

## **GEORGIA BEHAVIOR ANALYST LICENSING BOARD**

Conference Call/WEBEX Board Meeting Minutes

February 22, 2024 \* 9:30 AM

The Georgia Board of Behavior Analyst met via teleconference on Thursday, February 22, 2024. The Board's Executive Director hosted the meeting remotely from home.

### **MEMBERS PRESENT:**

Maggie Molony, Chair  
Coby Lund, Vice-Chair (\*left @ 10:30 a.m.)  
Robin Osborne  
Amber Furby

### **ATTORNEY GENERALS' OFFICE:**

Bryon Thernes, AAG

### **VISITORS PRESENT:**

Amber Kanchwala  
JP Faircloth  
Melanie S. Harper  
Jameka  
C. Delfs

### **ADMINISTRATIVE STAFF PRESENT:**

Brig Zimmerman, Executive Director  
Amanda Allen, Licensing Supervisor  
Linsey Joiner, Board Support Specialist

**Ms. Maggie Molony, Chair, established that a quorum was present and called the Board meeting to order at 9:34 a.m.**

**Agenda:** Approved with late agenda items:

- Board Rules – Voting
  - 75-4 Ethics Code
    - 75-4-.01 Ethics Code
  - 75-5 Licensure Requirements
    - 75-5-.01 Licensure by Certification
    - 75-5-.02 Licensure by Reciprocity
    - 75-5-.03 Temporary Licensure
- Public Announcement Letter

**Mr. Lund motioned, Ms. Osborne 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 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, February 22, 2024, 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.**

### **Rule Discussion/Promulgation: (Open Session)**

- 75-4 Ethics Code
  - 75-4-.01 Ethics Code
- 75-5 Licensure Requirements
  - 75-5-.01 Licensure by Certification
  - 75-5-.02 Licensure by Reciprocity
  - 75-5-.03 Temporary Licensure

**Ms. Furby motions, Ms. Osborne seconded, and the Board voted to refer Board Rule/Chapter 75-4 and 75-5 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.**

**Public Announcement Letter:** The Board requests a document for public view, posted on the website, to provide updates and progress of the Board. The letter will be presented during the next scheduled Board meeting.

**With no additional Board business requiring discussion, the Board meeting was adjourned at 11:00 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: **March 28, 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, Margaret 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 February 22, 2024, 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)	O.C.G.A. Sect. 50-18-72(G)(2)
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, BCBA-D

Sworn and subscribed before me this 28 day of March, 2024

with express permission by  
Brig Zimmerman, Executive Director

Notary Public  
My commission expires: 11/02/2027

Iris Waller  
NOTARY PUBLIC  
Bibb County, GEORGIA  
My Commission Expires 11/02/2027

