



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
1740 WEST ADAMS STREET, SUITE 3600
PHOENIX, AZ 85007
PHONE: 602.542.1882 FAX: 602.364.0890
Board Website: www.azbbhe.us
Email Address: information@azbbhe.us

DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS
MEETING MINUTES
August 13, 2021

Members Present: Kimberly Bailey, Robert Charles, Leanette Henagan, Cedric Davis, Patricia Dobratz, Meaghan Kramer, Heidi Quinlan (in at 9:21 a.m.), Mark Shen, Gerald Szymanski, Antwan Trotter

Members Absent: Mary Coonrod, Kasondra Parr

Staff Present: Mona Baskin, A.A.G., Tobi Zavala, Executive Director; Erin Yabu, Deputy Director; Ian Hirmand, Assistant Director; Alissa Vander Veen, Operations Manager

1. Call to Order

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on August 13, 2021 at 9:03 a.m. with Ms. Dobratz presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

A. July 16, 2021, general meeting minutes

Mr. Davis moved, seconded by Mr. Trotter, to approve the general meeting minutes for the July 16, 2021 meeting as submitted. The motion passed unanimously. Ms. Bailey, Mr. Charles, and Mr. Shen abstained.

4. Consent Agenda: review, consideration and action

A. Cases recommended for dismissal

1. 2021-0131, Beverly Drinkard, LAMFT-10625 (Revoked)
2. 2021-0097, Jeremiah Jensen, LCSW-13232
3. 2021-0085, Brittany Poole, LCSW-18996
4. 2021-0086, Lovely Poole, LMSW-14068

Following discussion, Mr. Davis moved, seconded by Mr. Shen, to approve the consent agenda item 4(A)(1, 3-4). The motion passed unanimously.

2. 2021-0097, Jeremiah Jensen, LCSW-13232

Ms. Zavala summarized the results of the Board's investigation.

The complainant appeared telephonically and addressed the Board.

The professional appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Henagan moved, seconded by Ms. Bailey, to dismiss the complaint. The motion passed unanimously.

B. Cases recommended for dismissal with a letter of concern.

1. 2021-0080, Lisa Bravo, LISAC-10495, LPC-12442
2. 2021-0171, Lindsay Love, LCSW-16703
3. 2021-0166, Daniel Stokes, LMSW-17554
4. 2021-0119, Jordan Stone, LAC-18445
5. 2021-0118, Renita Thomas, LAC-16627

Following discussion, Mr. Davis moved, seconded by Ms. Henagan, to approve the consent agenda items 4(B)(1, 4-5). The motion passed unanimously.

2. 2021-0171, Lindsay Love, LCSW-16703

Ms. Zavala summarized the results of the Board’s investigation.

The professional appeared telephonically and her attorney, Charles Hover, appeared in-person and addressed the Board.

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, to dismiss the complaint with a letter of concern. The motion passed unanimously. Ms. Kramer recused.

3. 2021-0166, Daniel Stokes, LMSW-17554

Ms. Zavala summarized the results of the Board’s investigation.

The complainant appeared and addressed the Board.

The professional and his attorney, Flynn Carey, appeared and addressed the Board.

Following review and discussion by members, Ms. Kramer moved, seconded by Ms. Bailey, to dismiss the complaint with a letter of concern. The motion passed unanimously.

C. Cases recommended for release from consent agreements.

1. 2019-0042, James Bissell, LPC-16722 (active-restricted), LASAC-13078 (active-restricted)
2. 2020-0116, Meridith Cohen, LCSW-10763 (active-restricted)
3. 2020-0098, Mara Groth, LASAC-15363 (active-restricted)

Following discussion, Mr. Davis moved, seconded by Ms. Henagan, to approve the consent agenda item 4(C). The motion passed unanimously.

D. Cases recommended for opening a complaint and acceptance of a proposed signed non-disciplinary consent agreement.

N/A

E. Cases recommended for opening a complaint and acceptance of a proposed signed disciplinary consent agreement.

1. Lauren Smith, LMSW Applicant

Following discussion, Mr. Davis moved, seconded by Mr. Trotter, to approve the consent agenda item 4(E). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leannette Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

F. Cases recommended for opening a complaint and dismissing with a letter of concern.

N/A

G. Cases recommended for acceptance of a proposed signed non-disciplinary consent agreement.

1. 2021-0173, Anna Antonova, LAC-19381
2. 2021-0174, Julie Weiner-Dabda, LPC-13264

Following discussion, Mr. Davis moved, seconded by Ms. Bailey, to approve the consent agenda item 4(G). The motion passed unanimously.

H. Cases recommended for acceptance of a proposed signed disciplinary consent agreement. The Board will review, discuss, and may vote to take action on the following case(s).

1. 2021-0159, Rita Weatherholt, LPC-18252

Following discussion, Mr. Davis moved, seconded by Ms. Henagan, to approve the consent agenda item 4(H). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

5. Administrative Hearings

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 confidential records 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).

N/A

6. Formal Interviews

N/A

7. Complaints and other disciplinary matters: review, consideration and action

A. 2020-0124, Roberta Appleton, LAC-17650

Ms. Zavala summarized the Board’s investigation.

The professional appeared and addressed the Board.

Following review and discussion by members, Mr. Szymanski moved, seconded by Ms. Bailey, to deny release from the interim consent agreement. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

B. 2021-0161, Janelle Dussault, LASAC-15352

Ms. Zavala summarized the Board’s investigation.

The complainant appeared and was available for questions.

The professional was properly noticed, but failed to appear.

Following review and discussion by members, Mr. Trotter moved, seconded by Ms. Bailey, to accept the proposed signed interim consent agreement. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

C. Sandra Gerdes, LPC-17148

Ms. Zavala summarized the background information.

The professional appeared and addressed the Board.

Following review and discussion by members, Ms. Quinlan moved, seconded by Ms. Bailey, to open a complaint for further investigation. The motion passed unanimously.

Following further review, Ms. Bailey moved, seconded by Ms. Quinlan, to offer the professional an interim consent agreement, and if not accepted to remand the matter to a formal hearing. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

The Board took a break at 10:01 a.m., reconvening its public meeting at 10:10 a.m.

D. 2021-0170, Monique Gomez, LMSW-16886

Mr. Hirmand summarized the Board’s investigation.

The professional appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Shen, to find the following violations:

- A.R.S. § 32-3251(16)(k), engaging in any conduct or practice that is contrary to recognized standards of ethics in the behavioral health profession or that constitutes a danger to the health, welfare or safety of a client as it relates to the following section of the NASW Code of Ethics:
 - 1.17 Termination of Services
 - 4.07 Solicitations
- A.R.S. § 32-3251(16)(p), failing to conform to minimum practice standards as developed by the board as it relates to:
 - A.A.C. R4-6-1101, Consent for Treatment
 - A.A.C. R4-6-1102, Treatment Plan
 - A.A.C. R4-6-1106, Telepractice
- A.R.S. § 32-3251(16)(c)(ii), making any oral or written misrepresentation of a fact in any statements provided during an investigation or disciplinary proceeding by the board
- A.R.S. § 32-3251(16)(l), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession
- 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

The motion passed unanimously. Ms. Kramer recused.

Following further review, Ms. Bailey moved, seconded by Mr. Shen, to offer a consent agreement that stipulates the following:

- The professional shall be placed on probation for 24 months
- Stayed suspension
- The professional shall terminate her private practice and practice under a licensed agency
- The professional shall receive clinical supervision weekly from a pre-approved independently licensed behavioral health professional
- Clinical supervision shall focus on documentation, Board rules and statutes, social work ethics, insight, scope of practice, and vulnerable clients

and if not signed, to remand the matter to a formal hearing. The motion passed unanimously. Ms. Kramer recused.

E. Monique Gomez, LCSW Applicant

Mr. Hirmand summarized the background information.

The professional appeared and addressed the Board.

Following further discussion, Ms. Bailey moved, seconded by Mr. Trotter, to open a complaint and deny the Licensed Clinical Social Worker application based on a finding of unprofessional conduct pursuant to A.R.S. § 32-3275 (A)(6) and failing to meet the minimum requirements. The motion passed unanimously. Ms. Kramer recused.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X			X	X	X	X
NAY												
Absent			X				Recused	X				

Following further discussion, Ms. Bailey moved, seconded by Mr. Trotter, to consolidate this matter with complaint number 2021-0170. The motion passed unanimously. Ms. Kramer recused.

F. 2021-0155, Matthew Greene, LMFT-15556

Ms. Zavala summarized the proposed signed consent agreement.

The complainant was properly noticed, but failed to appear.

The professional’s attorney, Charles Hover, appeared and addressed the Board.

Following further review, Mr. Charles moved, seconded by Mr. Trotter, to offer the professional a consent agreement for the voluntary surrender of the professional’s license, and if not signed, to remand the matter to a formal hearing. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

G. Trudy Johnson, LAMFT-10580

Ms. Zavala summarized the background information.

The professional was properly noticed, but failed to appear.

Following review and discussion, Ms. Kramer moved, seconded by Ms. Henagan, to open a complaint for further investigation. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

H. 2021-0158, Bryce Paradis, LAC-19675

Ms. Zavala summarized the Board’s investigation.

The professional appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Trotter, to find the following violation:

- A.R.S. § 32-3251(16)(l), engaging in any conduct, practice or condition that impairs the ability of the licensee to safely and competently practice the licensee's profession
- A.R.S. § 32-3251(16)(b), using fraud or deceit in connection with rendering services as a licensee or in establishing qualifications pursuant to this chapter
- A.R.S. § 32-3251(16)(m), engaging or offering to engage as a licensee in activities that are not congruent with the licensee's professional education, training or experience
- A.R.S. § 32-3251(16)(c)(ii), making any oral or written misrepresentation of a fact in any statements provided during an investigation or disciplinary proceeding by the board
- 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
- A.R.S. § 32-3251(16)(o), failing to furnish information within a specified time to the board or its investigators or representatives if legally requested by the board
- A.R.S. § 32-3251(16)(k), engaging in any conduct or practice that is contrary to recognized standards of ethics in the behavioral health profession or that constitutes a danger to the health, welfare or safety of a client as it relates to the following section of the 2014 ACA Code of Ethics:
 - C.4.a. Accurate Representation
- A.R.S. § 32-3251(16)(q), failing or refusing to maintain adequate records of behavioral health services provided to a client

The motion passed unanimously.

Following further review, Ms. Bailey moved, seconded by Ms. Henagan, to offer the professional a consent agreement for the voluntary surrender of the professional’s license and if not signed, to remand the matter to a formal hearing. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

I. Bryce Paradis, LAC-19675

Ms. Zavala summarized the Board’s investigation.

The professional appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Trotter, to issue a cease and desist order based on the information received by the Board. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Mary Coonrod	Cedric Davis	Patricia Dobratz	Leanne Henagan	Meaghan Kramer	Kasondra Parr	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X		X	X	X	X		X	X	X	X
NAY												
Absent			X					X				

The Board took a break at 11:41 am., reconvening its public meeting at 11:52 a.m.

8. Assistant Attorney General's Report: Mona Baskin, A.A.G.

N/A

9. Temporary licenses: review, consideration and action

N/A

10. Applications for licensure and educational programs: review, consideration and action

A. Review, consideration, and possible action regarding applications for licensure

Counseling

Mr. Shen moved, seconded by Ms. Bailey, to deny 4 applications based on a failure to pass the required examination, 2 applications based on a failure to take the required examination, and 3 applications based on failure to meet the minimum requirements. The motion passed unanimously.

Marriage and Family Therapy

Ms. Bailey moved, seconded by Ms. Quinlan, to deny 2 applications based on a failure to meet the minimum requirements. The motion passed unanimously.

Social Work

Mr. Davis moved, seconded by Mr. Henagan, to deny 12 applications based on a failure to pass the required examination and 3 applications based on a failure to take the required examination. The motion passed unanimously.

Substance Abuse

Mr. Szymanski moved, seconded by Ms. Bailey, to deny 5 applications based on a failure to take the required exam. The motion passed unanimously.

B. Review, consideration, and possible action regarding applications for educational programs

N/A

11. Report from Chair

A. Summary of current events

No report.

12. Report from the Treasurer

A. Review, consideration, and possible action regarding June financial report

Following review and discussion by members, Mr. Davis moved, seconded by Mr. Totter, to accept the June financial report as presented. The motion passed unanimously.

B. Review, consideration, and possible action regarding July financial report

Tabled

13. Report from the Executive Director and/or staff

A. Discussion regarding supervised private practice

Members discussed the importance of supervisors to understand that they are also monitoring the private practice as well as providing direct and clinical supervision to supervisees. Members directed staff to include in a future rulemaking package as well as the supervisor to have experience in private practice.

B. Discussion regarding the scope of practice for substance abuse counselors

Members discussed the importance of substance abuse counselors to work within their scope which is defined in A.R.S. § 32-3251 (12) "Practice of substance abuse counseling" means the professional application of general counseling theories, principles and techniques as specifically adapted, based on research and clinical experience, to the specialized needs and characteristics of persons who are experiencing substance abuse, chemical dependency and related problems and to the families of those persons. The practice of substance abuse counseling includes the following as they relate to substance abuse and chemical dependency issues:

(a) Assessment, appraisal and diagnosis.

(b) The use of psychotherapy for the purpose of evaluation, diagnosis and treatment of individuals, couples, families and groups.

Also, staff shared they added this language to all new license letters and renewal letters as a reminder.

C. Discussion regarding investigations and staff's recommendations

Members discussed the importance of identifying staff's recommendations as a recommendation only and that the members are the ones that make the final decision based on the analysis which includes the finding of facts and recommendations by Board staff. Members also directed Board staff to include client's name and attorney's name in the header of the report.

D. Update regarding the Counseling Regulatory Boards Summit sponsored by Center for Credentialing and Education

Ms. Dobratz, Ms. Zavala, and Ms. Yabu shared their experiences at the conference to be beneficial, collaborating and educational.

E. Review, consideration and possible action regarding the definition of face-to-face setting pursuant to R 4-6-212 (D) (1)

Members discussed the rule and the ability of the members to reinterpret the rule to lessen the burden on supervisors and supervisees in cases where it is difficult to meet in person. Members reviewed feedback from the Human Service Council, AzAADAC, NASWAZ, and AzAMFT in support of the reinterpretation. Members directed Board staff to add this to the next rule making package to make clearer.

Following discussion by members, Ms. Dobratz moved, seconded by Ms. Henagan, to reinterpret "face-to-face" to include virtual teleconference. The motion passed unanimously.

F. Review, consideration, and possible action regarding the definition of direct client contact pursuant to A.R.S. § 32-3251(3)

Ms. Zavala shared with members that HB 2454, which went into effect on May 5th, 2021, redefined A.R.S. § 32-3251(3) which allows associate level licensees to acquire hours via telephonic when clinically appropriate and the alternative means for meeting in person via video is not feasible. Ms. Zavala also shared that an advisory committee was set up to determine other elements or rules regarding this, which will be reported back in December 2021.

14. Request for extension of inactive status: review, consideration and action

A. Joseph Reynolds, LISAC-10560 (inactive)

Following review and discussion by members, Ms. Bailey moved, seconded by Mr. Davis, to deny the request for extension of inactive status. The motion passed unanimously.

15. Future agenda items

N/A

16. Call for public comment

No one was present to respond to the call for public comment.

17. Establishment of future meeting date(s)

The next regular meeting is scheduled for Friday, September 10, 2021, at 9:00 a.m., at 1740 W. Adams St., Board Room C.

18. Adjournment

Mr. Davis moved, seconded by Mr. Trotter, to adjourn. The motion passed unanimously and the meeting was adjourned at 1:05 p.m.

Dr Cedric E Davis, LCSW
Dr Cedric E Davis, LCSW (Oct 9, 2021 12:37 PDT)

Cedric Davis
Secretary/Treasurer

Oct 9, 2021

Date