

DOUGLAS A. DUCEY Governor STATE OF ARIZONA BOARD OF BEHAVIORAL HEALTH EXAMINERS 1740 WEST ADAMS STREET, SUITE 3600 PHOENIX, AZ 85007 PHONE: 602.542.1882 FAX: 602.364.0890 Board Website: <u>www.azbbhe.us</u> Email Address: <u>information@azbbhe.us</u>

> TOBI ZAVALA Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES February 11, 2022

Members Present:	Kimberly Bailey, Mary Coonrod, Cedric Davis, Patricia Dobratz, Leanette Henagan, Meaghan Kramer, Mark Shen, Antwan Trotter
Members Absent:	Robert Charles, Kasondra Parr, Gerald Szymanski
Staff Present:	Mona Baskin, A.A.G., Tobi Zavala, Executive Director; Erin Yabu, Deputy Director; Jarett Carver, Investigations Manager

1. Call to Order

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on February 11, 2022 at 9:05 a.m. with Ms. Dobratz presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

A. January 7, 2022, general meeting minutes Mr. Davis moved, seconded by Ms. Bailey, to approve the general meeting minutes for the January 7, 2022 meeting as submitted. The motion passed unanimously.

4. Consent Agenda: review, consideration and action

- A. Cases recommended for dismissal N/A
- B. Cases recommended for dismissal with a letter of concern.
 - 1. 2021-0177, Mitchell Blocker, LPC-19303, LISAC-15191

Following discussion, Mr. Davis moved, seconded by Ms. Henagan, to approve the consent agenda item 4(B). The motion passed unanimously.

- C. Cases recommended for release from consent agreements.
 - 1. 2019-0137, Anabel Aguayo, LCSW-17004 (active restricted)
 - 2. 2020-0139, Lakilia Ahmed, LCSW-15385 (active-restricted)
 - 3. 2021-0095, Anthony Bratko, LPC-14567, LISAC-11892
 - 4. 2021-0130, Michael Elder, LCSW-19275 (active-restricted)
 - 5. 2022-0025, Trudy Johnson, LMFT-15646
 - 6. 2021-0138, Norma Maisonet, LPC-19596 (active-restricted)

Following discussion, Mr. Davis moved, seconded by Ms. Bailey, to approve the consent agenda item 4(C). The motion passed unanimously.

- D. Cases recommended for opening a complaint and acceptance of a proposed signed non-disciplinary consent agreement. N/A
- E. Cases recommended for opening a complaint and acceptance of a proposed signed disciplinary consent agreement.
 - 1. Angel Soto, LMSW-17083

Following discussion, Mr. Davis moved, seconded by Ms. Henagan, to approve the consent agenda item 4(E). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

- F. Cases recommended for opening a complaint and dismissing with a letter of concern. $N\!/\!A$
- G. Cases recommended for acceptance of a proposed signed non-disciplinary consent agreement. $N\!/\!A$

5. Administrative Hearings

Administrative Hearing Pursuant to A.R.S. §§ 32-3281 and 41-1092.07, the Board will conduct administrative hearings or consider related procedural issues 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/4

N/A

6. Formal Interviews

N/A

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

A. Cheryl Bolte, LISAC-10915 (inactive), LPC-10982 (inactive) Ms. Zavala summarized the proposed signed consent agreement.

The professional's attorney, Susan McLellan, appeared and addressed the Board.

Following review and discussion by members, Ms. Coonrod moved, seconded by Mr. Shen, to open a complaint and to accept the proposed signed consent agreement. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szvmanski	Antwan Trotter
AYE	X		X	X	X	X	X		X		X
NAY											
Absent		Х						Х		Х	

B. Stephanie Edmondson, LPC Applicant

Ms. Zavala summarized the background information.

The applicant was properly noticed, but failed to appear.

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, to open a complaint. The motion passed unanimously.

Following further review by members, Mr. Davis moved, seconded by Ms. Henagan, to find the following violations:

• A.R.S. § 32-3251(16)(1), engaging in any conduct, practice or condition that impairs the ability of the licensee

to safely and competently practice the licensee's profession

- A.R.S. § 32-3251(16)(v), engaging in any sexual conduct between a licensee and a client or former client
- A.R.S. § 32-3251(16)(y), engaging in a dual relationship with a client that could impair the licensee's objectivity or professional judgment or create a risk of harm to the client. For the purposes of this subdivision, "dual relationship" means a licensee simultaneously engages in both a professional and nonprofessional relationship with a client that is avoidable and not incidental

The motion passed unanimously.

Following further discussion, Mr. Davis moved, seconded by Mr. Trotter, to deny the application based on a finding of unprofessional conduct pursuant to A.R.S. 32-3275(6). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

C. 2022-0083, April Franklin, LAC-18040

Ms. Zavala summarized the proposed signed consent agreement.

The client appeared telephonically and addressed the Board.

The professional's attorney, Larry Cohen, appeared and addressed the Board.

Following review and discussion by members, Ms. Kramer moved, seconded by Ms. Bailey, to accept the proposed signed consent agreement for the voluntary surrender of the professional's license. The motion passed unanimously.

Following further discussion by members, Ms. Kramer moved, seconded by Ms. Bailey, to refer the case to the California Board of Behavioral Science. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

D. 2022-0107, Rosalie Hasseltine, LPC-10704

Ms. Zavala summarized the proposed signed consent agreement.

The professional appeared and addressed the Board.

Following review and discussion by members, Mr. Shen moved, seconded by Ms. Henagan, to accept the proposed signed modified consent agreement for the voluntary surrender of the professional's license. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

The Board took a break at 9:58 a.m., reconvening its public meeting at 10:10 a.m.

E. Kerry Martin-Doehring, LMFT-15410 (active-restricted)

Ms. Zavala summarized the background information.

The professional's attorney, Mandi Karvis, appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Ms. Henagan, to open a complaint for further investigation. The motion passed unanimously.

F. Briana Miller, LMSW Applicant

Following review by members, Mr. Shen moved, seconded by Ms. Kramer, to deny the request to withdraw the application.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

Ms. Zavala summarized the background information.

The applicant appeared telephonically and addressed the Board.

Following review and discussion by members, Mr. Shen moved, seconded by Ms. Bailey, to open a complaint. The motion passed unanimously.

Following further review by members, Mr. Shen moved, seconded by Ms. Bailey, to find the following violation:

- A.R.S. § 32-3251(16)(c)(ii), making any oral or written misrepresentation of a fact in any statements provided during an investigation or disciplinary proceeding by the board
- A.R.S. § 32-3251(16)(1), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession
- A.R.S. § 32-3251(16)(v), engaging in any sexual conduct between a licensee and a client or former client
- A.R.S. § 32-3251(16)(y), engaging in a dual relationship with a client that could impair the licensee's objectivity or professional judgment or create a risk of harm to the client. For the purposes of this subdivision, "dual relationship" means a licensee simultaneously engages in both a professional and nonprofessional relationship with a client that is avoidable and not incidental

The motion passed unanimously.

Following review, Mr. Shen moved, seconded by Mr. Trotter, to deny the application based on a finding of unprofessional conduct pursuant to A.R.S. 32-3275(6). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

G. 2021-0120, Tara Tulley, LCSW-18027

Ms. Zavala summarized the Board's investigation.

The complainant appeared telephonically and addressed the Board.

The professional and her attorney, Sara Stark, appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Trotter, to dismiss the complaint. The motion passed unanimously.

H. 2021-0145, Tara Tulley, LCSW-18027

Ms. Zavala summarized the Board's investigation.

The complainant appeared and addressed the Board.

The professional and her attorney, Sara Stark, appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Ms. Kramer, to find the following violation:

- A.R.S. § 32-3251(16)(c)(i), making any oral or written misrepresentation of a fact to secure or attempt to secure the issuance or renewal of a license
- A.R.S. § 32-3251(16)(1), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession

The motion passed unanimously.

Following further discussion, Ms. Bailey moved, seconded by Ms. Kramer, to offer the professional a consent agreement for the voluntary surrender of the professional's license, and if not accepted, to remand the matter to a formal hearing. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

I. 2022-0106, *Kira Vredenburg*, *LMSW-17633*

Ms. Zavala summarized the Board's investigation.

The complainant was properly noticed but failed to appear.

The professional was properly noticed but failed to appear.

Following review and discussion by members, Mr. Trotter moved, seconded by Ms. Bailey, to accept the signed interim consent agreement as presented. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanette Henagan	Meaghan Kramer	Kasondra Parr	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	Х		Х	Х	Х	Х	Х		Х		Х
NAY											
Absent		Х						Х		Х	

8. <u>Assistant Attorney General's Report: Mona Baskin, A.A.G.</u> N/A

9. <u>Temporary licenses: review, consideration and action</u> N/A

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

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

Counseling

Mr. Shen moved, seconded by Ms. Coonrod to deny 4 applications based on a failure to pass the required examination, 2 applications based on a failure to take the required examination, and 3 applications based on a failure to meet the minimum requirements. The motion passed unanimously.

Marriage and Family Therapy

Ms. Bailey moved, seconded by Ms. Kramer, to deny 1 application based on a failure to pass the required examination and 2 applications based on a failure to meet the minimum requirements. The motion passed unanimously.

Social Work

Ms. Henagan moved, seconded by Mr. Davis, to deny 8 applications based on a failure to pass the required examination and 6 applications based on a failure to take the required examination. The motion passed unanimously.

Substance Abuse

Mr. Davis moved, seconded by Ms. Bailey, to deny 1 application based on a failure to take the required examination and 2 application based on a failure to meet the minimum requirements. The motion passed unanimously.

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

11. Report from Chair

A. Summary of current events No report.

12. <u>Report from the Treasurer</u>

A. Review, consideration, and possible action regarding December financial report Following review and discussion by members, Mr. Davis moved, seconded by Mr. Trotter, to accept the December financial report as presented. The motion passed unanimously.

B. Review, consideration, and possible action regarding January financial report Tabled

13. <u>Report from the Executive Director and/or staff</u>

A. Update on staff changes

Ms. Zavala announced that Elma Brambila was promoted to Assistant Director after 16 years of service with the Board. Ms. Zavala also shared other updates on recent staff changes.

B. Update regarding 2021 staff accomplishments

Ms. Zavala gave a presentation regarding the Board's 2021 accomplishments and goals for 2022.

C. Update on the counseling compact bill

Ms. Zavala shared with the members that the counseling compact bill did not get introduced this legislative session.

D. Update on 2022 Legislative Bills

Ms. Zavala shared with members that she was tracking 2022 Legislative bills that that would impact the Board.

E. Update on the database

Ms. Zavala provided an update on the database project, which is scheduled to be completed in May 2022.

F. Update on the 2023 budget

Ms. Zavala provided an update on the 2023 budget and the Board's appropriation.

G. Update on Ms. Zavala's participation at the Federation of Associations of Regulatory Boards conference Ms. Zavala shared her experience at the conference to be beneficial.

H. Review, consideration, and possible action regarding Ms. Zavala's nomination to serve as Chair to the Regulatory Education and Leadership Committee with the Association of Social Work Boards

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, to approve Ms. Zavala's nomination to serve as Chair to the Regulatory Education and Leadership Committee with the Associate of Social Work Boards. The motion passed unanimously.

I. Review, consideration, and possible action regarding Ms. Zavala and Ms. Dobratz's invitation to attend a fully funded board member training offered by Association of Social Work Boards.

Ms. Zavala shared with members that Ms. Dobratz is unable to join the training and that both Mr. Trotter and Ms. Henagan have expressed interest.

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, to approve Ms. Zavala, Mr. Trotter and Ms. Henagan's attendance at the training offered by Association of Social Work Boards. The motion passed unanimously.

J. Review, consideration, and possible action regarding Ms. Zavala's work schedule.

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, to approve Ms. Zavala to telecommute when needed from the state of Washington. The motion passed unanimously.

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

A. Barbara Brown, LPC-12928 (inactive)

Following review and discussion by members, Mr. Trotter moved, seconded by Mr. Shen, to grant the request for extension of inactive status. The motion passed unanimously.

B. MacKenzie VanWormer, LCSW-11918 (inactive)

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Shen, to deny the request for extension of inactive status. The motion passed unanimously.

15. Future agenda items

None.

16. Call for public comment

None.

17. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, March 11, 2022 at 9:00 a.m., at 1740 W. Adams St., Board Room С.

18. Adjournment

Mr. Trotter moved, seconded by Ms. Bailey, to adjourn. The motion passed unanimously and the meeting was adjourned at 11:23 p.m.

Dr Cedric E Davis, LCSW Dr Cedric E Davis, LCSW (Mar 24, 2022 12:14 PDT)

Cedric Davis Secretary/Treasurer

Mar 24, 2022