

**NOTICE OF INTENT TO ADOPT PROPOSED NEW CHAPTER AND RULES FOR
THE
GEORGIA BEHAVIOR ANALYST LICENSING BOARD
BOARD RULE CHAPTER 75-7 DISCIPLINARY ACTIONS AND PROCEDURES
INCLUDING BOARD RULE 75-7-.01 DISCIPLINE, BOARD RULE 75-7-.02
UNLICENSED PRACTICE, AND BOARD RULE 75-7-.03 RELEASE OF
INVESTIGATIVE FILES
AND NOTICE OF PUBLIC HEARING**

RULE CHAPTER:

75-7 Disciplinary Actions and Procedures

RULES:

75-7-.01 Discipline

75-7-.02 Unlicensed Practice

75-7-.03 Release of Investigative Files

TO ALL INTERESTED PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Behavior Analyst Licensing Board hereinafter (“Board”) proposes new Board Rule Chapter 75-7 Disciplinary Actions and Procedures containing proposed Board Rules 75-7-.01 Discipline, 75-7-.02 Unlicensed Practice and 75-7-.03 Release of Investigative Files (hereinafter “proposed rule(s)”).

This notice, an exact copy of the proposed rule(s), and a synopsis of the proposed rule(s) are being sent to all persons who have requested, in writing, to be included on a notification list. This notice, an exact copy of the proposed rule(s), and a synopsis of the proposed rule(s) may also be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 3920 Arkwright Road, Suite 195, Macon, Georgia 31210. The documents will also be available for review on the Board’s website at <https://sos.ga.gov/georgia-behavior-analyst-licensing-board>. Copies may also be requested by contacting the Board office at (404) 424-9966.

The public will have an opportunity to comment upon and provide input into the proposed rule(s) at a public hearing to be held at **9:15 a.m., on Thursday, December 18, 2025**, via teleconference using WEBEX. Please see the Board’s website for information on how to join the meeting via teleconference.

Interested parties affected by the proposed rule(s) may submit written comments to the Board no later than the close of business on **Thursday, December 11, 2025**. Written comments must be legible, signed, contain contact information from the maker (address, telephone number, email address), and addressed to Todd Zandrowicz, Division Director, Secretary of State, Professional

Licensing Boards Division, Georgia Behavior Analyst Licensing Board, 3920 Arkwright Road, Suite 195, Macon, Georgia 31210. Written comments may also be submitted by email to PLB-Healthcare1@sos.ga.gov.

During the public hearing, anyone may present data, make a statement, comment, or offer a viewpoint or argument, whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements will be limited to five (5) minutes per person.

The Board voted to post this Notice of Intent at its meeting on January 23, 2025. The Board also voted that the formulation and adoption of these proposed rule(s) does not impose an excessive regulatory cost on any licensee, and any cost to comply with the proposed rule(s) cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-19, 43-1-20, 43-7A-4, 43-7A-5, 43-7A-6 and 43-7A-7.

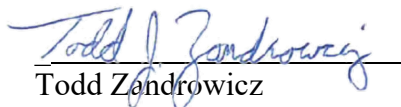
Additionally, the Board voted that it was neither legal nor feasible in meeting the objectives of O.C.G.A. §§ 43-1-19, 43-1-20, 43-7A-4, 43-7A-5, 43-7A-6 and 43-7A-7 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these proposed rule(s) will impact every licensee in the same manner and each licensee is independently licensed in the practice of Applied Behavior Analysis.

According to the Department of Law of the State of Georgia, the Georgia Behavior Analyst Licensing Board has the authority to adopt the proposed rule(s) pursuant to authority contained in O.C.G.A. §§ 43-1-19, 43-1-20, 43-7A-4, 43-7A-5, 43-7A-6 and 43-7A-7.

For further information, contact the Board office at (404)-424-9966.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This the 12th day of November, 2025.



Todd Zandrowicz
Division Director

Posted: Nov 12, 2025

Professional Licensing Boards Division

**SYNOPSIS OF PROPOSED NEW CHAPTER AND RULES FOR THE GEORGIA
BEHAVIOR ANALYST LICENSING BOARD, BOARD RULE CHAPTER 75-7
DISCIPLINARY ACTIONS AND PROCEDURES, BOARD RULE 75-7-.01 DISCIPLINE,
BOARD RULE 75-6-.02 UNLICENSED PRACTICE AND BOARD RULE 75-7-.03
RELEASE OF INVESTIGATIVE FILES**

Purpose: Establish methods of disciplining licensees and applicants. Establish when unlicensed practice may occur and provide for disciplinary action to be taken by the Board when unlicensed practice has been determined by the Board. Provide for when investigative records may be administratively released without a vote of the Board and establish procedures for notifying Board of release of investigative files.

Rule Chapter 75-7 Disciplinary Actions and Procedures

Rule 75-7-.01 Discipline

- (1) Upon finding that a violation has occurred, in accordance with O.C.G.A. § 43-1-19 and 43-7A-7, the Board has the authority to refuse to grant a license to a person, revoke the license of a person licensed by the Board, discipline or sanction a person licensed by the Board, or refuse to renew a license.
- (2) In addition, the Board may impose any or all, but not limited to, the following:
 - (a) Public or Private Reprimand;
 - (b) Letter of Concern;
 - (c) Imposition of Fine(s);
 - (d) Period of Probation;
 - (e) Cease and Desist Order;
 - (f) Suspension and/or revocation of the professional license.
- (3) Any disciplinary action other than (2) (b) above taken by the Board shall be referred to the certifying entity.
- (4) The Board may consider each violation as a separate violation and impose a fine of \$1000 for each offense in accordance with O.C.G.A. § 43-1-20 and 43-7A-6.
- (5) The Board shall consider any mitigating circumstances presented by the respondent regarding sanctions, subject to the Board's discretion. Mitigating circumstances shall not include failure to notify the Board of an address change or failure to receive a renewal

application or reminder notice.

- (6) The Chair gives express consent for the Board's Executive Director or designee, to sign a consent agreement, Voluntary Surrenders, or other Board orders signed by the applicant or licensee under terms voted upon by the Board. The Executive Director will present to the full Board at the next scheduled meeting those individuals licensed in this manner for ratification.

Statutory Authority: O.C.G.A. §§ 43-1-19, 43-1-20, 43-7A-4, 43-7A-5, 43-7A-6 and 43-7A-7.

Rule 75-7.02 Unlicensed Practice

- (1) Individuals who have engaged in the practice of Applied Behavior Analysis without a current, unencumbered, active Georgia license shall be subject to a Voluntary Cease and Desist Order, public reprimand, fine, and/or other sanction imposed by the board, as authorized by law (43-7A-6).
- (a) Mitigating circumstances may be taken into account in varying the amount of assessed fines, subject to the board's discretion.
- (b) Licensees who fail to renew their licenses by the license expiration date, and who continue to practice Applied Behavior Analysis after the license expiration date, have engaged in unlicensed practice and are subject to disciplinary action and fines determined by the board.
- (2) It is the responsibility of the licensee to inform the board in writing of a change in any of the following information within thirty (30) days of such change:
- (a) physical address;
- (b) mailing address;
- (c) email address;
- (d) telephone number(s); and
- (e) change of name (must provide legal documentation reflecting name change).
- (3) It is the responsibility of each licensee to renew his or her license prior to the license expiration date regardless of whether the licensee receives a renewal notice from the board.

Statutory Authority: O.C.G.A. §§ 43-7A-4, 43-7A-6 and 43-7A-7.

Rule 75-7-.03 Release of Investigative Files

- (1) Pursuant to the provisions of OCGA § 43-7A, it is the policy of the Georgia Board of Behavior Analysts to authorize the Board staff to release investigative information to the following law enforcement agency and/or lawful licensing authority:

 - (a) All Georgia County and/or Judicial Circuit District Attorney Offices
 - (b) All Georgia County and/or Judicial Circuit District Solicitor General Offices
 - (c) All Georgia County, Judicial Circuit, and/or City Police/Investigations Departments.
 - (d) Georgia Bureau of Investigation (GBI)
 - (e) Federal Bureau of Investigation (FBI)
 - (f) United States Department of Homeland Security (DHS)
 - (g) United States Immigration and Customs Enforcement (Investigative arm of DHS)
 - (h) United States Drug Enforcement Administration (DEA)
 - (i) State Licensing Boards
- (2) Provided that the written request for investigative information is requested for the purpose of:

 - (a) Conducting a Board investigation which may lead to disciplinary action; or
 - (b) An investigation by a law enforcement agency or lawful licensing authority for offenses that may constitute a violation of the laws, rules, and policies of the Georgia Board of Behavior Analysts.
- (3) The Board staff shall notify the Board of such request and/or release in writing and such written notification shall become part of the Board's record of investigation. Any release of information shall include statements regarding the statutory confidentiality of investigations by the Board under the provisions of Title 43 of the Official Code of Georgia Annotated.
- (4) A list of investigative files released under the terms of this policy will be presented to the Board to be ratified during the Board's next regularly scheduled meeting and will be reflected in the Board minutes.

Statutory Authority: O.C.G.A. §§ 43-1-19 and 43-7A-4.

**RULES
OF THE
GEORGIA BEHAVIOR ANALYST LICENSING BOARD
CHAPTER 75-7
DISCIPLINARY ACTIONS AND PROCEDURES
TABLE OF CONTENTS**

75-7-.01 Discipline

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