



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

DEBRA RINAUDO
Executive Director

SUBSTANCE ABUSE CREDENTIALING COMMITTEE MEETING MINUTES
Friday, April 21, 2011

Members present: Kirk Bowden, Cynthia Pio-Padilla
Member absent: John Hogeboom
Staff present: Debra Rinaudo, Executive Director, Marc Harris, A.A.G., Mary Wilson, Elma Brambila,

1. **Call to Order**

The meeting was called to order on April 21, 2011, at 9:10 a.m. with Dr. Bowden presiding.

2. **Roll Call**

See above.

3. **Review and Approval of Minutes**

Ms. Pio-Padilla moved, seconded by Mr. Campbell, to approve the general meeting minutes from the March 17, 2011, meeting as submitted. The motion passed unanimously.

Ms. Pio-Padilla moved, seconded by Mr. Campbell, to approve the executive session minutes from the March 17, 2011, meeting as submitted. The motion passed unanimously.

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.

Dr. Bowden reviewed the process for conducting informal meetings.

A. *2011-0087, Stephen McIntyre, LSAT applicant*

Ms. Rinaudo summarized new information received after the SACC reviewed this matter and recommended that the Board deny the pending application.

The applicant appeared in person and addressed the committee.

Following review and discussion by members, Dr. Bowden moved, seconded by Mr. Campbell, to include the new information received to the Findings of Fact in the Notice of Hearing as the basis for denying the pending application. The motion passed unanimously.

B. *2010-0059, Douglas Pickett, LISAC-0418*

Ms. Pio-Padilla indicated that she works at the same agency where the professional used to work, but she is not aware of anything that would prevent her from making an unbiased objective decision in this matter.

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

The complainant appeared in person and addressed the committee.

The professional appeared in person and addressed the committee.

Mr. Campbell moved, seconded by Ms. Pio-Padilla, 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 committee went into executive session at 9:47 a.m., reconvening its public meeting at 9:55 a.m.

Following review and discussion by members, Dr. Bowden moved, seconded by Mr. Campbell, 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, Ms. Pio-Padilla moved, seconded by Mr. Campbell, to recommend to the Board to accept a consent agreement that stipulates the following:

- Stayed revocation
- Stayed \$1,000 civil penalty
- The professional's license shall be placed on indefinite probation
- Practice restrictions:
 - The professional shall only practice at an OBHL licensed agency pre-approved by the Chair to ensure an appropriate level of supervision is available
 - The professional shall practice a maximum of 25 hours per week
 - The professional shall not practice after 6 p.m.
- The professional shall receive clinical supervision for 24 months from an independently licensed behavioral health professional pre-approved by the SACC Chair
- Clinical supervision shall take place weekly for the 1st 12 months and twice monthly for the next 12 months
- The clinical supervisor shall submit quarterly reports for approval by the SACC Chair
- The clinical supervisor shall be responsible for ensuring that the number and type of cases assigned to the professional is appropriate
- The professional shall complete a 3-semester credit hour graduate level ethics course within the first 12 months of probation
- After 12 months, the professional can request release from the restrictions limiting him to practicing 25 hours per week and prohibiting him from practicing after 6:00 p.m.

The motion passed unanimously.

C. 2010-0061, John de Pianelli, LISAC-11697

Ms. Pio-Padilla indicated that she works at the same agency where the professional used to work, but she is not aware of anything that would prevent her from making an unbiased objective decision in this matter.

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

The complainant appeared in person and addressed the committee.

The professional appeared in person and addressed the committee.

Following review and discussion by members, Dr. Bowden moved, seconded by Mr. Campbell, 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 by members, Dr. Bowden moved, seconded by Mr. Campbell, to recommend to the Board to accept a consent agreement for the voluntary surrender of the professional's license and, if not signed, to remand the matter to formal hearing. The motion passed unanimously.

The committee took a break at 9:31 a.m., reconvening its public meeting at 9:37 a.m.

D. Lawrence Wells, LASAC applicant

Ms. Rinaudo summarized the results of the background investigation.

The applicant appeared in person and addressed the committee.

Following review and discussion members, members agreed no further action is necessary regarding the background issue.

E. Maria Hanna, LSAT-12019

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

The applicant addressed the committee telephonically.

Following review and discussion by members, Dr. Bowden moved, seconded by Mr. Campbell, to open a complaint for continued investigation. The motion passed unanimously.

5. Report from the Chair and items for review, consideration, and possible action

A. Possible reschedule of July meeting

Mr. Campbell moved, seconded by Ms. Pio-Padilla, to move the July meeting to July 21, 2011, the third Thursday of the month. The motion passed unanimously.

6. Report from the Executive Director and/or staff

A. General Agency Operations

No report

B. Application review process requirements

Ms. Rinaudo provided training regarding application file reviews and committee member responsibilities.

C. Development of a policy for granting/denying requests for extensions for completion of evaluations ordered by the Board

Members reviewed a draft substantive policy statement regarding requests for extensions of time to complete committee ordered evaluations.

Dr. Bowden moved, seconded by Ms. Pio-Padilla, to recommend to the Board to approve the draft policy as written. The motion passed unanimously.

D. Governor's veto of SB1288

Ms. Rinaudo reviewed SB1288 and the Governor's veto letter.

E. Update regarding budget negotiations

No report.

7. Board, committee and subcommittee reports (discuss and possible action)

None

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

No report.

9. Supervisor exemption requests: review, consideration and action.

None

10. Applications for reciprocal license: review, consideration and action

None

11. Consent agenda: review, consideration and action regarding requests for extensions and inactive status

None

12. Applications for inactive extension requests: review, consideration and action

None

13. Applications for licensure: review, consideration and action

Members discussed the process Maricopa County Community College District uses to track approval of course content for classes taught at the various junior colleges in the county. The district identifies competencies that must be covered in each course.

Following review and discussion by members, Dr. Bowden moved, seconded by Ms. Pio-Padilla, to consider course descriptions from a Maricopa County Community College District class if the applicant provides a history of the district course competency requirements for that class and the document has the current print date.

The committee reviewed files from 12:20 p.m. through 1:54 p.m.

Dr. Bowden moved, seconded by Mr. Campbell, to recommend to the Board to license the following four applicants as Licensed Associate Substance Abuse Counselors upon receipt of the required license issuance fee:

Paula Evans	Juliane Cartwright
Patricia Davis	Judith Heckenlaible-Habig

The motion passed unanimously.

Dr. Bowden moved, seconded by Mr. Campbell, to approve Lawrence Wells as a Licensed Associate Substance Abuse Counselor upon receipt of a passing score on the required exam and the license issuance fee. The motion passed unanimously.

Dr. Bowden moved, seconded by Ms. Pio-Padilla, to recommend to the Board to deny Katie Masters and Catharine Mangels based on their failure to meet minimum licensure requirements. The motion passed unanimously.

14. Future agenda items

None

15. Call for public comment

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

16. Establishment of future meeting date(s)

The next meeting is scheduled for May 19, 2011, at 9:00 a.m. at 3443 North Central, Room 908.

17. Adjournment

Dr. Bowden moved, seconded by Ms. Pio-Padilla, to adjourn. The motion passed unanimously and the meeting was adjourned at 1:55 p.m.

Cynthia Pio-Padilla
Secretary/Treasurer

Date