

1 **BEFORE THE ARIZONA BOARD**
2 **OF BEHAVIORAL HEALTH EXAMINERS**

3 **In the Matter of:**

4 **Amber D. Scott, LBSW-21685,**
5 **Licensed Baccalaureate Social Worker,**
6 **In the State of Arizona.**

7 **RESPONDENT**

CASE NO. 2025-0086

**CONSENT AGREEMENT
FOR VOLUNTARY SURRENDER**

8 In the interest of a prompt and speedy settlement of the above captioned matter,
9 consistent with the public interest, statutory requirements and responsibilities of the Arizona
10 State Board of Behavioral Health Examiners (“Board”), and pursuant to A.R.S. §§ 32-3281(F)
11 and 41-1092.07(F)(5), Amber D. Scott (“Respondent”) and the Board enter into this Consent
12 Agreement, Findings of Fact, Conclusions of Law and Order (“Consent Agreement”) as a final
13 disposition of this matter.

14 **RECITALS**

15 Respondent understands and agrees that:

16 1. Any record prepared in this matter, all investigative materials prepared or
17 received by the Board concerning the allegations, and all related materials and exhibits may be
18 retained in the Board’s file pertaining to this matter.

19 2. Respondent has the right to a formal administrative hearing at which Respondent
20 can present evidence and cross examine the State’s witnesses. Respondent hereby irrevocably
21 waives their right to such formal hearing concerning these allegations and irrevocably waives
22 their right to any rehearing or judicial review relating to the allegations contained in this Consent
23 Agreement.

24 3. Respondent has the right to consult with an attorney prior to entering into this
25 Consent Agreement.

1 4. Respondent acknowledges and agrees that upon signing this Consent
2 Agreement and returning it to the Board's Executive Director, Respondent may not revoke their
3 acceptance of this Consent Agreement or make any modifications to it. Any modification of this
4 original document is ineffective and void unless mutually approved by the parties in writing.

5 5. The findings contained in the Findings of Fact portion of this Consent Agreement
6 are conclusive evidence of the facts stated herein between only Respondent and the Board for
7 the final disposition of this matter and may be used for purposes of determining sanctions in any
8 future disciplinary matter.

9 6. This Consent Agreement is subject to the Board's approval, and will be effective
10 only when the Board accepts it. In the event the Board in its discretion does not approve this
11 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,
12 nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except
13 that Respondent agrees that should the Board reject this Consent Agreement and this case
14 proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its
15 review and discussion of this document or of any records relating thereto.

16 7. Respondent acknowledges and agrees that the acceptance of this Consent
17 Agreement is solely to settle this Board matter and does not preclude the Board from instituting
18 other proceedings as may be appropriate now or in the future. Furthermore, and
19 notwithstanding any language in this Consent Agreement, this Consent Agreement does not
20 preclude in any way any other state agency or officer or political subdivision of this state from
21 instituting proceedings, investigating claims, or taking legal action as may be appropriate now or
22 in the future relating to this matter or other matters concerning Respondent, including but not
23 limited to violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other
24 than with respect to the Board, this Consent Agreement makes no representations, implied or

25 ...

1 otherwise, about the views or intended actions of any other state agency or officer or political
2 subdivision of the state relating to this matter or other matters concerning Respondent.

3 8. Respondent understands that once the Board approves and signs this Consent
4 Agreement, it is a public record that may be publicly disseminated as a formal action of the
5 Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

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

7 **FINDINGS OF FACT**

8 1. Respondent is the holder of License No. LBSW-21685 for the practice of social
9 work in the State of Arizona.

10 2. On 11/10/22, Respondent's LBSW application was approved pending the
11 passage of the required examination.

12 3. From 11/22 to 05/23, Respondent worked at Agency as a Case Manager and
13 Respondent's initial employment offer letter indicated her employment was contingent upon her
14 receiving her LBSW within 6 months of hire.

15 4. Respondent represents that Client was admitted as a non-behavioral health
16 client for a psychical injury, and discharged in 12/22.

17 5. During Client's admission, he met Respondent and they connected and began
18 communicating via social media.

19 6. Respondent represents Client was never on Respondent's individual caseload.

20 7. Respondent's only involvement in his care and his treatment arose two days post
21 discharge, when Respondent had volunteered to deliver a walker to Client at his home.

22 8. When Respondent delivered the walker, the two had sex for the first and only
23 time.

24 9. Any relationship with Client was severed by Spring of 2023.

25 10. Respondent was not licensed by the Board until 07/23.

1 11. Respondent engaged in a sexual relationship with a non-behavioral health client
2 that she had met through her employment that required a license by the Board.

3 **CONCLUSIONS OF LAW**

4 1. The Board has jurisdiction over Respondent pursuant to A.R.S. § 32-3251 *et seq.*
5 and the rules promulgated by the Board relating to Respondent's professional practice as a
6 licensed behavioral health professional.

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

10 **ORDER**

11 Based upon the foregoing Findings of Fact and Conclusions of Law, the parties agree to
12 the provisions and penalties imposed as follows:

13 1. Respondent's license, LBSW-21685, shall be surrendered to the Board, effective
14 from the date of entry as signed below.

15 2. The surrender shall be considered a revocation of Respondent's license.

16 **PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

17
18 Amber Dawn Scott
Amber Dawn Scott (Nov 21, 2024 14:08 MST)
19 Amber D. Scott

Nov 21, 2024
Date

20 **BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

21 By: Tobi Zavala
Tobi Zavala (Dec 16, 2024 06:16 MST)
22 TOBI ZAVALA, Executive Director
23 Arizona Board of Behavioral Health Examiners

Dec 16, 2024
Date

24
25 **ORIGINAL** of the foregoing filed Dec 16, 2024
with:

1 Arizona Board of Behavioral Health Examiners
2 1740 West Adams Street, Suite 3600
3 Phoenix, AZ 85007

4 **EXECUTED COPY** of the foregoing sent electronically Dec 16, 2024
5 to:

6 Mona Baskin
7 Assistant Attorney General
8 2005 North Central Avenue
9 Phoenix, AZ 85004

10 Amber D. Scott
11 Address of Record
12 Respondent

13 Robert O. Beardsley
14 Sanders & Parks Attorneys at Law
15 3030 N. 3rd St., Ste #1300
16 Phoenix, AZ 85012
17 Attorney for Respondent

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