



Arizona Board of Psychologist Examiners

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Governor
Douglas A. Ducey

Board Members

Bob Bohanske, Ph.D., Chair
Lynn Flowwers, Ph.D., Vice-Chair
Diana Davis-Wilson, DBH, BCBA, Secretary
Janice K. Brundage, Ph.D
Bryan Davey, Ph.D., BCBA-D
Diana Davis-Wilson, DBH, BCBA
Joseph Donaldson
Matthew Meier, Psy.D.
Ramona N. Mellott, Ph.D.
Tamara Shreeve, MPA

Executive Director
Jenna Jones

REGULAR SESSION MINUTES

December 7, 2018

8:30 a.m.

1740 W. Adams St.
Conference Room A (1st Floor)
Phoenix, AZ 85007

1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Madam Chair Brundage at 8:32 a.m. on December 7, 2018.

2. ROLL CALL

Board Members Present

Janice K. Brundage, Ph.D. – Chair
Lynn L. Flowers, Ph.D. – Secretary
Bob Bohanske, Ph.D., FNAP
Bryan Davey, Ph.D., BCBA-D (8:49 a.m. – 9:42 a.m.)
Diana Davis-Wilson, DBH, BCBA
Joseph Donaldson
Ramona N. Mellott, Ph.D.

Staff Present

Jenna Jones, Executive Director
Heather Broaddus, Deputy Director
Kathy Fowkes, Licensing Specialist
Krishna Poe, Administrative Assistant

Board Members Absent

Tamara Shreeve, MPA – Vice-Chair
Matthew Meier, Psy.D.

Attorney General’s Office

Jeanne Galvin, Esq.

3. REMARKS/ANNOUNCEMENTS

CE Documentation – Dr. Brundage announced that licensees could receive CE credits in Ethics for attendance at Board meetings and explained how to obtain credit.

Board Assessment Forms – Dr. Brundage encouraged members of the audience to complete a Board meeting Assessment Survey and place them in the survey box.

Board Member and Staff Appreciation –Dr. Brundage thanked Board members and staff for their dedication and hard work.

4. CALL TO THE PUBLIC

There were no requests to speak.

5. COUNSEL UPDATE

Ms. Galvin stated that the case involving Dr. Gray is still pending with the Superior Court and that a decision should be received within the next 60-90 days. Ms. Galvin stated that the Board received a favorable decision in the case involving Dr. DenBoer. Ms. Galvin stated that once the judgement is filed Dr. DenBoer will have 35 days to appeal the decision. Ms. Galvin stated that Dr. DenBoer's attorney indicated that an appeal will be filed. Ms. Galvin will continue to keep the Board apprised of the cases.

6. CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Dr. Bohanske made a motion, seconded by Dr. Flowers to approve the items on the Consent Agenda. The motion carried 6-0.

(a) APPROVAL OF MINTUES

- March 2 and 3, 2018 (revised)
- November 2, 2018, Regular Session
- November 2, 2018, Executive Session (8:44 a.m. – 9:57 a.m.)

(b) EXECUTIVE DIRECTOR'S REPORT

(c) INVESTIGATIONS REPORT

(d) LICENSING REPORT

(e) DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS

i. REQUESTING APPROVAL TO SIT FOR EPPP ONLY

- Aubrey Hardesty, Psy.D.
- Charlene Sun Kim, Ph.D.
- Josh Smith, Psy.D.
- Tyler Whitney, Psy.D.

ii. REQUESTING APPROVAL TO SIT FOR THE EPPP AND LICENSURE

- Daniella de Marchiori Pedroso, Psy.D.
- Elizabeth Dampsey, Psy.D.
- Ester Stevens, Psy.D.
- Latoya Smart, Ph.D.
- Nathan Harris, Psy.D.
- Ricardo Mendivil, Psy.D.
- Sam Wolde, Ph.D.
- Sherry Craft, Ph.D.
- Timothy Franklin, Psy.D.

iii. REQUESTING APPROVAL OF LICENSURE BY WAIVER

- Bradley Millman, Psy.D.
- Brandon Nichter, Ph.D.

- David Pyle, Ph.D.
- Jayme Pelosi, Psy.D.
- Merry Larson, Ph.D.
- Sheri Orrahood, Psy.D.
- Taraneh Canarapen, Psy.D.

iv. REQUESTING APPROVAL OF SUPERVISED WORK EXPERIENCE AND LICENSURE

- Alice Pickering, Psy.D.
- Jessica Morgan, Psy.D.
- Stefani Morris, Psy.D.

v. REQUESTING APPROVAL TO SIT FOR EXAMINATION (EPPP) AND TEMPORARY LICENSURE

- Karina Fleming, Psy.D.

(f) DISCUSSION/DECISION REGARDING BEHAVIOR ANALYS APPLICATIONS

- Jolisa Moonen, M.S.
- Krysta Molfese, M.S.
- Madison Theis, M.S.
- Megan Shelley Merritt, M.S.
- Pilar Isabella Bonilla, M.S.
- Sarah J. Nickel, M.S.
- Zachary Reineke, M.Ed.

(g) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM LIZBETH RENCHER, PH.D.

(h) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST TO RETAKE THE EPPP FROM MOLLY MINSON, PSY.D.

7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THE ASSOCIATION OF STATE AND PROVINCIAL PSYCHOLOGY BOARDS UPDATE ON THE ENHANCED EPPP

Ms. Jones provided a summary to the Board stating that ASPPB announced that participation in the enhanced EPPP will be voluntary. Board members deliberated and requested that this item be placed on the February Board meeting for further discussion and possible determination as to whether Arizona will participate in the enhanced EPPP.

8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO INITIAL CASE REVIEWS OF THE FOLLOWING INVESTIGATIONS

a) Nicole Huggins, Psy.D. Complaint No.'s 17-19 & 17-31

Dr. Bohanske recused from reviewing these Complaints and exited the meeting room.

Dr. Davey joined the meeting at 8:49 a.m. by phone.

Dr. Brundage provided a summary to the Board stating that the Complaint Screening Committee (Committee) forwarded these Complaints to the Board for further review. The Licensee and her attorney, Faren Akins, Esq., were present, made statements, and answered Board members' questions. The Complainant was not present. Mr. Akins presented certificates of continuing education that Dr. Huggins recently completed. Mr. Akins explained that the purpose of the continuing education was to address the Committee's concern regarding the conduct in the Complaints. Board members requested that Dr. Huggins provide a timeline of her supervision of the supervisee and requested that she clarify her professional relationship with the supervisee. Dr. Huggins went over the timeline of her supervision, clarified her professional relationship with supervisee and clarified the contract with the supervisee.

After deliberation, the Board determined that there is no violation of statute and rule but expressed concern with Dr. Huggins oversight of the agency and expressed concern with her record keeping pertaining to the supervision she provided to the supervisee.

Dr. Mellott made a motion, seconded by Dr. Flowers, to issue a Letter of Concern and non-Disciplinary Order for continuing education for her oversight of the agency and record keeping regarding the supervision. The continuing education that Dr. Huggins recently completed will satisfy the terms of the Order and will be in addition to the continuing education that is required for license renewal. The motion carried 6-0-1 with Dr. Bohanske recused.

Dr. Davey left the meeting at 9:42 a.m.

b) Michael Johnson, Ph.D. Complaint No. 18-11

Dr. Brundage provided a summary to the Board stating that the Complaint Screening Committee (Committee) forwarded this Complaint to the Board for further review. The Licensee and his attorney, Mandi Karvis, Esq., were present, made statements, and answered Board members' questions. The Complainant was not present. Ms. Karvis confirmed that Dr. Johnson will not see patients with sex-addiction. She stated that Dr. Johnson has completed additional continuing education to address the Committee's concerns regarding boundary issues and providing services outside of the scope of his expertise. Board members asked Dr. Johnson if he participates in peer supervision. Dr. Johnson stated that he does not participate in peer supervision. Board members asked Dr. Johnson if he is certified to treat sex-addiction. Dr. Johnson confirmed that he is not certified in sex-addiction. Board members asked Dr. Johnson to explain why there was a voluminous amount of emails between him and the patient. Dr. Johnson responded. Board members expressed concern with multiple boundary violations, practicing outside the scope of his expertise, not consulting with other professionals involved in the patient's treatment, not seeking supervision for this case and his progress notes.

Dr. Flowers made a motion, seconded by Dr. Bohanske, forward this Complaint to an Informal Interview for possible violations of A.R.S. §32-2061(16)(l) for possibly, practicing psychology while impaired or incapacitated to the extent and in a manner that jeopardizes the welfare of the client or patient or renders the psychological services provided ineffective; A.R.S. §32-2061(16)(o) for possibly providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice; A.R.S. §32-2061(h) for possibly failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client or patient; and A.R.S. §32-2061(dd) for possibly violating an ethical standard adopted by the board as it pertains to the American Psychological Association (APA) Ethical Principles of Psychologists and Code of Conduct 2.01 Boundaries of Competence and 3.05 Multiple Relationships. The motion carried 6-0 on a roll call vote. The Board further discussed accepting a Consent Agreement and Order in lieu of the Informal Interview. The Board discussed a term of probation, practice monitoring and continuing education as part of the Consent Agreement and Order.

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION SUBMITTED BY DANIEL SCHULTE, PH.D.

Ms. Broaddus provided a summary to the Board stating that Dr. Schulte recently submitted his 2018 renewal application and it was noted that he answered “yes” to question #1.10. Dr. Schulte’s renewal application has not been renewed. After deliberation, Dr. Bohanske made a motion, seconded by Dr. Mellott, to take no action in this matter and to approve Dr. Schulte’s 2018 renewal application. The motion carried 6-0.

10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REPORT ON RECENT ASPPB MEETING IN SALT LAKE CITY, UTAH

Dr. Bohanske provided information regarding ASPPB and their role in the psychology profession. Dr. Bohanske stated that ASPPB will be asking Board members to take the competency portion of the EPPP for research purposes.

11. RECOGNITION OF CINDY OLVEY, PSY.D. ON NEWLY ELECTED POSITION OF SECRETARY/TREASURER TO THE ASPPB

Dr. Mellott announced that that the Board’s previous Executive Director, Cindy Olvey, Psy.D., was recently elected as the Secretary/Treasurer to ASPPB. Board members recognized Dr. Olvey’s accomplishment.

12. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING AN UPDATE ON THE PLUS APPLICATION FROM ASPPB

Ms. Jones provided a summary to the Board stating that the contract regarding ASPPB’s PLUS application is currently being reviewed by the Attorney General’s Office. Ms. Galvin noted that changes to the contract will need to be made/considered. Dr. Bohanske provided an explanation of ASPPB’s PLUS application. Board members discussed streamlining the application process with ASPPB’s PLUS application.

13. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING UPDATE ON PSYPACT AND POSSIBLE APPOINTMENT OF A COMMISSIONER

Ms. Jones provided a summary stating that PSYPACT has been approved in seven states but the seventh state’s effective date, Illinois, is not until January 2020. ASPPB has indicated that another state may pass legislation before the effective date of the seventh state. Ms. Jones indicated that once seven states have passed legislation then a Commissioner will need to be appointed. Board members discussed PSYPACT and explained the purpose of PSYPACT. No action was taken and they will look to elect a commissioner when the 7th state passes legislation.

14. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING SUBMISSION OF COMMENTS TO THE ASPPB REGARDING THE DRAFT OF SUPERVISION GUIDELINES

Ms. Jones provided a summary stating that the Board reviewed the draft guidelines at its last meeting and requested that it be placed on a future agenda for further review. Board members expressed concern with the postdoctoral guidelines as Arizona does not require postdoctoral experience for licensure as a psychologist and by requiring two years of supervisory experience, it conflicts with the Arizona’s statutes.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING UPDATE FROM THE BOARD'S LEGISLATIVE COMMITTEE

Dr. Bohanske provided a summary stating that the Board's Legislative Committee discussed potential bills for the upcoming legislative session. Dr. Bohanske indicated that the Psychological Clinical Science Accreditation System (PCSAS) will likely drop a Bill this legislative session. Dr. Bohanske explained that last legislative session PCSAS dropped a Bill that would require the Board to accept PCSAS accreditation. Board members discussed the impact of PCSAS accreditation.

16. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE RECEIVED FROM JON McCAINE, PH.D. REQUESTING A SECOND CONTINUANCE OF THE INITIAL REVIEW OF COMPLAINT NO. 18-21

Ms. Broaddus provided a summary stating that the Board's Complaint Screening Committee forwarded Complaint No. 18-21 for an initial interview. The Complaint was initially scheduled for today's meeting. The Board office received a continuance request from Dr. McCaine's legal counsel, John Ager, Esq. The request was granted and the Complaint was scheduled for the Board's January 11, 2019, meeting. The Board office received a second continuance request from Mr. Ager. Mr. Ager requested that the Complaint be reviewed at the Board's next in-person meeting. After deliberation, Dr. Mellott made a motion, seconded by Dr. Bohanske, to grant the continuance to the Board's February in-person meeting. The motion carried 6-0.

17. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR LICENSURE AS A BEHAVIOR ANALYST SUBMITTED BY MARIO LANUZA, M.S.

Dr. Davis-Wilson provided a summary stating that this application was inadvertently not included on the November 30, 2018, Committee on Behavior Analysts agenda. Dr. Davis-Wilson noted that question #6 of the application is incorrect and requested that Board staff contact Mr. Lanuza to request that the question be corrected. After deliberation, Dr. Mellott made a motion, seconded by Dr. Bohanske, to approve the application for licensure upon receipt of the corrected question and upon payment of the prorated license fee. The motion carried 6-0.

18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING PROPOSED REVISIONS TO THE PSYCHOLOGIST APPLICATION

Drs. Flowers and Mellott stated that the application was before the Application Review Committee for review of the changes. After deliberation, Dr. Flowers made a motion, seconded by Dr. Bohanske, to approve the changes made to the application. The motion carried 6-0.

19. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING APPLICATION TO SIT FOR THE EPPP ONLY SUBMITTED BY DANA DALGLEISH, PH.D.

Dr. Flowers provided a summary stating that the Application Review Committee (Committee) reviewed Dr. Dalglish's application and noted that she answered "yes" to question #20 of the application. The Committee reviewed the criminal history and expressed concern with the length of time it took for Dr. Dalglish to be in compliance with the Court's stipulations. The Committee voted to forward her application to the Board for further review. Dr. Dalglish was present, made a statement and answered Board members' questions. After deliberation, Dr. Flowers made a motion, seconded by Mr. Donaldson, to approve Dr. Dalglish to sit for the EPPP only. The motion carried 6-0.

20. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING A REQUEST TO INCLUDE COMPLAINT NO.'S 18-25 & 18-26 IN THE CURRENT CONSENT AGREEMENT AND ORDER FOR CASE NO.'S 16-39, 16-53, AND 17-23 PERTAINING TO JOHN DENBOER, PH.D. AND/OR A REQUEST FOR A CONTINUANCE OF TIME TO SUBMIT A RESPONSE TO COMPLAINT NO.'S 18-25 & 18-26

Ms. Broaddus provided a summary stating that the Board office recently received Complaint No.'s 18-25 & 18-26. Subsequently, the Board office received a request from Dr. DenBoer's legal counsel, J. Arthur Eaves, that Dr. DenBoer's current Consent Agreement and Order in Case Nos. 16-39, 16-53 and 17-23 be amended to include Complaint No.'s 18-25 and 18-26. In the event the Board denies the request, Mr. Eaves requested that the Board grant him an extension of time to submit the responses to Complaint No.'s 18-25 and 18-26. Mr. Eaves was present telephonically, made a statement and answered Board members' questions. The Board discussed the delay by Dr. Denboer in providing a response to the two latest complaints. After deliberation, Dr. Bohanske made a motion, seconded by Dr. Davis-Wilson, to deny Mr. Eaves request to amend the current Consent Agreement and Order to include Complaint No.'s 18-26 and 18-26 but to grant the request for an extension of time to submit a response to the Complaints. The extension shall not exceed more than 30 days. The motion carried 6-0

21. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE DATED NOVEMBER 9, 2018 SUBMITTED BY LARRY COHEN, ESQ., AND REQUEST TO OPEN A NEW COMPLAINT AGAINST DR. LAUREN DAWSON OR IN THE ALTERNATIVE, RE-OPEN CASE NO. 16-52

Ms. Jones provided a summary stating that the Board reviewed Complaints against Dr. Dawson at its March 2 and 3, 2018, meeting. The Board voted to issue Dr. Dawson a Consent Agreement and Order. Subsequently, at its April 6, 2018, meeting the Board determined that it does not have jurisdiction in the Complaints against Dr. Dawson and voted to close the Complaints. The Board office recently received correspondence from Larry Cohen, Esq, asserting that the Board has subject matter jurisdiction and is requesting that Complaint No. 16-52 be re-opened or that a new Complaint be re-opened. The Board noted that Dr. Dawson no longer has a license to practice psychology in Arizona. The Board noted that Dr. Dawson is currently licensed in Hawaii.

At 2:19 p.m., Dr. Mellott made a motion, seconded by Mr. Donaldson, to go into Executive Session to receive confidential legal advice from the Board's attorney. The motion carried 6-0. Open session reconvened at 2:31 p.m.

Mr. Donaldson made a motion, seconded by Dr. Mellott, to take no action in this matter. The motion carried 4-2 on a roll call vote with Dr. Bohanske and Dr. Davis-Wilson voting no.

Dr. Mellott made a motion, seconded by Mr. Donaldson, to forward a copy of Mr. Cohen's correspondence to the Hawaii Psychology Board. The motion carried 6-0.

22. NEW AGENDA ITEMS FOR FUTURE MEETINGS

Board members requested that an update on the Board's sunset audit and an agenda item regarding the enhanced EPPP be placed on a future agenda.

23. ADJOURN

There being no further business to come before the Board, Dr. Mellott made a motion, seconded by Dr. Flowers, to adjourn the meeting. The motion carried 6-0. The meeting adjourned at 2:42 p.m.

Respectfully submitted,

Diana Davis-Wilson, DBH, BCBA
Secretary