



PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Applied Behavior Analyst Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102



MATTHEW J. PLATKIN
Attorney General

CARI FAIS
Acting Director

BOARD OF APPLIED BEHAVIOR ANALYST EXAMINERS PUBLIC SESSION MEETING MINUTES 9:30 A.M. MAY 10, 2023

Mailing Address:
P.O. Box 47058
Newark, NJ 07101
(973) 504-6495

The May 10, 2023 meeting of the New Jersey State Board of Applied Behavior Analyst Examiners was not held at 124 Halsey Street, Newark, New Jersey, but was conducted electronically only as authorized by P.L. 2020, c. 11 (N.J.S.A. 10:4-9.3). Pursuant to the Open Public Meetings Act, notice was provided electronically within 72 hours of the scheduled meeting, and was provided by mail to the Office of the Secretary of the State of New Jersey, The Newark Star Ledger, The Trenton Times, The Bergen Record and the Courier Post and also posted on the Board's web page. The meeting began at 9:32 A.M., and was accessible to the public by a link provided on the Board's public agenda.

I. CALL TO ORDER

The public session was called to order at 9:32 A.M.

II. ROLL CALL

Present:

Suzanne Buchanan, Psy.D., BCBA-D, Chair
David Wilson, Ph.D., BCBA-D, Vice-Chair
Darren Blough, MSW, BCaBA
Sandra Howell, Ph.D.
James A. Paone, II, Esq.
Lisa Toole, M.A., BCBA (*arrived at 9:34 A.M.*)
Rosemary Browne, MSW

Also Attending:

Jodi Krugman, Deputy Attorney General
Megan Cordoma, Deputy Attorney General
Charles Manning, Regulatory Analyst
Courtney Turner, Executive Director

III. NEW BUSINESS

Deputy Attorney General Megan Cordoma appeared before the Board to explain new plans to restructure the DAG assignments for the Professional Boards. The Division of Law will be dividing the DAG assignments into “teams,” consisting of multiple Deputies, and will be available to counsel the Board collectively. The transition to the new structure will occur in the upcoming months.

IV. REVIEW OF MINUTES

1. March 8, 2023 Public Minutes

On a motion by Dr. Wilson, seconded by Mr. Blough, the public session minutes were approved as presented. The motion passed unanimously.

V. EXECUTIVE DIRECTOR’S REPORT

1. Status of Board Operations

Executive Director reported the Board has continued to receive emails from the public who are interested in a license in the future.

The Division is still discussing the logistics of holding Board meetings virtually, in-person, or using a hybrid model. The Board previously agreed virtual meetings were preferred for now, but in-person meetings may be held in the future on an as-needed basis. Any changes to the Board’s virtual meeting schedule will be published in compliance with the Open Public Meetings Act.

VI. CORRESPONDENCE

1. NJ Department of Education - General Information for School Employees Conducting a Functional Behavioral Assessment

Dr. Buchanan presented a summary of the brochure from the NJDOE, which outlines functional behavioral assessment (FBA) and its recommended implementation in a school setting.

The Board accepted this as informational.

2. Behavior Analyst Certification Board - Background Check Survey

The Board accept this as informational.

3. Behavior Analyst Certification Board - PL 117-333

The Board accept this as informational.

VII. REGULATORY AFFAIRS

Regulatory Analyst reported the Board's rules will be published as a proposal on May 15, 2023. The public comment period will end July 14, 2023. The public will have access to the proposed rules on the Board's website, and individuals on the Board's distribution list will receive a copy of the rules through electronic mail. The Board will work to make sure its distribution list is up-to-date prior to May 15, 2023.

The Board expressed interest in meeting in-person for the August 9, 2023 meeting, which will be used to review all substantive issues raised. Executive Director will reserve a conference room at 124 Halsey Street, Newark, New Jersey for this meeting.

Regulatory Analyst further reported that the Board's rules need to be adopted within one year of publication, which will be May 15, 2024 at the latest. The Board is expected to have license applications available to the public after the rules are adopted.

VIII. PUBLIC COMMENT

None.

IX. ADJOURNMENT

On a motion by Mr. Paone, seconded by Ms. Toole, the Board closed the public portion of the meeting and moved to executive session for investigations and advice of counsel. When and if action is taken, it will be announced during public session. The Board does not anticipate any action to be taken following executive session. The Board moved to executive session at 10:19 A.M.

The Board returned to public session to adjourn the meeting at 10:37 A.M.

The next meeting is scheduled for June 14, 2023.