

Louisiana Behavior Analyst Board

IN THE MATTER OF

COMPLAINT NUMBER: 2019-003C

JAMIE LYNN HEBERT

LICENSE NO. L-215

ORDER OF SUMMARY SUSPENSION

Pursuant to La. Rev. Stat § 3704(9), the Louisiana Behavior Analyst Board (“LBAB”) summarily suspends LBA License number L-215, issued to Jamie Lynn Hebert (“Ms. Hebert”), pending an administrative hearing scheduled for August 20, 2019 at 1:30 p.m.

This Order of Summary Suspension is effective August 12, 2019. Upon execution of this Order, Jamie Lynn Hebert is not authorized to engage in the practice of applied behavior analysis services and must immediately cease and desist the provision of applied behavior analysis. Further, Jamie Lynn Hebert must cease and desist from referring to herself as a Licensed Behavior Analyst.

I. INITIAL FINDINGS

To protect public health, safety, and welfare, emergency action is required due to the nature of a Request for Investigation (the “complaint”) received by the LBAB against Jamie Lynn Hebert on July 29, 2019. In the complaint, which was filed by a former employer of Ms. Hebert, it was alleged that in January of 2019, Ms. Hebert, while actively providing ABA services, disclosed to her employer information regarding her mental health and prior hospitalizations. In the complaint, it was further alleged that she subsequently was hospitalized on two occasions in 2019 for mental health related issues, most recently in July, 2019. Ms. Hebert failed to disclose any hospitalizations or disruptions in services to her clients to the LBAB.

In this regard, it has been alleged that Jamie Lynn Hebert committed the following violations, as set forth in La. R.S. 37:3712(B)(13): Inability to practice behavior analysis with reasonable skill and safety to patients or clients by reason of illness, inebriation, misuse of drugs, narcotics, alcohol, chemicals, or any other substance, or as a result of any mental or physical condition, as well as those related to the rules and regulations of the LBAB as set forth below.

The foregoing actions are a violation of the following statutes, Licensed Behavior Analyst Rules and the BACB Professional and Ethical Compliance Code for Behavior Analysts:

BACB – Professional and Ethical Compliance Code for Behavior Analysts:

- 1.04(d): Behavior analysts' behavior conforms to the legal and ethical codes of the social and professional community of which they are members.
- 1.05(f): Behavior analysts recognize that their personal problems and conflicts may interfere with their effectiveness. Behavior analysts refrain from providing services when their personal circumstances may compromise delivering services to the best of their abilities.
- 2.0: Behavior analysts have a responsibility to operate in the best interest of clients.
- 10.02 Behavior analysts must comply with all BACB deadlines including, but not limited to, ensuring that the BACB is notified within (30) days of the date of any of the following grounds for sanctioning status:

- (c) A physical or mental condition that would impair the behavior analysts' ability to competently practice.

II. **DECISION AND ORDER**

To maintain public health, safety, and welfare, emergency action is required given the nature of the complaint filed against Jamie Lynn Hebert. See La. Rev. Stat. § 3704(9). Accordingly, summary suspension of LBA license number L-215, issued to Jamie Lynn Hebert is ordered, effective immediately, pending further proceedings related to her licensure, as the Louisiana Behavior Analyst Board deems fit.

Proceedings before the Louisiana Behavior Analyst Board shall be promptly instituted and determined. Accordingly, an administrative hearing before the Louisiana Behavior Analyst Board is scheduled for Tuesday, August 20, 2019 at 1:30 p.m. at the Louisiana Behavior Analyst Board Office, 4334 S. Sherwood Forest Boulevard, Suite C-150, Baton Rouge, Louisiana. The hearing panel will consist of current Louisiana Board Members. The hearing will be conducted in accordance with the Administrative Procedure Act and the Louisiana Behavior Analyst Board Act.

Jamie Lynn Hebert will be given a full opportunity to appear and be heard, with or without counsel, and is entitled to hear a statement of what accusations have been made against her, to present evidence, to cross-examine witnesses, and to have witnesses subpoenaed. Jamie Lynn Hebert may request that subpoenas be issued by the Louisiana Behavior Analyst Board and must request to the Louisiana Behavior Analyst Board's office at least 5 days prior to the hearing, listing the names and addresses along with a brief summary of what the individual will testify to, along with payment of \$50.00 per subpoena. The testimony will be under oath and a court reporter will record the proceedings at the hearing, and any party wishing to obtain a transcript of the hearing may do so at their expense.

Date: August 12, 2019



Alfred Tuminello, Jr., Chair
Complaints Committee
Louisiana Behavior Analyst Board