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BEFORE THE ARIZONA BOARD OF BEHAVIORAL HEALTH EXAMINERS

In the Matter of:

Jillian A. Vanselow, LASAC-13339, Licensed Associate Substance Abuse Counselor, In the State of Arizona. CASE NO. 2022- 0105
CONSENT AGREEMENT

RESPONDENT

In the interest of a prompt and speedy settlement of the above captioned matter, consistent with the public interest, statutory requirements and responsibilities of the Arizona State Board of Behavioral Health Examiners ("Board"), and pursuant to A.R.S. §§ 32-3281(F) and 41-1092.07(F)(5), Jillian A. Vanselow ("Respondent") and the Board enter into this Consent Agreement, Findings of Fact, Conclusions of Law and Order ("Consent Agreement") as a final disposition of this matter.

RECITALS

Respondent understands and agrees that:

- Any record prepared in this matter, all investigative materials prepared or received by the Board concerning the allegations, and all related materials and exhibits may be retained in the Board's file pertaining to this matter.
- 2. Respondent has the right to a formal administrative hearing at which Respondent can present evidence and cross examine the State's witnesses. Respondent hereby irrevocably waives their right to such formal hearing concerning these allegations and irrevocably waives their right to any rehearing or judicial review relating to the allegations contained in this Consent Agreement.

- 3. Respondent has the right to consult with an attorney prior to entering into this Consent Agreement.
- 4. Respondent acknowledges and agrees that upon signing this Consent Agreement and returning it to the Board's Executive Director, Respondent may not revoke their acceptance of this Consent Agreement or make any modifications to it. Any modification of this original document is ineffective and void unless mutually approved by the parties in writing.
- 5. The findings contained in the Findings of Fact portion of this Consent Agreement are conclusive evidence of the facts stated herein between only Respondent and the Board for the final disposition of this matter and may be used for purposes of determining sanctions in any future disciplinary matter.
- 6. This Consent Agreement is subject to the Board's approval, and will be effective only when the Board accepts it. In the event the Board in its discretion does not approve this Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value, nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except that Respondent agrees that should the Board reject this Consent Agreement and this case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its review and discussion of this document or of any records relating thereto.
- 7. Respondent acknowledges and agrees that the acceptance of this Consent Agreement is solely to settle this Board matter and does not preclude the Board from instituting other proceedings as may be appropriate now or in the future. Furthermore, and notwithstanding any language in this Consent Agreement, this Consent Agreement does not preclude in any way any other state agency or officer or political subdivision of this state from instituting proceedings, investigating claims, or taking legal action as may be appropriate now or in the future relating to this matter or other matters concerning Respondent, including but not

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limited to violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other than with respect to the Board, this Consent Agreement makes no representations, implied or otherwise, about the views or intended actions of any other state agency or officer or political subdivision of the state relating to this matter or other matters concerning Respondent.

- 8. Respondent understands that once the Board approves and signs this Consent Agreement, it is a public record that may be publicly disseminated as a formal action of the Board, and that it shall be reported as required by law to the National Practitioner Data Bank.
- 9. Respondent further understands that any violation of this Consent Agreement constitutes unprofessional conduct pursuant to A.R.S. § 32-3251(16)(n) and may result in disciplinary action pursuant to A.R.S. § 32-3281.
- 10. The Board therefore retains jurisdiction over Respondent and may initiate disciplinary action against Respondent if it determines that they have failed to comply with the terms of this Consent Agreement or of the practice act.

The Board issues the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

- Respondent is the holder of License No. LASAC-13339 for the practice of substance abuse counseling in the State of Arizona.
 - 2. Since 10/13, Respondent has been licensed by the Board as a LASAC.
- 3 In 02/21, Respondent submitted her application for Licensed Independent Substance Abuse Counselor ("LISAC") in the State of Arizona.
- 4. In Respondent's LISAC application, she indicated she has been the owner/CEO of Core Recovery ("Agency") since approximately 07/13.
- 5. Within her LISAC application, Respondent indicated that she received clinical supervision from four separate clinical supervisors from 06/13 04/19.

- Each of the four clinical supervisors provided clinical supervision to Respondent while they were employed by Agency, and during a time Respondent had an ownership interest in Agency.
- 7. Board rules prohibited Respondent from receiving supervised work experience or clinical supervision from someone within an Agency she had an ownership interest in.
- 8. Being the holder of a LASAC license, Respondent's scope of practice is limited to substance abuse counseling or issues related to substance abuse.
- 9. In review of clinical records, Respondent was actively practicing outside the scope of her license by providing behavioral health services unrelated to substance use.
- 10. During an investigative interview with Board staff, Respondent acknowledged providing services outside the scope of her LASAC license, estimating that approximately 15% of the clients she treated at Agency were outside the scope of her license.

CONCLUSIONS OF LAW

- The Board has jurisdiction over Respondent pursuant to A.R.S. § 32-3251 et seq.
 and the rules promulgated by the Board relating to Respondent's professional practice as a
 licensed behavioral health professional.
- 2. The conduct and circumstances described in the Findings of Fact constitute a violation of A.R.S. § 32-3251(16)(ii), violating any federal or state law, rule or regulation applicable to the practice of behavioral health, as it relates to:

A.A.C. R4-6-210. Practice Limitations

A.A.C. R4-6-211. Direct Supervision: Supervised Work Experience:

General

3. The conduct and circumstances described in the Findings of Fact constitute a violation of A.R.S. § 32-3251(16)(I), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession.

	4.	The conduct and circumstances described	d in the Findings of Fact constitute a	
violatio	on of A	.R.S. § 32-3251(16)(m), engaging or offering	g to engage as a licensee in activities	
that are not congruent with the licensee's professional education, training or experience.				
<u>ORDER</u>				
Based upon the foregoing Findings of Fact and Conclusion of Law, the parties agree to				
the provision and penalties imposed as follows:				
	1.	As of the effective date of the Consent Agre	eement, Respondent shall not practice	
under their license.				
	2.	Respondent's license, LASAC-13339, by ru	ıle, expired on 09/30/21.	
	3.	Respondent agrees not to renew their licen	se.	
	4.	Respondent agrees not to submit any ty	pe of new license application to the	
Board for a minimum of five (5) years.				
	5.	This Consent Agreement is conclusive evid	dence of the matters described herein	
and may be considered by the Board in determining appropriate sanctions in the event a				
subsequent violation occurs.				
PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT				
<i>Jilliar</i> Jillian Van	1 Vans nselow (Nov	TELOW (10, 2021 15:18 MST)	Nov 10, 2021	
Jillian <i>i</i>	A. Vans	selow	Date	
BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT				
By:	Me	li Zarola	Jan 10, 2022	
		ZAVALA, Executive Director a Board of Behavioral Health Examiners	Date	
	AHZUI	ia boaid of benavioral fleath Examiners		

4	ORIGINAL of the foregoing filed Jan 10, 2022		
1	with:		
2	Arizona Board of Behavioral Health Examiners		
3	1740 West Adams Street, Suite 3600		
4	Phoenix, AZ 85007 EXECUTED COPY of the foregoing sent electronically Jan 10, 2022		
5	to:		
6	Mona Baskin		
	Assistant Attorney General		
7	2005 North Central Avenue Phoenix, AZ 85004		
8			
9	Jillian A. Vanselow Address of Record		
10	Respondent		
10	Fatima Badreddine		
11	Zelms Elrich & Mack 4600 E Washington St Suite 300		
12	Phoenix AZ 85034		
13	Attorney for Respondent		
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