



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANET NAPOLITANO
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Board Chair

DEBRA RINAUDO
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BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for January 5, 2007, at 9:00 AM
3443 North Central Avenue, Room 908, 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 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. *December 1, 2006, general meeting minutes*
4. **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. *R.Jeffery Russ, LISAC applicant*
 - B. *Isabella Moreno, LAMFT applicant*
 - C. *Janet McFarland, LPC applicant*
5. **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. *2002-0037, Lori Martinez, LISAC-1650 and LPC-2395*

6. 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).

A. 2000-0043, 2004-0029 and 2005-0046, Charles Lehman, LMFT-0479 and LISAC-1373

Review, consideration and action regarding Mr. Lehman's request for a review or rehearing.

B. 2003-0023, Neli Volante, LPC-2400 (suspended)

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

C. 2007-0074, Abby Shamatha, LAC-11815 and LPC applicant

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed consent agreement or remand this matter to formal hearing.

D. 2007-0016, Glenna Cook, LAC-11048

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed consent agreement or remand this matter to formal hearing.

E. 2007-0039, Marc Espino, LAC applicant

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed consent agreement or remand this matter to formal hearing.

F. 2005-0142 and 2007-0049, Rayne Norton, LMSW-11723

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to accept the proposed consent agreement or remand this matter to formal hearing.

7. 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). (The Board may pull any of the following items off the consent agenda for individual review, consideration and action.)

A. 2006-0161, Cheryl Anulare, LPC applicant

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

B. 2007-0058, Donna Schmidt, LAC applicant

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

C. 2007-0081, Linda Anson, LPC applicant

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to dismiss the complaint and issue a letter of concern.

D. 2007-0070, Sabino Lozano, LCSW-1123 and LISAC-0955

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint and issue a letter of concern.

E. 2007-0071, David Gooden, LCSW-0808

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint and issue a letter of concern.

F. 2006-0126, Gregory Hinchcliff, LMSW-11743

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

G. 2004-0021, Karen Newman, LISAC-10500

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

H. 2005-0041, Catalina Christophe, LISAC-11560 and LPC applicant

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

- 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
- 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. Review, consideration and action regarding Board process for approving out-of-state travel for members
C. Review, consideration and action requiring security at all Board and committee meetings
D. 2003-0035, Michael Robinson, LCSW-10129 (revoked)
Litigation update regarding the professional's federal court lawsuit against the Board.
E. 2005-0098, Sheila Eiseman, LASAC applicant
Litigation update and judicial review action from Board counsel regarding the professional's Superior Court appeal.
- 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).
- A. Review, consideration and action regarding supervised work experience acquired by B. Jeanne Dougherty as a "leased employee".*
- 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 February 2, 2007, at 9:00 a.m., at 3443 North Central Avenue, Room 908.
- 17. Adjournment**

January 3, 2007

Debra Rinaudo
Executive Director