



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 January 15, 2015, at 9:00 AM

3443 N Central Avenue, Room 1705, Phoenix, Arizona

1st amended (1/14/15)

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.

Pursuant to A.R.S. §38-431.03(A)(3) the Board, upon majority vote of a quorum of the members, may hold an Executive Session on any item on the agenda, where applicable, to obtain legal advice. 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 Mary Wilson at 602-542-1832 or the TDD number at 800-367-8939.

Board Members

Jerri Shields, LPC, Chairperson
Kirk Bowden, LISAC, LPC
Peter (Chip) Coffey, LPC
Mary Coonrod, Public Member
Patricia Dobratz, LMFT
Gloria Gabler, LMFT
Cecilia (Sally) Jones, LCSW
Gerald Szymanski, LISAC, LPC
Vacant, Professional Member
Vacant, Public Member
Vacant, Public Member
Vacant, Public Member

If you need to speak to a member of the Board staff regarding an agenda item, please contact 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. December 4, 2014, general meeting minutes

B. December 4, 2014, 9:50 a.m. executive session minutes

C. December 4, 2014, 12 noon executive session minutes

4. Notification of Deficiencies

Brenda Young

Rique Pineda

5. 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. 2012-0102, Jeffrey Schill, LAC-13468 (active restricted)

Initial review, consideration, and action regarding request for release from consent agreement.

B. 2012-0147, John Lynch, LMSW-13555 (active restricted)

Initial review, consideration, and action regarding request for release from consent agreement.

6. Administrative Hearings 9:30 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).

A. 2012-0119 and 2013-0025, Anthony Parrish, LISAC-1381

Board to conduct formal administrative hearing.

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. Kimberly Carrington, LAC applicant

Initial review, consideration, and action regarding applicant's request to withdraw their application.

B. 2014-0065, Amy Davidson, LMSW-12812

Initial review, consideration, and action.

C. Amy Davidson, LMSW-12812

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

D. Teresa Hare, LCSW-12121

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

E. Deborah Harper, LMSW applicant

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

F. Bradley Harris, LMSW applicant

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

G. Anwar Hassan, LSAT applicant

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

H. Robert Holtsoi, LAC applicant

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

I. 2014-0051, Frank Jesus, LISAC-0048 (suspended)

Review, consideration, and action regarding the request for release from the Interim Consent Agreement.

J. 2013-0082, Loraine Kern, LPC-13954

Initial review, consideration, and action.

K. 2013-0047, Wendy Kutz, LCSW-2236 (active restricted)

Review, consideration, and action regarding the request for release from the Interim Consent Agreement.

L. Todd Obermeyer, LMSW applicant

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

M. 2014-0022, Brittany Poole, LMSW-13718

Review, consideration, and action regarding the Board's decision to offer a non-disciplinary consent agreement for continuing education.

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

For review, consideration, and action regarding the request for release from the Interim Consent Agreement.

O. 2015-0035, Gail Wulbrecht, LPC-10532 (active restricted)

Review, consideration, and action regarding the evaluation report.

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).

A. Review, discussion, and possible action related to process to follow when Board members receive information directly from third parties.

10. Temporary licenses: review, consideration and action

N/A

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.

B. Vicktoria Patzer, LMFT applicant

Review, consideration, and action to rescind this Board's decision to deny the application based on failure to meet minimum requirements.

12. Report from the Chair 9:00 AM

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. Update and review of staffs' implementation of Board's directives and operational objectives.

C. Discussion regarding role of Board's lobbyist.

D. Update regarding additional Board members.

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 results of the customer service surveys.*
- D. *Review, consideration, and possible action regarding updating the Board's website.*
- E. *Discussion regarding the complaint process.*
- F. *Review, consideration, and action regarding Arizona rules for renewal.*
- G. *Discussion regarding the two Board meetings scheduled for February.*
- H. *Election of Secretary*

15. Committee reports

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. *Personnel Subcommittee Update*
- B. *Rules Subcommittee Update*

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

- A. *Discussion regarding American Association of State Counseling Boards.*
- B. *Discussion regarding NBCC transition.*

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)

- A. *Review, consideration, and possible action regarding meeting schedule.*

The next meeting is scheduled for Thursday, February 5, 2015, at 9:00 a.m., at 3443 North Central Avenue, Room 1705.

20. Adjournment

January 14, 2015

Tobi Zavala
Executive Director