



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
3443 NORTH CENTRAL AVENUE, SUITE 1700
PHOENIX, AZ 85012
PHONE: 602.542.1882 FAX: 602-364-0890
Arizona State Website: www.az.gov
Board Website: www.azbbhe.us
Board E-mail Address: information@azbbhe.us

JANICE K. BREWER
Governor

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for December 5, 2013, at 8:30 AM
3443 N Central Avenue, Room 908, Phoenix, Arizona

2nd amended (12/4/13)

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 9th 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. 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 majority vote of a quorum of the members, may hold an Executive Session on any item on the agenda, where applicable, for purposes of reviewing and considering confidential records, to obtain legal advice and/or to consider its position and instruct its attorneys pursuant to A.R.S. § 38-431.03(A)(2), (3), and (4). Executive Sessions are not open to the public.

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 Mary Wilson at 602-542-1832 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. *November 7, 2013, general meeting minutes*
- B. *November 7, 2013, 9:03 a.m. executive session minutes*
- C. *November 7, 2013, 11:07 a.m. executive session minutes*

4. Consent Agenda: 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. *2013-0017, Karen Johnston, LISAC-10827 and LPC-12335*
Review, consideration, and action regarding the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint.
- B. *2012-0004, Nicole Newman, LASAC-13160*
Review, consideration, and action regarding the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint with a letter of concern.
- C. *2012-0149, Kristen Ray, LAC-13433 (active-restricted)*
Initial review, consideration, and action regarding the professional's request for release from the consent agreement.

D. 2011-0142, Suzanne Schunk, LCSW-10194

Initial review, consideration, and action regarding the professional's request for release from the consent agreement.

E. 2011-0034, Terri Waibel, LMSW-13651 (active-restricted)

Initial review, consideration, and action regarding the professional's request for release from the consent agreement.

5. Administrative Hearings

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).

6. 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).

7. Disciplinary matters recommended by Credentialing Committees: 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.

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. 2011-0145, Len Camp, LISAC-10985

Initial review, consideration, and action.

B. 2012-0056, Cherilin Diefenbacher-Pharriss, LMSW-11277 (suspended)

Initial review, consideration, and action regarding the professional's request for release from the interim consent agreement.

C. 2011-0146, Michael Klinkner, LCSW-10820

Initial review, consideration, and action.

D. 2012-0057, Wendy Kutz, LCSW-2236

Initial review, consideration, and action.

E. Albert Ledet, LASAC applicant

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

F. 2014-0019, Wendy May, LASAC-13178

Initial review, consideration, and action regarding accepting the proposed signed consent agreement.

G. 2013-0002, Hal Nevitt, LCSW-3406 and LISAC-0837

Initial review, consideration, and action.

H. 2013-0005, Kimberly Sayles, LMSW-13071 (suspended)

Initial review, consideration, and action regarding the professional's request for release from the interim consent agreement.

9. Notification of Deficiencies

Ann Iverson	Todd Rosenblatt	Samantha Sandgren	Patricia Chase
Veronica Cardiel	Daniel Lepianka	Dana DeMailo	Nancy Romanick
Efron Hollis	Sophia Greenrock	Gina Bowser	Kelsey Walsh
Shana Thompson	Jara Lee	Blanca Montoya	Heidi Vance
Holly Wagner	Jamie Himes	Pamela Masci	Christina Reade
Laura Fetherston	Kevin Lowery	Joseph Sullivan	Sean Frankie
Molly Port	Kathleen Chandler	Molly Sutton	Janine Stanley
Stephanie Thomas	Eva Besmanoff	Kelly Williams	Patricia Carlson
Laura Tomaszewski	Jennifer Wilder	Amy White	Angela Barr
Pallavi Lal	Diane Ostlund	Shadi Boudreau	Brenda Blake-Johnson
Jackie Powell	Christiana Palmer	Karen Moats	Bonnie DenHooven
Lynn Frey	Rebecca Lutz	Katherine Smith	Sandra Broz
Shaniqua Rowan-Bennett	Nathan Mitchell	Billi Gadowski	Beth Strauss
Laura Neumann	Glorinda Segay	Laura Wheeler	Kimberly Livesay
Diane Clodi	James Leslie	Louis Sweet Jr	Nancy Rybski
Kimberly Wax	Krishna Bright	Erin Hopper	Frances Franco
Derek Allen	Patricia Davis	Alicia Goodman	Ernestine Nieto
Stefanie Carnes	Arin Weiss	Jennifer Marrero	Regina Helm
Allison Ellsworth	Tara Gardenhire	Marcia Hill-Hernandez	Katie Flueckiger

10. 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).

- A. *Review and discussion regarding open meeting law compliance as it relates to emailing*
- B. *Review and discussion regarding December 2, 2013, email from Robert Collette*

11. Applications for licensure: 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.

12. Report from the Chair

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. *Chair report*
- B. *Review, consideration and possible action regarding development of a Board civility policy*

13. Report from the Treasurer

- A. *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. *Review, consideration, and possible action regarding SB1374 update*
- C. *Review, consideration and possible action regarding the Board's interpretation of 'applicable' degrees pursuant to A.R.S. §32-3274(7)(B)*
- D. *Review, consideration, and possible action regarding development of standardized practice forms*
- E. *Review, consideration, and possible action regarding the results of the customer service surveys*

- F. Review, consideration, and possible action regarding development of Board meeting procedures for consideration of complaints and other disciplinary matters*
- G. Review, consideration, and possible action regarding immediate development of a confidential impaired professional program*

15. Committee reports

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).

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

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 meeting is scheduled for Thursday, January 9, 2013, at 2:00 p.m., at 3443 North Central Avenue, Room 908.

20. Adjournment

December 4, 2013

Debra Rinaudo
Executive Director