



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 September 5, 2008, at 9:00 AM
3443 N Central Avenue, Room 908, Phoenix, Arizona

1st amended (9/1/08)

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. August 1, 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. 2007-0007, Carolyn Brown, LPC-0211 and LISAC-10727

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

B. 2005-0078, Carolyn Brown, LPC-0211 and LISAC-10727

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

C. 2005-0044, 2005-0106, 2006-0075 and 2006-0101, Terry Brown, LPC-1030

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

D. 2006-0030, Janet Carista, LPC-1685

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

E. 2009-0005, Janet Carista, LPC-1685

Review, consideration and action regarding the Counseling Credentialing Committee's recommendation to accept the proposed signed Interim Consent Agreement.

F. 2006-0099, Ernest Cofrances, LPC-0899

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

G. 2006-0094, Lisa Dodd, LPC-10205

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

H. 2009-0004, Carlos Inostroza, LMSW-11028

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

I. 2007-0101 and 2009-0011, Richard Krug, LAC-12763

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

J. 2007-0060, Rosemarie Ludwig, LPC-0399

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

K. 2007-0109 and 2009-0010, Linda Marks, LAC-12654

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

L. 2009-0006, Ronald Martin, LAC applicant

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

M. 2009-0007, David Olivarez, LISAC-10277

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

N. 2008-0011, Heidi Quinlan, LPC applicant, LAC-11631 and LISAC-11071

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

O. 2003-0077, Rheta Terry, LPC-0843

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

P. NJ07-0049, Kim Evans

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

Q. NJ08-0001, John Strassor

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

Board to conduct formal administrative hearing.

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

Review, consideration and action regarding the Administrative Law Judge's recommendation.

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

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

B. 2006-0087, Diane Cornsweet, LPC-1294

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

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. Sara Marriott, LPC-0158

Review, consideration and action regarding opening a complaint and dismissing the complaint with a letter of concern.

E. 2008-0064, Lisa Moody, LISAC-10353

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

F. 2007-0045, Heidi Quinlan, LPC applicant, LAC-11631 and LISAC-11071

Review, consideration and action regarding the Counseling 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

D. Election of Chair and Secretary

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 level of review required for cases where professionals fail to disclose criminal history on licensure and renewal applications

G. Review, consideration and action regarding the following possible rule changes:

- Delete reciprocity definition from A.A.C. R4-6-101*
- Modify A.A.C. R4-6-213 regarding fees*

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 meeting is scheduled for October 3, 2008, at 9:00 a.m., at 3443 North Central Avenue, Room 908.

Consideration of setting a date for a special Board meeting to conduct formal administrative hearings.

17. Adjournment

September 1, 2008

Debra Rinaudo
Executive Director