



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

AZBBHE MISSION STATEMENT

To establish and maintain standards of qualifications and performance for licensed behavioral health professionals in the fields of counseling, marriage and family therapy, social work and substance abuse counseling and to regulate the practice of licensed behavioral health professionals for protection of the public.

BOARD OF BEHAVIORAL HEALTH EXAMINERS NOTICE & AGENDA FOR REGULAR SESSION PUBLIC MEETING

Scheduled for May 10, 2019 at 9:00 AM

1740 West Adams Street, Board Room C, Phoenix, Arizona 85007

1st Amended (May 8, 2019)

Pursuant to A.R.S. § 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. A full meeting agenda and list of applications to be considered can be found online at www.azbbhe.us or in the lobby of the Board's office building in the binder adjacent to the case displaying meeting notifications.

The Board reserves the right to change the order of items on the agenda, except for those matters set for a specific time. The formal hearings and formal interviews are scheduled to be heard during specific time blocks. The Board Chairperson, however, reserves the right to call cases in random order. 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 a majority vote of a quorum of the members, may hold an Executive Session on any of the listed agenda items to discuss or consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state and federal law, or to obtain legal advice. A.R.S. § 38-431.03(A)(2) and (3). Executive Sessions are not open to the public.

The Board usually allows 3 – 5 minutes per person for public comment on any agenda item; however, depending on the issue presented, the Board Chairperson has the discretion to expand that time.

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 Donna Dalton at 602-542-1811 or the TDD number at 800-367-8939.

Board Members

Peter (Chip) Coffey, LPC, Chairperson
Heidi Quinlan, LISAC, LPC, Secretary/Treasurer
Kimberly Bailey, LMFT
Bradley Barnett, LMFT
Mary Coonrod, Public Member
Cedric (Doc) Davis, LCSW
Gary D. Goodwin, LCSW
Meaghan Kramer, Public Member
Jerri Shields, LPC
Gerald Szymanski, LISAC, LPC
Vacant, Public Member
Vacant, Public Member

If you need to speak to a member of the Board staff regarding an agenda item, please contact Donna Dalton at 602-542-1811 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. § 38-431.03(A)(2), any discussion of the executive session minutes will take place in executive session.

A. March 8, 2019, teleconference minutes

B. April 5, 2019, general meeting minutes

4. Consent Agenda:

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion.

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).

A. Cases recommended for dismissal. The Board will review, discuss, and may vote to take action on the following case(s):

- 1. 2019-0075, Randall Buck, LPC-2019*
- 2. 2019-0111, Salina Hancock Abdul-Bari, LMSW-13868 (suspended)*
- 3. 2019-0091, Vanessa Mills, LPC-15988*
- 4. 2019-0077, Alex Valenzuela, LMSW-15971*

B. Cases recommended for dismissal with a letter of concern. The Board will review, discuss, and may vote to take action on the following case(s):

- 1. 2019-0087, Randall Buck, LPC-2019*

C. Cases recommended for release from consent agreements. The Board will review, discuss, and may vote to take action on the following case(s):

- 1. 2015-0055, Marilyn Daniel, LAC-14319 (active-restricted)*
- 2. 2019-0053, Jolene Savolt, LCSW-11817*
- 3. 2019-0010, Breona Smith, LPC-17488 (active-restricted)*

D. Cases recommended for opening a complaint and acceptance of a proposed signed non-disciplinary consent agreement. The Board will review, discuss, and may vote to take action on the following case(s):

- 1. Erica McCullough, LAMFT applicant*
- 2. Frederick Smith, LASAC applicant*

E. Cases recommended for opening a complaint and dismissing with a letter of concern. The Board will review, discuss, and may vote to take action on the following case(s).

N/A

F. Cases recommended for acceptance of a proposed signed non-disciplinary consent agreement. The Board will review, discuss, and may vote to take action on the following case(s).

- 1. 2019-0088, Elaine Winter, LCSW-11917*

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 10:00 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 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).

A. *2019-0001, Patrick Thomas, LMSW-17070*

Board to conduct a formal interview.

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

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).

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. *2019-0042, James Bissell, LPC-16722, and LASAC-13078 (Suspended)*

Review, consideration, and possible action regarding the results of the psychosexual evaluation.

B. *2019-0019, Amy Davidson, LMSW-12812 (active-restricted)*

Review, consideration, and possible action regarding the results of the psychological evaluation.

C. *2013-0071, 2015-0090, 2019-0019, Amy Davidson, LMSW-12812 (active-restricted)*

Review, consideration, and possible action regarding consolidating cases 2013-0071 and 2015-0090 with 2019-0019.

D. *2019-0070, Rocio Fonseca, LAC-16771*

Initial review, consideration, and possible action regarding accepting the proposed modified signed consent agreement.

E. *2019-0058, Janice Lynch, LMSW-12855*

Initial review, consideration, and possible action regarding complaint.

F. *Kenneth Richardson, LISAC-0593 (Suspended)*

Initial review, consideration, and possible action regarding opening a complaint regarding possible non-compliance of consent agreement.

G. *2019-0080, Mary Richardson, LISAC-0592*

Initial review, consideration, and possible action regarding complaint.

H. *Henry Silva, LMSW applicant*

Review, consideration, and possible action regarding the results of the psychiatric evaluation.

- I. *2019-0124, Joseph Sullivan, LPC-17630*
Initial review, consideration, and possible action regarding offering an interim consent agreement.
- J. *2019-0082, Sharon Wright, LAC-15677, LPC Applicant*
Initial review, consideration, and possible action regarding complaint.
- 8. Assistant Attorney General's Report: Marc Harris, A.A.G.**
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
- 9. Temporary licenses: review, consideration and action**

N/A
- 10. Applications for licensure and educational programs: review, consideration and action**
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).

A. Review, consideration, and possible action regarding applications for licensure
Names are posted for review in the building lobby of the 1st floor of 1740 W. Adams Street, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting.

B. Review, consideration, and possible action regarding applications for educational programs
Names are posted for review in the building lobby of the 1st floor of 1740 W. Adams Street, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting.
- 11. Report from the Chair**
The Board may go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1), 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).

A. Summary of current events
By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

B. Review, consideration and possible action regarding recommendation of the personnel subcommittee
- 12. Report from the Treasurer**

A. Review, consideration, and possible action regarding April financial report
- 13. Report from the 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 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).

A. General Agency Operations
B. Update on HB2065
C. Update on HB2569

- D. Review, consideration and possible action regarding the August meeting date*
- E. Review, consideration and possible action regarding the substantive policy statement #2017-01 regarding supervision acquired in another state by an applicant for Arizona licensure*
- F. Review, consideration and possible action regarding R4-6-211 and temporary licenses*
- G. Review, consideration and possible action regarding A.R.S. § 32-3274 licensure by endorsement*
- H. Update on governor appointments*
- I. Update on the conference for the Association of Social Work Boards*
- J. Update on Phoenix Seminary and ASU presentations*
- K. Review, consideration and possible action regarding MFT designee appointment*
- L. Review, consideration and possible action regarding possible unlicensed activities by Jane Fendelman*
- M. Review, consideration and possible action regarding the National Board of Certified Counselors/American Associations of State Counseling Boards conference in August*

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

The Board may go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1), 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).

A. Brandon Dellario, LMSW-15600 (inactive)

15. Future agenda items

N/A

16. 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. § 38-431.01(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.

17. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, June 14, 2019, at 9:00 a.m., at 1740 W. Adams St., Room C.

18. Adjournment

May 8, 2019



Tobi Zavala
Executive Director