



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

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Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES
November 4, 2010

Members Present: Laura de Blank, Gloria Gabler, Kirk Bowden, Douglas Mitchell, Sunita Krishna
Member Absent: Kahryn Nix
Staff Present: Patricia Reynolds, Marc Harris, A.A.G., Christopher Munns, Solicitor General's Office, Kami Thur, Board Investigator, Mary Wilson, Selena Samarripaz

1. Call to Order

The meeting of the Arizona Board of Behavioral Health Examiners was called to order on November 4, 2010, at 9:05 a.m. with Ms. de Blank presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

Dr. Bowden moved, seconded by Ms. Krishna, to approve the general meeting minutes from the October 7, 2010, meeting as submitted. The motion passed unanimously. Ms. de Blank abstained from the vote.

4. Consent Agenda: review, consideration and action

A. 2011-0018, Christina Allen, LASAC-11447

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

B. 2009-0068, DeeDee Bassil, LPC-10770

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

C. 2009-0101 and 2009-0134, Paul Cartone, LPC-10042

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

D. 2009-0112, Kathleen Exelby, LPC-0513

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

E. 2009-0113, Russell Farnsworth, LAC-13332

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

F. 2010-0020, Ramona Petrusek, LISAC-11656

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

G. 2011-0016, Joyce Seelig, LMSW applicant

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

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

The Board took a break at 10:58 a.m., reconvening its public meeting at 11:07 a.m.

5. Administrative Hearings 11:00 AM

A. 2008-0019, Margaret Cattey, LCSW-1845

The hearing will be rescheduled for the next possible meeting. See #7A.

6. Formal Interviews

A. 2010-0063, Stephanie Hight, LPC-10323

Ms. Thur summarized information regarding the Board's investigation and the committee's recommendation to accept the consent agreement for an order of censure.

Ms. Hight appeared in person and addressed the Board.

Following review and discussion by members, Mr. Mitchell moved, seconded by Ms. de Blank, to accept the signed consent agreement. The motion passed unanimously. See attached roll call vote.

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

A. 2008-0019, Margaret Cattey, LCSW-1845

Mr. Harris reviewed the matter and requested that the Board not accept the consent agreement and reschedule the formal hearing regarding this matter for the Board's December meeting.

The professional's attorney, Nicole Felter, appeared in person and addressed the Board. Ms. Felter requested that the Board accept the consent agreement, but that it not be reported as a suspension to the National Practitioners Data Bank.

Mr. Harris indicated that if the consent agreement is accepted, it will follow regular procedures and be reported as a suspension.

Following review and discussion by members, Ms. de Blank moved, seconded by Dr. Bowden, not to accept the signed consent agreement and to schedule the formal hearing for the next possible Board meeting. The motion passed unanimously.

B. 2008-0090, Bradley Hudson, LPC-10654

Ms. Reynolds summarized information regarding the Substance Abuse Credentialing Committee's recommendation to deny the professional's request for release from the Interim Consent Agreement.

The professional was properly noticed, but did not appear.

Following review and discussion by members, Ms. Krishna moved, seconded by Dr. Bowden, to adopt the Substance Abuse Credentialing Committee's recommendation to deny the professional's request for release from the Interim Consent Agreement. The motion passed unanimously.

C. 2007-0067, 2010-0105, 2010-0133, Albert Ledet, LISAC-11788

Ms. Thur, Board Investigator, summarized the results of the Board's investigation.

The professional addressed the Board telephonically.

The professional's attorney, Charles Hover, appeared in person and addressed the Board.

Dr. Bowden moved, seconded by Ms. de Blank, to go into executive session to receive legal advice pursuant to A.R.S. §38-431.03(A)(3). The motion passed unanimously and the Board went into executive session at 10:20 a.m., reconvening its public meeting at 10:33 a.m.

Following review and discussion by members, Mr. Mitchell moved, seconded by Ms. Krishna, to rescind the Board's September 2, 2010, motion to offer a consent agreement. The motion passed unanimously.

Following further discussion, Dr. Bowden moved, seconded by Mr. Mitchell, to offer a consent agreement for the voluntary surrender of the professional's license, to include the Findings of Fact and Conclusions of Law from the original consent agreement, to add the two new violations from today's meeting and, if not signed, to remand to formal hearing. The motion passed unanimously. See attached roll call vote.

D. NJ11-0002, Michelle Rogers

Ms. Reynolds summarized the results of the Board's investigation.

Following review and discussion by members, Dr. Bowden moved, seconded by Dr. Gabler, to dismiss the complaint as non-jurisdictional. The motion passed unanimously.

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

No report

9. Applications for licensure: review, consideration and action

Social Work

Mr. Mitchell moved, seconded by Ms. de Blank, to approve 2 applicants as Licensed Clinical Social Workers, 2 applicants as Reciprocal Licensed Clinical Social Workers, 25 applicants as Licensed Master Social Workers and 1 applicant as a Licensed Bachelor Social Worker. The motion passed unanimously.

Mr. Mitchell moved, seconded by Ms. de Blank, to deny 1 applicant based on failure to pass the required exam, 1 applicant based on not meeting minimum requirements and 1 applicant based on a finding of unprofessional conduct. The motion passed unanimously.

Counseling

Ms. de Blank moved, seconded by Dr. Bowden, to approve 12 applicants as Licensed Associate Counselors and 4 applicants as Licensed Professional Counselors. The motion passed unanimously.

Ms. de Blank moved, seconded by Dr. Bowden, to deny 1 applicant based on not meeting minimum requirements and 2 applicants based on not passing the required exam. The motion passed unanimously.

Marriage and Family Therapy

Dr. Gabler moved, seconded by Dr. Bowden, to approve 3 applicants as Licensed Associate Marriage and Family Therapists and 1 applicant as a Licensed Marriage and Family Therapist. The motion passed unanimously.

Dr. Gabler moved, seconded by Ms. de Blank, to deny 3 applicants based on failure to pass the required exam. The motion passed unanimously.

Substance Abuse

Dr. Bowden moved, seconded by Mr. Mitchell, to approve 2 applicants as Licensed Associate Substance Abuse Counselors. The motion passed unanimously.

Dr. Bowden moved, seconded by Mr. Mitchell, to deny 3 applicants based on failure to meet minimum requirements. 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 Dr. Bowden, to accept the financial report as presented. The motion passed unanimously.

12. Report from the Executive Director and/or staff

A. General Agency Operations

No report.

B. Discussion regarding process for reviewing applicants/licensees with substance abuse issues.

Members discussed the procedure for considering applications and licensees with substance abuse issues.

Following review and discussion by members, Dr. Bowden moved, seconded by Ms. Krishna, to continue using the procedure from the Substance Abuse Development Committee as accepted by the Board in 2007. The motion passed unanimously.

13. Committee Reports

None

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

Dr. Bowden indicated that California has passed a law regarding licensing professional counselors.

Mr. Mitchell indicated that the federal government is recognizing counselors as providers. In the past the federal government only accepted social workers to provide behavioral health services.

15. Future agenda items

None

16. Call for public comment

None

17. Establishment of future meeting dates

The next regular meeting is scheduled for Thursday, December 2, 2010, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

Mr. Mitchell moved, seconded by Dr. Bowden, to approve the 2011 meeting calendar as presented. The motion passed unanimously.

18. Adjournment

Mr. Mitchell moved, seconded by Dr. Bowden, to adjourn. The motion passed unanimously and the meeting was adjourned at 12:07 p.m.

Gloria Gabler
Secretary/Treasurer

Date