

GEORGIA BEHAVIOR ANALYST LICENSING BOARD

Conference Call/WEBEX Board Meeting Minutes

December 7, 2023 * 9:30 AM

The Georgia Board of Behavior Analyst met via teleconference on Thursday, December 7, 2023. The Board's Executive Director hosted the meeting remotely from home.

MEMBERS PRESENT:

Maggie Molony, Chair
Coby Lund, Vice-Chair
Robin Osborne
Amber Furby

ATTORNEY GENERALS' OFFICE:

Bryon Thernes, AAG

VISITORS PRESENT:

Shannon Peacock
Mikayla Flick
Lynn
Godwin

ADMINISTRATIVE STAFF PRESENT:

Brig Zimmerman, Executive Director
Linsey Joiner, Board Support Specialist

Ms. Maggie Molony, Chair, established that a quorum was present and called the Board meeting to order at 9:33 a.m.

Agenda: Approved with no late agenda items

Meeting Minutes:

- November 16, 2023 CC Board Meeting

Recommendation:

Approve as presented

Ms. Osborne motioned, Ms. Furby seconded, and the Board voted to approve the November 16, 2023 C.C. Board Meeting minutes as presented. None opposed, motion carried.

Correspondence:

- Open Records Request – Perkinscoie
D. B. Robbins

Recommendation:

No further action required; Response provided previously by legal dept.

Rule Discussion/Promulgation:

- Chapter 75-1. Organization of Board
 - Rule 75-1-.01 Organization of Board
 - Rule 75-1-.02 Officers
 - Rule 75-1-.03 Meetings
 - Rule 75-1-.04 Public Information
- Chapter 75-2. Fees
- Chapter 75-3 Procedural Rules

Mr. Lund moved, Mr. Furby seconded, and the Board voted to refer Board Rule/Chapter 75-1, 7-2 and 75-3 to the AG's office for a Memo of Statutory Authority and to post the proposed rule amendments for the minimum thirty days for public view with a public rule hearing to be scheduled for the next available date following the thirty-day public posting. None opposed, motion carried.

Ms. Osborne motioned, Mr. Lund seconded, and the Board voted to enter Executive Session in accordance with O.C.G.A. § 43-1-2(k) (1) (2), O.C.G.A. § 50-14-2(1), O.C.G.A. § 43-1-2(k) (4), O.C.G.A. § 43-1-19 (h) (2) & (4) to discuss and review correspondence received and memos from the Assistant Attorney General's Office. Voting in favor of the motion were Board members present Molony, Lund, Furby and Osborne.

At the conclusion of Executive Session on Thursday, December 7, 2023, Ms. Molony declared the meeting into “open” session pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken in Executive Session.

Correspondence Discussed Items:

- Correspondence: M. Moates - QABA Credentialing Board

The Board discussed OCGA 43-7A-2 Definitions, specifically “ Certifying entity”. There is multiple certifying entities and the Board will make determinations on applications and their certification documents for licensure upon receipt.

Executive Session Meeting Minutes:

- November 17, 2023 CC Board Meeting

Recommendation:

Approve as presented

Mr. Lund motioned, Ms. Furby seconded, and the Board voted to approve the November 17, 2023 C.C. Executive Session Board Meeting minutes as presented. None opposed, motion carried.

Executive Session Affidavits, Board Orders, Etc.:

The Board Chair Maggie Molony, Ph.D, BCAB granted express permission for the Boards Executive Director to sign applicable documents for the Chair including, but not all-inclusive, the executive session affidavits, Board Orders, Etc. Once completed, all executive session affidavits are to be included in the open session Board meeting minutes posted on the Boards website.

2024 Georgia Behavior Analyst Licensing Board Meeting Dates:

(Meetings begin at 9:30 a.m. – Via WebEx)

- Thursday, January 25, 2024
- Thursday, February 15, 2024
- Thursday, March 28, 2024
- Thursday, April 18, 2024
- Thursday, May 16, 2024
- Thursday, June 27, 2024

** Board will determine the meeting dates for the remainder of the 2024*

With no additional Board business requiring discussion, the Board meeting was adjourned at 10:43 a.m.

Minutes recorded by:

Linsey Joiner, Board Support Specialist

Minutes reviewed and edited by:

Brig Zimmerman, Executive Director, HC-1

MARGARET “MAGGIE” MOLONY

Board Chair

BRIG ZIMMERMAN

Executive Director

Minutes approved: **January 25, 2024**

AFFIDAVIT SUPPORTING CLOSING OF PUBLIC MEETING

The Georgia Open Meetings Act, O.C.G.A.50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meetings to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specific exceptions relied upon. O.C.G.A.50-14-4(b).

Comes now, **Maggie Molony**, the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia Behavior Analyst Licensing Board.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On **December 7, 2023**, this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of the members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for the closure of this meeting was O.C.G.A. 43-1-2(k) and 43-1-19(h).
5. The subject(s) discussed and the underlying facts supporting the closing of this meeting are:

SUBJECT DISCUSSED:	LEGAL AUTHORITY
Investigations including reports and deliberations	O.C.G.A. Sect. 43-1-19(h)(2)&(4)
Applications	O.C.G.A. Sect. 43-1-2-(k)(1)(2)
Exams (including questions, materials and deliberations)	O.C.G.A. Sect. 43-1-2(k)(3)(4)
<input checked="" type="checkbox"/> Attorney General's Report (certain matters of attorney/client privilege)	O.C.G.A. Sect. 50-14-2(1)
Investigative Interviews if part of disciplinary	O.C.G.A. Sect. 43-1-19(4)
Probation Report (employer and self report)	
Probation Reports (medical information)	O.C.G.A. Sect. 50-18-72(G)(2)
<input checked="" type="checkbox"/> Executive Session Minutes	O.C.G.A. Sect 50-14-4
Cognizant Member's Report	O.C.G.A. Sect. 43-1-2(k)(4)
Voting	None (must be in open session)

FURTHER THE AFFIANT SAYETH NOT

PRESIDING OFFICER Maggie Molony
 Sworn and subscribed before me this 29th day of FEBRUARY, 2024
Deborah A. Horton
 Notary Public
 My commission expires: JANUARY 18, 2025

with express permission by
 Brig Zimmerman, Executive Director

BZ

