



STATE OF ARIZONA  
BOARD OF BEHAVIORAL HEALTH EXAMINERS  
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JANE DEE HULL  
Governor

DEBRA RINAUDO  
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES  
September 6, 2002

Members Present: Lisa Aumack, Susan Allanson, Michael Salazar, Kirk Bowden, Hank Peck, Karl Gauby, Steve LeGendre, Roberta Gastineau, Ingrid Sutton, Kathleen Phillips

Members Absent: Diane Pruetz, Gail Chase, Dan Wright, Jim Roth

Members by telephone: Milton Mattox

Staff Present: Debra Rinaudo, Patricia Reynolds, Marc Harris, A.A.G., Mary Wilson, Tina Zepeda

Public Present: E.L.\*, D.R.\*, Carl Cooke, Vesna Mekula, Howard Wicks, Danni Steinhauer, Lisa Lowder, Keith Kuhn, Ed Louria, Donna Beardsley, Esther Emadi, Margaret Mangan, Soshana Green Jacobson, Dan Davis, Gordon Lewis, Tim Hofmann, Josefina Ahumada, Barbara Holzman, Donald Fausel, Gil Venable, David Miller, Carol Stambaugh, Michael Rose, Leslie Leighnige, Jackie Clayton, Laura Masters, Ron Carpio

Public by telephone: James Stewart, G.B.\*, Barbara Hemlsetter, Judith Herndon

1. **Call to Order**

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on September 6, 2002, at 9:00 a.m. with Steve LeGendre presiding.

2. **Roll Call**

See above.

3. **Review and Approval of Minutes**

Ms. Aumack moved, seconded by Mr. Bowden, to approve the general meeting minutes of August 2, 2002, as submitted. The motion carried with Ms. Phillips abstaining.

4. **Review, Consideration and Action on Complaints and Other Disciplinary Matters**

*A. 2002-0007, James Stewart, SA-0846*

Ms. Reynolds summarized the facts of the case. Dr. Stewart addressed the Board by telephone. The complainant, E.L., addressed the Board in person. Board members discussed whether Dr. Stewart's client, E.L.'s adult son, could have been misled with regard to whether treatment was provided pursuant to the professional's CSAC certification. Mr. Harris advised members that the documentation in this file appeared to indicate that the client was not misled and that substance abuse counseling was not provided.

Following review and discussion by Board members, Ms. Phillips moved, seconded by Mr. Peck, to approve the Substance Abuse Credentialing Committee's recommendation to dismiss the complaint as non-jurisdictional. The motion carried with Ms. Aumack and Mr. Bowden opposed. (See attached roll call.)

*B. 2002-0010, Barbara Helmsetter, CC-1401*

Ms. Reynolds summarized the facts of the case. Ms. Helmsetter addressed the Board by telephone. The complainant, G.B., addressed the Board by telephone.

Following review and discussion by Board members, Ms. Gastineau moved, seconded by Ms. Phillips, to approve the Counseling Credentialing Committee's recommendation to dismiss this complaint as unsubstantiated. The motion passed unanimously. (See attached roll call.)

\* The names of all clients involved in disciplinary matters are confidential and are represented by initials only.

*C. 2002-0009, Esther Emadi, CC-2047*

Ms. Phillips recused herself. Ms. Reynolds summarized the facts of the case. Ms. Emadi addressed the Board in person, expressing regret regarding her decision to engage in unprofessional conduct. The complainant, D.R., addressed the Board in person. Mr. Peck expressed his belief that revocation appeared to be warranted given that the Board has revoked certification for other professionals under less egregious facts.

Following review and discussion by Board members, Ms. Gastineau moved, seconded by Ms. Allanson, to approve the Counseling Credentialing Committee's recommendation to accept the signed consent agreement. The motion carried with Mr. Peck opposed. (See attached roll call.)

*D. 2001-0040 and 2001-0041, Carl Cooke, Applicant*

Ms. Aumack recused herself. Ms. Patricia Reynolds summarized the facts of the case. Mr. Cooke and his attorney, Mr. Lewis, appeared in person and addressed the Board.

Following review and discussion by Board members, Mr. Gauby moved, seconded by Ms. Phillips, to reject the Substance Abuse Credentialing Committee's request to dismiss this complaint as unsubstantiated based on new information not reviewed by the committee and to remand the case back to the committee for consideration of the new information. The motion passed unanimously.

*E. 2001-0018, Judith Herndon, CC-1597*

Ms. Reynolds summarized the facts of the case. The professional was noticed but did not appear. The Chair of the Counseling Credentialing Committee reviewed and approved the professional's request for release from the consent agreement.

Following review and discussion by Board members, Ms. Aumack moved, seconded by Mr. Bowden, to move to release the professional from the stipulations of the consent agreement. The motion passed unanimously.

*F. 2000-0026, Donna Beardsley, CC-0083*

Ms. Reynolds summarized the facts of the case. Ms. Beardsley appeared in person.

Following review and discussion by Board members, Mr. Gauby moved, seconded by Mr. Bowden, to approve the Counseling Credentialing Committee's recommendation to accept the signed consent agreement and vacate the formal hearing. The motion passed unanimously. (See attached roll call.)

*G. Cynthia Clark, SA-1517*

Ms. Reynolds summarized the facts of the case. The professional was noticed but did not appear.

Following review and discussion by Board members, Ms. Gastineau moved, seconded by Ms. Allanson, to move to release the professional from the stipulations of the consent agreement. The motion passed unanimously.

*H. James Conway, SA-0310*

Ms. Reynolds summarized the facts of the case. The professional was noticed but did not appear.

Following review and discussion by Board members, Ms. Aumack moved, seconded by Mr. Bowden, to approve the Substance Abuse Credentialing Committee's recommendation to accept the signed consent agreement and renew certification. The motion passed unanimously. (See attached roll call.)

*I. Soshona Green Jacobson, SW-0694I*

Ms. Reynolds summarized the facts of the case. Ms. Green Jacobson appeared in person and addressed the Board. Ms. Phillips stated her belief that a finding of deceit requires intent. She again emphasized the need for the Board to have the authority to issue letters of concern.

Following review and discussion by Board members, Ms. Aumack moved, seconded by Mr. Bowden, to approve the Substance Abuse Credentialing Committee's recommendation to accept the signed consent agreement. The motion carried with Ms. Phillips opposed. (See attached roll call.)

*J. NJ02-0010, Kim Kalas*

Ms. Reynolds summarized the facts of the case. Following review and discussion by Board members, Ms. Aumack moved, seconded by Mr. Bowden, to dismiss the complaint as non-jurisdictional. The motion passed unanimously.

5. **Review, Consideration and Action on Applicants Recommended for Certification**

*Counseling*

Mr. Bowden moved, seconded by Ms. Allanson, to accept twelve applicants for CAC and eighteen applicants for CPC. The motion passed unanimously.

*Social Work*

Ms. Sutton moved, seconded by Mr. Gauby, to accept five applicants for CMSW and seven applicants for CISW. The motion passed unanimously.

*Substance Abuse*

Mr. Salazar moved, seconded by Mr. Peck, to accept nine applicants for CSAC. The motion passed unanimously.

6. **Report from the Chair and items for review, consideration and possible action**

*A. Substantive Policy Statement for clinical supervision in social work*

Ms. Rinaudo provided a brief history of the various ways the Social Work Credentialing Committee has addressed clinical supervision over the years and directed members to her written report which details this issue.

David Miller and Ron Carpio, representing the Council of Human Service Providers, addressed the Board. They stated that rigid enforcement of a rule limiting clinical supervision of social workers to CISWs causes an undue financial burden on behavioral health providers who often hire counselors, social workers and marriage and family therapists for the same positions.

Don Fausel, Barbara Holzman, Gil Venable and Josefina Ahumada spoke on behalf of the social work community. They indicated that there is a long tradition before the Board of allowing each credentialing committee to determine its own certification standards. They also emphasized the benefits to the supervisee of having a supervisor who is familiar with the NASW Code of Ethics.

Ms. Gastineau cautioned that the workings of the Board and its credentialing committees are evolutionary and all interested parties need to strive to work out their differences so as not to jeopardize the licensure effort.

The Board postponed any discussion on this matter. The Board suggested that interested parties form a workgroup to try to achieve a consensus on the issue. The Board also requested that the workgroup meet before October's Board meeting and report back to the Board on any progress made.

*B. AAG Training regarding formal hearings*

Tabled

7. **Report from the Treasurer and items for review, consideration and possible action**

*A. Monthly report*

8. **Report from the Executive Director and/or staff**

*A. General Agency Operations*

*B. Licensure update*

No report

9. **Committee reports**

No report

10. **National and regional news regarding the profession(s)**

None

11. **Future agenda items**

Social work supervision substantive policy statement

12. **Call for public comment**

None

13. **Establishment of future meeting dates**

The next meeting is scheduled for October 4, 2002, at 9:00 a.m. in Room B-2.

14. **Adjournment**

Ms. Aumack moved, seconded by Ms. Allanson, to adjourn. The motion passed unanimously and the meeting was adjourned at 11:50 a.m.

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Steve LeGendre  
Secretary/Treasurer

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Date