



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
Website: www.az.gov
Website: www.azbbhe.us
E-mail address: information@azbbhe.us

JANICE K. BREWER
Governor

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES
January 9, 2014

Members Present: Steve Lankton, Gloria Gabler, Mary Coonrod, Kirk Bowden, Jerri Shields, Jayne McElfresh, Page Gonzales

Staff Present: Debra Rinaudo, Executive Director, Tobi Zavala, Deputy Director, Marc Harris, A.A.G., Mary Wilson

1. Call to Order

The meeting of the Arizona Board of Behavioral Health Examiners was called to order on January 9, 2014, at 2:08 p.m. with Mr. Lankton presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

Dr. Bowden moved, seconded by Ms. Shields, to approve the general meeting minutes from the December 5, 2013, meeting as submitted. The motion passed unanimously.

Ms. Coonrod moved, seconded by Ms. Shields, to approve the executive session minutes from the December 5, 2013, meeting as submitted. The motion passed unanimously.

4. Consent Agenda: review, consideration and action

A. 2013-0079, Kelly O'Horo, LPC-14378 (active-restricted)

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

B. 2011-0135, Jennifer Bjerke, LPC-13051 (active-restricted)

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

Dr. Gabler moved, seconded by Ms. Gonzales, to accept the consent agenda as presented. The motion passed unanimously.

5. Administrative Hearings

None

6. Formal Interviews

None

7. Disciplinary matters recommended by Credentialing Committees: review, consideration and action

A. 2011-0116, Howard Rockett, LCSW-11050

Ms. Rinaudo summarized information regarding the complaint, recommendation and proposed consent agreement.

The complainant was properly noticed, but did not appear.

The professional was properly noticed, but did not appear.

Following review and discussion by members, Dr. Bowden moved, seconded by Ms. Shields, to accept the proposed signed consent agreement. The motion passed unanimously. See attached roll call vote.

B. 2013-0075, Deborah Schuler, LCSW-10288

Mr. Harris summarized information regarding the complaint, recommendation and proposed consent agreement. The professional's representative has indicated that the signed consent agreement will be submitted modified to remove the revocation and add that the licensee agrees not to renew her license.

The complainant was properly noticed, but did not appear.

The professional was properly noticed, but did not appear.

Following review and discussion by members, Dr. Bowden moved, seconded by Ms. Shields, to accept the proposed modified consent agreement and, if not signed, to continue with the formal hearing. The motion passed unanimously. See attached roll call vote.

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

A. 2013-0093, Shawna Bowen, LISAC-10656 (suspended)

Ms. Rinaudo summarized the results of the Board's investigation.

The professional was properly noticed, but did not appear.

Following review and discussion, Dr. Bowden moved, seconded by Ms. Shields, to dismiss the complaint without prejudice. The motion passed unanimously.

B. Alexandra Chatilovicz, LAMFT applicant

Ms. Rinaudo provided information regarding the background investigation.

The applicant appeared in person and addressed the Board.

Following review and discussion, Dr. Bowden moved, seconded by Ms. Coonrod, to open a complaint and find a violation of A.R.S. §32-3251(12)(l), any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice. The motion passed unanimously.

Following further discussion, Dr. Bowden moved, seconded by Ms. Shields, to accept a consent agreement that stipulates the following:

- The applicant will be authorized to test
- Upon passage of exam will be issued a license
- License will be on probation for 24 months
- Licensee will attend 12 monthly MADD meetings
- Licensee will complete 6-clock hours of pre-approved continuing education such as NASW Staying Out of Trouble or its equivalent
- Issue an order of censure
- Early release available after 12 months if all stipulations completed

The motion passed unanimously.

Dr. Bowden moved, seconded by Ms. Shields, to deny the application for unprofessional conduct if the proposed consent agreement is not signed. The motion passed unanimously.

C. 2013-0008, Rhonda Pruitt, LPC-11597 and LISAC-1291

Ms. Rinaudo summarized the results of the Board's investigation.

The complainant was properly noticed, but did not appear.

The professional and her attorney, Larry Cohen, appeared in person and addressed the Board.

Following review and discussion, Ms. McElfresh moved, seconded by Dr. Bowden, to dismiss the complaint as unsubstantiated. The motion passed unanimously.

D. 2013-0008, Rhonda Pruitt, LPC-11597 and LISAC-1291

Ms. Rinaudo summarized information regarding the Board's investigation.

The professional and her attorney, Larry Cohen, appeared in person and addressed the Board.

Following review and discussion, members agreed no further action is necessary.

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

Ms. Rinaudo summarized information regarding the professional's request for release from the interim consent agreement.

The licensee appeared telephonically and addressed the Board.

Following review and discussion, Ms. Shields moved, seconded by Dr. Bowden, to deny the licensee's request for release from the interim consent agreement. The motion passed unanimously.

The Board took a break at 3:17 p.m. reconvening its public meeting at 3:28 p.m.

F. 2014-0020, Stephanie Sundseth, LPC-13327

Ms. Rinaudo summarized the results of the Board's investigation.

The complainants appeared in person and were available for questions.

The professional was properly noticed, but did not appear.

Following review and discussion, Dr. Bowden moved, seconded by Ms. Gonzales, to accept the signed consent agreement for the surrender of the license. The motion passed unanimously. See attached roll call vote.

G. 2014-0020, Stephanie Sundseth, LPC-13327

Ms. Rinaudo summarized information regarding the matter.

The complainants appeared in person and were available for questions.

The professional was properly noticed, but did not appear.

Following review and discussion, Dr. Bowden moved, seconded by Ms. Shields, to refer the matter to the appropriate law enforcement agency. The motion passed unanimously,

H. 2014-0020, Stephanie Sundseth, LPC-13327

Ms. Rinaudo summarized information regarding the matter.

The complainants appeared in person and were available for questions.

The professional was properly noticed, but did not appear.

Following review and discussion, Dr. Bowden moved, seconded by Dr. Gabler, to direct staff to work with the professional as follows:

- To modify her website to remove all references to any type of counseling within 30 days
- To bring the changes to the Board for review
- To notify the professional of the possibility of a cease and desist order

The motion passed unanimously.

I. 2011-0148, Pamela Swanson, LPC-2152 (suspended)

Ms. Rinaudo summarized information regarding the Board's investigation.

The complainant was properly noticed, but did not appear.

The professional was properly noticed, but did not appear. .

Following review and discussion, Dr. Bowden moved, seconded by Ms. Gonzales, to accept the proposed signed consent agreement. The motion passed unanimously. See attached roll call vote.

9. Notice of Deficiencies

Three applicants from the list of 51 appeared and addressed the Board.

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

A. *Jill Lewis v. AzBBHE, Case No. S0900CV201200569*

Mr. Harris provided information regarding the order Dismissing Special Action.

11. Applications for licensure: review, consideration and action

Social Work

Mr. Lankton moved, seconded by Ms. Coonrod, to approve 6 applicants as Licensed Clinical Social Workers, 20 applicants as Licensed Master Social Workers and 3 applicants as Licensed Clinical Social Workers by endorsement. The motion passed unanimously.

Mr. Lankton moved, seconded by Ms. Coonrod, to deny 2 applications based on failure to pass the required exam. The motion passed unanimously.

Counseling

Ms. Shields moved, seconded by Dr. Bowden, to approve 26 applicants as Licensed Associate Counselors, 10 applicants as Licensed Professional Counselors and 3 applicants as Licensed Professional Counselors by endorsement. The motion passed unanimously.

Ms. Shields moved, seconded by Dr. Bowden, to deny 4 applications based on not meeting minimum requirements. The motion passed unanimously.

Substance Abuse

Dr. Bowden moved, seconded by Ms. Shields, to approve 1 applicant as a Licensed Independent Substance Abuse Counselor, 3 applicants as Licensed Associate Substance Abuse Counselors and 2 applicants as Licensed Substance Abuse Technicians. The motion passed unanimously.

Dr. Bowden moved, seconded by Ms. Shields, to deny 2 applications based on not meeting minimum requirements. The motion passed unanimously.

Marriage and Family Therapy

Dr. Gabler moved, seconded by Ms. Shields, to approve 3 applicants as Licensed Associate Marriage and Family Therapists and 3 applicants as Licensed Marriage and Family Therapists by endorsement. The motion passed unanimously.

Dr. Gabler moved, seconded by Ms. Shields, to deny one application based on not meeting minimum requirements. The motion passed unanimously.

12. Report from Chair

A. *Chair report*

No report

13. Report from the Treasurer

A. *Monthly Financial Report*

Members reviewed the monthly financial report.

Following review, Ms. Coonrod moved, seconded by Dr. Bowden, to accept the monthly financial report as presented. The motion passed unanimously.

14. Report from the Executive Director and/or staff

A. *General Agency Operations*

No report.

B Review, consideration and action regarding SB1374 update

No report.

B. Personnel changes update

Ms. Rinaudo reported that Tobi Zavala has been promoted to Deputy Director and the agency has hired Donna Dalton to fill the Assistant Director position.

C. Board member training required by SB1374

Ms. Rinaudo provided information regarding the 12 hours of Board member training required by SB1374. CLEAR offers a 5 hour web-based training that members can complete on their own time. The additional required 7 hours are being developed by a consultant.

Dr. Bowden moved, seconded by Ms. Shields, to purchase the 5 hour training from CLEAR. The motion passed unanimously.

D. Customer service survey results

Ms. Zavala indicated that the survey results will be provided with Board packets on a quarterly basis beginning in April. The November and December results are in the binders today for member review.

E. Investigative script review

Mr. Harris reviewed the script the Board will follow when initially considering investigative matters.

G. Appointment of additional member to the Rules Subcommittee

Members discussed the 2 possible appointees and the current composition of the subcommittee.

Following discussion by members, Mr. Lankton moved, seconded by Dr. Bowden, to appoint Nikole Hintz-Lyon to the Rules Subcommittee. The motion passed unanimously.

15. Committee reports

No report

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

None

17. Future agenda items

None

18. Call for public comment

No one responded to the call for public comment

19. Establishment of future meeting dates

The next meeting is scheduled for Thursday, February 6, 2014, at 12:00 p.m., at 3443 North Central Avenue, Room 908.

20. Adjournment

Mr. Lankton moved, seconded by Ms. Shields, to adjourn. The motion passed unanimously and the meeting was adjourned at 4:11 p.m.

Mary Coonrod
Secretary/Treasurer

Date