



## NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

### OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

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Notice with a scheduled hearing

Notice without a scheduled hearing

Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.

Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: Board of Examiners for Speech and Language Pathologists and Audiologists

2. Link to agency website pursuant to G.S. 150B-19.1(c): <https://ncboeslpa.org/>

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

☐ ADOPTION:

☒ AMENDMENT: 21 NCAC 64 .1003

☐ REPEAL:

☐ READOPTION with substantive changes:

☐ READOPTION without substantive changes:

☐ REPEAL through READOPTION:

4. Proposed effective date: 03/01/2026

5. Is a public hearing planned? Yes

If yes:

Date	Time	Location
12/09/2025	9:00 a.m.	1500 Pinecroft Rd, Suite 123 Greensboro, NC 27407; <a href="https://us06web.zoom.us/j/87556462235?pwd=V5saPfd0BfypjdSJot60tLuykTXaBW.1">https://us06web.zoom.us/j/87556462235?pwd=V5saPfd0BfypjdSJot60tLuykTXaBW.1</a> Meeting ID: 875 5646 2235/Passcode: 559530

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

**7. Explain Reason For Proposed Rule(s):**

To update the manner in which supervision of Assistants shall be documented and provided by Supervising Licensees

**8. Procedure for Subjecting a Proposed Rule to Legislative Review:** If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or email. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 984-236-1850.

**Rule(s) is automatically subject to legislative review. Cite statutory reference:**

**9. The person to whom written comments may be submitted on the proposed rule(s):**

Name: C. Denise Brown  
Address: PO Box 16885  
Greensboro, NC 27416  
Phone (optional): 336-272-1828 x 104  
Fax (optional):  
EMail (optional) dbrown@ncboeslpa.org

**10. Comment Period Ends: 01/02/2026****11. Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.**

No fiscal note required

**12. Rule-making Coordinator:**

Name: Nahale Kalfas  
919-491-7793  
nkalfas@compactlegalconsultants.com

**Agency contact, if any:**

Name:  
Phone:  
Email:

**13. The Agency formally proposed the text of this rule(s) on**

**Date:** 09/26/2025

21 NCAC 64 .1003 is proposed for amendment as follows:

**21 NCAC 64 .1003            LICENSEE REQUIREMENTS**

(a) Licensees who register an Assistant must have held a current, permanent license in North Carolina for two years or equivalent qualifications from another state. Temporary license holders shall not register Assistants.

(b) Licensees who register an Assistant must demonstrate understanding of the basic elements of the registration and supervision process (scope of practice, ethics, written protocols, record keeping), and satisfactorily complete a knowledge demonstration on the registration/supervision process.

(c) Licensees must submit the application and annual fee for registration of the Assistant to the ~~Board~~. Board, as required in Rule .1002(e) of this Section.

(d) Licensees must assure that patients are informed when services are being provided by an Assistant. ~~an Assistant through the following methods:~~

(1) The Assistant must wear a badge that includes the job title: "SLP-Assistant."

(2) When services are to be rendered by an Assistant, the patient or family must be informed in writing. This notification form must be kept on file in the patient's chart, indicating the patient's name and date notified.

(e) Tasks that are within the scope of responsibilities for an Assistant are listed in Rules .1004 and .1005 of this Section. The standards for all patient services provided by the Assistant are the full responsibility of the Supervising Licensee as defined in Rule .1001(b) and cannot be delegated. Therefore, the assignment of tasks and the amount and type of supervision must be determined by the Supervising Licensee to ensure quality of care considering: the skills of the Assistant, needs of the patient, the service-setting, the tasks assigned, and any other relevant factors.

(1) Before assigning a treatment tasks to an Assistant, the Primary Supervising Licensee must have first evaluated the patient, written a general treatment plan, and provided the Assistant with a written session protocol specifying the following for patient behaviors:

(A) eliciting conditions;

(B) target behavior; and

(C) contingent response.

(2) The Primary Supervising Licensee must document the Assistant's reliable and effective application of the treatment protocol with each patient. Each time a new protocol is introduced, the Supervising Licensee must assure and document that the Assistant is utilizing all three protocol elements (A, B, C) effectively.

(3) For every patient encounter (screening or treatment) in which an Assistant provides service, there must be legible signatures of the Assistant and one Supervising Licensee.

(4) These signed and dated patient encounter records must be retained as part of the patient's file for the time period specified in Rule .0209 of this Chapter and may be requested by the Board.

(5) The Board may do random audits of records to determine compliance with its rules.

- 1 (6) When patient services are being rendered by an Assistant, the Primary Supervising Licensee must  
2 be accessible to the Assistant in order to assure that direct observation and supervision can occur  
3 when necessary.
- 4 (7) The Primary Supervising Licensee shall provide direct supervision for each patient for whom the  
5 Assistant is providing services. Every 60 days the Primary Supervising Licensee shall update and  
6 recertify the target behavior form. The Primary Supervising Licensee shall provide a minimum of  
7 six (6) hours of direct supervision and six (6) hours of indirect supervision every 90 days for each  
8 full-time Assistant under their supervision. For a part-time Speech-Language Pathology Assistant,  
9 the Primary Supervising Licensee shall provide a minimum of three (3) hours of direct supervision  
10 and three (3) hours of indirect supervision every 90 days. The dates and amount of supervision  
11 provided shall be documented, dated, and maintained in the Speech-Language Pathology Assistant's  
12 supervision file.
- 13 (8) The Primary Supervising Licensee shall complete and maintain a Competency Rating Scale ("Form  
14 D") for each Assistant on a form prescribed by the Board that is available on the Board's website.  
15 The Primary Supervising Licensee shall record on the Form D his or her observations regarding the  
16 Assistant's skills, as set forth in this Rule. The Primary Supervising Licensee shall update the Form  
17 D through routine observation, feedback, and performance evaluation sessions. The Form D shall  
18 be available for Board review upon request. The Primary Supervising Licensee shall provide written  
19 feedback to each Assistant and provide evidence of written feedback to the Board upon annual  
20 registration of the Assistant, the discontinuation of supervision of the Assistant, or upon request by  
21 the Board. A completed Form D shall contain the following:
- 22 (A) The name and registration number of the Assistant;  
23 (B) The name and license number of the Primary Supervising Licensee;  
24 (C) The Primary Supervising Licensee's rating of the Assistant's demonstrated competencies  
25 in the following skills:  
26 (i) Clerical skills;  
27 (ii) Interpersonal skills;  
28 (iii) Professional conduct in the work setting;  
29 (iv) Technical skills; and  
30 (v) Other skills decided by the Primary Supervising Licensee as necessary for the  
31 work performed by the Assistant.
- 32 (D) The Primary Supervising Licensee's plan to encourage further growth of the Assistant's  
33 skills; and  
34 (E) The dated signature of the Primary Supervising Licensee and the Assistant.
- 35 (9) The Primary Supervising Licensee shall review and approve all documentation prepared by the  
36 Assistant at least once every 30 days. This review shall be documented with the date of review and

1                   Primary Supervising Licensee's initials or signature. This review shall be maintained in the patient  
2                   and Assistant supervision records.

3 (f) The Primary Supervising Licensee shall assess the Assistant's competencies during the initial 60 days of  
4 employment using the performance-based competency assessment and orientation checklist provided by the Board on  
5 the Board's website. The Primary Supervising Licensee shall submit the completed checklist ~~shall be submitted~~ to the  
6 Board within 90 days of registration. ~~A~~ Each time the Primary Supervising Licensee changes, the successor Primary  
7 Supervising Licensee shall complete and file with the Board a new competency checklist ~~must be completed and filed~~  
8 within 90 days ~~each time the primary supervising Licensee changes.~~ following the change in Primary Supervising  
9 Licensee.

10 (g) Any attempt to engage in those activities and responsibilities reserved solely for the Supervising Licensee shall  
11 be regarded as the unlicensed practice of speech-language pathology.

12  
13 *History Note: Authority G.S. 90-298.1; 90-304(a)(3);*

14 *Eff. July 1, 1998;*

15 *Amended Eff. December 1, 2013;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4,*  
17 *~~2016.~~ 2016.*

18 *Amended Eff. March 1, 2026.*