



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
Board Website: www.azbbhe.us
Email Address: information@azbbhe.us

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 June 3, 2016, at 9:00 AM
3443 N Central Avenue, Room 1705, Phoenix, Arizona**

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
Habib Khan, Public Member
Ivan Pemberton, Public Member
Heidi Quinlan, LISAC, LPC
Gerald Szymanski, LISAC, LPC

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 6, 2016, general meeting minutes*

4. Notification of Deficiencies

*Steven Pittman Melinda Spiwak Emberly Lashley Clyde Winfield, Jr.
Sara Aslam Andrea Williams Kathryn Cooper Michelle Cordova Koepke
Sarah Rogers*

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 case(s):

- a. *2016-0090, Marilyn Daniel, LAC-14319 (active-restricted)*
- b. *2014-0052, Frieda Ling, LMFT-10199*

B. **Cases recommended for dismissal with a letter of concern.** The Board will review, discuss, and may vote to take action on the following case(s):

N/A

C. **Cases recommended for release from consent agreements.** The Board will review, discuss, and may vote to take action on the following case(s):

- a. *2015-0106, Anita Comstock, LPC-13748 (active restricted)*

D. **Cases recommended for acceptance of a proposed signed interim consent agreement.** The Board will review, discuss, and may vote to take action on the following case(s):

- a. *John Clarizio, LMSW-13594*

E. **Cases recommended for opening a complaint and acceptance of a proposed signed consent agreement.** The Board will review, discuss, and may vote to take action on the following case(s):

- A. *Caitlin Yost, LMSW-13958*

6. Administrative Hearings 10:00 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. 2013-0013, Heath Kilgore, LPC-10562 (suspended)

Review, consideration, and possible action on proposed consent agreement.

B. 2016-0098, Mary Coy, LMSW applicant

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. 2016-0044, Sharli Berry, LAC-14336 and LPC applicant

Initial review, consideration, and action, regarding complaint.

B. Mary Louise Derrick, LMSW applicant

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

C. Aaron Foster, LAC applicant

Initial review, consideration, and action, regarding request for an extension of the Board's April 1, 2016, Order to complete a substance abuse evaluation.

D. 2014-0010, Alexis Grae, LPC-2097 and LISAC-1552

Initial review, consideration, and action, regarding complaint.

E. 2015-0113, Alexis Grae, LPC-2097 and LISAC-1552

Initial review, consideration, and action, regarding complaint.

F. 2016-0081, Salina Hancock Abdul-Bari, LMSW-13868

Review, consideration, and possible action, to rescind the Board's April 1, 2016, motion to dismiss the complaint, based on additional information received.

G. Melissa Kinworthy, LASAC-13241

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

H. 2016-0102, Michael Latino, LASAC-15133

Initial review, consideration, and action, regarding complaint.

I. Tacey Schatz, LCSW-2665

Initial review, consideration, and action, regarding opening a complaint and possible disciplinary action based on self-report.

J. 2016-0003, Genett Tomko, LCSW-12770

Initial review, consideration, and action, regarding complaint.

K. 2015-0032, Ellen Vimmerstedt, LPC-1266

Initial review, consideration, and action, regarding complaint.

L. 2014-0033, Thomas Walter, LAC-14414 and LISAC-10457

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. Training: Practical Tips for New (and Veteran) Board Members: Conducting More Effective Board Meetings

10. Applications for licensure and educational programs: 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. Review, consideration, and possible action regarding applications for educational programs

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.

11. 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 updating the Board's website.

D. Discussion regarding FY16 Board goals.

E. Personnel Evaluation: Discussion, consideration, and possible action pertaining to the performance and salary review of the Executive Director.

F. Annual election of Board Officers (Chairperson and Secretary Treasurer).

12. Report from the Treasurer

A. April monthly financial report

13. 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. Update regarding Maricopa County Attorney's Office inquiry regarding an open meeting law complaint.

C. Review, consideration, and possible action regarding promulgating rules (SB1212/Laws 2015, Chapter 154).

D. Review, consideration, and possible action regarding database.

E. Discussion regarding office renovations.

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

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).

N/A

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

A. Review, consideration, and possible action regarding members attending ASWB Board member training.

B. Discussion regarding NBCC Annual Conference.

16. Future agenda items

17. 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.

18. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, July 8, 2016, at 9:00 a.m., at 3443 North Central Avenue, Room 1705.

19. Adjournment

May 26, 2016

Tobi Zavala
Executive Director