



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

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for May 18, 2012, at 8:00 AM
3443 N Central Avenue, Room 908, Phoenix, Arizona

3rd amended (5/15/12)

Pursuant to A.R.S. Sec. 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. *April 2, 2012, general meeting minutes*

B. *April 2, 2012, executive session minutes*

4. Consent Agenda: review, consideration and action

The Board may go into executive session to review and consider records exempt from public inspection 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. *2011-0160, Laurie Duarte, LISAC-1492*

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to accept the proposed signed consent agreement and to issue Lindy Howard a Reminder of Duty to Report letter relating to Complaint 2011-0160.

B. *2011-0066, Athen Fisher, LAMFT-10362*

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

C. *2010-0119, Andrea Flores, LMSW-12912*

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

D. 2011-0008, Marina Greco, LPC-2159

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

E. 2009-0119, Aaron Grigg, LCSW-12377

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

F. 2011-0155, Patrick Kelly, LISAC-1448

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

G. 2012-0107, Joan Lisa, LISAC-10499 and LAC applicant

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

H. 2012-0087, Moira Lynn, LPC-0836

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to dismiss the complaint with a letter of concern.

I. 2010-0021, Maureen Maxon, LPC-10172

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

J. 2012-0129, Chad Metz, LMSW applicant

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

K. 2010-0111, Lawrence Minniefield, LPC-12797

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

L. 2012-0047, Donna Noriega, LCSW-10959

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

M. 2010-0129, Courtney Penniman, LISAC-10574

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

N. 2012-0091, Deborah Stelzleni, LPC-10626

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint with a letter of concern.

O. 2009-0089, Brenda Taylor, LISAC-1503

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

5. 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 review and consider records exempt from public inspection 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. Geraldine Alexis, LPC applicant

Board to conduct a formal administrative hearing.

B. 2011-0150, Timiadi Edogi, LMSW applicant

Board to conduct a formal administrative hearing.

6. 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 review and consider records exempt from public inspection 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).

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

The Board may go into executive session to review and consider records exempt from public inspection 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. 2010-0080, Scott Baker, LAC-12832

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

B. 2011-0139, Lynn Barwick, LCSW-1292

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

C. 2011-0137, Deena Stewart-Hitzke, LISAC-10275

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

D. 2011-0137, Deena Stewart-Hitzke, LISAC-10275 and LPC applicant

Review, consideration and action regarding consolidation of the two captioned matters.

E. 2011-0140, Ronald Gransie, LPC-0730

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

F. 2010-0062, Brooks Gibson, LPC-10022

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

G. 2010-0120, P. Lauren Levy, LPC-2126

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

H. 2011-0039, Michelle Ruttinger, LCSW-10994

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

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

A. Update regarding Robert Collette judicial review action

B. Update regarding John Lare judicial review action

C. Update regarding Brooks Gibson special action

9. Applications for licensure: review, consideration and action

The Board may go into executive session to review and consider records exempt from public inspection 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 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. Dena Omar, LCSW applicant

Review, consideration and possible action to rescind this Board's April 2, 2012, motion to license the applicant as a Licensed Master Social Worker.

C. Jill Coxen. LPC applicant

Review, consideration and possible action to rescind this Board's April 2, 2012, motion to deny the application based on the applicant's failure to establish she meets minimum licensure requirements.

D. Justin Ashbridge, LAC applicant

Review, consideration and possible action to rescind this Board's April 2, 2012, motion to deny the application based on the applicant's failure to establish he meets minimum licensure requirements.

10. Report from the Chair

The Board may go into executive session to review and consider records exempt from public inspection 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. Chair report

11. Report from the Treasurer

A. Monthly financial report January 31, 2012

B. Monthly financial report March 31, 2012

12. Report from the Executive Director and/or staff

The Board may go into executive session to review and consider records exempt from public inspection 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 development of a Board policy addressing discipline to be imposed where complaint allegations are not substantiated, but clinical records are deficient.

C. Recognition of past Board members

D. Review, consideration and action regarding HB2744

E. Review, consideration and possible action regarding identification of types of complaints that are not within the Board's jurisdiction and creation of a process to notify the public that the Board will not accept or take action on such complaints

13. Report from Auditor General's Office staff regarding status of audit 8:00 a.m.

The Board may go into executive session to review and consider records exempt from public inspection 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).

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

15. Future agenda items

16. 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. § 38-431.02(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.

17. Establishment of future meeting date(s)

The next meeting is scheduled for Thursday, June 7, 2012, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

Scheduling of a special Board meeting to conduct a formal hearing.

18. Adjournment

May 15, 2012

Debra Rinaudo
Executive Director