

BEFORE THE BOARD OF PSYCHOLOGISTS
DEPARTMENT OF LABOR AND INDUSTRY
STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 24.189.901 and 24.189.907)
pertaining to application procedures)
for behavior analysts and assistant)
behavior analysts)

TO: All Concerned Persons

1. On March 16, 2018, the Board of Psychologists (board) published MAR Notice No. 24-189-39 regarding the public hearing on the proposed amendment of the above-stated rules, at page 540 of the 2018 Montana Administrative Register, Issue No. 5.

2. On April 6, 2018, a public hearing was held on the proposed amendment of the above-stated rules in Helena. Two comments were received by the April 13, 2018, deadline.

3. The board has thoroughly considered the comments received. A summary of the comments and the board responses are as follows:

COMMENT 1: Several commenters supported the proposed amendments and thanked the board for its timely response to concerns regarding licensing delays caused by applicants needing to obtain character references from licensed behavior analysts.

RESPONSE 1: The board appreciates all comments received during the rulemaking process, and thanks the stakeholders for their patience and assistance during the implementation of behavior analyst and assistant behavior analyst licensure.

COMMENT 2: Several commenters requested the board consider utilizing ARM 1.3.313 to adopt emergency rules if the changes to ARM 24.189.901 and 24.189.907 will become effective after May 2018.

RESPONSE 2: The board appreciates all comments received during the rulemaking process, and notes that the emergency rules process was deemed inapplicable for this rule project prior to initiating these changes. These amendments will be effective May 12, 2018.

4. The board has amended ARM 24.189.901 and 24.189.907 exactly as proposed.

BOARD OF PSYCHOLOGISTS
JAMES MURPHEY, Ph.D., CHAIRPERSON

/s/ DARCEE L. MOE
Darcee L. Moe
Rule Reviewer

/s/ GALEN HOLLENBAUGH
Galen Hollenbaugh, Commissioner
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State May 1, 2018.