

DOUGLAS A. DUCEY Governor STATE OF ARIZONA BOARD OF PSYCHOLOGIST EXAMINERS 1740 WEST ADAMS STREET, SUITE 3403 PHOENIX, AZ 85007 PH: 602.542.8162 FX: 602.926.8095 WEBSITE: www.psychboard.az.gov

> HEIDI HERBST PAAKKONEN, M.P.A. Executive Director

# **Regular Session Meeting Minutes**

Held virtually via Zoom on October 12, 2022

Board Members Diana Davis-Wilson, DBH, BCBA – Chair Bryan Davey, Ph.D., BCBA-D – Vice-Chair Linda Caterino, Ph.D., ABPP – Secretary Aditya Dynar, Esq. Matthew A. Meier, Psy.D. Ramona N. Mellott, Ph.D. Tamara Shreeve, MPA Joseph Stewart, Ed.D. Todd Wynn, M.A.

## 1. CALL TO ORDER

Vice Chairman Davey called the Board's meeting to order at 2:05 p.m.

## 2. ROLL CALL

The following Board members participated in the virtual meeting: Vice Chairman Davey, Dr. Medina, Dr. Meier, Ms. Shreeve, Dr. Stewart, and Mr. Wynn. The following Board members were absent: Dr. Davis-Wilson, Dr. Caterino, Mr. Dynar, and Dr. Mellott.

### **ALSO PRESENT**

The following Board staff participated in the virtual meeting: Heidi Herbst Paakkonen, Executive Director; Jennifer Michaelsen, Deputy Director; Krishna Poe, Projects Specialist; and Jeanne Galvin, Assistant Attorney General (AAG).

3. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION PERTAINING TO AUSTIN MCCALL, PSY.D., AND HER POSSIBLE NON-COMPLIANCE WITH THE CONSENT AGREEMENT AND ORDER FOR COMPLAINT NO. 20-47 INCLUDING, BUT NOT LIMITED, TO THE POSSIBLE SUMMARY SUSPENSION OF HER LICENSE TO PRACTICE PSYCHOLOGY, REFERRAL TO FORMAL HEARING, OR OTHER ADMINISTRATIVE REMEDIES AVAILABLE TO THE BOARD

Ms. Michaelsen provided the following summary of this matter to the Board.

Since September of 2020, Dr. McCall has been subject to a board order under which her psychologist license is on probation for five years and is subject to various terms of monitoring to include drug and alcohol screening, which is overseen by Dr. Monica Faria, addiction psychiatrist. Dr. McCall's case is before the Board today for a special meeting for purposes of reviewing information that Board staff has very recently received, specifically test results that may be a violation of her Board Order. The Order states that "a positive drug screen result for alcohol, any illegal substance including marijuana or a substance for which respondent does not have a current and valid prescription is a violation of this order and may result in the summary suspension, suspension, or revocation of respondent's license." Ms. Michaelsen advised the Board that the purpose of this meeting is to determine if emergency action is necessary to protect the public

health, safety and welfare of Arizonians or if any other administrative options should be exercised. She noted that the Board may elect to meet in executive session for purposes of seeking legal advice from Ms. Galvin or to discuss confidential health information with Dr. McCall; in doing so, the Board may consult with Dr. Eric Lott, addiction psychiatrist, with whom Dr. McCall has recently undergone an evaluation for purposes of seeking early termination of her probation. Ms. Michaelsen commented that Dr. Faria was requested to join today's meeting but she had not yet indicated whether she will attend this meeting.

Dr. McCall and her attorney, Tammy Thibodeau, affirmed they were present. They indicated they wished to reserve their statements for Executive Session.

# MOTION: Dr. Davey moved to meet in Executive Session for the purpose of discussing confidential health information, and to subsequently receive legal advice. SECOND: Ms. Shreeve

ROLL CALL VOTE: The following Board members voted in favor of the motion: Vice Chairman Davey, Dr. Medina, Dr. Meier, Ms. Shreeve, Dr. Stewart, and Mr. Wynn. VOTE: 6-yay, 0-nay, 0-abstain, 0-recuse.

## **MOTION PASSED.**

The Board met in Executive Session from 2:11 p.m. to 3:16 p.m. to discuss confidential health information, and from 3:17 p.m. to 3:26 p.m. to receive legal advice.

Upon resuming the meeting in public session, Ms. Galvin advised the public that the Executive Session included a pause to address technical issues and also a brief break.

MOTION: Mr. Wynn moved that, in light of the facts and circumstances, the Board adopt the interim findings of fact and conclusions of law in the draft order, and in doing so find that it is necessary to protect the health and safety of the public. SECOND: Dr. Stewart

**ROLL CALL VOTE:** The following Board members voted in favor of the motion: Vice Chairman Davey, Dr. Medina, Dr. Meier, Ms. Shreeve, Dr. Stewart, and Mr. Wynn. VOTE: 6-yay, 0-nay, 0-abstain, 0-recuse.

### **MOTION PASSED.**

MOTION: Mr. Wynn moved that, given the adopted findings of fact and conclusions of law and in order to protect the public, license #5199 issued to Austin McCall be summarily suspended. The motion included the provision that the Executive Director schedule a prompt hearing with the Office of Administrative Hearings. SECOND: Dr. Stewart

ROLL CALL VOTE: The following Board members voted in favor of the motion: Vice Chairman Davey, Dr. Medina, Dr. Meier, Ms. Shreeve, Dr. Stewart, and Mr. Wynn. VOTE: 6-yay, 0-nay, 0-abstain, 0-recuse.

### **MOTION PASSED.**

### 4. ADJOURNMENT

MOTION: Dr. Stewart moved to adjourn the meeting. SECOND: Mr. Wynn

ROLL CALL VOTE: The following Board members voted in favor of the motion: Vice Chairman Davey, Dr. Medina, Dr. Meier, Ms. Shreeve, Dr. Stewart, and Mr. Wynn. VOTE: 6-yay, 0-nay, 0-abstain, 0-recuse.

## **MOTION PASSED.**

The meeting concluded at 3:41 p.m.

Respectfully submitted,

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Diana Davis-Wilson, DBH, BCBA

Chair