



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
TELECONFERENCE MEETING MINUTES
March 12, 2021

Members Present: Patricia Dobratz

Members Present telephonically: Kimberly Bailey, Robert Charles, Mary Coonrod, Cedric Davis, Leannette Henagan, Meaghan Kramer, Kasandra Parr, Heidi Quinlan (out 2:25 p.m. – 2:46 p.m.) Gerald Szymanski (out at 11:26 a.m.), Antwan Trotter

Members Absent: Mark Shen

Staff Present: Tobi Zavala, Executive Director; Donna Dalton, Deputy Director; Ian Hirmand, Assistant Director

Staff Present telephonically: Mona Baskin, A.A.G.

1. Call to Order

A telephonic meeting of the Arizona Board of Behavioral Health Examiners was called to order on March 12, 2021 at 9:03 a.m. with Ms. Dobratz presiding.

2. Roll Call

See above.

3. Minutes: review, consideration and action

A. February 12, 2021, telephonic general meeting minutes

Dr. Davis moved, seconded by Mr. Trotter, to approve the telephonic general meeting minutes for the February 12, 2021 meeting as submitted. The motion passed unanimously.

4. Consent Agenda: review, consideration and action

A. Cases recommended for dismissal

1. 2020-0153, Marquita McCollum, LCSW-18188
2. 2020-0101, Valerie Girod, LPC-2537
3. 2021-0050, Alyssa Probert, LCSW-17766
4. 2021-0028, Diane Wagner, LMSW-16281

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

4. 2021-0028, Diane Wagner, LMSW-16281

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

The complainant appeared telephonically and addressed the Board.

The professional and her attorney, Elizabeth Gilbert, appeared telephonically and addressed the Board.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Kramer, to dismiss the complaint. The motion passed unanimously.

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

N/A

C. Cases recommended for release from consent agreements.

1. 2020-0047, Anthony Bratko, LPC-14567 (active-restricted), LISAC-11892 (active-restricted)
2. 2021-0048, Shannon Fore, LPC-16320 (active-restricted)
3. 2020-0097, Donna Jordan, LPC-19058 (active-restricted)
4. 2020-0008, Carolyn Nessinger, LAC-15339 (active-restricted)
5. 2020-0134, Jamie Sparrowgrove, LAC-19492 (active-restricted)

Following discussion, Dr. Davis moved, seconded by Ms. Bailey, 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. *Dwayne Kruse, LMFT Applicant*

Following discussion, Dr. Davis moved, seconded by Ms. Kramer, 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	X
NAY												
Absent										X		

F. Cases recommended for acceptance of a proposed signed consent agreement.

N/A

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

N/A

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 (interim suspension)

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

The professional appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Coonrod moved, seconded by Ms. Parr, to deny the professional’s request for release from the interim consent agreement. The motion passed unanimously. Ms. Quinlan recused.

	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
NAY												
Absent									recuse	X	X	

B. 2020-0067, Amanda Chance, LPC-17855

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

The complainant was properly noticed, but failed to appear.

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

Following review and discussion by members, Mr. Trotter moved, seconded by Mr. Szymanski, to dismiss the complaint with a letter of concern addressing the importance of applying her understanding to recognize potential boundary violations with clients in the future. The motion carried with Ms. Bailey, Ms. Dobratz, Ms. Kramer and Ms. Parr opposed.

	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
NAY	X				X		X	X				
Absent										X		

The Board took a break at 10:17 a.m., reconvening its public meeting at 10:29 a.m.

C. 2021-0015, 2021-0019, Mamta Gupta, LPC-1623

Mr. Hirmand summarized the results of the Board’s investigation.

The complainant appeared telephonically and addressed the Board.

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

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

- 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. R4-6-1105, Confidentiality
 - A.A.C. R4-6-1106, Telepractice
- 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

The motion passed unanimously. Mr. Szymanski recused.

Following further discussion, Ms. Quinlan moved, seconded by Ms. Kramer, to consolidate complaint numbers 2021-0015 and 2021-0019. The motion passed unanimously. Mr. Szymanski recused.

Following further discussion, Ms. Quinlan moved, seconded by Ms. Bailey, to offer a consent agreement that stipulates the following:

- The professional’s license shall be placed on probation for 24 months
- The professional shall receive therapy twice monthly for six months. The frequency for the remaining time will be at the recommendation of the therapist, but not less than once monthly
- Early release available after 12 months at the recommendation of the therapist
- Therapy shall focus on countertransference, cultural competency and boundaries
- The professional shall receive clinical supervision twice monthly from a pre-approved licensed marriage and family therapist for twelve months and after that at the recommendation of the clinical supervisor, but not less than once monthly
- Clinical supervision shall focus on family therapy, high conflict cases, confidentiality, countertransference, cultural competency, roles and Board statutes and rules
- The professional shall have an audit of her practice and submit an audit plan for approval
- The professional shall obtain a practice monitor to carry out the audit plan with quarterly reports submitted to the Board
- Practice monitor to go in quarterly for the first six months. The frequency for the next six months will be at the recommendation of the practice monitor
- Early release available after 12 months at the recommendation of the practice monitor

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. Mr. Szymanski 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			X
NAY												
Absent										X	recuse	

D. Devan Hunt, LMFT-15289

Ms. Zavala summarized the proposed signed consent agreement.

The professional was properly noticed, but failed to appear.

Following review and discussion by members, Ms. Kramer moved, seconded by Ms. Bailey, to open a complaint and accept the signed consent agreement for the voluntary surrender of the professional’s license. 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	

E. 2020-0069, 2020-0025, Andria Jennings, LCSW-3617

Ms. Baskin A.A.G. summarized the proposed modified consent agreement.

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

Following review and discussion by members, Ms. Kramer moved, seconded by Ms. Bailey, to accept the proposed modified consent agreement as presented. 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	X
NAY												
Absent										X		

F. 2021-0066, Deborah Matula Angell, LMSW-17758

Mr. Hirmand summarized the results of the Board’s investigation.

The complainant was properly noticed, but failed to appear.

The professional appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, 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)(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:
 - 1.06 – Conflicts of Interest
 - 1.07 – Privacy and Confidentiality

The motion passed unanimously.

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

- The professional shall be placed on probation for 12 months
- The professional shall submit verification of the termination of the referenced conflict of interest
- The professional shall complete 6 clock hours of pre-approved continuing education in:
 - Dual relationships
 - HIPAA/confidentiality
 - Ethics in social work
- The professional shall receive clinical supervision twice monthly from a pre-approved independently licensed behavioral health professional
- Clinical supervision shall focus on effective use of clinical supervision/peer consultation, HIPAA laws, behavioral health ethics, dual relationships and conflicts of interest

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.

	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 1:04 p.m., reconvening its public meeting at 1:21 p.m.

G. Robert McShane, LAMFT Applicant

Ms. Zavala summarized the applicant’s request to withdraw their application and the Board’s investigation.

Following review and discussion by members, Ms. Coonrod moved, seconded by Dr. Davis, to deny the applicant’s request to withdraw their application. 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	

Following further discussion, Ms. Coonrod moved, seconded by Dr. Davis, to open a complaint and find the following violations:

- A.R.S. § 32-3251(16)(f), engaging in active habitual intemperance in the use of alcohol or active habitual substance abuse
- 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. Coonrod moved, seconded by Ms. Bailey, to deny the application based on a finding of unprofessional conduct pursuant to A.R.S. 32-3275(6). 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. 2020-0142, LaJuana Mitchell, LPC-16755

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

The complainant was properly noticed, but failed to appear.

The professional and her attorney, Michael Ryan, appeared telephonically and addressed the Board.

Following review and discussion by members, Ms. Bailey moved, seconded by Ms. Coonrod, 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)(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 ACA Code of Ethics:
 - C.3.f – Promoting to Those Served
- 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

The motion passed unanimously.

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

- The professional shall be placed on probation for 24 months
- The professional shall complete 6 clock hours of pre-approved continuing education in:
 - Behavioral health ethics and suicidal ideation
 - Assessment and screening tools
- The professional shall receive clinical supervision twice weekly from a pre-approved independently licensed behavioral health professional
- Clinical supervision shall focus on clinical documentation, suicidal risk, assessment, boundaries and Board statutes and rules
- Early release available after 12 months at the recommendation of the clinical supervisor

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.

	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. 2021-0031, Dana Strickland, LPC-18198

Mr. Hirmand summarized the results of the Board’s investigation.

The complainant appeared telephonically and addressed the Board.

The professional and her attorney, Susan McLellan, appeared telephonically and addressed the Board.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Parr, to dismiss the complaint. The motion passed unanimously.

The Board took a break at 2:13 p.m., reconvening its public meeting at 2:25 p.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

Ms. Dobratz moved, seconded by Ms. Bailey, to deny 8 applications based on a failure to take the required examination and 2 applications based on a failure to pass the required examination. The motion passed unanimously.

Social Work

Dr. Davis moved, seconded by Ms. Bailey, to deny 3 applications based on a failure to pass the required examination and 6 applications based on a failure to take the required examination. The motion passed unanimously.

Substance Abuse

Ms. Dobratz moved, seconded by Ms. Bailey, to deny 2 applications based on a failure to pass the required examination and 2 applications based on a failure to take the required examination. The motion passed unanimously.

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

N/A

C. Review, consideration and possible action on Jayme Helgeson’s application for professional counselor licensure pursuant to A.R.S. § 32-4302

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Quinlan to approve Jayme Helgeson’s application for professional counselor licensure pursuant to A.R.S. § 32-4302. The motion passed unanimously.

11. Report from Chair

A. Summary of current events

No Report.

B. Discussion regarding Executive Director's annual review

Ms. Dobratz requested that members submit feedback on Ms. Zavala's performance to Ms. Zavala by April 8, 2021 for review at the Personnel Subcommittee meeting on April 9, 2021.

12. Report from the Treasurer

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

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

13. Report from the Executive Director and/or staff

A. Discussion regarding writing letters to the courts

Tabled.

B. Discussion regarding mandated reporting laws

Tabled.

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

Members discussed the application process for universal recognition applications.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Henagan, to continue to process Universal Recognition licensure applications as in the past with the exception of the regional accreditation requirement.

D. Review, consideration and possible action regarding Substantive Policy Statement 2019-01

Members discussed Substantive Policy Statement 2019-01, Requirements for Universal Recognition path to Licensure by Endorsement.

Following review and discussion by members, Dr. Davis moved, seconded by Ms. Coonrod, to repeal Substantive Policy Statement 2019-01. The motion passed unanimously.

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

N/A

15. Future agenda items

Licensees writing letters on behalf of clients

Mandated reporting laws

16. Call for public comment

None.

17. Establishment of future meeting date(s)

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

18. Adjournment

Mr. Trotter moved, seconded by Ms. Parr, to adjourn. The motion passed unanimously and the meeting was adjourned at 3:43 p.m.

Cedric E Davis, LCSW

Cedric E Davis, LCSW (Apr 10, 2021 07:47 PDT)

Cedric Davis
Secretary/Treasurer

Apr 10, 2021

Date

Arizona Board of Behavioral Health Examiners
Licenses recommended for denial - March 12, 2021 meeting

COUNSELING - 10

Failure to pass the required exam - 2

Steve Bolay
Jasmine Brown

Failure to take the required exam - 8

Hiram Widener III
Meredith Street-Walters
Herendida Rangel
Kelli Fields
Theresa Vaughn
Laura Smyth
Deborah Vanley
Shawna Mack-Morris

SOCIAL WORK - 9

Failure to pass the required exam - 3

Trina Gooden
Glenda Shannon
Tonya Thompson

Failure to take the required exam - 6

David Shafer
Samantha Maltese
Teena Chavez
Edgar Ngwaru
Deanna Owens
Lisa Placencio

SUBSTANCE ABUSE COUNSELING -4

Failure to pass the required exam - 2

John Jones
Lisa Brafford

Failure to take the required exam - 2

Igochukwu Mpi
Dorothy Granberry