

Chapter 02. General Occupational Licensing Functions.

12 AAC 02 is amended by adding a new section to Article 2 to read:

12 AAC 02.390. Behavior analysts. The following fees are established for behavior analyst and assistant behavior analyst:

- (1) nonrefundable application fee for initial license, \$200;
- (2) behavior analyst license fee for all or part of the initial biennial licensing period, \$1,000;
- (3) behavior analyst biennial license renewal fee, \$1,000;
- (4) assistant behavior analyst license fee for all or part of the initial biennial licensing period, \$500;
- (5) assistant behavior analyst biennial license renewal fee, \$500;
- (6) temporary license fee, \$100;
- (7) nonrefundable fingerprint processing fee, \$60. (Eff. ____/____/____,

Register _____)

Authority: AS 08.01.010 AS 08.15.020 AS 08.15.080
AS 08.01.065

12 AAC is amended by adding a new chapter to read:

Chapter 77. Behavior Analysts.

Article

- 1. Licensing (12 AAC 77.100 – 12 AAC 77.130)
- 2. License Renewal (12 AAC 77.200)
- 3. General Provisions (12 AAC 77.990)

Article 1. Licensing.

Section

100. Application for license by examination

110. Application for license by credentials

120. Criminal justice information

130. Temporary license

12 AAC 77.100. Application for license by examination. (a) The department will issue a license by examination to practice as a behavior analyst or as an assistant behavior analyst to an applicant who meets the requirements of AS 08.15.020 and this section.

(b) An applicant for license by examination under this section shall

(1) submit a completed application, on a form provided by the department; the completed application must include

(A) the personal identification information requested on the form;

(B) information on the applicant's physical and mental health related to the grounds for license refusal, suspension, or revocation in AS 08.15.050;

(C) information on any criminal convictions related to the grounds for license refusal, suspension, or revocation in AS 08.15.050;

(D) the applicant's notarized signature certifying that the information in the application is correct to the best of the applicant's knowledge;

(E) the applicant's fingerprint information described in

12 AAC 77.120(a);

(2) pay the application fee, the fingerprint processing fee, and the license fee

specified in 12 AAC 02.390; and

(3) provide a copy of the applicant's certificate of examination that meets the requirements of AS 08.15.020(a)(3). (Eff. ____/____/_____, Register _____)

Authority: AS 08.15.020 AS 08.15.080

12 AAC 77.110. Application for license by credentials. (a) An applicant for behavior analyst or an assistant behavior analyst license by credential shall submit

(1) a completed application on a form provided by the department; the completed application must include

(A) the personal identification information requested on the form;

(B) information on the applicant's physical and mental health related to the grounds for license refusal, suspension, or revocation in AS 08.15.050;

(C) information on any criminal convictions related to the grounds for license refusal, suspension, or revocation in AS 08.15.050;

(D) the applicant's fingerprint information described in

12 AAC 77.120(a);

(2) the application fee, fingerprint processing fee, and the license fee specified in 12 AAC 02.390;

(3) verification of a current license in another state on a form provided by the department;

(4) proof of current certification as required in AS 08.15.020(a)(4). (Eff. ____/____/_____, Register _____)

Authority: AS 08.15.020 AS 08.15.080

12 AAC 77.120. Criminal justice information. (a) An applicant for licensure under 12 AAC 77.100 or 12 AAC 77.110 shall submit with the application the applicant's fingerprints and other information required by the Department of Public Safety to obtain state and national criminal justice information under AS 12.62 and AS 12.64.

(b) The department shall submit the fingerprints received under this section to the Department of Public Safety and request the Department of Public Safety to

(1) submit the fingerprints to the Federal Bureau of Investigation for a report on national criminal justice information;

(2) perform a check for state criminal justice information; and

(3) report to the department the results of the criminal justice information checks under (1) and (2) of this subsection. (Eff. ___/___/____, Register ____)

Authority: AS 08.15.020 AS 08.15.080

12 AAC 77.130. Temporary license. (a) The department may issue a temporary nonrenewable license to practice as a behavior analyst to an applicant who meets the requirements of AS 08.15.030 and this section.

(b) An applicant for temporary license under this section shall submit

(1) a completed application as required in 12 AAC 77.110; and

(2) the application fee and the temporary license fee specified in 12 AAC 02.390.

(c) An applicant may not receive more than one temporary license in a calendar year.

(d) A temporary license issued under this section is not renewable and is valid for 30 days in a calendar year from the date of issuance. (Eff. ___/___/____, Register ____)

Authority: AS 08.15.020 AS 08.15.030 AS 08.15.080

Article 2. License Renewal.

Section

200. License renewal

12 AAC 77.200. License renewal. (a) Except as provided in 12 AAC 77.130(d), a license to practice as a behavior analyst or as an assistant behavior analyst expires on September 30 of even-numbered years.

(b) A licensee applying for license renewal must submit to the department

(1) a completed renewal application on a form provided by the department;

(2) proof of current certification as required in AS 08.15.040; and

(3) the license renewal fee specified in 12 AAC 02.390. (Eff.

___/___/_____, Register _____)

Authority: AS 08.01.100 AS 08.15.040 AS 08.15.080

Article 3. General Provisions.

Section

990. Definitions.

12 AAC 77.990. Definitions. In this chapter and in AS 08.15, unless the context otherwise requires,

(1) "criminal justice information" has the meaning given in AS 12.62.900;

(2) "department" means the Department of Commerce, Community, and

Register_____,_____2014 **PROFESSIONAL REGULATIONS**

Economic Development. (Eff. ____/____/_____, Register _____)

Authority: AS 08.15.080