



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES
July 29, 2015

Members Present: Jerri Shields, Patricia Dobratz, Mary Coonrod, Sally Jones, Chip Coffey, Brad Barnett, Cedric Davis

Member by telephone: Nikole Hintz-Lyon

Members Absent: Gerald Szymanski, Heidi Quinlan

Staff Present: Tobi Zavala, Executive Director; Marc Harris, A.A.G.; Donna Dalton, Deputy Director

1. Call to Order

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on July 29, 2015, at 9:05 a.m. with Ms. Shields presiding.

2. Roll Call

See above.

3. Report from the Executive Director and/or staff

A. Review, consideration and action regarding the initial draft of proposed rulemaking being promulgated

Deputy Director Donna Dalton provided the Board with a brief overview of the rulemaking activities to date. Ms. Dalton stated that the Board formed a rules committee shortly after an omnibus bill became law in the Fall of 2013. Ms. Dalton informed the Board that the committee met 15 times over the last 18 months. At these meetings, which were open to the public, the committee frequently received feedback and interacted with various stakeholder groups such as the Arizona Human Services Council, all four professional associations, universities and community colleges and local social service agencies and hospitals.

At the conclusion of Ms. Dalton's opening statements, she reviewed with the Board the first four articles. During its review of these articles, the Board considered six motions. The motions and their outcomes were as follows:

Ms. Shields moved, seconded by Dr. Davis, to accept the definition of "counseling related coursework" as proposed in A.A.C. R4-6-101(19). The motion failed with Mr. Coffey, Ms. Coonrod, Ms. Dobratz and Ms. Jones opposed.

Following further discussion, Mr. Coffey moved, seconded by Ms. Coonrod, to accept the proposed definition of "counseling related coursework" as modified by striking "includes a significant clinical component and" in A.A.C. R4-6-101(19). The motion carried with Ms. Shields opposed.

Ms. Dobratz moved, seconded by Ms. Shields, to accept the proposed language in A.A.C. R4-6-212(A)(2) as modified by striking "(iii) Nurse Practitioner". The motion passed unanimously.

Ms. Dobratz moved, seconded by Mr. Barnett, to accept the proposed language in A.A.C. R4-6-212(D)(2) as modified by changing 90 to 75 hours, and A.A.C. R4-6-212(D)(3) by changing 25 to 15 hours. The motion carried with Mr. Coffey, Dr. Davis and Ms. Jones opposed.

Ms. Shields moved, seconded by Ms. Coonrod, to accept A.A.C. R4-6-213 as proposed. The motion passed unanimously.

The Board took a break at 10:25 a.m., reconvening its public meeting at 10:35 a.m.

Ms. Shields moved, seconded by Dr. Davis, to tentatively approve Articles 1 through 4 as modified by members. The motion passed unanimously.

Following the motion, Ms. Shields clarified for the public that the Board's action was simply to move Articles 1 through 4 as modified by members forward and stated that it was not a final vote on the adoption of these rules.

B. Discussion regarding public hearing format and locations.

Ms. Zavala discussed the format of the upcoming public hearings and informed members that the hearings would be recorded and transcribed.

Mr. Harris advised the Board that members were welcome to attend these public hearings but requested that they let staff know in advance in order to ensure that the Board complies with the open meeting laws.

4. Future agenda items

None

5. Call for public comment

Steve Farmer, Northern Arizona University, expressed that the inclusion of "significant clinical component" in the definition of "counseling related coursework" could be interpreted as very limiting to the courses.

Elizabeth Forsyth, Past President of the Arizona Counselors Association ("AzCA"), expressed that:

- Including "significant clinical component" in the definition of "counseling related coursework" was contradictory to the intent of the stakeholder task force who worked on SB1374.
- She commended Ms. Zavala for her contribution to the culture shift at the Board. She expressed a need for the Board to have a process for choosing a future Executive Director.
- AzCA is not in support of tiered testing for counselor licensure as proposed in A.A.C. R4-6-502, and feel it extends the length of time to achieve independent licensure and puts additional burden on the clinical supervisors.
- The Board may consider requiring additional face to face clinical supervision every six months as proposed in A.A.C. R4-6-212(D).

Rory Hays, Arizona Council of Human Service Providers, expressed that she would submit additional feedback in writing, and requested clarification on the Board's motion.

Keith Cross, Prescott College, shared Mr. Farmer's and Ms. Forsyth's concerns with the inclusion of "significant clinical component" in the definition of "counseling related coursework".

Mr. Cross also asked the Board to consider:

- Changing A.A.C. R4-6-1103(A)(4) to "electronic acknowledgement" to align with A.A.C.R4-6-101(46).
- Requiring licensees to complete a jurisprudence exam.

6. Establishment of future meeting dates

The next meeting is scheduled for Thursday, August 6, 2015, at 8:00 a.m., at 3443 North Central Avenue, Room 1705.

7. Adjournment

Dr. Davis moved, seconded by Mr. Coffey, to adjourn. The motion passed unanimously and the meeting was adjourned at 12:55 p.m.

Patricia Dobratz
Secretary/Treasurer

Date