



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANET NAPOLITANO
Governor

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Board Chair

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for November 5, 2004, at 8:00 AM
1400 West Washington, Room B-2, Phoenix, Arizona

Pursuant to A.R.S. Sec. 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. (The meeting room is located in the basement of the building.)

The Board reserves the right to change the order of items on the agenda, except for those matters set for a specific time. 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 majority vote of a quorum of the members, may hold an Executive Session on any item on the agenda, where applicable, for purposes of reviewing and discussing confidential records, to obtain legal advice and/or to consider its position and instruct its attorneys pursuant to A.R.S. § 38-431.03(A)(2), (3) and (4). Executive Sessions are not open to the public.

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 Mary Wilson at 602-542-1832 or the TDD number at 800-367-8939.

The agenda for the meeting is as follows:

1. **Call to order** (Salazar, AzBBHE Chair)

2. **Roll call** (staff)

3. **Review and approval of minutes**

- A. July 9, 2004, general meeting minutes
- B. July 9, 2004, executive session minutes
- C. August 6, 2004, general meeting minutes
- D. October 1, 2004, general meeting minutes
- E. October 1, 2004, executive session minutes

4. **Administrative Hearings**

The Board may go into executive session to discuss records exempt from public inspection 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. *Nikki Miller, SA applicant*

Board to conduct formal administrative hearing regarding denial of certification.

B. *Connie Hill, SA applicant*

Board to conduct formal administrative hearing regarding denial of certification.

C. *Donald Smith, SA applicant*

Board to conduct formal administrative hearing regarding denial of certification.

- 5. Review, consideration and action of complaints and other disciplinary matters**
The Board may go into executive session to discuss records exempt from public inspection 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. 2003-0038, Patricia Kelly, LISAC-1428
Review, consideration and possible action regarding the Substance Abuse Credentialing Committee's recommendation to remand this matter to formal hearing.

B. Donice Green, SA-1553
Review, consideration and possible action regarding the professional's request to be released from the consent agreement, as approved by the Chair of the Substance Abuse Credentialing Committee, and her request to address the Board regarding this matter.

C. NJ04-0014, Amy Fisher
Review, consideration and possible action regarding dismissing this complaint as non-jurisdictional.

D. NJ04-0015, Robert Cannon
Review, consideration and possible action regarding dismissing this complaint as non-jurisdictional.

E. NJ04-0016, Verna Shelton
Review, consideration and possible action regarding dismissing this complaint as non-jurisdictional.
- 6. Review, consideration and action of applications for certification.**
Names are posted for review in the Main Lobby of 1400 West Washington, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting
- 7. Report from Chair**
The Board may go into executive session to discuss records exempt from public inspection 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 Judge Shelton's request for Board clarification regarding licensure requirements for Family Services division staff.
- 8. Report from the Treasurer**
A. Monthly financial report
- 9. Report from 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 records exempt from public inspection 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
- 10. Committee Reports**
The Board may go into executive session to discuss personnel records pursuant to A.R.S. §38-431.03(A)(1), to discuss records exempt from public inspection 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).
- 11. National and regional trends and news regarding the profession(s)**
- 12. Future agenda items**
- 13. 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. § 38-431.02(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.

14. Establishment of future meeting date(s)

The next meeting is scheduled for December 3, 2004, at 9:00 a.m., in room B-2.

15. Adjournment

October 29, 2004

Debra Rinaudo
Executive Director