



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANICE K. BREWER
Governor

TOBI ZAVALA
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING

Scheduled for September 4, 2014, at 9:00 AM
3443 N Central Avenue, Room 908, Phoenix, Arizona

1st amended (9/3/14)

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 9th 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. 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.

The Board, upon majority vote of a quorum of the members, may hold an Executive Session on any item on the agenda, where applicable, for purposes of reviewing and considering confidential records, to obtain legal advice and/or to consider its position and instruct its attorneys pursuant to A.R.S. § 38-431.03(A)(2), (3), and (4). Executive Sessions are not open to the public.

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.

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. August 14, 2014, general meeting minutes

4. Notification of Deficiencies

Sean Frankie Miles Overholt, III

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).

N/A

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. Samuel Wolde, LAC 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. Marnie Arnett, LMSW-12705

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

B. 2012-0032, Janet Carpentier, LISAC-10475 interim suspension

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

C. 2014-0048, John Cepen, LMFT-0168

Initial review, consideration, and action.

D. 2012-0072, Kristi Everett, LMSW-13335

Initial review, consideration, and action.

E. Sharon Frick, LPC-10150

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

F. 2015-0010, Susan Jantzen, LPC-1034

Initial review, consideration, and action.

G. Arnie Kahn, LISAC-1174

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

H. 2012-0073, Alicia Lundgren, LCSW-10757

Initial review, consideration, and action.

I. Melissa Mitscher, LMSW-12818

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

J. 2015-0009, Susan Salmonson, LAC-13111

Initial review, consideration, and action.

K. 2012-0065, Melanie Sharp, LMSW-12328 suspended

Initial review, consideration, and action.

L. Robert Tencer, LCSW-3586

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

M. 2011-0070 Clyta West, LPC-11593 suspended

Initial review, consideration, and action.

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. Discussion regarding the Open Meeting Law as it relates to IT security.

10. Temporary licenses: review, consideration and action

A. Janet Swift, LAC applicant

Review, consideration, and possible action regarding issuance of a temporary license with a background issue

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.

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

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.

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)

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 meeting is scheduled for Thursday, October 2, 2014, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

Review and approval of 2015 meeting calendar.

20. Adjournment

September 3, 2014

Tobi Zavala
Executive Director