



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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KATIE HOBBS
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 November 9, 2023 at 9:00 AM

1740 West Adams Street, Board Room C, Phoenix, Arizona 85007
1st Amended (November 7, 2023)

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 Erin Yabu at 602-542-1811 or the TDD number at 800-367-8939.

Board Members

Adalesa Meek, LISAC, LPC, Chairperson
Polly Knape, LAC, Secretary/Treasurer
Kimberly Bailey, LMFT
Robert Charles, Public Member
Mary Coonrod, Public Member
Cedric (Doc) Davis, LCSW
Patricia Dobratz, LMFT
Leannette Henagan, LCSW, LISAC
Meaghan Kramer, Public Member
Diane Palacios, LISAC, LPC
Mark Shen, LPC
Antwan Trotter, Public Member

If you need to speak to a member of the Board staff regarding an agenda item, please contact Erin Yabu 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. February 8, 2023, teleconference meeting minutes

B. June 9, 2023, executive session minutes/agenda item 10B

C. June 9, 2023, executive session minutes/agenda item 12H

D. July 31, 2023, teleconference meeting minutes

E. October 13, 2023, 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. 2023-0215, Jason Willyerd, LPC-19378

2. 2024-0043, Douglas Winter, LISAC-15101

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. 2024-0040, Michael Panico, LPC-0183

2. 2023-0178, Lauri Jose, LAC-16616, LISAC-11784

C. 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

D. 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. 2023-0137, Colleen Austin, LMSW-16092

2. 2023-0139, Keli Dersch-Baldonado, LPC-17337

3. 2024-0051, Lucas Howarth, LPC-21799

4. 2023-0142, Annia Salas, LPC-15763

5. 2023-0131, Terrance Southern, LPC-22538

E. 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. Robin Horn, LPC-17931

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

N/A

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

The Board will review, discuss, and may vote to take action on the following case(s):

N/A

H. Cases recommended for opening a complaint and denying for unprofessional conduct.

The Board will review, discuss, and may vote to take action on the following case(s).

N/A

I. Cases recommended for release from consent agreements.

The Board will review, discuss, and may vote to take action on the following case(s):

1. *2023-0071, Brighton Brick, LMSW-7663T (active-restricted)*
2. *2023-0026, Christine Colburn, LPC-17895*
3. *2021-0039, Morgan Fechtel, LPC-19210 (active-restricted)*
4. *2021-0139, L. Magali Hoy-Nielsen, LCSW-16580 (active-restricted)*
5. *2022-0012, Richard Jewell, LASAC-15420 (active-restricted)*
6. *2023-0054, Alexis Santa-Cruz, LAMFT-10853*
7. *2023-0221, Jill Unruh, LPC-17697 (active-restricted)*
8. *2023-0088, 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

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).

N/A

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. 2023-0162, Amanda Curry, LPC-18917

Review, consideration and possible action regarding the acceptance of signed proposed consent agreement

B. 2023-0172, Ashley Curtis, LAC-22203

Review, consideration, and possible action regarding complaint.

C. 2023-0059, Esther Delgado, LCSW-16700

Review, consideration and possible action regarding complaint

D. 2023-0177, Bruce Hill, LMFT-15476

Review, consideration, and possible action regarding complaint.

E. 2023-0154, Aubrey Laird, LAC-18074

Review, consideration and possible action regarding complaint

F. 2023-0066, Lekeshia Mathis, LMSW-19141

Review, consideration and possible action regarding complaint.

G. 2024-0093, Jehu Medina, LMSW-20693

Review, consideration, and possible action regarding complaint.

H. 2024-0064, Christine Ostrom, LMSW-15632

Review, consideration, and possible action regarding complaint.

I. 2023-0080, 2024-0116, Jennifer Silvas, LAC-20502

Review, consideration and possible action regarding consolidating complaints and accepting the signed proposed consent agreement.

J. Michael Smith, LPC-19290 (active-restricted)

Review, consideration and possible action regarding opening a complaint and possible disciplinary action regarding background information.

8. Assistant Attorney General's Report: Mona Baskin, 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. 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

10. 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.

11. Report from the Treasurer

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

12. 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. Review, consideration and action regarding writing disability letters for clients

B. Discussion regarding rulemaking process

C. Discussion regarding supervision standards for unlicensed individuals

D. Discussion regarding Board meeting attendance for licensees regarding a complaint matter

E. Review, consideration and action relating to Board action taken at the July 31, 2023, teleconference Board meeting, regarding notice of termination of rulemaking of AAC R4-6-217(B)(2)(a)(i), and ratification of the same

F. Discussion regarding Ms. Zavala and Ms. Henagan's attendance and participation at the Association of Social Work Board's Delegate Assembly

G. Discussion regarding Ms. Zavala and Ms. Yabu's participation at the Arizona Counseling Association fall conference

H. Discussion regarding the stipulated confidential rehabilitation agreement in regards to drug testing

I. Review, consideration and action regarding Board member and staff attendance at the American Association of State Counseling Board's conference in January

J. Discussion regarding Board member appointments.

13. 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).

N/A

14. Future agenda items

N/A

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. § 38-431.01(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.

16. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, December 8, 2023, at 9:00 a.m., at 1740 W. Adams St., Room C.

17. Adjournment

November 7, 2023



Tobi Zavala
Executive Director