



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

Date: 02/08/2016
Time: 02:15 PM
Location: 309
Committee: House Education

Department: Education

Person Testifying: Kathryn S. Matayoshi, Superintendent of Education

Title of Bill: HB 0868, HD1 Proposed RELATING TO EDUCATION.

Purpose of Bill: Allows certain individuals to engage in the practice of behavior analysis when this practice is done in a public educational setting; provided that the individual cannot use any title or description stating or implying that the individual is a "licensed behavior analyst" or "behavior analyst" without holding a license.

Department's Position:

The Department of Education (Department) supports HB 868 HD1, as proposed. As part of their regular duties in the delivery of teaching and strategies to assist students to learn, Department personnel may engage in the practice of behavior analysis in a school classroom setting. In this context, behavior analysis would focus on the identification of performance or behavioral issues and the intervention(s) such as positive reinforcement to result in positive learning and educational outcomes for a child with autism spectrum disorder.

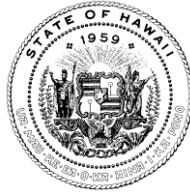
Department personnel, including but not limited to, general and special education teachers, counselors, school psychologists, and educational assistants do not, in the course of their work in a public educational setting, use any title or description stating or implying that the individual is a licensed behavior analyst or a "practicing" behavior analyst.

The proposed language in HB 868 HD1 is important to avoid a disruption in services to students with autism spectrum disorder provided by school personnel pursuant to an individualized education program. An exemption for Department personnel will ensure that educational professionals are not subject to mandatory licensing outside the scope of their formal educational degrees and training.

Additionally, contracted providers extend the Department's capacity otherwise hampered by vacancies and hard to fill positions to provide behavioral instructional

support services in Hawaii's public schools, including applied behavior analysis. The language in this measure would extend the exemption to these contracted providers under the Department, as their responsibilities and regular duties are to promote the teaching and learning in the classroom and educational settings.

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



DAVID Y. IGE
GOVERNOR

SHAN S. TSUTSUI
LT. GOVERNOR

STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
335 MERCHANT STREET, ROOM 310
P.O. Box 541
HONOLULU, HAWAII 96809
Phone Number: 586-2850
Fax Number: 586-2856
cca.hawaii.gov

CATHERINE P. AWAKUNI COLÓN
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI
DEPUTY DIRECTOR

**PRESENTATION OF THE
PROFESSIONAL AND VOCATIONAL LICENSING DIVISION**

BEHAVIOR ANALYST PROGRAM

TO THE HOUSE COMMITTEE ON EDUCATION

TWENTY-EIGHTH LEGISLATURE
Regular Session of 2016

Monday, February 8, 2016
2:15 p.m.

WRITTEN TESTIMONY ONLY

**TESTIMONY ON HOUSE BILL NO. 868, PROPOSED H.D. 1, RELATING TO
EDUCATION.**

TO THE HONORABLE, ROY M. TAKUMI, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Constance Cabral, Executive Officer of the Behavior Analyst Program within the Professional and Vocational Licensing Division, Department of Commerce and Consumer Affairs ("Department"). With regard to the proposed H.D. 1, the Department takes no position.

Thank you for the opportunity to provide testimony on House Bill No. 868, Proposed H.D. 1, Relating to Education.

HB868

Submitted on: 2/5/2016

Testimony for EDN on Feb 8, 2016 14:15PM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Amanda N Kelly	Hawaii Association for Behavior Analysis	Oppose	Yes

Comments: Thank you for the opportunity to testify in opposition of this bill, which poses significant risk for harm to consumers and our keiki. I will present my specific concerns in person. #Malamaourkeiki Amanda N. Kelly, PhD, BCBA-D, LBA

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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HB868

Submitted on: 2/5/2016

Testimony for EDN on Feb 8, 2016 14:15PM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Louis Erteschik	Hawaii Disability Rights Center	Comments Only	No

Comments: When the legislature passed the bill last year to license behavior analysts, one of the main reasons was to ensure that this vulnerable population was provided this essential therapy by individuals who were competent and knew exactly what they were doing. There seems to be no valid reason to exempt this situation when performed in an educational setting. Further, this bill contains so many exceptions and lists so many individuals who would be permitted to practice behavior analysis that it is too overly broad and will certainly inevitably include individuals who are clearly not competent to engage in this practice. It would be far preferable for the DOE to hire or contract with licensed providers to perform this service.

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2/8/16
COMMITTEE ON EDUCATION
Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

Chair Takumi, Vice Chair Ohno, and members of the committee:

I am writing today to lend my voice in STRONG opposition of HB868 HD1. This bill would allow unlicensed and untrained individuals to provide behavior analytic services to keiki in Hawaii's public schools. I have several concerns with the bill.

1. Behavior Analysis is a field which requires a considerable amount of training. To become a Behavior Analyst, I needed to have a master's degree, additional coursework in behavior analysis, and 1500 supervised fieldwork hours where I was trained in the hands on applications of behavior analysis. This bill would allow people to provide "behavior analysis" without the level of training that is necessary to be competent.
2. The Department of Education already struggles to provide decent behavior analytic services. A recent article in the Star Advertiser states that the DOE does not currently have the ability to provide services to the students in need of special education. They struggle with providing services, with hiring and retaining qualified staff, and with monitoring services. This leads to many unqualified people attempting to provide educational services which will inevitably lead to poor outcomes, educational neglect and even abuse.
3. The DOE does NOT have the capacity to provide these services at this time. They employ very few people with training in Behavior Analysis. Historically, much of the service provision has been outsourced to private companies. Changes in the contract for next year will actually prevent those with training from providing direct services as they have in the past. This new contract will essentially tie the hands of competent service providers while allowing those with NO training to do what they will.
4. There have been many reports of abuse and neglect of our keiki in special education. In the past week, another story of abuse was made public. These cases are avoidable with proper training and supervision by a qualified, licensed Behavior Analyst.

How long will we as a state allow some of our most vulnerable keiki to receive sub-par education? Just last year, our state passed a licensure law to increase consumer protection for those receiving Behavior Analysis services. Why is DOE so quick to ask for an exemption from something that was intended to protect our keiki?

I urge you to oppose HB868 HD1. This bill will do nothing but perpetuate harm for Hawaii's keiki with special needs.

Thank you for your time and your desire to do what is right! Let's continue to work together as a state to Malama Our Keiki!

Mahalo,

Lara Bollinger, M.S.Ed., BCBA, LBA
Treasurer
Hawaii Association for Behavior Analysis



S E A C
Special Education Advisory Council

919 Ala Moana Blvd., Room 101

Honolulu, HI 96814

Phone: 586-8126 Fax: 586-8129

email: spin@doh.hawaii.gov

February 8, 2016

**Special Education
Advisory Council**

Ms. Martha Guinan, *Chair*

Ms. Brendelyn Ancheta

Dr. Tammy Bopp

Dr. Robert Campbell, *liaison
to the military*

Ms. Deborah Cheeseman

Ms. Annette Cooper

Ms. Shari Dela Cuadra-Larsen,
liaison to the Superintendent

Ms. Gabriele Finn

Mr. Sage Goto

Ms. Valerie Johnson

Ms. Deborah Kobayakawa

Ms. Bernadette Lane

Ms. Dale Matsuura

Ms. Stacey Oshio

Ms. Zaidarene Place

Ms. Barbara Pretty

Ms. Kau'i Rezendes

Ms. Rosie Rowe

Dr. Patricia Sheehey

Ms. Ivalee Sinclair

Mr. Tom Smith

Ms. Lani Solomona

Dr. Todd Takahashi

Dr. Daniel Ulrich

Dr. Amy Wiech

Ms. Jasmine Williams

Ms. Susan Wood

Amanda Kaahanui, Staff
Susan Rocco, Staff

Representative Roy M. Takumi, Chair

House Committee on Education

State Capitol

Honolulu, HI 96813

RE: HB 868 Proposed HD1 - Relating to Education

Dear Chair Takumi and Members of the Committee,

The Special Education Advisory Council (SEAC), Hawaii's State Advisory Panel under the Individuals with Disabilities Education Act (IDEA), **supports the intent** of HB 868, Proposed Draft 1 that allows certain individuals to engage in the practice of behavior analysis without licensure as a behavior analyst when this practice is done in a public educational setting, provided that the behavior analysis is not a treatment for autism as defined in Act 235.

Behavior analysis is often used with students of all types of disabilities to discern the function of problem behavior and to design an intervention plan that teaches the student new skills resulting in greater academic achievement and functional abilities, as well as a reduction in undesired behavior. Applied Behavior Analysis (ABA) as defined in Act 235 may also be included in an Individualized Education Program of a student with autism, as a specific methodology to address the student's unique behavioral needs related to learning and communication. Both behavioral analysis in general and ABA as a specific treatment for autism are evidence-based interventions that improve the academic and behavioral outcomes for students with disabilities.

Thank you for the opportunity to provide testimony on this important legislation. If you have questions or concerns, please contact me.

Respectfully,

Martha Guinan
Chair



PO Box 171
Kihei, HI 96753
808-575-2954

February 7, 2016

Members of the Hawaii State Legislature
Hawaii State Capitol
415 South Beretania St.
Honolulu, HI 96813

Dear Members of the Hawaii State Legislature,

On behalf of Horizons Academy of Maui, Inc. and Board of Directors, I would like to take this moment to comment in strong opposition of HB 868.

Our organization provides behavior analytic services to individuals with disabilities and does so under the leadership and guidance of licensed and board certified behavior analysts. The State of Hawaii Department of Education is attempting to skirt the law and willing harm children. As a private school we have students that have come to us after extreme failure and abuse by the Department of Education. The DOE has shut children in closets, taped them to trees, and most recently tethered them to chairs. These are only a few examples of the DOE's incompetence to serve children with disabilities.

Recruitment of qualified behavior analysts to meet new legislation is not an arduous process. Our organization of 80 employees employs three licensed and board certified behavior analysts. The DOE could and should be the same. The DOE must be required to follow the law like all individuals and organizations.

Many other states in our union have adopted licensure measures such as these to protect consumers and support qualified professionals. If you vote in favor of this bill you are denying this protection to our children. This bill has zero benefit to the children and only allows the Department of Education to continue to provide inadequate and unqualified services. Throughout time individuals with disabilities and families have fought through countless due process and class action law suits to assure their children have appropriate services. Enacting this bill will only begin more due process hearings and class action lawsuits.

Tell the Department of Education they are responsible to these children. Please join us in strongly opposing this bill.

Kind regards,

Beau Laughlin
Executive Director
Horizons Academy of Maui, Inc.



2/8/2016

COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

Testimony in OPPOSITION

HB868 HD1 Proposed—Relating to Education, Licensed Behavior Analysts

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Thank you for the opportunity to submit testimony today in **strong OPPOSITION to HB868 HD1 Proposed**. My name is Kristen Koba-Burdett, President of the Hawai'i Association for Behavior Analysis (HABA). Just this last legislative session, Act 199 was passed to license behavior analysts because the legislature recognized the need for consumer protection. Individuals that receive behavior analytic services are some of our state's most vulnerable population.

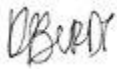
Individuals with intellectual and developmental disabilities that may not be able to speak for themselves. We believe that any child receiving applied behavior analysis (ABA) services deserves a licensed, trained, and qualified provider. Act 199 as written includes exemptions for other licensed professionals working within their scope of practice. However, HB868 HD1 proposed seeks to amend Act 199 to allow *any* individual to provide behavior analysis services in a public education setting without a license or any protection that the individual is qualified, trained, and experienced in the practice of behavior analysis. This proposed change would expose the most vulnerable students to a myriad of potential problems, from ineffective intervention to serious harm.

The practice of behavior analysis requires specialized training and experience. Recent news reports continue to document the shortage of special educators in the Department of Education, with recent figures reporting nearly 20% of positions vacant. Many positions are filled by long-

term substitutes or emergency hires that do not have the training and qualifications needed to provide behavior analytic interventions to children in an effective and ethical manner. Our educators need support, from licensed, trained, and qualified professionals. This proposed bill would allow undertrained staff, outside contracted providers, substitutes, and others to practice behavior analysis, putting the most vulnerable special education students at risk

We ask that you uphold the existing language of Act 199 by ensuring all children in Hawai'i are afforded the same protection of a licensed professional working in their scope of practice when receiving behavior analytic interventions. Please oppose this bill.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'KBurdt', is positioned above the typed name.

Kristen Koba-Burdt, M.S., BCBA, LBA

President, Hawaii Association for Behavior Analysis (HABA)

president@hawaiiaba.org

Hawaiiaba.org



COMMITTEE ON EDUCATION
Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

Re: OPPOSITION for HB 868– Relating to Education

Honorable Representative Takumi, Vice Chair Ohno and committee members,

My name is Johanna Taylor and I provide support to children with autism and their families in Hawaii. I am a Maui resident. **I am in strong opposition of HB868.** There are several key reasons why this bill should not move forward:

- **It limits consumer protection** --- Act 199 went into effect January 1, 2016. This law mandated licensure for behavior analysts; thereby improving consumer protection in Hawaii. HB868 proposes that consumer protection is not a necessary component of educational services for children with autism and that untrained individuals (ranging from audiologists to education assistants) should be approved to deliver applied behavior analysis (ABA) treatment. As a neighbor island resident we have an even greater shortage of licensed, qualified educators in the schools; therefore, the consumer protection that Act 199 provides is even more important.
- **Hawaii DOE already does not have the capacity to provide appropriate services for children with autism** --- Hawaii has a history of difficulties related to hiring and retaining special education teachers. The DOE contracts many outside providers to help with children with autism. Recently, it was reported that 20% vacancies exist in special education across the state. This bill will only worsen the condition of education in Hawaii because it will limit implementation of ABA by qualified, trained professionals in classrooms.

- **Licensure is important for all professionals** – Act 199 ensured a higher level of care for children with autism due to the specialized training and expertise required to implement ABA. HB868 proposes that the training and expertise are not necessary.

The passing of this law is unrighteous for the future of keiki in Hawaii. Please be pono by **OPPOSING HB686.**

A handwritten signature in cursive script, appearing to read 'J. Taylor'.

Johanna Taylor, PhD, BCBA, LBA (10)

Events Chair, Hawaii Association for Behavior Analysis

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Every child deserves to have a professional certification when implementing ABA. Those who do my know the full and true meaning of behavior analysis can actually do more damage the child's learning and well-being.

Mahalo,

Andrea Alesi

Hilo, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Our DOE does not have the internal expertise to help a group of children who will have much improved outcomes with an ABA approach to their education and remediation.

Mahalo,

Alfred M. Arensdorf, M.D.

2/8/2016

COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

We have a daughter who is now 16 and at Roosevelt HS in special ed. She has asperger. ABA helps our daughter, we have seen it first-hand. It is the only approach that we have seen that is effective. It does however, require a professional skilled in ABA. For example even our daughter's neurologist at Shriners' Hospital on Punahou would not be qualified or appropriate for ABA.

Mahalo,

Calvert and Emily Chun

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Marni Dick

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Staci Fujimoto
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I oppose this bill because a law was put in place to protect children in all settings to ensure they are receiving appropriate services from qualified and LICENSED professionals. Opening up opportunities for untrained people to provide services that they have not been credentialed to do so nor provide adequate supervision is irresponsible and dangerous to our community. Take for example the local school that is being investigated for tying down a preschooler. Is this what we want happening in our schools? We need qualified, liscenced professionals implementing and overseeing ABA services in all settings- as the law states. The DOE should not be an exception to a law that is in place to protect our children. It should be the leading example and held to the same standards as all services providers.

Mahalo,

Ashley Hogan

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I am a Licensed Behavior Analyst and I strongly believe that it is unethical to allow untrained, non-licensed individuals provide Applied Behavior Analysis (ABA) in the public school system. Children have the right to receive ABA from highly trained, competent providers. I oppose HB868.

Mahalo,

Amanda Lipinski

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. I believe that it is our responsibility to ensure our keiki not only have access to applied behavior analysis but that the evidence based service that we know is medically necessary is provided by licensed, qualified, and certified professionals.

Mahalo,

Eliza Lipp

Wailuku HI 96793

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Tracy Ruggiero

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. I interact with children as a coach on Maui through cross fit classes. It is important for individuals to be certified, licensed, qualified, and receive ongoing training and specialize in the service they are providing. It is extremely important that we do not allow anyone to provide applied behavior analysis to our keiki in Hawaii!! Please help to make sure this bill does not go through and that our keiki have licensed, trained, and qualified professionals in the school. Please, think about our keiki!

Mahalo,

Adam Studzinski

Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I **STRONGLY oppose** the Department of Education (DOE) seeking exemption and amending Act 199(15). This law took effect January 2016, just over a month ago. What kind of effort is that, DOE! My child had a licensed board certified behavior analyst as part of his individualized educational program (IEP) team while in school and it made a whole lot of difference!! Today, he is a contributing adult in the community and continues to have a licensed board certified behavior analyst on his team. This past week's news included two disturbing news: 1) a Koko Head Elementary student with autism was allegedly tied to a chair. Likely due to untrained, unsupervised staff who didn't know how to implement a behavior plan. It sounded like it was easier for them to just tie him up; and 2) an audit found the DOE lacking in educating students in inclusion because they don't know what to do it??? Oh, my gosh! The DOE asking for exemption is like a janitor teaching students at school (which by the way happened at one of my child's schools ... as told to me by ... the janitor, who was unlocking the classroom door with a key from several on a ring and to this day, I still hear the jangling of keys!). Was this janitor exempt from licensing to teach? A board certified behavior analyst expertise is behavior. DOE's expertise is education. Without the help from licensed board certified behavior analyst (as part of students' IEP team) to deal with behavioral problems, the students and DOE staff will have great difficulty educating. This sounds very much like the pre-Felix Consent Decree. We don't want the passage of this bill to lean towards another lengthy class action suit ... do we? NO. I STRONGLY urge you to OPPOSE this bill.

Mahalo,

C.A. Vista

Pukalani,

Dear Legislators,

As parents of a child with autism we strongly oppose this bill. Here's why: When you send your child to school what any parent wants is to be sure they are safe and in the hands of professionals who are committed, caring and TRAINED to teach ALL children. If you need surgery would you go to an unlicensed physician who has never been trained to operate? Of course not! This is not about keeping private ABA agencies in business as some who support this bill may claim. It is about our community of parents, professionals, and stakeholders coming together to resolve an ongoing problem that DOE alone has consistently failed to address. Why is it ok for any child to be subjected to inappropriate restraint, neglect and abusive practices delivered by untrained professionals who simply do not know what else to do. If a child without a disability in a Hawaii public school was tied to a chair, held face down on a table, denied food or water wouldn't this lead to public outrage, and be considered a real news worthy event? What will it take for the department to admit this is a real problem? Despite their best attempts to build capacity of trained professionals, DOE needs help as they have shown time and time again they do not have enough properly trained professionals and they simply can not do it alone. Our keiki with disabilities have the right to receive a Free Appropriate Public Education to meet their unique needs through the delivery of evidence based ABA practices by properly trained and licensed professionals in school. Please keep ALL children safe in our schools and oppose HB 868 by putting our keiki in the hands of true ABA practioners. Thank you.

Respectfully,

The Krekel Ohana

Jenna Takenouchi

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2016 1:00 PM
To: EDNtestimony
Cc: sierrarainwaterhorizons@gmail.com
Subject: *Submitted testimony for HB868 on Feb 8, 2016 14:15PM*

HB868

Submitted on: 2/7/2016

Testimony for EDN on Feb 8, 2016 14:15PM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Sierra Rainwater	Individual	Oppose	Yes

Comments:

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Beau Laughlin
480 Kenolio Rd 30-203
Kihei, HI 96753

February 7, 2016

Members of the Hawaii State Legislature
Hawaii State Capitol
415 South Beretania St.
Honolulu, HI 96813

Dear Members of the Hawaii State Legislature,

Last year our legislators did something great. They licensed the practice of behavior analysis in the State of Hawaii. To allow the Department of Education an exemption to this law would nullify the hard work of the previous year. The State of Hawaii Department of Education has a horrible track record of providing services to children with special needs.

If this bill passes it will cause irreparable harm to the children of Hawaii. The State of Hawaii Department of Education should be shamed for bringing this bill to the legislature. Rather than recruit quality and competent behavior analysts The Department of Education seeks to skirt the requirements of current law. Each of our legislatures should know the Department of Education is actively seeking to deny children with special needs the support they need to function in the public school system. Behavior analysts possess a skill set learned through specialized education that does not exist in other disciplines. This bill is equivalent to allowing a lawyer an exemption to practice medicine. This is unacceptable no matter the field of expertise.

I strongly oppose this bill in any form.

Kindly submitted,

Beau Laughlin

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Our keiki deserve the best services to give them a chance to succeed in life. Not only do the children need the support but their families as well. I have seen first-hand what impact licensed and trained professionals can have within the school district.

Mahalo,

Rhenna Campbell

Waiehu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I strongly oppose the passing of this bill as it will directly effect the lives of hundreds of special needs individuals lives. ABA is an evidence-based practice shown to make meaningful changes in the lives of individuals with autism and other developmental disabilities and the thought that the state would try and deprive students of a practice that allows them to make significant changes in their own life and function autonomously in society is absolutely ridiculous.

Mahalo,

Drew DiCocco

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

It is imperative that children in Hawaii who receive behavioral analyst services, no matter what the domain, receive quality care from licensed, trained professionals. Hawaii should not allow unlicensed individuals to provide this level of care in the school setting.

Mahalo,

Stacy Kuhn
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Laura Lipp

Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. I work with a special needs for almost 10 years in Maui, and I am a Registered Behavior Technician and a Certified Prevention Intervention, trained by BCBA, gone thru a lot of test about Physical and Mental disabilities. And still continue my endeavor working and helping people with disability in our Community. "FOCUS ON THEIR ABILITIES NOT ON DISABILITIES" WE ALL do start on SCHOOLING!! The Department of Education SHOULD NOT BE allowed an exemption to previous legislation of the licensure of Behavioral Analyst.

Mahalo,

Danilyn R. Maguddayao

Kahului, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Autistic children have the right to be treated humanely. My sister is an expert and works with autistic children in California. The stories coming out of Hawaii are a repulsive and prove some of our stereotypes to the mainland. It's shameful and embarrassing. Let's show that we are the loving community we claim to be. Aloha (does it mean anything to autistic children)

Mahalo,

Michelle Miyaki

Kahului, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. The Department of Education should not be allowed an exemption to previous legislation of the licensure of behavior analysis.

Mahalo,

Tiana Mose

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Behavior Analysis is important for our Special needs children. I feel it is unfair to exempt our State from this law.

Mahalo,

Barbara Puu-Koomoa

Makawao, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Amanda Stieb

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. I work with children and young adults in HI practicing ABA which has brought so many helpful changes to them and their families. It would be wrong to deny other families that could benefit from ABA. It has proven effective and will continue to do so unless an unjust bill like this is passed. This is why I am opposed to the bill.

Mahalo,

Austin Stringfellow

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. As a parent of Autistic kids and a professional in the field I wouldn't want my kids or anyone else's providing services without the necessary qualifications and training.

Mahalo,

Ember Whisler

Mililani, HI

2/8/2016
COMMITTEE ON EDUCATION
Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

Re: OPPOSITION for HB 868– Relating to Education

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

My name is Anne Lau. I have been practicing behavior analysis in Hawai'i for the last 12 years. I would like to thank you for the opportunity to testify in OPPOSITION to HB 868. This bill would add an overly broad exemption to Act 199- related to the licensure of Behavior Analysts. The three pertinent exemptions currently in the law are as follows:

(1) An individual working within the scope of practice or duties of another licensed profession that overlaps with the practice of behavior analysis; provided that the person does not purport to be a behavior analyst;

This means that other licensed professionals, such as psychologists, teachers, occupational therapists, social workers, speech-language pathologists, and audiologists, can already practice behavior analysis as long as they have the education and training that would allow them to do so successfully. Those that do not have behavior analysis within their scope of practice should not attempt to use it, for the protection of the vulnerable population that often requires its application.

Another exemption that is already listed in Act 199 pertains to the high school level credential that Educational Assistants would be required to obtain in order to implement behavior analysis protocols. This credential is the Registered Behavior Technician (RBT) and is already exempt as follows:

(3) An individual who directly implements applied behavior analysis services, is credentialed as a registered behavior technician by the Behavior Analyst Certification Board, and is under the direction of a behavior analyst licensed in this State;

The RBT credential requires that applicants:

- Be 18 years old
- Possess a high school diploma or national equivalent
- Complete 40 hours of training
- Complete a criminal background check

- Pass the RBT Competency Assessment and RBT examination

This minimum credential is already required of Technicians funded through health insurance, and nearly 400 RBTs are currently working in that field.

It is understandable if the Department of Education needs more time to comply with the training expectations that would allow some students to excel, but we should hold to the expectation that the Individual's with Disabilities Education Act (IDEA) spells out for us: those providing a specialized education must be highly qualified to do so.

For these reasons listed as well as for the safety and protection of our most vulnerable students, I implore you to stop this bill from gaining traction. Please OPPOSE HB 868.

Thank you again for the opportunity to testify on this important matter,

A handwritten signature in dark purple ink that reads "Anne Lau". The script is cursive and fluid, with the first name "Anne" and last name "Lau" clearly distinguishable.

Anne Lau, M.Ed., BCBA, LBA

February 8, 2016.

TO: House Committee on Education

RE: Testimony HB 868 HD1 Related to Education

Although I OPPOSE this bill because the DOE is once again actively limiting and reducing services to Hawaii's special education children, I also believe this bill will allow parents to WIN DUE PROCESS more often and more easily. Over the last 10 years, the DOE has ALWAYS maintained that their services are equivalent to any of those provided by independent providers. Yet, the introduction of this bill implies that this is no longer true.

This bill clearly demonstrates that the behavioral services the DOE provides to special education children are not or cannot be provided at the same level of intensity, design, execution and performance as that created by a licensed behavioral analyst/behavioral analyst. At the same time, this bill highlights the fact that the DOE is unable or unwilling to provide any "licensed" BCBA services, rather, they are proposing "BCBA-like" services that can be provided by an array of DOE employees, none of whom will specialize in behavioral analysis.

This bill is essentially stating that various DOE providers can provide behavioral analysis without a license or title and such a service can still be considered behavioral analysis. This is the same as saying a person can practice medicine like a doctor but without a license and still call it medicine. This is absurd.

The DOE's efforts of providing a mish-mash of "BCBA-like" services by any DOE individual, without any formal expectations, structure or consistency, will not be easily defensible in court when compared to BCBA services provided by a licensed provider. While independent licensed providers are capable of showing progress above the "de minimus" level, DOE providers commonly demonstrate little to no progress. This bill will once again subject special education students to sub-par educational services and further push back special education students when they are already failing in Hawaii.

I oppose bill HB 868HD1, since it represents additional cuts to the special education program and reduced accountability by the DOE. However, children who go to due process regarding this issue will fare much better. Thank you.

Sincerely,

Teresa Chao

Jenna Takenouchi

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2016 9:36 AM
To: EDNtestimony
Cc: burgharc@gmail.com
Subject: Submitted testimony for HB868 on Feb 8, 2016 14:15PM

HB868

Submitted on: 2/8/2016

Testimony for EDN on Feb 8, 2016 14:15PM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
cheryl	Individual	Oppose	No

Comments: Why does this have to be mandated by a bill? As a retired educator (40 years), I can tell you that we have always had standards in education. We have ALWAYS assessed in multiple ways. It is only since NCLB that we have had ridiculous amounts of pressure put on to jump through hoops on a standardized test. You have a chance to STOP the nonsense. Let educators help children learn. We are Hawai'i. We are unique. Do it our way, not PEARSON and other corporations way to collect data on our children to use for their profit.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

I have been practicing as a board certified behavior analyst for 5 years and since January 1, 2016 I have been a licensed behavior analyst in Hawaii. I have worked in the field of applied behavior analysis for 10 years. During this time, I have worked in the school, home and community settings with individuals with autism and other developmental disabilities ranging in age from 18 months to 50 years old. These individuals have all received applied behavior analysis therapy (ABA), which is a process of systematically applying interventions based upon the principles of learning theory to improve socially significant behaviors to a meaningful degree, and to demonstrate that the interventions employed are responsible for the improvement in behavior (Baer, Wolf & Risley, 1968; Sulzer-Azaroff & Mayer, 1991). Socially significant refers to various skills such as: academics, social skills, communication, and adaptive living skills (i.e life skills). Additionally, many individuals whom exhibit behavioral challenges such as aggressive behaviors, are able to learn more appropriate, alternative behaviors through various behavioral interventions. It should also be noted that applied behavior analysis is an evidence-based practice which means it is recognized as being an effective treatment for autism and other developmental disabilities. Over the years I have been able to teach individuals how to communicate, gotten many individuals jobs and their own place to live, taught them how to make and keep meaningful relationships in their lives and decrease severe aggressive behaviors to dozens of special needs children and adults. Removing access to ABA in the public schools would be detrimental to the development of hundreds of students in Hawaii. Through ABA individuals are able to learn skills to help them function autonomously in society and live their best quality of life and I am not sure why it would ever be an option to not provide these students with tools that will help them for the rest of their lives. Thank you for your time.

Julianne DiCocco M.A., BCBA, LBA #1-12-11701

Aloha Legislators,

For the last three years my son, Luke, and our family advocated for help for our children of Hawaii, who need support services.

Hearing about this new piece of legislation brought before you by the H. D.O.E. made me feel that my efforts were for nothing. I am writing this to share my opposition to HD1 PROPOSED to HB868.

It is already disappointing that Luke will not be benefitting directly from the bill named after him but to read that this new bill is seeking to disregard licensing requirements for those who provide ABA services, is in my opinion downright irresponsible. It is imperative that licensing requirements be maintained. Public school teachers, even substitutes and paraprofessionals, must meet licensing requirements in order to attain their employment. Failure to meet the licensing standards for teachers/paraprofessionals result in non-employment. The therapeutic services that children with Autism Spectrum Disorder require is specialized. Our children deserve to have licensed professionals who are both knowledgeable and experienced in the services that they are expected to provide. I am writing this from a parents' perspective and have witnessed firsthand and recall being told by others that they do not know what to do when working with children with Autism. I am sure that you all recall the testimony provided by many of the professionals in our community and recognized the importance of requiring licensure. I continue to have faith that all of you will strive for the best for our children. I have spoken to many of you individually and I know that you share this belief. Please, continue to support your constituents and strike down this irresponsible bill that, if considered, will most definitely cause harm and the possibility of another long, expensive, class action lawsuit.

With Deepest Appreciation,

Gerilyn Pinnow, M.Ed.

Committee on Education
Rep. Roy M Takumi, Chair
Rep Takashi Ohno, Vice Chair
Conference Room 309
State Capitol
415 South Beretania Street
Honolulu, HI 96813

Chairperson Takumi, Vice Chairperson Ohno and Members of your committee:

Good Afternoon. My name is Sara Sato and I am a Board Certified and Hawaii Licensed Behavior Analyst. I have been working with children with disabilities since 1999 in both the public and private educational settings. I am writing to you today as an educator but most importantly a concerned citizen who opposes HB868.

Last year, Hawaii lawmakers felt it was imperative to enact legislation to regulate the practice of Behavior Analysis. The aim of ACT 199 was to ensure that individuals receiving Applied Behavior Analytic (ABA) therapy or individuals who were part of a program that utilized ABA principles, would have well trained, qualified, and LICENSED professionals implementing and overseeing their program.

Behavior Analysis is the scientific study of principles of learning and behavior. ABA is a systematic approach for influencing socially important behavior through the identification of reliably related environmental variables and the production of behavior change techniques that make use of those findings.

Practitioners of behavior analysis provide services consistent with the dimensions of ABA. Common services may include, but are not limited to, conducting behavioral assessments, analyzing data, writing and revising behavior-analytic treatment plans, training others to implement components of treatment plans, and overseeing the implementation of treatment plans. Behavior analysts are qualified to provide services to clients with a variety of needs, including improvements in organizational functioning (e.g., staff performance, management and pay structure interventions), skill deficits (e.g., communication, adaptive behavior), and problem behavior (e.g., aggression, self-injurious behavior), among others.


Behavior Analyst Certification Board. (n.d.). Retrieved February 5, 2016, from <http://bacb.com/about-behavior-analysis/>

In recent years, the prevalence of Autism has increased from 1 in 80 (2011) to 1 in 45 (2014). ABA is the only empirically validated treatment for Autism and is endorsed by the U.S. Surgeon General, the American Academy of Pediatrics, etc. If implemented by trained and qualified professionals, ABA can be extremely effective in teaching positive behavior and decreasing problem behavior. In the Department of Education (DOE), a child who qualifies for special education receives an Individualized Educational Program (IEP) which outlines goals and objectives, services, and supports/strategies that the child's team has determined to be most appropriate to help the child make progress. For most children with disabilities, there will be strategies of Applied Behavior Analysis recommended in their IEPs.

HB868 would exempt individuals implementing ABA procedures in the DOE setting from being licensed. This essentially means ANYONE can utilize and practice ABA in the public schools. With the recent news stories indicating the poor quality of special education in Hawai'i public schools, the introduction of this bill seems to take a GIANT step back rather than a much needed 500 leaps forward. I ask you, members of the House Committee on Education to consider the following questions:

- 1) What are the qualifications and training required of individuals implementing ABA procedures in the DOE? Specifically, paraprofessionals and district consultants? Is this comparable to the Registered Behavioral Technician (RBT) credential and Board Certified Behavior Analyst (BCBA) certification?
- 2) What percentage of special education teachers in the DOE are highly qualified and licensed to teach Special Education?
- 3) How many special education children in Hawai'i are receiving the quality care they deserve? Are they all being serviced by competent and well-trained professionals? Does the DOE truly have the in-house capacity to meet the needs of these students?

The bottom line is, all keiki deserve the best education that can be provided. There NEEDS to be a change to our education system and our goal is for it to happen NOW. Please consider the points brought up in this and the many pieces of testimony you will receive in opposition of this bill. I truly appreciate your time.

Sincerely,

Sara Sato

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

The Department of Education should not be allowed an exemption to previous legislation of the licensure of behavior analysis. I oppose this to protect the people I work with every day. Our schools need trained and certified behaviorists to set up our keiki for success. Intervention is best when done correctly in the early years.

Mahalo,

Davalynn Ahuna
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill. Licensed professionals are the only people qualified to work with this fragile population. It's not babysitting. Progress can be made after proper assessment. I'm a licensed R.N. For the record.

Mahalo,

Deborah Aldrich

Haleiwa, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Our children NEED licensed professionals only. Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Amy Grant
Haleiwa, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. It affects my family.

Mahalo,

Seana Andrzejewski

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Ben Penland

Kailua, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I **OPPOSE** this bill. It is important that individuals who are making decisions in the best care for children that have significant needs, and at times challenging behaviors that pose a risk to their health and safety be licensed and properly trained.

Mahalo,

Angela Broff
Kailua, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Sam Burgos

Kailua, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Chantel
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

ALL of Hawaii's keiki matter. Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Christy Torres
Honolulu, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill. It is important because we are talking about our sons or daughters our brothers or sisters. Would you like an unqualified, untrained, unlicensed individual taking care of your family? I think not. Do what's right and oppose this Bill.

Mahalo,

Cody Lopez

Haleiwa, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Elaine Cortes

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill. Why would you want an unlicensed professional doing anything that requires a license? Would you allow an unlicensed electrician to build your home? Would you let an unlicensed doctor perform surgery on you?

Mahalo,

Lawson Cosseboom

Haleiwa, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

The Hawaii DOE should be the last place unlicensed practitioners attempt to use behavioral analysis on our developmentally disabled and autistic children. This bill is irresponsible and dangerous to our keiki.

Mahalo,

Joe D'Alessandro
Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I STRONGLY oppose the Department of Education (DOE) seeking exemption and amending Act 199(15). I have an autistic child and this bill is NOT a help to our kids or anyone else who has contact with our kids! Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Daniel Walters
Kihei, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Qualified people should be providing services to children in order to ensure that they are receiving quality services.

Mahalo,

Danielle

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

If passed, this will cause harm to our keiki. Applied behavior analysis is backed by over 50 years of research and can be effectively implemented by properly licensed professionals. Professionals in the DOE setting can not effectively use evidenced-based practices without proper training and support from licensed professionals.

Mahalo,

Sara Dinkelo

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. These children need someone who is licensed to ensure they are properly cared for. Anyone can provide care to a child, it takes someone licensed to understand the needs that specific child with special needs has. Meeting these needs and providing education that aligns will only be met by licensed providers.

Mahalo,

Melanie Earle
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

My son has been diagnosed with hypotonia, advanced bone growth, autism, sensory processing disorder, possible ADHD and central processing disorder. We are still in the process of testing and seeing multiple specialists monthly so he can hopefully receive the care he needs to eventually become a successful independent adult. He needs one-on-one help in school along with speech therapy and occupational therapy. In schools the special-needs helpers that are supposed to be helping him have fallen short in both care and professional behavior because they say he is frustrating, difficult, and tiring and he tells me they are grumpy and don't like him. I believe this kind of attitude is only because they have not been properly trained and I cannot even imagine an ABA therapist who is less than qualified giving care and direction to my child. We have had an ABA therapist for a couple years and with the right one who is qualified and trained properly my son has seen huge growth in social behavior as well as speech and language and is able to express himself in a more proper manner. It takes a very special and patient person to work with a special needs child and the more education and training they have the better and quicker the results in progress are for the child. Without the proper training and education for ABA therapy I feel it would be cheating the child of quality services and therefore be unexcusable. I **OPPOSE** this bill.

Mahalo,

Tara Elkin
Wahiawa, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I am a parent of a special needs child and we need trained personnel to work with them like teachers need to be trained!!!! Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Karin Engert
Kahului, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. ABA should be provided by trained and licensed providers to ensure our children are receiving the best evidenced-based therapy to promote positive behavior change and improve quality of life.

Mahalo,

Erika Enomoto
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Kids deserve quality services in Hawaii.

Mahalo,

Gordon Broff
Kailua, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I oppose this bill, I feel behavioral analysis is absolutely necessary to move Hawaii's Keiki forward. The BCBAs here on island work very hard and their efforts make us all better. Please do not give the DOE an exemption.

Mahalo,

Marshall Gallen
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Bethany Gonyea

Ewa Beach, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Emily Herbert
Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I **OPPOSE** this bill. I am a RBT and skills trainer and I know first hand how important it is to have a trained professional working with a student. I am being replaced with someone who is unqualified and I am afraid for what will come for my client.

Mahalo,

Abby Hightower
Pearl City, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I have a daughter with multiple special needs - she's Down Syndrome, Autistic, Profoundly Deaf and Legally Blind. The DOE is NOT above the Law!!! Under no circumstances may HB868 pass! We all work too hard to protect our keiki and if this passes it will not only put our children in danger but will actually put their lives and the lives of the people who take care of them in danger. Not to mention their dignity! This was too hard won - No no No!!! All of our special needs kids need and deserve licensed, trained and qualified providers - just like you expect to receive when you need a professional in some capacity.

Thank you - Joanne and Hannah Hopper

Haiku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

David Hoyt
Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Heather Ihlen

Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Joshua Nichols
Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. These children deserve licensed professional help and nothing less than that. I **OPPOSE** this bill.

Mahalo,

Jorge
Waialua, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

The Department of Education should not be allowed an exemption to previous legislation of the licensure of behavior analysis.

Mahalo,

Keenan D. Smith
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

These children deserve to be given the proper services to meet their needs. In order to make sure that the needs of these children are met they deserve qualified providers that can implement these teaching strategies to them, this means that providers should be required to be licensed in order to provide services.

Mahalo,

Kayla Jones

Honolulu, HI

2/8/2016

COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

It's important that our Keiki are taken care of by getting the best possible services. The Keiki are our future so we need to #malamaourkeiki. Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Ariel Keaunui
Ewa Beach, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Allison Koehnen
Wailuku, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. PLEASE Malama our KEIKI! Keep them safe in schools. It's not too late OPPOSE 868!

Mahalo,

Robert and Deborah Krekel
Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Yasmine Kurdi

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Before I worked in this field I had no idea how important this really was. Now I understand not only does it ensure the childrens success, the children deserve the very best life they can have. The children reach their goals with licensed, trained, qualified, ABA professionals in the schools. I **OPPOSE** this bill.

Lacey Morris
Wailuku, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Linda Lange
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Applied behavior analysis can be a life-changing intervention. As such, there are many intricacies of the science and methods that are unique to behavior analysis. Many hours of training derived from data-based research are put into educating ABA providers on how to best utilize these methods. Without proper training and experience, applied behavior analysis can be haphazardly and improperly administered, thus further exacerbating a problem that a well-intended yet untrained teacher/tutor could be trying to help. It is important that only persons who have received proper training are practicing applied behavior analysis.

Mahalo,

Hannah Laviana
Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. The department of education should not be allowed an exemption to previous legislation regarding the presence of licensed behavior analysts in our schools.

Mahalo,

Lynn DAlessandro

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

As a registered employee in the behavior analysis field, I feel as though it is extremely important to be aware of our children's ultimate goal: to be able to learn new skills that will help to grow and function in every day life. By allowing anyone to come into the field and practice, this opens the door for unethical situations, and improper utilization of basic ABA principles. This would also be doing an unfair injustice to the licensed individuals who work hours on end to provide the best possible environment for our children who not only need, but deserve proper ABA services.

Mahalo,

Maureen Kelly
Wahiawa, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Suzanne Machos

Kaneohe, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

The children of Hawaii should be given the best when it comes to education. The Department of Education should not be exempt to previous legislation of the licensure of behavior analysis. I strongly oppose HB868.

Mahalo,

Aileen Manglaylay

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

It is important that we follow that trained people with proven skills work with special needs children. Trying to save money is not the goal of the school system, the goal is to make sure that we provide the best service that we can, with qualified individuals. What will be next, that we all of a sudden dont need qualified teachers for regular ed kids!!! Really Does the DOE really think that they can find substitute workers to implement a quality program with the special needs student in our school system? Please, oppose the Bill. " we the people..... deserve to take care of our special needs children, we the people.....have an obligation to help children get the best education and services that we can. Legislators need to represent its constituents. NOT a self serving unsuccessful government entity like the DOE wanting to cut costs by dishonoring the successful work done by Behavior Analysts. Please make a stand for what is right. DO not approve this Bill. Be in the right, vote against the bill.

Mahalo,

Anne Martin

Lahaina, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

As a licensed and board certified behavior analyst (BCBA), I know how many years of education and training it takes to become a qualified professional in ABA. Our keiki at school deserve the same quality standards used by insurance providers for home and clinic based services. This bill would prevent our keiki from receiving real ABA. This is the equivalent of letting a school nurse practice surgery. I **OPPOSE** this bill.

Mahalo,

Sara Mayne-McClay
Honolulu, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

This bill could cause severe harm to these kids who are already at risk. i would hate to see so many amazing kids suffer because they can't get the help they need. Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Jaclyn McCormick
Haleiwa, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Mel

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I work with special needs everyday. I can't stress enough how important it is for these individuals to have qualified personal working with them each day. Success starts with intervention at an early age. These children deserve to have success and need professional help to achieve it. I **OPPOSE** this bill.

Mahalo,

Meredith Rider
Kihei, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

My son has speech delay and receives ABA services we pay for out of pocket. Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Danita Meredith-Sanchez
Pearly City, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Aloha, I'm briefly taking a moment to oppose this bill. I don't believe the department of education should be allowed exemption to the previous legislation of the behavior analysis. Why eliminate the BCBAs that have already been established to pour out themselves to those who are unable to do so themselves? We are taking a stand to be a voice of our present clients and our future ones as well. We are sincere compassionate people that wholeheartedly and patiently responded and care for those in need. We stand in qualified united together and professionally trained. The Keiki of Hawaii deserve to continue to move forward in life and we are the ones to lead them. So please let continue to move forward and not backwards taking the ones who need along with us a step behind. Your claim is that there's not enough BCBAs, why do away with the ones Hawaii does have? This will ultimately delay our Keiki for a better tomorrow thus leaving them in the dark.

Mahalo,

Mitierra

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

It is unethical for someone who is not qualified in ABA (such as a teacher and not a BCBA) to provide services, write plans, and interventions. I have seen firsthand what happens to children who do not have qualified ABA professionals providing ABA; the children suffer, and quality ABA is not provided. I have also witness un-necessary behaviors escalate to the point of a child injuring themselves due to unqualified professionals writing and delivering these plans. As a graduate student of applied behavior Analysis (ABA), and a future BCBA, I know how much information is involved in the science and there is no way a person can deliver quality service without being a Board Certified Behavior Analyst. There are many BCBA's in the state which can provide great service to these kids. Special needs children are just as entitled, perhaps even more so to receive quality service. There have been countless studies done, which shows the effectiveness of Applied Behavior Analysis. Behavior analysis is a science, a science which trained professionals such as BCBA's have gone through to deliver the science effectively. BCBA's needed to complete a master's degree in a related field, extensive training, supervision, and exams to be qualified professionals in this field.

Mahalo,

Melissa Moniz

Aiea, Hi

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Gillienne Nadeau
Honolulu, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Our children deserve evidence-based, best practices to support their development. By exempting providers in the schools from a requirement for ABA training and support when offering behavioral-analysis-based supports, we would be denying our most vulnerable keiki and families a practice that works, and one that will save the state money in the long-run. To deny informed implementation of ABA in the schools is a travesty that will hurt children, families, and teachers. The Department of Education in Hawaii should not get an exemption from best practice simply because it will cost money or is inconvenient to implement. Do not vote for this bill.

Mahalo,

Peggy Brandt
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. children are important and need the best possible service providers

Mahalo,

Paul Brown

Wailea, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

My son is special needs and without the professional experience of a BCBA he would not be where he is today. Happy, Learning, Cooperating, and Enjoying his life. The special needs kids/adults deserve licensed, trained, qualified providers. I strongly oppose bill HB868 and you should too.

Mahalo,

Colleen Pegg
Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony to ensure all keiki that receive ABA have the right to the same consumer protections. I **OPPOSE** this bill.

Mahalo,

Carolyn Penland

Kailua, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

As a parent of a special needs son, I understand their unique challenges better than most. To have someone unqualified to teach behavior analysis to my son is insulting and certainly not on his best interest. Most aides hired by DOE are paid minimally and not even getting benefits and just going through the motions. I have never entrusted my son to anyone other than trained personnel from outside services because DOE does not spend the time or money to train their own people. This tells me they either don't care or understand the needs of our special children. That is why I oppose this bill.

Mahalo,
William Pulliam
Pukalani, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Rhonda Rainwater
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. ABA services need to be provided by board certified behavior analyst. It is important that these individuals who are implementing behavior change be trained and educated in science based procedures. A lot of harm can be done by allowing those who are not trained in the science of behavior analysis to implement behavior change procedures.

Mahalo,

Randi Lee
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Robin

Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Desiree Sabas

Makawao, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. Children with disabilities whom require extra assistance in schools should be given the proper care by someone who has the training required to work with them. I would think you would be lining up for lawsuits if someone got hurt and or worse by not having professionals assisting these children. Trying to cut corners is not fair and not right bottom line.

Mahalo,

Nicole Sanchez

Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I worked along side with excellent DOE staff that was not trained in ABA their training was based on personal experience and personal ethics. I also work along side trained professionals in ABA and she a completely professional, trained employee who react appropriate to situations in a much better way than untrained staff. I say provide training for all who provide care.

Mahalo,

Donlyn Santos
Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Bill HB868 should NOT APPROVED. It is ridiculous and ignorant to think that untrained people can perform the same function as trained professionals. ABA are educated trained individuals who follow very concrete principles with proven success in getting effective behavioral results, especially with children in the special needs sector. To think that just any one , without training will be able to implement a successful program is moving backwards as a society. Do not be sucked into the mis information that has got this bill into a voting point. Mark my words, those of you who approve it do so with ignorance in your hearts. Be informed, really understand the consequences of your actions in this vote. If you are being influenced to Approve the bill, then think long and hard. OUR TAX MONEY is being well spent on ABA services. Ask any parent of a special needs child, should we as a society be taking care of, to the best of our ability our children with special needs? If their answer is yes, then lets stop this bill. Vote NO. I AM NOT an ABA. I do not have a special needs child, I do however really care about children. I have witnessed teachers trying to do ABA work, thinking they are authorities and they do not know how to follow through with creating an effective program, as they are untrained in this field. For the sake of the children and for the sake of the knowledge we have of effective methods that can assist special needs children to learn , appose BILLHB868, lets not move backwards in a world that knows better. I urge you to hold strong, do not be misled. Keep trained individuals working in a capacity that untrained individuals can not.

Mahalo,

Sue Martin

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. This is a critical bill that allows students who would otherwise be marginalized, get the services by qualified professionals--the Keiki deserve this.

Mahalo,

Sungalina Lee
Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I am the parent of a special needs young adult writing to strongly oppose HB 868. Exempting the Department of Education from the bill that requires the practice of behavior analysis to be licensed is inappropriate, dangerous and will cause undue harm. Some of our children have very serious and complex behavioral issues that require the services of someone who is trained and licensed. If the DOE does not have enough board certified behavior analysts working for them, they need to figure it out and meet the requirements of the law. It's an unacceptable excuse, and one that DOE special needs students shouldn't have to pay the price for. Using unlicensed personnel will only lead to more long term problems not to mention the pain and suffering of our already vulnerable children. . I **OPPOSE** this bill.

Mahalo,

Joanne Tanaka
Wailuku, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Since moving to Hawaii from Utah, my son, who is now in 1st grade, has not had an aid that was qualified nor had adequate training to be able to really help my son. He has had sub after sub, and they have been just that- subs that do more babysitting than actual teaching. We finally have a consistent aid this school year, but his general ed teacher seems to be doing most of the assisting and teaching with my son, and for that I am very grateful. But the aid should be doing that, not the teacher, which is the purpose that she is there. Stop investing in projects such as the rail, where you are investing billions in a project that more than 50% of the people of Oahu will never use, and start investing in a life-long commitment to what matters most, our keiki with special needs. WE NEED OUR KEIKI TO THRIVE MORE THAN THE RAIL!

Mahalo,

Michelle Tevaga

Laie, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill.

Mahalo,

Tyler Thompson
Kihei, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

The science of Applied Behavior Analysis has come a long way since the days of behavior modification and unlicensed individuals practicing "behavior interventions." We need to avoid going back in time and continue to progress forward with stricter qualifications. A licensed individual in this field spends hundreds, if not thousands of hours learning data-based research, interventions, and methods in order to be an effective practitioner. Although an individual in a public education setting may have well-intended actions, they may not be utilizing interventions that are evidence-based and further harm the keiki. I **OPPOSE** HB 686.

Mahalo,

Michelle Thorstad
Honolulu, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Aloha! ABA programs need to be implemented by professionals who are qualified to do so. If teachers have taken a series of ABA courses and pass the BACB exam, then they can go ahead and provide ABA services. If not, certified individuals need to be hired to do the job. ABA is a science, individuals need to learn about it before giving services to students. Our students deserve the best, which is having behavior analysts provide behavior services. I **OPPOSE** this bill.

Mahalo,

Jade Torres

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

I am an adult with autism. Beau is my licensed behavior consultant. My schools didn't know how to deal with my behaviors. Don, Beau, and Kim helped my teachers to keep me in my classes. Without Don, Beau, and Kim's help, I would not be where I am today in the community. My autism can not be cured. I am glad Beau is still with me. He said I can phone or text him any time I have a problem. Beau knows how to help me. I am an adult now and the kids still going to school will have a bad time if the DOE doesn't have somebody like Beau to help them. Please help kids still in school to get the same help I had by opposing amending Act 199.

Mahalo,
Gabriel Vista
Pukalani, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Being a mother of a 28 year old autistic daughter I've seen and been a part of things just as ridiculous as this bill. If passed this would hurt every child/young adult who needs these services in order to function in this real world. It would be a nightmare and disservice to all persons needing this service as well as their caretakers, teachers and any other persons in contact with the child/young adult! I strongly appose this!!

Mahalo,

Hope Walters

Wailuku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. It is important that children get the correct help they need! I have close friends whose children are directly affected ; I can observe every day how trained and qualified professionals help the son and daughter of my friends , how much they are improving and how much better their quality of live can be. These children need these services like sick people need doctors and nurses! Please do not remove any of these services from the ones in need!

Mahalo,

Birgit Schaefer Weber
Haiku, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

Hawaii keiki need licensed, trained, qualified, professionals in the schools. I'm submitting testimony for consumer protection. I **OPPOSE** this bill. It affects my family.

Mahalo,

Josh Wilson

Honolulu, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

These are our children and every child deserves not only love and compassion but the right to access the best possible care. You and I wouldn't allow a non certified doctor to operate on us or a non licensed nurse to draw our blood. So why are we letting non certified individuals providing treatment to our children with autism and other disabilities. Behavior analysis is not just education; it is the only proven method of treatment that demonstrates positive results for our kids. These are our kids. Do we want to live in a world where all children with autism have very little access to proper treatment? I don't. If you disagree, then you are also supporting all other medical professionals such as dentists and cardiologist to provide service to you unlicensed. Please, these are our children. Let's make this change now. Let's make this world a better place now.

Mahalo,

Kim Wolff

Haleiwa, HI

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

It is very dangerous for someone with no training to implement ABA procedures. There is a reason why doctors and other trained medical professional can prescribe the medication, designing, implementing and evaluating any ABA procedures are the same way, if someone without proper training does it, it may harm the children and takes away their opportunity for proper treatment. I **OPPOSE** this bill.

Mahalo,

Yuri Hasegawa Lee
Honolulu, Hawaii

2/8/2016
COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

My name is Kriste Draper and I have a son with autism. When you have cancer you see a licensed oncologist. When you need physical therapy, you go see a licensed physical therapist. The reason we have licensure requirements for professionals that provide medical and therapeutic care is because we want to ensure a standard of care for ourselves and our loved ones. The reason Applied Behavior Analysis, lawyers, medical doctors, psychologists, physical therapists, dentists and countless other professions all have licensure requirements is because we have identified these professions as requiring a specialized skill set, requiring specialized training. This training ensures a certain level of care and expertise. Just this past year, you, the Hawaii Legislature, determined that Applied Behavior Analysis was a profession that required a license. You did this because you know, as I know as a parent, that Applied Behavior Analysis is a method of treatment that requires specialized training and skill. ABA is NOT something that can be done by anyone. I am disappointed that the DOE would even suggest that a teacher with a bachelor's in education is qualified in applied behavior analysis. I looked up the University of Hawaii School of Education curriculum and there is NOT ONE SINGLE COURSE REQUIRED in Applied Behavior Analysis to get your bachelor degree in education. Even the Master's in Special Education DOES NOT REQUIRE ONE SINGLE COURSE IN APPLIED BEHAVIOR ANALYSIS. My child deserves to receive his Applied Behavior Analysis Therapy from an actual Applied Behavior Analyst. Just as every child has a right to receive their medical care from a

licensed medical provider. This is no different and shame on the DOE for trying to save money at the expense of the health and welfare of my son. My hands shake as I type this, this is how strongly I feel about my opposition of this bill. Just last year Hawaii recognized the need to license our ABA providers to protect consumers from fraudulent individuals claiming to offer ABA therapy. Do not allow the DOE to become a fraudulent provider. If the DOE wants to provide ABA therapy for its students then the DOE needs to have an actual LICENSED Behavior Analyst provide the therapy.

Very Respectfully,

Kriste Draper

kristedraper@hotmail.com

Salt Lake, 96818

2/8/2016

COMMITTEE ON EDUCATION

Representative Roy M. Takumi, Chair
Representative Takashi Ohno, Vice Chair

Conference Room 309
Hawaii State Capitol
415 South Beretania Street

HB868 testimony in OPPOSITION

Honorable Representative Takumi, Vice-Chair Ohno, and Committee Members,

As a special educator with a PhD in Education, with an emphasis in Exceptionalities, I understand the importance of having a licensed, trained behavior analyst implement, monitor, and evaluate the ABA educational programs for students with autism and severe behavioral disorders. I have extensive experience teaching children ages 4-18 with autism and with severe behavioral disorders. The importance of having ABA programs developed for these students by licensed, trained providers cannot be stressed enough. I personally taught students whose parents sued the DOE for licensed ABA therapists to develop their children's IEPs, and WON because the DOE didn't have anyone who could do that here. Instead of building capacity here and getting DOE people licensed and trained, the DOE paid for service providers from California to come here and do this for my students. The DOE has been using local agencies who have been trained and certified and these students can now receive appropriate services and supports here in Hawaii without the State having to pay companies from the mainland to do it for us. The DOE, and therefore the state, will be leaving itself open to thousands of upcoming lawsuits in the future for parents whose students deserve an IEP developed with the appropriately trained and certified personnel if this bill is passed. The thousands of teachers and students who need these specifically trained personnel to teach students with autism and severe behavior disorders will also be losing out

because they will not have the support of people who know applied behavior analysis and how to create effective ABA programs.

Mahalo,

Phaedra Ranges, Ph.D

Kailua, HI

Larry Geller
Honolulu, HI 96817

LATE

COMMITTEE ON EDUCATION

Rep. Roy M. Takumi, Chair
Rep. Takashi Ohno, Vice Chair

HB828 proposed HD1
EDN
Monday February 8, 2016
2:15 p.m.
Room 309

February 8, 2016

Re: HB828 Relating to Education

In Opposition

Dear Rep. Takumi, Rep. Ohno and members of the Committee:

Essentially, this new bill would allow **almost anyone**—with no requirement for professional training—to create remedial programs to be included in the IEP of special needs children.

There is a reason why “licensed behavior analysts” are required to develop these programs. Done right, they can be beneficial, done wrong, **very damaging** to a student’s ability to learn. An amateurish program can easily exacerbate the behavior it is intended to remedy.

The national press has many examples of behavioral programs that resulted in illegal restraint or other civil rights violations.

It is also unlikely that a program designed by "educational assistants" with **very minimal credentials** would hold up in a due process hearing or in a court challenge.

The bill is also an example of the practice of "gut and replace" which good government advocates object to each legislative session. Most concerned citizens will have no idea that the language in this proposed HD1 has replaced a bill that many might find reason to have supported. It is important to let committee members know that this is an objectionable practice.

--Larry Geller