



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

DEBRA RINAUDO
Executive Director

COUNSELING CREDENTIALING COMMITTEE MEETING MINUTES
Friday, March 23, 2012

Members Present: Patrick Goodman, Don DeValle, Deborah Pettitt

Members Absent: Yvonne Fortier

Staff Present: Debra Rinaudo, Executive Director, Patricia Reynolds, Deputy Director, Marc Harris, A.A.G., Lynanne Chapman, Investigator, Michelle Clinkenbeard, Investigator, Doreen Romney, Mary Wilson

1. **Call to Order**

The meeting was called to order on March 23, 2012, at 9:02 a.m., with Mr. Goodman presiding.

2. **Roll Call**

See above.

3. **Review and Approval of Minutes**

Tabled

4. **Review, consideration and action of complaints and other disciplinary matters**

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. Action by the committee on all disciplinary matters is a recommendation only. All final decisions are made by the Board.

Mr. Goodman reviewed the procedures for conducting an informal meeting.

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

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

The complainant was properly noticed, but did not appear.

The professional and her attorney, Stephen Myers, appeared in person and addressed the committee.

Following review and discussion by members, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to find the following violations:

- A.R.S. §32-3251(12)(p), failing to conform with minimum practice standards as developed by the Board
- A.R.S. § 32-3251(12)(k), any conduct or practice that constitutes a danger to the health, welfare or safety of a client.

Mr. Goodman withdrew his motion. Mr. DeValle withdrew his second.

Following further discussion by members, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(k), any conduct, practice or condition that constitutes a danger to the health, welfare or safety of a client, based on the inappropriate termination of care for a client. The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(k), any conduct, practice or condition that constitutes a danger to the health, welfare or safety of a client, based on the failure to appropriately conduct and document appropriate risk assessments. The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(l), any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice. The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to find a violation of:

- A.R.S. §32-3251(12)(p), failing to conform with minimum practice standards as developed by the Board ,as it relates to:
 - A.A.C. R4-6-1101, Consent for Treatment
 - A.A.C. R4-6-1103, Client Record

The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(p), failure to conform to minimum practice standards as developed by the Board, as it relates to A.A.C. R4-6-1105, Confidentiality. The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to accept a consent agreement that stipulates the following:

- The professional's license shall be placed on probation
- The professional shall complete 6-clock hours of pre-approved continuing education addressing risk assessments within 12 months
- The professional shall complete a pre-approved 3-semester credit hour graduate level course in assessment and diagnosis within 12 months
- The professional shall complete 6-clock hours of pre-approved continuing education addressing current behavioral health documentation requirements within 12 months
- Early release is available when the required education is complete

The motion passed unanimously.

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

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

The complainant was properly noticed, but did not appear.

The professional and her attorney, Linda Wallace, appeared in person and addressed the committee.

Following review and discussion by members, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to dismiss the complaint with a letter of concern. The motion passed unanimously.

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

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

The complainant was properly noticed, but did not appear.

The professional appeared in person and was available for questions.

Following review and discussion by members, Mr. DeValle moved, seconded by Ms. Pettitt, to recommend to the Board to dismiss the complaint. The motion passed unanimously.

D. Anthony Parrish, LISAC-1381

Ms. Reynolds summarized the information received from the Office of Behavioral Health Licensure.

Following review and discussion by members, Mr. Goodman moved, seconded by Ms. Pettitt, to open a complaint based on the information received from the Office of Behavioral Health Licensure. The motion passed unanimously.

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

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

The professional appeared and was available for questions.

Following review and discussion by members, Ms. Pettitt moved, seconded by Mr. Goodman, to recommend to the Board to dismiss the complaint. The motion passed unanimously.

F. Carl Schwartz, LPC-0355

Ms. Reynolds summarized the information received from the Office of Behavioral Health Licensure.

Following review and discussion by members, Mr. Goodman moved, seconded by Mr. DeValle, to open a complaint based on the information received from the Office of Behavioral Health Licensure. The motion passed unanimously.

The committee took a break at 10:52 a.m., reconvening its public meeting at 11:57 a.m.

G. 2012-0018, John Thorne, LPC-13059

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

The complainant was properly noticed, but did not appear.

The professional appeared in person and addressed the committee.

Following review and discussion by members, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to find the following violation:

- A.R.S. §32-3251(12)(l), any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice

The motion passed unanimously.

Following further discussion, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to accept a consent agreement that stipulates the following:

- License will be placed on probation for 24 months
- The professional shall only practice in an agency licensed by the Office of Behavioral Health Licensure
- Completion of 6-clock hours of pre-approved continuing education addressing GLBTQ issues
- Weekly clinical supervision by a pre-approved clinical supervisor with quarterly reports to the Board
- Clinical supervision shall focus on ethics, boundaries, self-disclosure, and difficult clients and shall include 10 hours of direct observation
- Early release is available after 12 months

The motion passed unanimously.

5. Report from the Chair

No report

6. Report from the Executive Director and/or staff

A. Election of Chair and Secretary

Tabled

B. General Agency Operations

No report.

C. Discussion regarding application review process

Ms. Rinaudo provided information regarding how to review an application file and reminded members that 2 members must both independently review each application file.

D. Update/report regarding Sunset Review audit

Tabled

E. Update regarding the Board's FY13 budget

Tabled

F. Rule interpretation regarding limit of supervisees in group clinical supervision

Tabled

G. Applications using work experience from agencies where the documentation does not meet Board standards or is unlikely/impossible for clients to locate

Tabled

H. Open Meeting Law training

Tabled

7. Board, committees and subcommittee reports

None

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

None

9. Supervisor exemption requests: review, consideration and action

None

10. Consent agenda: review, consideration and action of requests for inactive status and extension requests

Mr. Goodman moved, seconded by Mr. DeValle, to approve the consent agenda as reviewed by Mr. Goodman, granting 60-day extensions to Thomas Walter, John Carruthers and Eric Felber. The motion passed unanimously.

11. Inactive status extension or exam extension requests: review, consideration and action

None

12. Re-review of applications denied pursuant to A.A.C. R4-6-212(J) and (K) deficiencies

A. Lorraine Kern

Members reviewed information submitted in support of the supervisor's continuing education.

Mr. Goodman moved, seconded by Ms. Pettitt, to find that the clinical supervisor meets requirements pursuant to A.A.C. R4-6-212(J). The motion passed unanimously.

13. Applications for reassessment: review, consideration and action

A. Betsy Leavitt

Members reviewed the request for reassessment.

Following review and discussion, members requested additional information.

Members took a break for lunch at 12:17 p.m., reconvening its public meeting at 1:02 p.m.

14. Applications for licensure: review, consideration and action

Sarah Ligeikis

Mr. Goodman moved, seconded by Mr. DeValle, to rescind this committee's February 24, 2012, motion to recommend to the Board to approve Sarah Ligeikis as a Licensed Associate Counselor upon receipt of the required license issuance fee. The motion passed unanimously.

Appeals

1. *Debra Lowther*

Members reviewed information submitted in support of the appeal.

The applicant appeared in person and addressed the committee.

Following review and discussion, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to deny the appeal based on continued deficiencies in supervised work experience. The motion passed unanimously.

2. *Brandi Gaskill*

Tabled

3. *Derrick Bugg*

No new information was submitted in support of the appeal.

Following review and discussion, Ms. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to deny the appeal based on the continued deficiencies. The motion passed unanimously.

4. *Robert Hall*

Members reviewed information submitted in support of the appeal.

The applicant appeared in person and addressed the committee.

Following review and discussion, Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to deny the appeal based on the issues previously identified and to direct the professional that, if he appeals, he needs to submit copies of client records for review. The motion passed unanimously.

5. *Linda Abalos*

Members reviewed information submitted in support of the appeal.

The applicant was properly noticed, but did not appear.

Following review and discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to deny the appeal based on the continued deficiencies. The motion passed unanimously.

6. *Teresa Prince*

Members reviewed information submitted in support of the appeal.

The applicant appeared in person and addressed the committee.

Following review and discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to deny the appeal based on the continued deficiencies. The motion passed unanimously.

7. *Tiffany Lupton-Stegall*

Members reviewed information submitted in support of the appeal.

The applicant addressed the committee telephonically.

Following review and discussion, Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to deny the appeal based on the continued deficiencies. The motion passed unanimously.

8. *Lisa Gianetto*

Members reviewed information submitted in support of the appeal.

The applicant appeared in person and addressed the committee.

Following review and discussion, members agreed the applicant meets minimum requirements.

9. *Crèche Tuffly*

Members reviewed information submitted in support of the appeal.

The applicant appeared in person and addressed the committee.

Following review and discussion, members agreed the applicant meets minimum requirements.

10. *Chang Lee*

Members reviewed information submitted in support of the appeal.

The applicant was properly noticed, but did not appear.

Following review and discussion, members agreed the applicant meets minimum requirements.

11. *Nathan Velez*

Members reviewed information submitted in support of the appeal.

The applicant appeared telephonically.

The applicant's attorney, Larry Cohen, appeared in person and addressed the committee.

Following review and discussion, members requested information establishing that portion of the clinical supervision provided to the applicant that was directly related to the applicant's psychotherapy practice hours.

12. *Michael Oviatt*

Members reviewed information submitted in support of the appeal.

The applicant appeared telephonically.

The applicant's attorney, Larry Cohen, appeared in person and addressed the committee.

Following review and discussion, members requested information establishing that portion of the clinical supervision provided to the applicant that was directly related to the applicant's psychotherapy practice hours.

The committee took a break at 3:10 p.m., reconvening its public meeting at 3:17 p.m.

The committee reviewed files from 3:22 p.m., reconvening its public meeting at 6:10 p.m.

Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to deny Marcia Michaels as a Reciprocal Licensed Marriage and Family Therapist based on her failure to meet minimum requirements. The motion passed unanimously.

Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to approve the following 7 applicants as Licensed Professional Counselors upon receipt of the required license issuance fee:

| | | | |
|---------------|------------------|--------------------|---------------|
| Crèche Tuffly | Sarah Ligeikis | Russell Farnsworth | Lisa Gianetto |
| Lorraine Kern | Justine Caiaccia | Alethea Bessire | |

The motion passed unanimously.

Mr. Goodman moved, seconded by Ms. Pettitt, to recommend to the Board to approve the following 5 applicants as Licensed Associate Counselors upon receipt of a passing score on the required exam and the license issuance fee:

| | |
|------------------|----------------|
| Douglas Murphy | Adriane Miles |
| Jennifer Marner | Violeta Huerta |
| Jessica Meinhart | |

The motion passed unanimously.

Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to approve the following 7 applicants as Licensed Associate Counselors upon receipt of the required license issuance fee:

Stacy Schultz
Chang Lee

Daniel Orozco
Audra D'Eliso

Andrew Schanen
Ashleigh Hunt

Jacqueline Schumacher

The motion passed unanimously.

Mr. Goodman moved, seconded by Mr. DeValle, to recommend to the Board to deny Kyle Hommes and Dana Crosson based on their failure to establish that they meet minimum requirements in education and/or supervised work experience. The motion passed unanimously.

16. Future agenda items

None

17. Call for public comment

No one asked to speak in response to the call for public comment.

18. Establishment of future meeting date(s)

The next meeting is scheduled for Friday, April 27, 2012, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

19. Adjournment

Mr. DeValle moved, seconded by Mr. Goodman, to adjourn. The motion passed unanimously and the meeting was adjourned at 6:14 p.m.

Secretary/Treasurer

Date