



STATE OF ARIZONA  
BOARD OF PSYCHOLOGIST EXAMINERS  
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DOUGLAS A. DUCEY  
Governor

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Executive Director

## Committee on Behavior Analysts

### REGULAR SESSION MINUTES

February 4, 2022 - 9:30 a.m.

Held via Zoom

#### 1. CALL TO ORDER

Dr. Stenhoff, Committee Chair, called the meeting to order at 9:33 a.m.

#### 2. ROLL CALL

##### Committee Members Present

Donald Stenhoff, Ph.D., BCBA-D

Bryan Davey, Ph.D., BCBA-D

Tisha Denton, M.Ed., BCBA

Paige Raetz, Ph.D., BCBA-D

##### Staff Present

Heidi Herbst Paakkonen, Executive Director

Jennifer Michaelson, Deputy Director

Zakiya Mallas, Licensing Specialist

Kathy Fowkes, Licensing Specialist

##### Attorney General's Office

Jeanne Galvin, Assistant Attorney General

A quorum of the Committee was confirmed.

#### 3. REMARKS/ANNOUNCEMENTS

- **General Committee Remarks, Announcements and Updates**

Dr. Stenhoff thanked the applicants and members of the public for their attendance. He also acknowledged the efforts of staff to assemble and update the meeting materials, and stated appreciation to the Committee members for the time they invested to perform this important work on behalf of the citizens of Arizona.

#### 4. APPROVAL OF MINUTES

- **January 7, 2022 Regular Session Minutes**

**MOTION:** Dr. Davey moved to approve the minutes as drafted. Ms. Denton seconded the motion.

**VOTE:** The motion was approved 4-0.

**5. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO THE BOARD PERTAINING TO APPROVAL OF BEHAVIOR ANALYST APPLICANTS**

**A. Behavior Analyst Applications for Licensure**

**1) Kayla Lawlor, M.Ed. (\*)**

The Committee proceeded with a substantive review of the application noting that it included information submitted in response to a FAIR request for purposes of ascertaining whether 1,500 hours of training were completed. Upon review, the Committee noted that the materials submitted were now complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**2) Lindsay A. Patterson, M.A.**

The Committee proceeded with a substantive review of the application noting that the materials are completed with the exception of the fact that Ms. Patterson's former primary supervisor, Brooke Manion, has denied her requests to supply the necessary documentation to support the completion of those hours. It was noted that in spite of having been offered multiple ways through which to verify the hours since September of 2021, and Board staff intervening on behalf of the applicant, Ms. Manion cites a hardship with respect to retrieving the documentation from her storage unit. The Committee commented that this behavior is inconsistent with that which is expected from a certified behavior analyst.

**MOTION:** Dr. Davey moved to meet in Executive Session for purposes of receiving legal advice. Dr. Raetz seconded the motion.

**VOTE:** The motion was approved 4-0. The Committee met in Executive Session from 9:41 a.m. to 9:58 a.m.

Upon resuming the meeting in public session, the Committee directed Board staff to work with the applicant to obtain copies of her BACB supervision verification forms, or other documentation that she has maintained. The Committee stated that Ms. Manion appears to have exhibited unprofessional conduct in that she has failed to perform a duty that is expected of her under the BACB ethical code.

**3) Gwen Micci, M.S.**

**MOTION:** Dr. Stenhoff moved to meet in Executive Session for purposes of receiving legal advice. Ms. Denton seconded the motion.

**VOTE:** The motion was approved 4-0. The Committee met in Executive Session from 10:02 a.m. to 10:04 a.m.

Upon resuming the meeting in public session, the Committee determined the application will be forwarded to the Board for substantive review given the lack of a quorum.

**4) Ella Arceneaux, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**5) Courtney Denevi, M.S.W.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. It was noted that the applicant disclosed two criminal convictions for possession of marijuana from 15 years ago while in high school; these events have recently been expunged from her record. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**6) Silvia Dergal, M.A.**

Dr. Raetz disclosed that she and the applicant work at the same agency but not in the same department and therefore have had no engagement. The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**7) Skylarr Shurn, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**8) Tiffany Seppala, M.S.**

Dr. Stenhoff disclosed that the applicant was his former student but he is able to review the application objectively. The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules with the exception of the fact that one of the applicant's supervisors appears to have provided supervision for 21 days prior to being eligible to do so. The applicant was present and explained that this individual merely observed her client contact hours while her direct supervisor assumed responsibility for that oversight. The Committee directed Board staff to issue a FAIR letter requesting a written explanation of the oversight provided by this behavior analyst prior to the granting of his license to include a description of the activities from July 09, 2019 to July 29, 2019. Alternatively, the applicant may submit additional documentation of additional hours, completed with a qualified supervisor.

**9) Kelsey Buckler, M.S.**

Dr. Stenhoff disclosed that the applicant was his former student and they worked at the same organization, but he is able to vote objectively on the application. The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**10) Sherylyn Panganiban, M.Ed.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**11) Lauren M. Krowitz, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules with the exception of the fact that there is a discrepancy in the number of supervised hours reported by one of her supervisors; one form reflects 1,055.75 hours and another indicates 1,003.25 hours. Board staff advised that clarification has been sought as to this discrepancy but the applicant has not yet responded to that email inquiry. The applicant was present for the review of her application and clarified that both forms are correct, but the one with the higher amount reflects additional hours accrued beyond that which is reported on the form with fewer hours. The Committee determined the application can be forwarded to the Board with a recommendation for approval upon receipt of a written explanation from the applicant as to the discrepancy between the two forms.

**12) Kaylee Jo King, M.A.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**13) Nicole Christine Taylor, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules with the exception of the fact that the Multiple Supervisors at One Organization form incorrectly indicates Arizona as a location where supervision was provided, but the applicant should have indicated Utah. The Committee determined the application can be forwarded to the Board with a recommendation for approval once that correction is obtained.

**14) Karla Matheu-Sosa, M.A.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**15) Jennifer A. Koger, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**16) Lauren Lentz, M.A.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**17) Mitalben Patel, M.S.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**18) Donna J. Salazar, M.Ed., LISAC**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**19) Georgeann Lee Caspar, M.S.W., M.Ed.**

The Committee proceeded with a substantive review of the application. Upon review, the Committee noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. The Committee determined the application can be forwarded to the Board with a recommendation for approval.

**MOTION:** Ms. Denton moved to forward the complete applications to the Board (with recusals as noted), and to also forward applications requiring minor corrections as noted by the discussion. The motion included a provision to issue FAIR letters to Lindsay Patterson, M.A. and to Tiffany Seppala, M.S., as reflected in the discussions. The application for Ms. Micci will be forwarded to the Board. Dr. Raetz seconded the motion.

**VOTE:** The motion was approved 4-0.

**B. Behavior Analyst Applications for Licensure by Universal Recognition**

**1) N/A**

*\*First Formal Additional Information Request*

*\*\* Second Formal Additional Information Request*

**6. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING TELEHEALTH ADVISORY COMMITTEE ON TELEHEALTH BEST PRACTICES**

Dr. Davey reported that the subgroups (behavioral health and physical health) of the Committee have been meeting separately over the past several months in order to prepare their recommendations, but they will convene soon for purposes of integrating the best practices recommendations.

**7. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING RECENT UPDATES FROM THE BEHAVIOR ANALYST CERTIFICATION BOARD (BACB)**

Ms. Paakkonen called to the Committee's attention the BACB updates which include the slides from the BACB Regulators' "Meet and Greet" event held virtually on January 10, 2022, and also the compilation of the regulator discussions conducted on the BACB listserv.

**8. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING APPLICATION TO BACB AUTHORIZED CONTINUING EDUCATION (ACE) PROGRAM TO INCLUDE DESIGNATING THE ACE COORDINATOR**

This item was not addressed and will appear on a future meeting agenda.

**9. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING DRAFT PROPOSED REVISIONS OF THE ADMINISTRATIVE RULES THAT REGULATE THE PRACTICE OF BEHAVIOR ANALYSIS IN ARIZONA (A.A.C. TITLE 4, CHAPTER 26, ARTICLE 4)**

Ms. Paakkonen explained that the draft document reflects the proposed revisions to the behavior analyst administrative rules as prepared by the agency's contracted rule writer. The Committee reviewed the draft and indicated that the proposed new reciprocity language may need to be modified in order to more accurately reflect that the education requirements shall align with the verified course sequence of the Association for Behavior Analysts International (ABAI). The Committee directed Ms. Paakkonen to research this with Misty Bloom, Director of Regulatory Affairs for the BACB; otherwise the drafted revisions appear to be accurate and will be presented to the Board on February 11, 2022.

**10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PROPOSED LEGISLATION INCLUDING, BUT NOT LIMITED TO: HB2070, HB2145, HB2147, HB2162, HB2178, HB2196, HB2260, HB2276, HB2294, HB2371, HB2412, HB2587, HB2599, HB2612, SB1035, SB1045, SB1090, SB1127, SB1138, & SB1158**

Ms. Paakkonen called to the Board's attention HB2162; Occupational regulation which removes the licensure requirement of "good moral character" from many professions, including behavior analysis. She explained that while the behavior analyst statutes identify "good moral character" as a requirement, the statutes for psychologist licensure instead reflect that an applicant must not have committed any of the acts constituting unprofessional conduct (and do not indicate specifically "good moral character"). Ms. Paakkonen explained that this is the only bill that attempts to modify the behavior analyst statutes. It was noted that the Legislation & Rules Committee could be reactivated for purposes of assisting Ms. Paakkonen in monitoring legislation that impacts the regulation of psychologists and behavior analysts.

**11. NEW AGENDA ITEMS FOR FUTURE MEETINGS**

The Committee directed staff to issue a subpoena to Brooke Manion to appear at the next meeting and to produce the documentation supporting Lindsay's Patterson's application that she has refused to supply. The subpoena was further justified on the basis of the content of Ms. Manion's correspondence with the applicant and with Board staff; failure to comply with the subpoena may result in an ethics violation referral to the BACB citing sections 1.15, 4.05, 2.1, 2.11 and potentially others.

Ms. Paakkonen indicated that during the March 4, 2022 meeting she plans to demonstrate the online application in development by Thentia.

**12. ADJOURNMENT**

**MOTION:** Dr. Davey moved to adjourn the meeting. Dr. Stenhoff seconded the motion.

**VOTE:** The meeting concluded at 11:17 a.m.