



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 July 9, 2015, at 9:00 AM
3443 N Central Avenue, Room 1705, Phoenix, Arizona**

1st amended (7/7/15)

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
Patricia Dobratz, LMFT, Secretary/Treasurer
Bradley Barnett, LMFT
Peter (Chip) Coffey, LPC
Mary Coonrod, Public Member
Cedric (Doc) Davis, LCSW
Nikole Hintz-Lyon, Public Member
Cecilia (Sally) Jones, LCSW
Heidi Quinlan, LISAC, LPC
Gerald Szymanski, LISAC, LPC
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. *May 7, 2015, general meeting minutes*
- B. *May 7, 2015, executive session minutes*
- C. *June 4, 2015, general meeting minutes*
- D. *June 4, 2015, 10:00 a.m. executive session minutes*
- E. *June 4, 2015, 11:36 a.m. executive session minutes*

4. Notification of Deficiencies

Elizabeth Fortune

5. Consent Agenda:

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion.

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. Cases recommended for dismissal. The Board will review, discuss, and may vote to take action on the following cases:

- a. *2015-0079, Norma Grijalva, LAC-15227*
- b. *2015-0073, Holly Judge, LPC-2273*
- c. *2014-0064, Barbara Kiffmeyer, LMSW-12917*

B. Cases recommended for release from consent agreements. The Board will review, discuss, and may vote to take action on the following cases:

- a. *2014-0005, Kent Baker, LPC-10419 active restricted*

C. Cases recommended for opening a complaint and/or acceptance of a proposed signed consent agreement. The Board will review, discuss, and may vote to take action on the following cases:

- a. *Norma Grijalva, LAC-15227*
- b. *2011-0062, Joanna Parris, LISAC-10846*

6. Administrative Hearings 1:00 PM

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. *Dina Milum, LPC-11859 suspended*

Board to consider a request for extension or 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. Natasha Boord, LMSW-12337

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

B. 2011-0085, Don Burchfield, LPC-1969

Initial review, consideration, and action regarding complaint.

C. David Giorgio, LMSW applicant

Initial review, consideration, and action regarding applicant's request to withdraw their application or take other action including but not limited to opening a complaint and possible disciplinary action based on the background investigation

D. Marvin James, LISAC-11486

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

E. Jenise Johnson, LAC-13823

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

F. Pablo Kusak, LSAT applicant

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

G. Susan Newberry, LBSW-1692

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

H. James Sims, LPC-10241

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

I. 2013-0067, Cynthia Wilhelms, LPC-13995

Initial review, consideration, and action regarding complaint.

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. Update regarding LC2014-000269-001 DT, Gary Tupper appeal

B. 2015 Legislative Update

a. HB2212

b. HB2213

c. HB2297

d. SB1370

C. Review and discussion regarding use of personal communication devices

D. Discussion regarding member recusals

10. Renewal applications: 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. James Pennington, LAC applicant

Initial review, consideration, and action regarding application for licensure as an associate counselor. This includes but is not limited to opening a complaint and possible disciplinary action based upon his application for temporary license.

12. Report from the Chair

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. Review, consideration, and possible action regarding developing 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 results of the customer service surveys.*
- D. Update regarding Academic Review Committee appointments.*
- E. Review, consideration, and possible action regarding updating the Board's website.*
- F. Discussion regarding the complaint process.*
- G. Discussion regarding court appointed complaints.*
- H. Discussion regarding exiting Board members.*
- I. Discussion regarding on-line CEUs.*
- J. Discussion regarding approval of rule moratorium.*
- K. Discussion regarding suicide ideation.*
- L. Discussion regarding year-end results.*

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

Review, consideration, and possible action regarding appointment of members.

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

N/A

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 regular meeting is scheduled for Thursday, August 6, 2015, at 9:00 a.m., at 3443 North Central Avenue, Room 1705.

Discussion and possible action regarding scheduling an extra July meeting.

20. Adjournment

July 7, 2015

Tobi Zavala
Executive Director