individual	Support	No

Comments:

Senate Committee on Commerce and Consumer Protection

Senator Rosalyn H. Baker, Chair

Senator Stanley Chang, Vice Chair

Wednesday, February 24, 2021

Re: SB 611, SD1, Relating to Behavior Analysis

Dear Chair Baker, Vice-Chair Chang, and members of the Committee:

I would like to offer testimony in support of SB 611, SD1, which would make permanent the regulation of behavior analysts under Hawaii Revised Statutes Chapter 465D.

I am a Board Certified Behavior Analyst-Doctoral Designation, Hawai'i LBA, Instructor of a Verified Course Sequence to prepare BCaBAs and BCBAAs. Additionally, I am a permanent New York State Certified Special Education Teacher and School Administrator. I have been practicing across both fields for 25 years. I have taught at the graduate level in both Special Education Teacher Licensing programs and ABA Certification Courses in the USA and internationally.

This licensure law is important to me as a parent of a child with ADHD and as a professional. The current rate of growth and demand for services exceedingly outweighs the number of qualified professionals who can provide services in the State of Hawai'i and beyond.

As a rapidly growing field with many professionals, paraprofessionals, and others in adjacent fields with some training claiming to understand and be able to implement practices of Applied Behavior Analysis it is of the utmost importance to continue to provide regulations to ensure basic minimal competencies are required for its practice with oversight, supervision, and ongoing education and professional development to ensure the protection of consumers who have a right to effective services by a competent behavior analyst. In December 2020, the Auditor released Report No. 20-20:

"Sunset Evaluation: Regulation of Behavior Analysts," which supported the continued regulation of the applied behavior analysis profession.

The BACB (Behavior Analyst Certification Board) has recently made additional changes to their certification process so that other professionals who have completed experience hours in adjacent and related fields concentrated in ABA (such as Psychologists, Social Workers, or Educators ) may also qualify for certification as Behavior Analysts. This will increase future applications for licensure in the state of Hawaii through proper credentialing allowing for future revisions to the bill without ongoing exemptions for non-certified or credentialed ABA Professionals as Licensed Behavior Analysts in the state of Hawai'i. The effective date of this measure is currently 6/29/2021, which I further support because it is the date required in order to prevent the repeal of the behavior analysis chapter.

This bill continues to provide a way to ensure consumer protection by ensuring that highly qualified individuals are designated as the providers of ABA services in the State of Hawai'i. This will make us 1 of 31 States with Licensing for Behavior Analysts and ensure the ongoing protection of consumers.

Thank you for the opportunity to provide testimony in SUPPORT of this measure.

Dr. Amoy Hugh-Pennie, Ph.D., BCBA-D, LBA

**SB-611-SD-1**

Submitted on: 2/22/2021 9:13:00 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Erin Walters	Individual	Oppose	No

Comments:

I support this bill and the licensure of behavior analysts.

**LATE**

**SB-611-SD-1**

Submitted on: 2/24/2021 9:40:52 AM  
Testimony for CPN on 2/24/2021 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Maile Martin	Individual	Support	No

Comments:

- I support making the regulation of behavior analysis permanent.
- I support removing the sunset to continue licensing behavior analysts.
- I support this bill and the licensure of behavior analysts.
- I support SB611 SD1 for the continued regulation of behavior analysis.



**SB-611-SD-1**

Submitted on: 2/24/2021 10:15:13 AM

Testimony for CPN on 2/24/2021 9:30:00 AM

**LATE**

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leslie Allison Schurtz	Individual	Support	No

Comments:

I support this bill and the licensure of behavior analysts and for the continued regulation of behavior analysis.