



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](http://www.az.gov)  
Website: [www.azbbhe.us](http://www.azbbhe.us)  
E-mail address: [information@azbbhe.us](mailto:information@azbbhe.us)

JANICE K. BREWER  
Governor

DEBRA RINAUDO  
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES  
July 12, 2012

Members Present: Steve Lankton, Jayne McElfresh, Bruce Murchison, Deborah Pettitt, Gloria Gabler  
Members by phone: Kirk Bowden  
Staff Present: Debra Rinaudo, Executive Director, Marc Harris, A.A.G., Christopher Munns, Solicitor General's Office, Jill Dowling, Board Investigator, Michelle Clinkenbeard, Board Investigator, Mary Wilson, Elma Brambila

**1. Call to Order**

The meeting of the Arizona Board of Behavioral Health Examiners was called to order on July 12, 2012, at 9:02 a.m. with Dr. Gabler presiding.

**2. Roll Call**

See above.

**3. Minutes: review, consideration and action**

Dr. Bowden moved, seconded by Mr. Lankton, to approve the general meeting minutes from the June 7, 2012, meeting as submitted. The motion passed unanimously. Ms. McElfresh abstained from the vote.

Dr. Bowden moved, seconded by Mr. Murchison, based on the rule of impossibility to approve the amended general meeting minutes from the January 10, 2012, meeting as submitted. The motion passed unanimously.

**4. Consent Agenda: review, consideration and action**

*A. 2011-0023, Matthew Boettcher, LCSW-3456*

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint.

*B. 2011-0033, Amy Duemler, LMSW-10596*

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to accept the proposed signed consent agreement.

*C. 2011-0002, Georgia Furlas, LASAC-13167*

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

*D. 2011-0029, Damian Kirwan, LCSW-3839*

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint.

*E. 2009-0045, Donald Langford, LPC-1598*

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

*F. 2012-0098, Kristan Robson, LISAC-10387*

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint.

*G. 2012-0018, John Thorne, LPC-13059*

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed alternate signed consent agreement.

*H. 2010-0018, Mary Ann Turner, LCSW-10951*

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to accept the proposed signed consent agreement.

*I. 2012-0141, Courtney Wood, LMSW-10846*

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to accept the proposed signed consent agreement.

Following review and discussion by members, Mr. Murchison moved, seconded by Mr. Lankton, to accept the consent agenda as presented. The motion passed unanimously. See attached roll call vote.

*The Board took a break at 9:50 a.m., reconvening its public meeting at 10:02 a.m.*

**5. Administrative Hearings**

Dr. Gabler reviewed procedures for conducting a formal administrative hearing.

Christopher Munns, Solicitor General's Office, was present and available to provide independent legal advice to the Board.

*A. 2012-0093, Angela Berry, LASAC applicant*

Mr. Harris provided information regarding the proposed consent agreement.

The applicant was properly noticed, but did not appear.

Mr. Lankton moved, seconded by Mr. Murchison, to accept the signed consent agreement. The motion passed unanimously.

*The Board took a break at 12:00 p.m., reconvening its public meeting at 12:12 p.m.*

*B. 2012-0103, Lisa Bozik, LPC applicant*

Ms. Rinaudo provided information the applicant submitted in support of her request for a continuance.

The applicant was properly noticed, but did not appear.

Following discussion and review of the request by members, Mr. Murchison moved, seconded by Mr. Lankton, to approve the request for a continuance of the formal hearing and to request that the applicant provide a letter from her medical provider addressing how long the professional will need before she can participate in a formal hearing. The motion passed unanimously.

*C. Barry Goodfield, R-LMFT applicant*

Christopher Munns, Solicitor General's Office, was present and available to provide independent legal advice to the Board.

Dr. Goodfield appeared and made an opening statement.

Mr. Harris, A.A.G., appeared on behalf of the State and made an opening statement.

Mrs. Goodfield was sworn in and testified.

Ms. McElfresh moved, seconded by Mr. Murchison, to continue the matter for 30 days to allow the professional to provide documentation establishing that he meets reciprocal licensure requirements. The motion failed with all members voting against the motion.

Respondent's Exhibits A, B and C were accepted into evidence.

Debra Rinaudo, Executive Director, was sworn and testified on behalf of the State.

State's Exhibits 1 – 10 were accepted into evidence.

Dr. Goodfield made a closing statement.

Mr. Harris made a closing statement.

Ms. Pettitt moved, seconded by Mr. Murchison, to affirm the Marriage and Family Therapy Credentialing Committee's denial of the license based on Respondent's failure to establish he meets reciprocal licensure requirements. The motion passed unanimously. See attached roll call vote.

**6. Formal Interviews**

None

**7. Complaints and other disciplinary matters: review, consideration and action**

*A. 2012-0148, Wesley Perdue, LPC-10598*

Ms. Rinaudo summarized information regarding the complaint.

The complainant was present and available for questions.

The professional appeared in person and addressed the Board.

Following review and discussion, Mr. Lankton moved, seconded by Mr. Murchison, to accept the signed consent agreement. The motion passed unanimously. See attached roll call vote.

*B. Millie Hudson, LPC-1715 (revoked)*

Ms. Rinaudo summarized information received by the Board indicating that the professional is continuing to practice psychotherapy and to hold herself as a LPC despite the voluntary surrender of her license.

The professional was properly noticed, but did not appear. The professional's attorney, Robert Chelle, appeared in person and addressed the Board.

Board members discussed concerns regarding the professional's failure to clarify for her current clients that she is not licensed to practice psychotherapy and that she is not, in fact, providing psychotherapy services.

Following review and discussion, Ms. McElfresh moved, seconded by Mr. Lankton, to continue to matter in order to provide time for the professional to make changes in her practice to address the concerns the Board identified. The motion passed unanimously.

*C. Kimberly Sayles, LMSW-13071*

Ms. Rinaudo summarized the complaint.

The professional appeared telephonically.

Following review and discussion by members, Ms. McElfresh moved, seconded by Mr. Murchison, to open a complaint and accept the signed interim consent agreement. The motion passed unanimously. See attached roll call vote.

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

*A. Update regarding Robert Collette judicial review action*

Mr. Harris reported that he has received Mr. Collette's opening brief and is preparing a response.

**9. Applications for licensure: review, consideration and action**

*Raquel Dorame, LPC applicant*

Mr. Murchison moved, seconded by Mr. Lankton, to rescind this Board's October 16, 2011, motion to deny licensure based on failure to meet minimum requirements. The motion passed unanimously. Dr. Gabler abstained from the vote.

*Social Work*

Mr. Lankton moved, seconded by Dr. Gabler, to approve 4 applicants as Licensed Clinical Social Workers, 12 applicants as Licensed Master Social Workers and one applicant as a Licensed Bachelor Social Worker. The motion passed unanimously.

Mr. Lankton moved, seconded by Mr. Murchison, to deny 4 applications based on failure to take and/or pass the required exam, 5 applications based on failure to meet minimum requirements and one application based on a finding of unprofessional conduct. The motion passed unanimously.

*Counseling*

Ms. Pettitt moved, seconded by Dr. Gabler, to approve 13 applicants as Licensed Associate Counselors, 10 applicants as Licensed Professional Counselors and one applicant as a Reciprocal Licensed Professional Counselor. The motion passed unanimously.

Ms. Pettitt moved, seconded by Dr. Gabler, to deny 4 applications based on failure to meet minimum requirements and one application based on a finding of unprofessional conduct. The motion passed unanimously.

*Substance Abuse*

Dr. Gabler moved, seconded by Dr. Bowden, to approve 4 applicants as Licensed Associate Substance Abuse Counselors and one applicant as a Licensed Substance Abuse Technician. The motion passed unanimously.

Dr. Gabler moved, seconded by Dr. Bowden, to deny 4 applications based on failure to meet minimum requirements. The motion passed unanimously.

*Marriage and Family Therapy*

Dr. Gabler moved, seconded by Mr. Murchison, to approve 2 applicants as Licensed Marriage & Family Therapists and one applicant as a Reciprocal Licensed Marriage & Family Therapist. The motion passed unanimously.

**10. Report from Chair**

*A. Chair report*

No report

**11. Report from the Treasurer**

*A. Monthly Financial Report*

Members reviewed the monthly financial report.

Following review, Dr. Gabler moved, seconded by Mr. Murchison, to accept the monthly financial report as presented. The motion passed unanimously.

**12. Report from the Executive Director and/or staff**

*A. General Agency Operations*

No report.

*B. Policy regarding deficient clinical records*

Tabled

*C. Update regarding the Board's performance audit*

Ms. Rinaudo reported that the Auditor General's Office will issue a written report around the end of July. The report will be forwarded to members as soon as it is issued. If members have comments regarding the report or wish to schedule a meeting with the auditors to discuss the report, they need to communicate this to staff as soon as possible after they receive the report..

*D. Update regarding Stakeholder meetings*

Ms. Rinaudo reported regarding the ongoing stakeholder meetings.

*E. Counseling Credentialing Committee's request for a "good cause exception" to the clinical supervision documentation requirements set forth in A.A.C. R4-6-212(F)(4)*

Following discussion, members requested that Board staff ensure that information regarding the Board's clinical documentation requirements be provided to all new associate level licensees.

*F. Update regarding Board development and distribution of an informational letter regarding the Board's standards for clinical supervision documentation*

Members reviewed an informational letter Board staff prepared addressing Board standards for clinical supervision documentation. The letter was sent to the RBHAs and the Council of Human Service Providers for distribution to its member agencies.

*G. Review, consideration and action regarding revised process for limiting complaint presentations by the complainant and the licensee*

Ms. Rinaudo reported regarding a request received during the ongoing stakeholder discussions that the Board allow the complainant and the licensee to have the same amount of time to address a committee as that used by Board staff to present a case. Staff agreed to try this process for a limited time period to assess whether it has a significant impact on the committees' ability to process complaints.

**13. Committee reports**

No report

**14. National and regional news regarding the profession(s)**

None

**15. Future agenda items**

None

**16. Call for public comment**

No one asked to speak in response to the call for public comment.

**17. Establishment of future meeting dates**

The next regular meeting is scheduled for Thursday, August 2, 2012, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

**18. Adjournment**

Mr. Lankton moved, seconded by Mr. Murchison, to adjourn. The motion passed unanimously and the meeting was adjourned at 1:10 p.m.

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Gloria Gabler  
Secretary/Treasurer

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Date