



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANET NAPOLITANO
Governor

CEDRIC DAVIS
Board Chair

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for February 1, 2008, at 9:00 AM
3443 North Central Avenue, Room 908, Phoenix, Arizona

2nd amended (1/30/08)

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 (AzBBHE Chair)

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. *January 4, 2008, general meeting minutes*

B. *January 4, 2008, executive session minutes*

4. Consent Agenda: review, consideration and action

A. *2004-0042, Carol Galanos, LPC-0157*

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

B. *2008-0031, Jeffrey Jensen, LCSW applicant*

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

C. *2008-0048, Amy Kisner, LMSW applicant*

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

D. *2005-0110, Julio Landero, LISAC-1697*

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

E. 2008-0053, Debra Luster, LPC-2478 and LISAC-0831

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

F. 2004-0009, Mary Menacker, LMFT-0135

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

G. 2005-0072, Valerie Parker-Vail, LISAC-10570

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

H. 2007-0058, Donna Schmidt, LPC-12511

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

I. 2005-0144, Marjorie Schulte, LCSW-0820

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

J. 2004-0002, Robert Wall, LPC-1047 and LISAC-0539

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

5. Administrative Hearings

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. 2007-0159, Balazs Batyka, LISAC-10370 and LCSW-10631

Board to conduct formal administrative hearing.

B. 2008-0001, John Zegar, LISAC-10658

Board to conduct 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 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).

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. William Riedel, LPC-10358

Review, consideration and action regarding opening a complaint and possible summary suspension or to accept the proposed Interim Consent Agreement.

B. Kelly Finn, LISAC-10886

Review, consideration and action regarding opening a complaint and possible summary suspension or to accept the proposed Interim Consent Agreement.

C. 2005-0102, Christy Graham, LCSW-2721

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

D. 2008-0008, Cachora Standifer, LISAC-11774

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

- 8. 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
- 9. Report from 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*
 - B. Member reports*
 - C. Review of September 2007 Board discussion regarding disclosure of confidential records pursuant to A.R.S. §32-3206*
 - D. Review, consideration and action regarding investigative materials*
 - E. Review, consideration and action regarding adoption of a resolution regarding timing of Board fee increases*
- 10. Report from the Treasurer**
- A. Monthly financial report*
- 11. Report from 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 possible action regarding member attendance*
 - C. Review, consideration and possible action regarding proposed 2008 legislation*
 - D. Review of Sunset Review hearing*
 - E. Review, consideration and possible action regarding acceptance of on-line courses for consent agreement compliance*
 - F. Review, consideration and possible action regarding adoption of substantive policy statements regarding reciprocity applications*
 - G. Review, consideration and possible action regarding applying for a partnership grant to fund website improvements*
- 12. Committee Reports**
The Board may go into executive session to discuss personnel records 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).
- 13. National and regional trends and news regarding the profession(s)**
- 14. Future agenda items**
- 15. 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.
- 16. Establishment of future meeting date(s)**
The next meetings are scheduled for February 29, 2008, and March 7, 2008, at 9:00 a.m., at 3443 North Central Avenue, Room 908.
- 17. Adjournment**

January 30, 2008

Debra Rinaudo
Executive Director

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