



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 October 2, 2009, at 9:00 AM

3443 N Central Avenue, Room 908, Phoenix, Arizona

1st amended (9/28/09)

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. *September 4, 2009, general meeting minutes*
- B. *September 4, 2009, 9:42 a.m. executive session minutes*
- C. *September 4, 2009, 10:32 a.m. executive session minutes*
- D. *September 4, 2009, 11:19 a.m. executive session minutes*
- E. *August 7, 2009, executive session 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. *2009-0058 and 2009-0080, Kevin Hoops, LPC-11208*
Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to dismiss the complaint.
- B. *2007-0067, Albert Ledet, LISAC-11788*
Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed signed consent agreement.

C. 2008-0087, Julie Marsh, LPC-10288

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to release the professional from the consent agreement.

D. 2009-0129, Otoniel Roman, LMSW applicant

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

E. 2007-0008 and 2007-0013, Renee Stofko, LCSW-10145

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to release the professional from the consent agreement.

F. 2007-0071, Melissa Styles, LMSW-12010

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

G. 2009-0026, David Sullivan, LSAT-12012

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

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. 2009-0033, Larry Pam, LISAC-10311

Board to conduct a formal administrative hearing.

6. Formal Interviews 11:00 AM

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. 2009-0068, DeeDee Bassil, LPC-10770

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

B. 2007-0024 and 2010-0011, James Bissell, LASAC-13078 and LAC-12585

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

C. 2009-0060, Karrie Chenevert, LISAC-11558

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

D. 2009-0067, James Corrington, LCSW-0463

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

E. 2009-0132, 2008-0033, 2008-0017 and 2005-0127, Earlene Dear, LCSW-0195

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

F. 2009-0066, Laurie Duarte, LISAC-1492

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

G. 2009-0012, Marvin Hillyard, LISAC-1408

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to accept the proposed signed consent agreement and to refer the matter to the Office of Behavioral Health Licensure.

H. Kimberly Keane, LPC-1971

Review, consideration and action regarding opening a complaint and summary suspension of the professional's license based on information received.

I. 2008-0114, Mary Molinek, LPC-1541

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

J. 2009-0046, Julie Ohlinger, LCSW-10266

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

K. 2008-0094, Kimberly Popkey, LPC-2248

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

L. 2009-0035, Roy Rockenbach, LPC-11791

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

M. 2005-0113, 2006-0072, 2006-0116 and 2006-0156, Brenda Sheets, LISAC-1529

Review, consideration and action regarding the proposed consent agreement.

N. 2009-0029, Elissa Thompson, LCSW-10384

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

O. 2004-0035, Martha Thompson, LPC-1062

Review, consideration and action regarding the addition of allegations to Complaint No. 2004-0035.

P. NJ09-0021, Amy Gillespie

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

Q. NJ09-0018, Julie Yarrow

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

R. NJ10-0001, LeeRona Reid

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

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. Review, consideration and action regarding ongoing Board and Committee quorum issues and development of revised member attendance policy

C. Discussion regarding the importance of announcing disclosures and recusals for the record and reviewing minutes

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. Report regarding FY10-11 budget

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).

A. Appoint members and schedule meeting of the Personnel Subcommittee

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 October 30, 2009, and November 6, 2009, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

The Board has scheduled extra meetings on November 13th and December 11th at 1:00 p.m.

17. Adjournment

September 28, 2009

Debra Rinaudo
Executive Director