



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
3443 NORTH CENTRAL AVENUE, SUITE 1700
PHOENIX, AZ 85012
PHONE: 602.542.1882 FAX: 602-364-0890
Website: www.az.gov
Website: www.bbhe.state.az.us
E-mail address: azbbhe@bbhe.state.az.us

JANET NAPOLITANO
Governor

CEDRIC DAVIS
Board Chair

DEBRA RINAUDO
Executive Director

SUBSTANCE ABUSE CREDENTIALING COMMITTEE MEETING MINUTES
Friday, September 21, 2007

Members Present: John Hogeboom, Terence Murphy, Randolph Lumm

Members Absent: Diane Devine, Robert Evans

Staff Present: Debra Rinaudo, Marc Harris, A.A.G., Sherry Blatner, Kami Thur, Lynanne Chapman, Sheila Perry-Johnson, Doreen Romney, Selena Samarripaz

1. **Call to Order**

The meeting was called to order on September 21, 2007, at 9:02 a.m. with Mr. Hogeboom presiding.

2. **Roll Call**

See above.

3. **Review and Approval of Minutes**

Mr. Lumm moved, seconded by Mr. Hogeboom, to approve the general meeting minutes from August 17, 2007, as submitted. The motion passed unanimously. Mr. Murphy abstained from the vote.

4. **Review, consideration and action of complaints and other disciplinary matters**

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. Action by the committee on all disciplinary matters is a recommendation only. All final decisions are made by the Board.

A. 2007-0061, Connie Hillman, LISAC-11446

Ms. Perry-Johnson reported regarding the results of her investigation.

The complainant was present and addressed the committee.

The professional was present and addressed the committee.

Following review and discussion by members, Mr. Hogeboom moved, seconded by Mr. Lumm, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(q), failing or refusing to maintain adequate records of behavioral health services provided to a client, and to offer a consent agreement with the following stipulations:

- Probation for 18 months
- Completion of 6 clock hours of continuing education in behavioral health ethics
- Completion of 3 clock hours of continuing education in behavioral health documentation
- 1 hour of clinical supervision for every 40 hours worked by a pre-approved behavioral health professional licensed at the independent level
- Clinical supervision shall focus on recordkeeping and ethical and legal requirements under licensure

The motion passed unanimously.

B. 2007-0160, Joseph Raimondi, LISAC-11581

Ms. Perry-Johnson reported regarding the results of her investigation.

The complainant was present and addressed the committee.

The professional was present and addressed the committee.

Following review and discussion by members, Mr. Hogeboom moved, seconded by Mr. Lumm, to recommend to the Board to find a violation of A.R.S. §32-3251(12)(q), failing or refusing to maintain adequate records of behavioral health services provided to a client, and to offer a consent agreement with the following stipulations:

- Probation for 18 months
- Completion of 6 clock hours of continuing education in behavioral health ethics
- Completion of 3 clock hours of continuing education in behavioral health documentation
- 1 hour of clinical supervision for every 40 hours worked by a pre-approved behavioral health professional licensed at the independent level
- Clinical supervision shall focus on recordkeeping and ethical and legal requirements under licensure

The motion passed unanimously.

C. 2004-0016 and 2004-0017, Karl Monical, LMSW-10214

Ms. Thur reported regarding the results of her investigation.

Mr. Hogeboom moved, seconded by Mr. Lumm, to go into executive session to review confidential records pursuant to A.R.S. §38-431.03(A)(2). The motion passed unanimously and the committee went into executive session at 9:50 a.m., reconvening its public meeting at 10:05 a.m.

The professional was present and addressed the committee.

Following review and discussion by members, Mr. Hogeboom moved, seconded by Mr. Lumm, to recommend to the Board to find a violation of A.R.S. §32-3251(10)(j) and 32-3251(12)(l), any conduct, practice or condition that impairs the ability of the behavioral health professional to safely and competently practice, and to offer a consent agreement that includes the following stipulations:

- Probation for 2 years
- Completion of a pre-approved intensive outpatient substance abuse treatment program
- Therapy by a pre-approved therapist licensed at the independent level
- The therapist shall submit a treatment plan, including recommended frequency of sessions, for pre-approval
- A minimum of 2 hours of monthly supervision by a pre-approved supervisor
- The supervisor shall submit quarterly reports for approval
- Random biological fluid testing twice monthly
- Participation at AA a minimum of 3 times weekly commencing during the intensive outpatient program
- Quarterly reports from AA sponsor regarding the professional's attendance and participation

The motion passed unanimously.

D. 2007-0155 and 2005-0135, Edward Kelley, LISAC-11510

Ms. Perry-Johnson reported regarding the results of her investigation. She noted that the professional has denied that the Maine revocation of a license issued to Edward Kelley involved him.

The professional was properly noticed, but did not appear.

Following review and discussion, Mr. Lumm moved, seconded by Mr. Murphy, to recommend to the Board to find a violation of A.R.S. §§ 32-3251(10)(b) and 32-3251(12)(b), use of fraud or deceit in establishing qualifications, A.R.S. §§ 32-3251(10)(j) and 32-3251(12)(l), any conduct, practice or condition that impairs the ability of the certified/licensed professional to safely and competently practice, A.R.S. § 32-3251(12)(aa), sexually harassing a co-worker, and A.R.S. § 32-3251(12)(n), failing to comply with any Board rule, and to add an additional violation of A.R.S. § 32-3251(12)(ll), being the subject of the revocation, suspension, surrender or any other disciplinary sanction of a professional license, certificate or registration in another jurisdiction if further investigation supports such a finding, and to offer a consent agreement for revocation of the professional's license and, if the consent agreement is not accepted, to remand the matter to formal hearing. The motion passed unanimously.

E. 2006-0042, Carolyn White, LISAC-0777 and LPC-0934

Ms. Thur reported regarding the results of her investigation and the need for further review of this matter by the committee. She reported that the professional has let both of her licenses expire.

The professional was properly noticed, but did not appear.

Following review and discussion, Mr. Lumm moved, seconded by Mr. Murphy, to recommend to the Board to find, in addition to violations previously recommended, an additional violation of A.R.S. §§ 32-3251(12)(c)(ii), any oral or written misrepresentation of fact by an applicant or licensee in any statements provided during an investigation or disciplinary proceeding by the Board, and to offer a consent agreement for the revocation of her licenses. The motion passed unanimously.

F. Craig Davis, LASAC applicant

Ms. Blatner reported regarding the results of her investigation.

The applicant was present and addressed the committee.

Following review and discussion, Mr. Lumm moved, seconded by Mr. Murphy, to open a complaint and to recommend to the Board to dismiss the complaint with a letter of concern based upon the applicant's failure to disclose his complete criminal history. The motion passed unanimously.

G. Jessica Hagemeyer, LAMFT applicant

Ms. Blatner reported regarding the applicant's DUI conviction.

The professional was present and addressed the committee.

Following review and discussion, the committee remanded this matter back to the Marriage and Family Therapy Credentialing Committee with a recommendation for no further action at this time.

The committee took a break at 10:26 a.m., reconvening its public meeting at 10:35 a.m.

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

No report.

6. Report from the Executive Director and/or staff

A. General Agency Operations

None

B. Discussion regarding consent agreements

None

7. Board, committee and subcommittee reports (discuss and possible action)

No report.

8. National and regional trends and news regarding the profession(s)

None

9. Supervisor exemption requests: review, consideration and action.

A. Benjamin McWhorter (William Cabianca, PhD)

Mr. Hogeboom moved, seconded by Mr. Murphy, to approve the supervisor exemption request for clinical supervision hours provided by William Cabianca, PhD. The motion passed unanimously.

B. Jessica Fisher (Letica Amick, PhD)

Mr. Hogeboom moved, seconded by Mr. Lumm, to deny the supervisor exemption request for clinical supervision hours provided by Letica Amick, PhD, based upon the failure to establish that Dr. Amick has qualifying training and experience in substance abuse counseling. The motion passed unanimously.

10. Exam extension and accommodation requests

None

11. Consent agenda: review, consideration and action regarding requests for extensions and inactive status

Mr. Hogeboom moved, seconded by Mr. Murphy, to accept the consent agenda as approved by Mr. Hogeboom, granting 60-day extensions to Andrew Post, LeAnn Stone-Ohlin and Mary Rodriguez and inactive status to Cherie Holm. The motion passed unanimously.

12. Applications for reassessment: review, consideration and action

None

13. Applications for licensure: review, consideration and action

A. *Craig Davis*

See agenda item 4(F).

Appeals

Nicola Hustleby

Ms. Rinaudo reviewed the information the applicant provided in support of her appeal.

The applicant appeared and addressed the committee.

Following review and discussion, Mr. Hogeboom moved, seconded by Mr. Lumm, to deny the appeal based on the deficiencies previously identified. The motion passed unanimously.

Dorothy Granberry

Ms. Rinaudo reviewed the information the applicant provided in support of her appeal.

The applicant addressed the committee telephonically.

Following review and discussion, Mr. Hogeboom moved, seconded by Mr. Lumm, to accept credit hours obtained during the applicant's practicum and internship, to deny CEP864, and to deny the appeal based on the applicant's failure to establish she completed 24 semester credit hours of counseling related coursework. The motion passed unanimously.

Justin Chase

Tabled due to a lack of quorum for this matter.

The committee went off record to review files at 11:23 a.m., reconvening its public meeting at 12:05 p.m.

Mr. Hogeboom moved, seconded by Mr. Lumm, to recommend to the Board to approve Benjamin McWhorter, Mary Foster and Monica Von Eggers as Licensed Independent Substance Abuse Counselors. The motion passed unanimously.

Mr. Lumm moved, seconded by Mr. Murphy, to recommend to the Board to approve Daniel Bejesky as a Licensed Independent Substance Abuse Counselor upon receipt of a passing score on the required exam. The motion passed unanimously.

Mr. Murphy moved, seconded by Mr. Lumm, to recommend to the Board to approve Mirta Kaperonis as a Licensed Associate Substance Abuse Counselor. The motion passed unanimously.

Mr. Hogeboom moved, seconded by Mr. Murphy, to recommend to the Board to approve Glorinda Segay-Curley and Ina Lasmane as Licensed Associate Substance Abuse Counselors upon receipt of a passing score on the required exam. The motion passed unanimously.

Mr. Lumm moved, seconded by Mr. Murphy, to recommend to the Board to deny Jerry Law and Jessica Fisher based on their failure to establish they meet minimum requirements under licensure. The motion passed unanimously.

Mr. Lumm moved, seconded by Mr. Murphy, to recommend to the Board to approve Craig Davis as a Licensed Independent Substance Abuse Counselor upon the Board's dismissal of a pending complaint. The motion passed unanimously.

Mr. Murphy moved, seconded by Mr. Lumm, to recommend to the Board to approve Sharilee Sims as a Licensed Independent Substance Abuse Counselor upon receipt of a favorable fingerprint report. The motion passed unanimously.

14. Future agenda items

None

15. Call for public comment

None

16. Establishment of future meeting date(s)

The next meeting is scheduled for October 19, 2007, at 9:00 a.m. at 3443 North Central, Room 908.

17. Adjournment

Ms. Hogeboom moved, seconded by Mr. Lumm, to adjourn. The motion passed unanimously and the meeting was adjourned at 12:10 p.m.

Diana Devine
Secretary/Treasurer

Date