



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANET NAPOLITANO
Governor

CEDRIC DAVIS
Board Chair

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for April 4, 2008, at 9:00 AM
3443 North Central Avenue, Room 908, Phoenix, Arizona

2nd amended (April 2, 2008)

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 on the 9th floor 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. Minutes: review, consideration and action.

Pursuant to A.R.S. §38-431(A)(2), any discussion of the executive session minutes will take place in executive session.

A. February 29, 2008, amended general meeting minutes

B. March 7, 2008, general meeting minutes

4. Consent Agenda: review, consideration and action

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. 2008-0043, David Bromberg, LMSW applicant

Review, consideration and action regarding the Social Work Credentialing Committee's request to accept the signed consent agreement.

B. 2006-0062, Awilda Dinon, LMSW-11340

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint.

C. 2006-0064, Christina Holt, LISAC-11755 (suspended)

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint.

D. 2005-0064 and 2007-0150, Arnold Jones, LPC-0169

Review, consideration and action regarding the Marriage and Family Therapy Credentialing Committee's recommendation to dismiss the complaint.

E. 2005-0033, Carolyn Leifson, LPC-10305 and LISAC-10459

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

F. 2007-0162, Suzy Sartain, LPC applicant

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

G. 2005-0019, Peter Berger, LPC-0206 and LISAC-0107

Review, consideration and action regarding the Marriage and Family Therapy Credentialing Committee's recommendation to dismiss the complaint.

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 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. 2008-0063, William Riedel, LPC-10358 (suspended)

Board to conduct formal administrative hearing.

B. Oscar Sanchez, LASAC applicant

Board to conduct formal administrative hearing.

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 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. Rex Smyly, LISAC-10486

Board to conduct formal interview.

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

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).

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. 2007-0131, Elisabeth Davies, LPC-1584

Review, consideration and action regarding accepting the Board's modified proposed signed consent agreement.

B. 2004-0035 and 2008-0047, Martha Thompson, LPC-1062

Review, consideration and action to rescind complaint #2008-0047 and add the possible violation to complaint #2004-0035.

C. 2006-0051, Paul Hudson, LPC-11611 and LISAC-10788

Review, consideration and action to accept the signed consent agreement.

D. 2003-0008, Micki Kloss, LMFT-0157

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

E. 2007-0074, Abby Shamatha Hulser, LAC-11815

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

F. William Riedel, LPC-10358 (suspended)

Review, consideration and action regarding opening a complaint and possible disciplinary action based on termination for sexual harassment.

G. Bradley Hudson, LPC-10645

Review, consideration and action regarding opening a complaint and acceptance of a signed Interim Consent Agreement based on the professional's self-report of inpatient treatment for addiction.

H. 2005-0143, Laurie Lagemann, LPC-0233 (suspended)

Review, consideration and action regarding inviting the professional to participate in a formal interview.

I. 2005-0128, Laura Ann Chase, LAC-11289 and LISAC-11414

Review, consideration and action regarding inviting the professional to participate in a formal interview.

J. NJ07-0030, Chris Monaco

Review, consideration and action regarding rescinding the Board's motion to seek an injunction and possible issuance of a cease and desist order.

K. NJ07-0035, Louis Tucker

Review, consideration and action to dismiss the complaint as non-jurisdictional.

L. NJ07-0036, Audrey Goldman

Review, consideration and action to dismiss the complaint as non-jurisdictional.

M. NJ07-0034, Jennifer Zimmerman

Review, consideration and action to dismiss the complaint as non-jurisdictional.

N. NJ07-0038, Elizabeth McMorran

Review, consideration and action to dismiss the complaint as non-jurisdictional.

8. Applications for licensure: review, consideration and action.

Names are posted for review in the reception area of 3443 N. Central Avenue, Suite 1700, Phoenix, AZ at least twenty-four (24) hours in advance of the meeting

9. 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. Chair report

B. Member reports

C. Review of September 2007 Board discussion regarding disclosure of confidential records pursuant to A.R.S. §32-3206

D. Review, consideration and action regarding investigative materials

10. Report from the Treasurer

A. Monthly financial report

11. 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

B. Update regarding pending legislation

C. Discussion regarding background questions on Board licensure and renewal applications

12. 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).

13. National and regional trends and news regarding the profession(s)

14. Future agenda items

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. § 38-431.02(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.

16. Establishment of future meeting date(s)

The next meeting is scheduled for May 2, 2008, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

Set date for July 2008 meeting.

17. Adjournment

April 2, 2008

Debra Rinaudo
Executive Director