



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
3443 NORTH CENTRAL AVENUE, SUITE 1700
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DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

MISSION STATEMENT

To establish and maintain standards of qualifications and performance for licensed behavioral health professionals in the fields of counseling, marriage and family therapy, social work and substance abuse counseling and to regulate the practice of licensed behavioral health professionals for protection of the public.

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for December 2, 2016, at 9:00 AM
3443 N Central Avenue, Room 1705, Phoenix, Arizona
2nd Amended (December 1, 2016)

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to members of the Arizona State Board of Behavioral Health Examiners that the Board will hold a regular meeting open to the public on the date and at the time indicated above. (The meeting room is located on the 17th floor of the building.)

The Board reserves the right to change the order of items on the agenda, except for those matters set for a specific time. The formal hearings and formal interviews are scheduled to be heard during specific time blocks. The Board Chairperson, however, reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. Those recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed on the agenda.

The Board, upon a majority vote of a quorum of the members, may hold an Executive Session on any of the listed agenda items to discuss or consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state and federal law, or to obtain legal advice. A.R.S. § 38-431.03(A)(2) and (3). Executive Sessions are not open to the public.

The Board usually allows 3 – 5 minutes per person for public comment on any agenda item: however, depending on the issue presented, the Board Chairperson has the discretion to expand that time.

Americans with Disabilities Act: Persons with a disability may request a reasonable accommodation, such as a sign language interpreter or a copy of this document in alternative format, by contacting Susan Stumfoll at 602-542-1893 or the TDD number at 800-367-8939.

Board Members

Patricia Dobratz, LMFT, Chairperson
Gerald Szymanski, LISAC, LPC, Secretary/Treasurer
Bradley Barnett, LMFT
Peter (Chip) Coffey, LPC
Mary Coonrod, Public Member
Cedric (Doc) Davis, LCSW
Nikole Hintz-Lyon, Public Member
Cecilia (Sally) Jones, LCSW
Habib Khan, Public Member
Heidi Quinlan, LISAC, LPC
Jerri Shields, LPC
Vacant, Public Member

If you need to speak to a member of the Board staff regarding an agenda item, please contact Susan Stumfoll at 602-542-1893 or the TDD number at 800-367-8939.

The agenda for the meeting is as follows:

1. Call to order

2. Roll call (staff)

3. Minutes: review, consideration and action.

Pursuant to A.R.S. § 38-431(A)(2), any discussion of the executive session minutes will take place in executive session.

A. September 9, 2016, amended general meeting minutes

B. October 21, 2016, executive session minutes

C. Review, discussion and ratification of October 21, 2016, vote to approve September 9, 2016 executive session minutes/agenda item 8G

D. November 4, 2016, general meeting minutes

4. Notification of Deficiencies

Jerimya Fox

Thomas Stall, Jr.

5. Consent Agenda:

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Cases recommended for dismissal. The Board will review, discuss, and may vote to take action on the following case(s):

a. 2016-0122, Audrey Autrey, LPC-15321

b. 2016-0106, Jennifer Balistreri, LMSW-12207

c. 2016-0085, Lauren Beals, LMSW-15562

d. 2015-0087, Kathryn Frier, LISAC-11785 (Suspended)

e. 2016-0123, Kimberlee Hancock, LMFT-10237

f. 2016-0048, Rex Smyly, LISAC-10486

g. 2016-0108, Nancy Taylor, LPC-10994

B. Cases recommended for dismissal with a letter of concern. The Board will review, discuss, and may vote to take action on the following case(s):

N/A

C. Cases recommended for release from consent agreements. The Board will review, discuss, and may vote to take action on the following case(s):

a. 2013-0097, Jean Ware, LCSW-0382 (active-restricted)

b. 2016-0126, Caitlin Yost, LMSW-13958 (active-restricted)

D. Cases recommended for opening a complaint, possible disciplinary action and acceptance of a proposed signed consent agreement. The Board will review, discuss, and may vote to take action on the following case(s):

N/A

E. Cases recommended for opening a complaint and acceptance of a proposed signed non-disciplinary consent agreement. The Board will review, discuss, and may vote to take action on the following case(s):

a. Barbara Ventura, LAC Applicant

F. **Cases recommended for acceptance of a proposed signed non-disciplinary consent agreement.** The Board will review, discuss, and may vote to take action on the following case(s):

N/A

6. Administrative Hearings 10:00 AM

Pursuant to A.R.S. §§ 32-3253(A)(10) and 41-1092.07, the Board will conduct administrative hearings in the following matter(s). During the administrative hearing, the Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

N/A

7. Formal Interviews

Pursuant to A.R.S. § 32-3281, the Board will conduct a Formal Interview in the following matter(s). During a formal interview, the Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

N/A

8. Complaints and other disciplinary matters: review, consideration and action.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

Pending complaints represent unproven allegations. On investigation, many complaints are found to be without merit or not of sufficient seriousness to merit disciplinary action against the licensee and are dismissed.

A. *2011-0013, Jeffrey Aronson, LPC-1655*

Review, consideration, and possible action regarding accepting proposed signed consent agreement.

B. *2017-0038, Kathleen Baker, LISAC-10663*

Initial review, consideration, and action regarding complaint.

C. *Eric Felber, LPC Applicant*

Initial review, consideration, and action regarding opening a complaint and possible disciplinary action based on background information.

D. *2016-0129, Melissa Kinworthy, LASAC-13241*

Initial review, consideration, and action regarding complaint.

E. *2016-0077, Christy Maxey, LPC-10648*

Initial review, consideration, and action regarding complaint.

F. *2016-0104 and 2017-0049, Donald Miretsky, LPC-0144*

Review, consideration, and possible action to consolidate complaints.

G. *Kristina Petersen, LCSW-13439*

Initial review, consideration, and action regarding opening a complaint and possible disciplinary action based on background information.

H. *2015-0082, Judith Pike, LCSW-1535*

Initial review, consideration, and action regarding complaint.

I. *2016-0001, Judith Pike, LCSW-1535*

Initial review, consideration, and action regarding complaint.

- J. *2015-0054, Heather Reimann, LMFT-0416*
Initial review, consideration, and action regarding complaint.
- K. *Amy Rubin, LASAC-13314 and LAC-15201*
Initial review, consideration, and action regarding opening a complaint and possible disciplinary action based on background information.
- L. *2017-0030, Ann Tucker, LPC-13370*
Initial review, consideration, and action regarding complaint.
- M. *2012-0097, Janeen Wells, LPC-13389 (active-restricted)*
Initial review, consideration, and action regarding opening a complaint and possible disciplinary action based on licensee's non-compliance with consent agreement.
- N. *Cheryl Wheeler, LAC-15611*
Initial review, consideration, and action regarding opening a complaint and possible disciplinary action based on background information.
- O. *2016-0074, Francesca Wolfe, LCSW-0715*
Initial review, consideration, and action regarding complaint.

9. Assistant Attorney General's Report: Marc Harris, A.A.G.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

N/A

10. Temporary licenses: review, consideration and action

N/A

11. Applications for licensure and educational programs: review, consideration and action

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Review, consideration, and possible action regarding applications for licensure

Names are posted for review in the reception area of 3443 N. Central Avenue, Suite 1700, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting.

B. Review, consideration, and possible action regarding applications for educational programs

Names are posted for review in the reception area of 3443 N. Central Avenue, Suite 1700, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting.

12. Report from the Chair

The Board may go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1), discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Summary of current events

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

B. Discussion regarding chairperson performance

C. Discussion regarding meeting process

13. Report from the Treasurer

A. November monthly financial report

14. Report from the Executive Director and/or staff

The Board may go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1), to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2), or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. General Agency Operations

B. Discussion regarding behavior analysts transferring jurisdiction from the Arizona Psychologist Board to the Arizona Board of Behavioral Health Board

C. Discussion regarding Board members attendance

D. Review, consideration, and possible action regarding 2017 calendar

E. Review, consideration, and possible action regarding tutorials

F. Discussion regarding the Board's Sunset Review

G. Discussion regarding possible relocation of the Board's office

H. Discussion regarding participation with stakeholder group regarding upcoming board reform and legislation

15. Request for extension of inactive status: review, consideration and action

The Board may go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1), to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2), or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Kathryn Grayson-Williams, LCSW-13130

16. National and regional trends and news regarding the profession(s)

N/A

17. Future agenda items

18. Call for public comment

Those wishing to address the Board do not need to request permission in advance; however, the Board may limit those persons speaking during this time to a reasonable number on any given public matter. In addition, each person wishing to address the Board will be given five (5) minutes to do so. Pursuant to A.R.S. § 38-431.01(H), the Board can only take action on matters listed on the agenda. Action on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or to schedule the matter for further discussion at a later date.

19. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, February 3, 2016, at 9:00 a.m., at 3443 North Central Avenue, Room 1705.

20. Adjournment

December 1, 2016

Tobi Zavala
Executive Director