



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
1740 WEST ADAMS STREET, SUITE 3600
PHOENIX, AZ 85007
PHONE: 602.542.1882 FAX: 602.364.0890
Board Website: www.azbbhe.us
Email Address: information@azbbhe.us

DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES
December 13, 2019

Members Present: Kimberly Bailey, Robert Charles, Chip Coffey, Mary Coonrod, Cedric Davis, Gary Goodwin, Meaghan Kramer, Heidi Quinlan, Mark Shen, Gerald Szymanski, Antwan Trotter

Staff Present: Tobi Zavala, Executive Director; Marc Harris, A.A.G.; Donna Dalton, Deputy Director; Joey Ordenez, Assistant Director

1. Call to Order

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on December 13, 2019 at 9:03 a.m. with Mr. Coffey presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

A. *November 15, 2019, general meeting minutes*

Dr. Davis moved, seconded by Ms. Kramer, to approve the general meeting minutes for the November 15, 2019 meeting as submitted. The motion passed unanimously. Ms. Coonrod and Mr. Charles abstained.

4. Consent Agenda: review, consideration and action

A. Cases recommended for dismissal

1. 2020-0018, Shannon Fore, LPC-16320
2. 2019-0128, Tania Glenn, LCSW-17610
3. 2020-0017, Julie Skakoon, LPC-13162

Following discussion, Dr. Davis moved, seconded by Mr. Goodwin, to approve the consent agenda items 4(A)(2) and (3). The motion passed unanimously. Ms. Quinlan recused.

1. 2020-0018, Shannon Fore, LPC-16320

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

The complainant appeared and addressed the Board.

The professional and her attorney, John Ager, appeared and addressed the Board.

Following review and discussion by members, Mr. Goodwin moved, seconded by Ms. Bailey, to dismiss the complaint. The motion passed unanimously. Ms. Quinlan recused.

B. Cases recommended for dismissal with a letter of concern.

N/A

C. Cases recommended for release from consent agreements.

1. 2017-0121, Louis Adams, LISAC-10651
2. 2017-0098, David Johnson, LMSW-16919
3. 2017-0102, David Switalski, LAC-12467 (active-restricted), LASAC-13067 (active-restricted)
4. 2019-0016, Betti-jo Townsend, LMSW-15180 (active-restricted)
5. 2017-0007, Jason Willyerd, LAC-15438

Following discussion, Dr. Davis moved, seconded by Ms. Bailey, to approve the consent agenda item 4(C)(1-3) and (5). The motion passed unanimously. Ms. Coonrod recused.

4. 2019-0016, Betti-jo Townsend, LMSW-15180 (active-restricted)
The professional appeared and addressed the Board.

Following discussion, Dr. Davis moved, seconded by Mr. Trotter, to approve the consent agenda item 4(C)(4). The motion passed unanimously. Ms. Coonrod recused.

D. Cases recommended for opening a complaint and acceptance of a proposed signed disciplinary consent agreement.

1. Amber Ricci, LAC-16795

Following discussion, Ms. Kramer moved, seconded by Ms. Quinlan, to approve the consent agenda item 4(D). The motion passed unanimously. Mr. Charles abstained.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X		X	X	X	X	X	X	X	X	X
NAY											
Absent		abstained									

E. Cases recommended for opening a complaint and dismissing with a letter of concern.

N/A

F. Cases recommended for acceptance of a proposed signed non-disciplinary consent agreement.

N/A

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 confidential records 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).

N/A

6. Formal Interviews

N/A

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

- A. 2019-0084, Edward Ableser, LPC-13294

Ms. Zavala summarized the results of the background information.

The professional could not be reached telephonically at the number provided.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Coonrod, to accept

the proposed signed modified consent agreement as presented. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X	X	X	X
NAY											
Absent											

B. 2019-0114, Christina Aguilar, LPC-17472

Mr. Ordonez summarized the results of the Board’s investigation.

The complainant was properly noticed, but failed to appear.

The professional and her attorney, Flynn Carey, appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Ms. Kramer, to find the following violations:

- A.R.S. § 32-3251(16)(k), engaging in any conduct or practice that is contrary to recognized standards of ethics in the behavioral health profession or that constitutes a danger to the health, welfare or safety of a client as it relates to the following section of the ACA Code of Ethics:
 - D.1.g – Employer Policies
 - C.3.d – Recruiting Through Employment
 - A.6.d – Role Changes in the Professional Relationship
- A.R.S. § 32-3251(16)(l), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession
- A.R.S. § 32-3251(16)(x), exploiting a client, former client or supervisee

The motion passed unanimously.

Following further discussion by members, Ms. Bailey moved, seconded by Mr. Trotter, to offer a consent agreement for the voluntary surrender of the professional’s license, and if not accepted to remand the matter to a formal hearing. The motion carried with Dr. Davis, Mr. Goodwin and Mr. Szymanski opposed.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X			X	X	X		X
NAY					X	X				X	
Absent											

The Board took a break at 10:11 a.m., reconvening its public meeting at 10:22 a.m.

C. 2019-0108, Roxanna Reid, LMSW-13860

Ms. Zavala summarized the results of Board’s investigation.

The complainant appeared and addressed the Board.

The professional appeared and addressed the Board.

Following review and discussion by members, Mr. Goodwin moved, seconded by Dr. Davis, to offer the professional a non-disciplinary consent agreement for completion of 6 clock hours of the NASW Staying Out of Trouble course or its pre-approved equivalent, and if not signed, to invite the professional to participate in a formal interview and, if not accepted to remand the matter to a formal hearing. The

motion passed unanimously.

D. 2019-0145, 2019-0148, Oscar Yepiz Rios, LMSW-16902

Ms. Zavala summarized the results of the psychosexual evaluation.

The complainants were properly noticed, but failed to appear.

The professional and his attorney, Flynn Carey, appeared and addressed the Board.

Following review and discussion by members, Mr. Szymanski moved, seconded by Ms. Bailey, to accept the proposed signed non-disciplinary consent agreement as presented. The motion passed unanimously. Mr. Charles abstained.

E. 2019-0094, Jennifer Washum, LAC-16629

Ms. Zavala summarized the results of the psychosocial evaluation.

The professional appeared and addressed the Board.

Following review and discussion by members, Mr. Szymanski moved, seconded by Mr. Trotter, to offer an interim consent agreement for the professional’s voluntary refrain from practice, and to offer a consent agreement that stipulates the following:

- The license shall be placed on probation for 24 months
- Stayed Revocation
- The professional shall complete a pre-approved 3 semester credit hour graduate level course in behavioral health ethics
- The professional shall complete 6 clock hours of the NASW Staying Out of Trouble course or its pre-approved equivalent
- The professional shall receive individual clinical supervision in person twice monthly from a pre-approved independently licensed behavioral health professional
- Clinical supervision shall focus on ethics, countertransference, documentation, and Board statutes/rules
- The professional shall receive therapy with a pre-approved behavioral health professional once weekly. After the initial 6 months, at the recommendation of the therapist, the frequency may be modified, but not less than twice monthly. After the initial 12 months, at the recommendation of the therapist, the frequency may be modified, but not less than once monthly.
- Therapy shall focus on issues identified in the evaluator’s report
- The professional shall receive medication management

and if neither consent agreement are signed to remand the matter to formal hearing. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X	X	X	X
NAY											
Absent											

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

A. 2019 Legislative Update

Mr. Harris provided the Board with an update on legislative changes from the 2019 session.

9. Temporary licenses: review, consideration and action

N/A

10. Applications for licensure and educational programs: review, consideration and action

A. Review, consideration, and possible action regarding applications for licensure

Social Work

Dr. Davis moved, seconded by Ms. Bailey, to deny 2 applications based on a failure to pass the required examination and 2 applications based on a failure to take the required examination. The motion passed unanimously.

Marriage and Family Therapy

Ms. Bailey moved, seconded by Ms. Kramer, to deny 1 application based on a failure to pass the required examination. The motion passed unanimously.

Substance Abuse

Mr. Szymanski moved, seconded by Mr. Shen, to deny 3 applications based on a failure to meet minimum requirements and 2 applications based on a failure to take the required examination. The motion passed unanimously.

B. Review, consideration, and possible action regarding applications for educational programs

1. Prescott College – Master of Science in Counseling change request

Mr. Shen moved, seconded by Ms. Bailey, to approve the academic program revision. The motion passed unanimously.

11. Report from Chair

A. Summary of current events

No Report.

12. Report from the Treasurer

A. Review, consideration, and possible action regarding November financial report

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Kramer, to accept the November financial report as presented. The motion passed unanimously.

13. Report from the Executive Director and/or staff

A. General Agency Operations

No report.

B. Discussion regarding R4-6-1106

Mr. Coffey shared with members that he would like to modify the rules to add a safety plan for clients. Members directed staff to research other states telepractice regulations.

C. Review, consideration and possible action regarding the Board's DUI processing policy

Following review and discussion by members, Mr. Trotter moved, seconded by Ms. Quinlan, to revise the Board's DUI policy to reduce the M.A.D.D. meeting attendance requirement from six to three. The motion passed unanimously.

D. Update regarding the submission of the Board's five-year review report

Ms. Dalton notified members that Board staff filed the Board's five-year review report with the Governor's Regulatory Review Council on November 22, 2019.

E. Discussion regarding LISAC scope of practice

Members discussed the scope of practice for substance abuse counselors. Members directed staff to educate professionals on the limited scope of licensed substance abuse counselors.

14. Request for extension of inactive status: review, consideration and action

N/A

15. Future agenda items

Unlicensed practitioners in DHS licensed facilities
Personnel subcommittee reconvene

16. Call for public comment

Brandie Reiner, Executive Director for the Arizona Chapter of the National Association of Social Workers addressed the Board regarding unlicensed individuals practicing psychotherapy.

17. Establishment of future meeting dates

The next regular meeting is scheduled for Friday, January 10, 2020, at 9:00 a.m., at 1740 W. Adams St., Board Room C.

18. Adjournment

Mr. Trotter moved, seconded by Ms. Bailey, to adjourn. The motion passed unanimously and the meeting was adjourned at 1:02 p.m.

Cedric Davis
Secretary/Treasurer

Date

Arizona Board of Behavioral Health Examiners
Licenses recommended for denial - December 13, 2019 meeting

SOCIAL WORK - 4

Failure to pass the required exam - 2

Melissa Moreno

Angela Engels

Failure to take the required exam - 2

Diana Imperial

Valerie Hentzschel

SUBSTANCE ABUSE COUNSELING - 5

Failure to take the required exam - 2

Deborah Williams

Wayne Kimball Jr

Failure to meet minimum requirements - 3

John Kivela

Renee Jones

Nancy Atchue

MARRIAGE & FAMILY THERAPY - 1

Failure to pass the required exam - 1

Felicia Richardson