



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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JANET NAPOLITANO
Governor

DEBRA RINAUDO
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
NOTICE & AGENDA FOR REGULAR SESSION MEETING
Scheduled for November 7, 2008, at 9:00 AM
3443 N 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

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. October 3, 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. 2006-0110, Gladys Ambrose, LCSW-11432

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

B. 2006-0093, Julia Coffey, LCSW-11467

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

C. 2009-0028, Paul Harris, LSAT applicant

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

D. 2006-0118, Cheryl Hawley, LISAC-0869

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

E. 2006-0061, Robert Hicks, LISAC-11456

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

F. Donald Langford, LPC-1598

Review, consideration and action to open a complaint and accept the proposed signed Interim Consent Agreement.

G. 2009-0031, Wesley Lore, LAC-12159

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

H. 2006-0074, Barbara Mardian, LCSW-4153

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

I. 2006-0124, Dorothy Pedro, LCSW-1215

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

J. 2005-0147, Thomas Roach, LISAC-10911

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

K. 2008-0101, Paul Salcido, LSAT-12005

Review, consideration and action regarding the Substance Abuse Credentialing Committee's recommendation to release the professional from the Interim Consent Agreement and to accept the proposed signed consent agreement.

L. 2007-0035, Rex Smyly, LISAC-10486

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

M. 2006-0048, Rachel Thrall, LMSW-11735

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

N. 2007-0167, Mary Ann Turner, LCSW-10951

Review, consideration and action regarding the Social Work Credentialing Committee's recommendation to dismiss the complaint and to accept the proposed signed non-disciplinary consent agreement.

O. 2008-0030, Renee White, LCSW-10131

Review, consideration and action to accept the proposed signed consent agreement for the voluntary surrender of the professional's license.

P. NJ08-0005, Joseph Parham

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

5. Administrative Hearings 11:00 AM

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. 2006-0072, Brenda Sheets, LISAC-1529

Review, consideration and action regarding the professional's request for a review and/or rehearing.

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).

None

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. 2006-0065, Francine Akins-Arbuckle, LPC-11723

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

B. 2008-0065, Nadine Bowen-Wilson, LISAC-10299

Review, consideration and action regarding the proposed consent agreement for the surrender of the professional's license.

C. 2006-0086, Christine Heyde, LISAC-0880

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

D. 2006-0083, Susan Rassas, LPC-2288 and LISAC-1393

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

E. 2009-0032, Melissa Waldrip, LCSW-1712

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

F. NJ08-0006, Ronald Leebove

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 development of procedures for professionals on restricted practice to transition their private practice clients

E. Discussion regarding processes for member and public input into possible changes in rules, policies and procedures

F. Discussion regarding policies and procedures regarding elimination of the investigations backlog and the possible use of ad hoc committees

G. Review, consideration and action to develop a policy for determining whether to assess investigative costs to a professional after a finding of unprofessional conduct

10. Report from the Treasurer

A. Monthly financial report

B. Discussion regarding FY2010-2011 budget submission

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 approval of a rule change to modify Licensed Substance Abuse Technician requirements to accept a qualifying bachelor degree

C. Review, consideration and action regarding the Board's role in addressing challenges of licensees practicing within the public behavioral health system

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 December 5, 2008, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

17. Adjournment

November 3, 2008

Debra Rinaudo
Executive Director