

Louisiana Behavior Analyst Board
4334 S. Sherwood Forest Blvd., Suite C-150,
Baton Rouge, LA 70816

BOARD MEETING MINUTES: June 11, 2024
(Approved July 23, 2024)

The meeting of the Louisiana Behavior Analyst Board (Board) was noticed and called to order once a quorum was met by Board Vice-Chair, Daniela Riofrio, at 8:47 a.m. on Tuesday, June 11, 2024 at 4334 S. Sherwood Forest Blvd., Suite C-150, Baton Rouge, Louisiana. Present were Board Members: Joseph Tuminello, III, Daniela Riofrio, Angela Murray, and Courtney Wright, Executive Director Rhonda Boe and Executive Administrator, Krysta Babin. Board members Rebecca Mandal-Blasio arrived at 8:50 a.m. and Renee Cole arrived at 9:32 a.m. Board Member Alfred Tuminello, Jr. was absent.

A motion was made by Ms. Riofrio to approve the agenda for the June 11, 2024 meeting. None opposed and the motion passed.

Pursuant to LSA R.S. 42:6.1(4), Dr. Tuminello moved to enter Executive Session at 9:02 a.m. for credential file reviews, complaints, lapsed renewals submitted and any other items to be reviewed in executive session.

Ms. Babin left the meeting at 10:54 a.m.

Dr. Tuminello closed Executive Session at 11:43 a.m.

Dr. Tuminello began the Open Meeting at 11:44 a.m.

Ms. Boe informed the board the May minutes would be ready for review at the July meeting.

The following occurred regarding the credential file reviews:

Licensure Applicants 6.24/A, 6.24/B, 6.24/D, 6.25F, and 6.25/G were reviewed and approved for licensure.

Licensure Applicant 6.24/E approved for licensure, pending receipt of passing grade on Jurisprudence Exam.

Licensure Applicants 6.24/H and 6.24/I approved for licensure upon receipt of final required documents by mail.

Licensure Applicants 6.24/B, 6.24/D, 6.24/E, and 6.24/H deferred licensure to July 1, 2024.

SCaBA Applicants 6.24/C, 6.24/J, 6.24/K and 6.24/L were reviewed and approved for licensure.

SCaBA Applicant 6.24/H deferred certification to July 1, 2024.

Ms. Wright and Ms. Riofrio abstained from the vote on 6.24/F.

Ms. Cole abstained from the vote on 6.24/J and 6.24/L.

The board reviewed a request to flag a RLT should the individual submit another RLT application in the future due to ethical concerns reported by their LBA. Prior to the board meeting the individual did submit another application. The individual was also allowed to submit a statement addressing the concerns. After reviewing, the board voted to deny the new application based on the ethical issues from the last employment.

The board previously reviewed a request to flag a RLT should they submit another RLT application in the future due to ethical concerns reported by their LBA. The board requested additional information and reviewed at this meeting. The board decision was not to flag this individual for board review should a new RLT application be submitted in the future.

The board reviewed a request to flag a RLT should they submit another RLT application in the future due to ethical concerns reported by their LBA. The board decision was to flag this individual for board review should a new RLT application be submitted in the future.

The board previously reviewed a request to flag three (3) RLTs should they submit another RLT application in the future due to ethical concerns reported by their LBA. The board requested additional information to be reviewed at next month's meeting.

The board reviewed rap backs received on three (3) RLTs. The RLTs responded to requests for additional information. After reviewing, the board voted to allow the registration to continue uninterrupted with the RLTs required to submit monthly updates to the board until the matter is resolved.

The board reviewed rap backs received on two (2) RLTs. The RLTs have not responded to requests for additional information from the board. The board voted that the individuals be allowed 10 days to respond and agree to provide monthly updates to the board until the case is closed. Failure to respond and agree will result in an immediate revocation.

The board reviewed a self-report of a RLT who was not renewed in 2022 and had worked without being renewed from January, 2023 through present. The board voted to impose the failure to renew a registered line technician policy and inform the LBA.

A lapsed LBA submitted a partial renewal. The individual is also required to report their CE hours from the 2022 renewal period. The board voted that if the completed hours for the missing reporting period were received, the renewal is to be approved.

The status of other applicants reviewed and voted on at the June meeting are listed below in the Credential File Reviews.

Complaints Committee:

The board reviewed the May supervision report submitted in reference to a Consent Agreement. The board approved the report but reserved the right to request additional documentation in the future. This individual also requested to be added to the agenda for the July board meeting to seek reinstatement of her license. The board approved the addition of this item to the July agenda.

The board members were contacted prior to this meeting to obtain available dates due to the possibility of a hearing being schedule. Ms. Boe informed the board the hearing was avoided for now and an update on this case will be provided in July.

Ms. Riofrio made a motion to table the Complaints Update to next month's meeting. None opposed and the motion passed.

The First Circuit Court of Appeal ruled in the Jatala versus Louisiana Behavior Analyst Board. The LBAB's Motion for Summary Judgement was granted finding that the plaintiff did not properly assert a claim pursuant to La. R.S. 42:19, thereby dismissing her claims. The ruling included the following:

"La. R.S. 37:3708 (B) ("A line technician shall be registered by his supervising licensed behavior analyst with the board."); see also Dandridge v. St. Germain, No. 19-00529, 2021 WL 1222805, *4 (M.D. La. 3/31/21). Plaintiff therefore does not have a property interest or a due process right therein.

Finance Committee:

Ms. Cole made a motion to approve the LSBEP invoice for May if no apparent discrepancies noted. None opposed and the motion passed.

At last month's meeting, the March General Ledger was questioned regarding a category listed as Sales of Product. The accountant stated it was a mistake and a duplicate entry as the different "products" are separated into categories. The corrected General Ledger was reviewed. Ms. Wright made a motion to approve the corrected March General Ledger. None opposed and the motion passed.

Financials for April were reviewed and discussed. Dr. Mandal-Blasio made a motion to approve the checking reconciliation, Ms. Wright made a motion to approve the savings reconciliation and Dr. Tuminello made a motion to approve the ICS Reconciliation. None opposed and the motions passed. The board reviewed the Balance Sheet, General Ledger, Monthly Profit and Loss and Profit & Loss Budget vs. Actual for April. The question was raised as to the Telephone Expenses being low. Ms. Boe explained we had a credit after being over-charged to install an additional phone line for Ms. Babin's office. Ms. Riofrio made a motion to approve the full financials for April. None opposed and the motion passed.

Financials for May were reviewed and discussed. Ms. Cole made a motion to approve the checking reconciliation, Dr. Mandal-Blasio made a motion to approve the savings reconciliation and Ms. Wright made a motion to approve the ICS Reconciliation. None opposed and the motions passed. The board reviewed the Balance Sheet, General Ledger, Monthly Profit and Loss and Profit & Loss Budget vs. Actual for May. The board noted the salary was over budget. Ms. Boe explained that was due to the need to add a temporary individual full-time during renewals as opposed to the projected need of a part-time position. Dr. Tuminello made a motion to approve the full financials for May. None opposed and the motion passed.

The board participated in a luncheon from 12:00 to 1:30 p.m. to honor board members Angela Murray and Alfred Tuminello, Jr., whose terms expired today, June 11, 2024. The board had a catered luncheon, awards for Ms. Murray and Mr. Tuminello and participated in a team building exercise. Ms. Murray's and Mr. Tuminello's service and dedication to the board was appreciated by all.

Jurisprudence Committee:

No new business.

Legislative Oversight Committee:

No new business.

Policies and Procedures Committee:

No new business.

Continuing Education Committee:

The board reviewed CEU Reporting logs submitted with renewals.

Supervision Oversight Committee:

No new business

Long Range Planning:

No new business.

Discussion Items:

Renewals are being processed more efficiently due to the new procedures.

Executive Director's Report:

Ms. Boe did not have statistics for the month of May due to renewals.

Last email from IdentoGO stated we should be ready to begin the new CBC process soon. Ms. Boe stated we would wait until after renewals to implement new procedures.

No updates have been received on appointment of the two new board members which were submitted to the Governor's Office by LaBAA. Ms. Murray's and Mr. Tuminello's seats are considered expired but not vacant and they continue to serve until their replacements are appointed.

The next board meeting is scheduled for July 23, 2024.

Ms. Riofrio adjourned the meeting at 2:20 p.m.

CREDENTIAL FILE REVIEWS:

After review of the reports, explanations, and documents, the following occurred:

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| 6.24/1 | Dr. Mandal-Blasio made a motion to approve. None opposed. Ms. Murray abstained. |
| 6.24/2 | Dr. Mandal-Blasio made a motion to approve registration but will require monthly updates. None opposed. |
| 6.24/3 | Dr. Mandal-Blasio made a motion to approve. None opposed. |
| 6.24/4 | Ms. Wright made a motion to request additional information and will review at the next board meeting. None opposed. |
| 6.24/5 | Ms. Wright made a motion to approve. None opposed. |
| 6.24/6 | Ms. Wright made a motion to approve. None opposed. |
| 6.24/7 | Dr. Mandal-Blasio made a motion to approve if results match exactly when results received. None opposed. Ms. Cole abstained. |

- 6.24/8 Dr. Mandal-Blasio made a motion to approve registration but will require monthly updates. None opposed. Ms. Wright and Ms. Riofrio abstained.
- 6.24/9 Ms. Wright made a motion to request additional information and will review at the next board meeting. None opposed.
- 6.24/10 Ms. Cole made a motion to approve. None opposed.
- 6.24/11 Dr. Tuminello made a motion to approve. None opposed.
- 6.24/12 Dr. Tuminello made a motion to approve. None opposed.
- 6.24/13 Dr. Tuminello made a motion to approve if results match exactly when results received. None opposed.
- 6.24/14 Dr. Tuminello made a motion to approve. None opposed.
- 6.24/15 Dr. Tuminello made a motion to approve. None opposed.
- 6.24/16 Dr. Tuminello made a motion for RLT to continue registration without interruption but will require monthly updates. None opposed.
- 6.24/17 Ms. Riofrio made a motion to request additional information and will review at the next board meeting. None opposed.
- 6.24/18 Ms. Riofrio made a motion to approve. None opposed.
- 6.24/19 Ms. Riofrio made a motion to approve. None opposed.
- 6.24/20 Ms. Riofrio made a motion to approve if results match exactly when results received but will require to provide monthly updates. None opposed.
- 6.24/21 Ms. Riofrio made a motion to approve. None opposed.
- 6.24/22 Ms. Murray made a motion to approve. None opposed.
- 6.24/23 Ms. Murray made a motion to approve. None opposed.
- 6.24/24 Ms. Murray made a motion to approve. None opposed.
- 6.24/25 Ms. Murray made a motion to approve. None opposed.
- 6.24/26 Ms. Cole made a motion for RLT to continue registration without interruption but will require monthly updates. None opposed.
- 6.24/27 Dr. Mandal-Blasio made a motion to approve. None opposed. Ms. Murray abstained.

The following applications are to provide monthly updates for review.

10.21/7	Update received.
3.22/C	Update received.
10.23/F	Update received.
9.21/10	Dr. Mandal-Blasio made a motion to discontinue requiring updates as final disposition has been received. None opposed.
4.22/8	Update received.
10.22/7	Ms. Riofrio made a motion if no update is received in 10 days, registration will be revoked. None opposed.
4.23/4	Update received.
6.23/7	Update received.
9.23/20	Update received.
10.23/7	Dr. Mandal-Blasio made a motion if no update is received in 10 days, registration will be revoked. None opposed.
11.23/15	Update received. Dr. Mandal-Blasio abstained.
1.24/8	RLT Registration discontinued. Ms. Wright made a motion to require monthly updates if registered again.
2.24/6	Update received.
2.24/12	RLT Registration discontinued. Dr. Mandal-Blasio made a motion to require monthly updates if registered again.
3.24/2	Update received.
4.24/5	Update received.
5.24/6	Update received. Ms. Murray abstained.
5.24/12	Update received.
5.24/23	Update received.