



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 October 3, 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. September 5, 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. 2006-0103, Ronnie Bennett, LAMFT-10238

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

B. 2005-0141, David Brown, LMFT-0148

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

C. 2008-0111, Craig Davis, LASAC-13102

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

D. 2008-0109, Mary Erhart, LISAC-0874

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

E. 2006-0063, 2007-0063 and 2007-0072, Christine Fielder, LMFT-10162, LPC-11218 and LISAC-10841
Review, consideration and action regarding the Marriage and Family Therapy Credentialing Committee's recommendation to accept the proposed signed consent agreement.

F. 2007-0144, Karmin Fowler, LAC-12577

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

G. 2008-0117, Cesar Gallegos Gamez, LAC applicant, LAC-5175T and LAMFT applicant

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

H. 2006-0009, Deborah Garrett, LCSW-3836 expired

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

I. 2009-0014, Patricia Hulke, LMSW applicant

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

J. 2006-0070, Shelly Kaufman, LPC-0597

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

K. 2006-0067, Ruth Kawasaki, LPC-1377

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

L. 2007-0151, Alison Mejia, LAC-12739

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

M. 2005-0081, Henry Marquez, LISAC-10512 expired and LCSW-10713 expired

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

N. 2008-0110, Ronald Paul, LMSW applicant

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

O. 2005-0027, Blanca Reina, LPC-10548

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

P. 2006-0045, Amanda Rowe, LPC-10679

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

Q. 2007-0077 and 2007-0080, James Simpson, LPC-0359

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

R. NJ08-0003, Kathy Infeld

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

S. NJ08-0004, Robert Valdez

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

T. NJ08-0006, Ronald Leebove

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. 2007-0139 and 2009-0008, Janis Kirkland, LAC-12854

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).

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. 2005-0127, 2008-0017 and 2008-0033, Earlene Dear, LCSW-0195

Review, consideration and action regarding accepting the signed consent agreement or adding additional violations to the complaint and notice of hearing.

B. Larry Pam, LISAC-10311

Review, consideration and action for the Board to accept the Interim Consent Agreement.

C. 2006-0091, Yola Ghammashi, LPC-1842

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

D. 2006-0050, 2007-0034 and 2008-0050, Caecilia Winnubst, LCSW-2466

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

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

E. Review, consideration and action regarding development of procedures for professionals on restricted practice to transition their private practice clients

F. Review, consideration and action regarding review of form language for interim consent agreements

G. Review, consideration and action regarding development of a definition for "censure"

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 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 meetings are scheduled for October 31, 2008, (formal hearings) and November 7, 2008, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

17. Adjournment

September 26, 2008

Debra Rinaudo
Executive Director