



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
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DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

BOARD OF BEHAVIORAL HEALTH EXAMINERS MEETING MINUTES
February 14, 2020

Members Present: Kimberly Bailey, Robert Charles, Chip Coffey, Mary Coonrod, Cedric Davis, Gary Goodwin, Meaghan Kramer, Heidi Quinlan, Antwan Trotter

Members Absent: Mark Shen, Gerald Szymanski

Staff Present: Tobi Zavala, Executive Director; Marc Harris, A.A.G.; Donna Dalton, Deputy Director; Joey Ordenez, Assistant Director

1. **Call to Order**

A meeting of the Arizona Board of Behavioral Health Examiners was called to order on February 14, 2020 at 9:05 a.m. with Mr. Coffey presiding.

2. **Roll Call**

See above.

3. **Minutes: review, consideration and action**

A. *January 10, 2020, general meeting minutes*
Tabled due to lack of quorum of members to vote.

4. **Consent Agenda: review, consideration and action**

A. Cases recommended for dismissal

1. 2020-0058, Linda Gansler, LCSW-17458
2. 2020-0033, Mary Filippone, LAC-14066
3. 2019-0098, Kristina Mont, LPC-15267
4. 2019-0154, Jessica Greco, LAC-15312

Following discussion, Dr. Davis moved, seconded by Ms. Kramer, to approve the consent agenda item 4(A). The motion passed unanimously.

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

1. 2019-0146, 2020-0001, Mary Clifford, LAC-15956, LPC Applicant

Following discussion, Dr. Davis moved, seconded by Ms. Quinlan, to approve the consent agenda item 4(B). The motion passed unanimously.

C. Cases recommended for release from consent agreements.

1. 2017-0002, 2017-0067, Jessica Dorland, LPC-14423 (active-restricted)
2. 2015-0007, Deborah Kirk Elder, LCSW-0558 (active-restricted)
3. 2019-0081, Ashley Hartwell, LAC-17833
4. 2019-0022, Abigail Sassano, LCSW-13526 (active-restricted)
5. 2017-0135, Victor Scozzarella, LPC-15697 (active-restricted)
6. 2019-0038, Stephanie Speake, LAC-17610 (active-restricted)
7. 2019-0037, Ugochukwu Uche, LPC-13100
8. 2019-0117, Thomas Williams, LPC-10656

Following discussion, Dr. Davis moved, seconded by Ms. Quinlan, 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 disciplinary consent agreement.

1. *Mara Groth, LASAC Applicant*
2. *Donna Jordan, LAC-16137*

Following discussion, Dr. Davis moved, seconded by Ms. Quinlan, to approve the consent agenda item 4(D). The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X			X
NAY											
Absent									X	X	

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

N/A

- 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.

N/A

5. Formal Interview/Petition for Rehearing

- A. *2019-0046, Nicole Pryor, LPC-17182*

Ms. Zavala provided a summary of the matter.

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

Mr. Coffey moved, seconded by Dr. Davis to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) to obtain legal advice. The motion passed unanimously and the Board went into executive session at 10:47 am, reconvening its public meeting at 11:10 am. Mr. Charles recused.

Following review and discussion by members, Ms. Coonrod moved, seconded by Mr. Trotter, to deny the professional’s request for a review or rehearing pursuant to A.A.C. R4-6-1002(E). The motion passed unanimously. Mr. Charles recused.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X		X	X	X	X	X	X			X
NAY											
Absent		recuse							X	X	

6. Formal Interview/Rehearing

- A. *2019-0046, Nicole Pryor, LPC-17182*

Tabled.

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

- A. *2019-0027, LeeAnn Hull, LASAC-15119 (active-restricted)*

Ms. Zavala summarized the request for a revised consent agreement.

The professional appeared and addressed the Board.

Following review and discussion by members, Dr. Davis moved, seconded by Mr. Trotter, to modify the consent agreement to allow an independently licensed professional with substance abuse experience to provide clinical supervision. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X			X
NAY											
Absent									X	X	

B. 2019-0102, Nicole Bennett, LMSW-12490

Mr. Harris summarized the modified consent agreement.

The professional appeared and addressed the Board.

Ms. Bailey moved, seconded by Mr. Trotter to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) to obtain legal advice. The motion passed unanimously and the Board went into executive session at 12:57 pm, reconvening its public meeting at 1:02 pm.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Coonrod, to accept the proposed signed modified consent agreement as presented. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X			X
NAY											
Absent									X	X	

Following further discussion, Dr. Davis moved, seconded by Mr. Trotter, to vacate the formal hearing. The motion passed unanimously.

The Board took a break at 10:34 a.m., reconvening its public meeting at 10:45 a.m.

C. 2020-0016, Amy King, LMFT-0469

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

The complainant appeared and addressed the Board.

The professional was properly noticed, but failed to appear.

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

- 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

The motion passed unanimously.

Following further discussion, Ms. Bailey moved, seconded by Mr. Trotter, to remand the matter to a formal hearing for the revocation of the professional’s license. The motion passed unanimously.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X	X	X	X			X
NAY											
Absent									X	X	

D. 2020-0032, Lakshmi Nolletti, LCSW-11126, LISAC-10865
 Mr. Ordonez summarized the results of the Board's investigation.

The complainant appeared and addressed the Board.

The professional and her attorney, David Williams, appeared and addressed the Board.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Quinlan, to find the following violation:

- A.R.S. § 32-3251(16)(s), terminating behavioral health services to a client without making an appropriate referral for continuation of care for the client if continuing behavioral health services are indicated

The motion carried with Ms. Bailey, Mr. Charles, Mr. Goodwin and Ms. Kramer opposed.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE			X	X	X			X			X
NAY	X	X				X	X				
Absent									X	X	

Following further discussion, Dr. Davis moved, seconded by Mr. Trotter, to offer a consent agreement that stipulates the following:

- The professional's license shall be placed on probation for 12 months
- The professional shall complete 3 clock hours of pre-approved continuing education in discharge planning and aftercare
- The professional shall complete 6 clock hours of pre-approved continuing education in clinical documentation

and if not signed, to invite the professional to participate in a formal interview and, if not accepted to remand the matter to a formal hearing. The motion carried with Mr. Goodwin opposed.

	Kimberly Bailey	Robert Charles	Chip Coffey	Mary Coonrod	Cedric Davis	Gary Goodwin	Meaghan Kramer	Heidi Quinlan	Mark Shen	Gerald Szymanski	Antwan Trotter
AYE	X	X	X	X	X		X	X			X
NAY						X					
Absent									X	X	

Following further discussion, Dr. Davis moved, seconded by Ms. Kramer, to accept the findings of fact as presented in the Board investigation. The motion passed unanimously.

E. 2019-0043, Christine Pellegrino, LAC-17139 (interim suspension)
 Ms. Zavala summarized the results of the hair follicle panel test.

The professional and her attorney, Bretton Barber, appeared and addressed the Board.

Ms. Quinlan moved, seconded by Mr. Trotter, to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) to obtain legal advice. The motion passed unanimously and the Board went into executive session at 1:11 pm, reconvening its public meeting at 1:15 pm.

Following review and discussion by members, Mr. Goodwin, seconded by Mr. Trotter, to find the following violations:

- 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

The motion carried with Ms. Quinlan, Ms. Coonrod and Mr. Charles opposed.

Following further discussion, Ms. Quinlan moved, seconded by Mr. Charles, to order the professional to get a comprehensive psychological evaluation with a pre-approved licensed Psychologist. The motion passed unanimously.

F. 2020-0031, Lisa Peterson, LISAC-10191

Mr. Ordonez summarized the results of the Board's investigation.

The complainant appeared telephonically and addressed the Board.

The professional and her attorney, Anne McClellan, appeared and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Ms. Quinlan, to offer the professional a non-disciplinary consent agreement for completion of:

- 6 clock hours of the NASW Staying Out of Trouble course or its pre-approved equivalent
- 6 clock hours of pre-approved continuing education in group therapy
- 12 clock hours of pre-approved continuing education in client boundaries
- The Board may consider continuing education completed since the complaint was opened

and if not signed, to invite the professional to participate in a formal interview and, if not accepted to remand the matter to a formal hearing. The motion passed unanimously.

The Board took a break at 11:34 a.m., reconvening its public meeting at 12:15 p.m.

G. Kathryn Rabe, LCSW-10062

Ms. Zavala summarized the background information.

The professional appeared and addressed the Board.

Following review and discussion, members agreed to take no action.

8. Assistant Attorney General's Report: Marc Harris, 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

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

Social Work

Dr. Davis moved, seconded by Ms. Coonrod, to deny 7 applications based on a failure to pass the required examination, 7 applications based on a failure to take the required examination and 1 application based on a failure to meet minimum requirements. The motion passed unanimously.

Substance Abuse

Ms. Quinlan moved, seconded by Mr. Trotter, to deny 1 application based on a failure to pass the required examination and 1 application based on a failure to meet minimum requirements. The motion passed unanimously.

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

1. Fuller Theological Seminary – AZ, Master of Science in Marriage and Family Therapy – Professional Counseling Track

Mr. Coffey moved, seconded by Ms. Quinlan, to approve the academic program. The motion passed unanimously.

11. Report from Chair

A. Summary of current events

No Report.

12. Report from the Treasurer

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

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Kramer, to accept the January financial report as presented. The motion passed unanimously.

13. Report from the Executive Director and/or staff

A. General Agency Operations

No report.

B. Review, consideration, and possible action regarding the adoption and/or modifications of the initial draft of proposed rulemaking

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Quinlan, to approve the initial draft of proposed rulemaking, with modifications requested by members, be put forth for public feedback. The motion passed unanimously.

C. Discussion regarding unlicensed individuals at DHS licensed agencies

Tabled.

D. Discussion regarding the Federation of Associations of Regulatory Boards conference

Ms. Zavala shared that both she and Mr. Ordonez attended the FARB conference in January and that it was a great opportunity to learn about other states and other professional regulatory boards.

E. Discussion regarding the American Association of State Counseling Boards meeting

Ms. Zavala notified members that as the executive director representative, she attended the annual fully funded meeting in North Carolina to support AASCB's mission and to plan the annual conference which will be held in August.

F. Discussion regarding the presentation at the Arizona Counselors Association annual conference

Ms. Zavala notified members that Ms. Dalton presented at the annual AzCA conference regarding the Board's mission, purpose, processes, accomplishments, recent changes and the upcoming rule making.

G. Discussion regarding presentation at Grand Canyon University's ethics/practicum class

Ms. Zavala shared with members she presented at an ethics/practicum class at GCU in January.

H. Discussion regarding Association of Social Work Boards Leadership Training in March

Ms. Zavala informed members that both she and Mr. Coffey were invited to participate in a fully funded leadership training in March.

I. Discussion regarding Executive Order 2020-02

Ms. Zavala distributed Executive Order 2020-02 which was issued by Governor Ducey on January 14th, 2020 regarding the moratorium on rulemaking to promote job creation and economic development and implementation of licensing reform policies.

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

A. Lisa Coons, LAMFT-10494 (inactive)

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

15. Future agenda items

ASWB Spring educational conference

16. Call for public comment

Melissa Baker and Justin Smith of the American Association for Marriage and Family Therapy - Arizona appeared in support of proposed rule revisions to A.A.C. R4-6-604.

Dean Aslinian of the Arizona Counselors Association appeared in support of proposed rule revisions to A.A.C. R4-6-504.

Yvonne Fortier of the Arizona Association of Addiction Professionals appeared in support of the proposed rule revisions to A.A.C. R4-6-701 and R4-6-706.

Brandie Reiner of the National Association of Social Workers - Arizona chapter appeared to support the Board's decision to not propose revisions to A.A.C. R4-6-404.

17. Establishment of future meeting dates

The next regular meeting is scheduled for Friday, March 20, 2020, at 9:00 a.m., at 1740 W. Adams St., Board Room C.

18. Adjournment

Dr. Davis moved, seconded by Ms. Bailey, to adjourn. The motion passed unanimously and the meeting was adjourned at 3:25 p.m.

Cedric Davis
Secretary/Treasurer

Date

Arizona Board of Behavioral Health Examiners
Licenses recommended for denial - February 14, 2020 meeting

COUNSELING - 9

Failure to pass the required exam - 4

Angelina Benton
Julio Martinez
Nicole Rogers
Anita Castaneda

Failure to take the required exam - 3

Cassandra Simpson
Sheree Garland
Jordan Miller

Failure to meet minimum requirements - 2

Allison Cogswell
Nicolette Nguyen

SOCIAL WORK - 15

Failure to pass the required exam - 7

Elga Martinez	Evelin Flores	Syerra Donaldson
Daniel Arteago	Weilin Tseng	
Gilbert Demara Jr.	Dana Sublett-McKaufman	

Failure to take the required exam - 7

Elizabeth Holler	Aldo Quintana-Garcia	David Tafuna
Jerry Sanders	Donald Bishop	
Deena Harari	Golda Miller	

Failure to meet minimum requirements - 1

Vanessa Angeles

SUBSTANCE ABUSE COUNSELING - 2

Failure to pass the required exam - 1

Michael Bien

Failure to meet minimum requirements - 1

Lisa Young