



STATE OF ARIZONA  
BOARD OF BEHAVIORAL HEALTH EXAMINERS  
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JANET NAPOLITANO  
Governor

KATHLEEN PHILLIPS  
Board Chair

DEBRA RINAUDO  
Executive Director

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BOARD OF BEHAVIORAL HEALTH EXAMINERS  
**NOTICE & AGENDA FOR REGULAR SESSION MEETING**  
Scheduled for April 1, 2005, at 8:30 AM  
1400 West Washington, Room B-2, Phoenix, Arizona

1<sup>st</sup> amended (3/28/05)

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** (AzBBHE Chair)

**2. Roll call** (staff)

**3. Review and approval of minutes**

A. *March 4, 2004, general meeting 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. *Erin Cassius, CSAC applicant*

Board to conduct formal administrative hearing regarding denial of certification.

B. *2005-0056, Luis Araiza, CISW 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. *Michael Kennedy, LCSW-10321*

Review, consideration and action regarding accepting the signed interim consent agreement not to practice.

B. *2003-0045, Gaye Adams, LPC-10249*

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the signed consent agreement.

C. 2005-0052, Steve LeGendre, LPC-0829 and LMFT-0325

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to dismiss the complaint as unsubstantiated.

D. 2003-0010, Kathleen McGuire, LPC-10650

Review, consideration and action regarding the professional's request for release from the consent agreement.

E. Jill Jones Soderman, LCSW-11621,

Review, consideration and action regarding issuing a finding of public emergency and an order of summary suspension.

F. NJ04-0023, Michael Whethey

Review, consideration and action regarding the non-jurisdictional complaint.

G. NJ04-0026, Travis Ptak

Review, consideration and action regarding the non-jurisdictional complaint.

H. NJ04-0027, N. George Curi

Review, consideration and action regarding the non-jurisdictional complaint and whether Mr. Curi is engaged in the unlicensed practice of behavioral health.

**6. Review, consideration and action of applications for licensure.**

*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. *Member request for reconsideration of possible rules change excluding work experience acquired as a behavioral health technician*

**8. Report from the Treasurer**

A. *Monthly financial report*

B. *Budget update*

**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 May 6, 2005, at 9:00 a.m., in room B-2.*

**15. Adjournment**

March 28, 2005

Debra Rinaudo

