



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
Arizona State Website: www.az.gov
Board Website: www.azbbhe.us
Board E-mail Address: information@azbbhe.us

JANICE K. BREWER
Governor

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for August 6, 2010, at 9:00 AM
3443 N Central Avenue, Room 908, Phoenix, Arizona

1st amended (7/30/10)

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 discussing 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. *July 9, 2010, general meeting minutes*

4. Consent Agenda: review, consideration and action

The Board may go into executive session to discuss 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. *2009-0037, Manuel Castillo, LMSW-12810*

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

B. *2010-0124, Susan Rassas, LISAC-1393 and LPC-2233*

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

C. *2007-0132, Danielle Reed, LCSW-12155*

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

D. 2003-0071, 2003-0081 and 2006-0109, Barbara Waldman, LCSW-3559

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

5. Administrative Hearings 11:00 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 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. 2010-0099, Marianne Krivan, LCSW applicant

Board to conduct formal administrative hearing regarding the Social Work Credentialing Committee's recommendation to deny the application pursuant to A.R.S. §32-3275(6).

B. 2010-0046, Michelle Easson, LAC applicant

Review, consideration and action regarding the applicant's request to continue the formal 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 discuss 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).

None

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

The Board may go into executive session to discuss 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. 2010-0082, Micki Kloss, LMFT-0157

Review, consideration and action regarding the Marriage and Family Therapy Credentialing Committee's recommendation to remand this matter to formal hearing.

B. 2010-0041, Mitzi Mackenzie, LMSW-12181 and LCSW applicant

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

C. 2010-0117, Jamie Pullin, LASAC-13089

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

D. 2010-0039, Danielle Reed, LCSW-12155

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

E. 2010-0086, Nancy Taylor, LPC-10994

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

F. NJ10-0020, Marilyn Daniel

Review, consideration and action regarding the non-jurisdictional complaint.

G. NJ10-0021, Linda Frazee

Review, consideration and action regarding the non-jurisdictional complaint.

H. NJ10-0022, Jay Piercefield

Review, consideration and action regarding the non-jurisdictional complaint.

- 8. Assistant Attorney General's Report: Marc Harris, A.A.G.**
A. *Status of judicial review actions and other Superior Court litigation: Information only unless otherwise indicated.*
B. *Updates*
1. Cancellation of Elizabeth Rodgers formal hearing
2. Court of Appeals proceeding regarding Rayne Norton
- 9. Applications for licensure: review, consideration and action**
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
A. *Mitzi Mackenize, LCSW applicant*
Review, consideration and action regarding the applicant's request to withdraw her licensure application.
- 10. Report from the Chair**
The Board may go into executive session to discuss 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*
- 12. 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 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 action regarding forwarding to the Office of Behavioral Health Licensure the investigative information regarding the falsification of Behavioral Health Professional notes at Mentor*
C. *Review, consideration and possible action regarding Board application of A.R.S. §32-3206*
- 13. 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 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 September 2, 2010, at 9:00 a.m., at 3443 North Central Avenue, Room 908.
- 18. Adjournment**

July 30, 2010

Debra Rinaudo
Executive Director