



Governor
Douglas A. Ducey

Arizona Board of Psychologist Examiners

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Board Members

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

Executive Director
Jenna Jones

REGULAR SESSION MINUTES

April 5, 2019

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 Chairman Bohanske at 8:32 a.m. on April 5, 2019. No Executive Sessions were held.

2. ROLL CALL

Board Members Present

Bob Bohanske, Ph.D., FNAP – Chair
Lynn L. Flowers, Ph.D. – Vice-Chair
Diana Davis-Wilson, DBH, BCBA, Ph.D. – Secretary
Bryan Davey, Ph.D., BCBA-D
Joseph C. Donaldson
Matthew A. Meier, Psy.D.
Tamara Shreeve, MPA

Staff Present

Jenna Jones, Executive Director
Kathy Fowkes, Licensing Admin

Attorney General's Office

Sabrina Kahn

Members Absent

Janice K. Brundage, Ph.D.
Ramona N. Mellott, Ph.D.

3. REMARKS/ANNOUNCEMENTS

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

Board Assessment Forms – Dr. Bohanske 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. Bohanske thanked Board members and staff for their dedication and hard work. Dr. Bohanske thanked Ms. Broaddus for her service and years of dedication to the Board and wished her well in her new position.

4. CALL TO THE PUBLIC

No one requested to speak.

5. COUNSEL UPDATE

Ms. Kahn stated Ms. Galvin would update the Board at their next meeting.

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

Ms. Shreeve made a motion, seconded by Dr. Davey, to approve the items on the Consent Agenda. The motion carried 7-0.

(a) APPROVAL OF MINUTES

- March 8, 2019, Regular Session
- March 8, 2019, Executive Session (9:12 a.m. – 9:16 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

- Sylvia Lizette Lares, Psy.D.

ii. REQUESTING APPROVAL TO SIT FOR EPPP AND LICENSURE

- Aimee Robertson, Ph.D.
- Ashley M. Pelton, Ph.D.
- Farid Akhbari, Psy.D.
- Natalie Loomis, Ph.D.
- Nathan Verschaetse, Psy.D.
- Naudia R. Moorley, Psy.D.
- Ricardo Pierre Thomas, Ph.D.
- Susanne Marie Mumby, Psy.D.

iii. REQUESTING APPROVAL OF LICENSURE BY WAIVER

- Denise Rodriguez Esquivel, Ph.D.
- Jessica Weeks, Ph.D.
- Lori Holleran, Ph.D.
- Steve Tutty, Ph.D.
- Traci Moreno, Psy.D.

iv. REQUESTING APPROVAL FOR LICENSURE BY CREDENTIAL

- Lisa Christine Caracci, Psy.D.

- Laurie Edwards, Ph.D.

v. REQUESTING APPROVAL OF SUPERVISED WORK EXPERIENCE AND LICENSURE

- Charlene Kim, Ph.D.
- David G. Dubner, Ph.D.

(f) DISCUSSION/DECISION REGARDING BEHAVIOR ANALYST APPLICATIONS

- Briana Jaramillo, M.Ed.
- Briana Newman, M.S.
- Jamie Lynn Mills, M.A.
- Jessica Faina Pavia, M.A.
- Kristin Lundbohm, M.A.
- Leslie Barrera Dorantes, M.S.
- Marco Antonio Ortiz Perez, M.S.
- Maria Holguin, M.Ed.
- Megan K. Cook, M.S.
- Rebecca G. White, M.A.
- Tina Vu, M.S.

(g) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THIRD REQUEST TO RETAKE THE EPPP FROM M. PATRICIA LIIMATAINEN, PSY.D., TEMPORARY LICENSE HOLDER

(h) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM DAVID ETTTELSON, PH.D.

(i) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM DENNIS BEAUFIT, ED.D.

(j) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM CHRISTINE FAIR, PH.D.

(k) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING SECOND EXTENSION OF TIME TO SIT FOR THE EPPP FROM ALISIA GIAC-THAO TRAN, PSY.D.

7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO INITIAL CASE REVIEWS OF THE FOLLOWING COMPLAINTS

a) Complaint No. 18-31 Ruth Tenreiro, Psy.D.

Dr. Flowers recused from this matter. Mr. Donaldson provided a summary to the Board including salient points of the investigation. Mr. Donaldson stated that this case was reviewed

by the Board's Complaint Screening Committee and the Committee expressed concern that Dr. Tenreiro may not have kept adequate records and may have signed documents without verifying the information for documentation for an individual she was supervising.

The Complainant was not present. Dr. Tenreiro was present with counsel, Charles Hover, requested to speak, made statements and answered the Board members' questions. Mr. Hover requested the Board consider a Letter of Concern. After deliberation, Mr. Donaldson made a motion to refer the matter for an Informal Interview for a possible violation of A.R.S. §32-2061(16) (h), seconded by Ms. Shreeve. The motion carried unanimously (7-0), by a voice vote.

b) Complaint No. 18-33 Mark Magier, Psy.D.

Dr. Flowers provided a summary to the Board including salient points of the investigation. Dr. Flowers stated that this case was reviewed by the Board's Complaint Screening Committee and the Committee expressed several concerns regarding Dr. Magier's records/progress notes, did not provide copies of the records timely and that he may not have met the current standard of practice.

The Complainant was not present. Dr. Magier was present with counsel, Charles Hover, requested to speak, made statements and answered the Board members' questions. After deliberation, Dr. Flowers made a motion to refer the matter for an Informal Interview for a possible violation of A.R.S. §32-2061 (16) (h), (o), and (cc), seconded by Dr. Meier. The motion carried unanimously (7-0), by a voice vote.

8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PSYCHOLOGIST APPLICATION FOR LICENSURE SUBMITTED BY ELIZABETH BACON, PH.D. AND POSSIBLE DENIAL OF THE SAME.

Dr. Meier provided a summary to the Board regarding Dr. Bacon's application. Agenda item #13 was also called at this time. Dr. Bacon was present telephonically, made statements and answered the Board member's questions. She also stated that she was requesting to withdraw her application. After deliberation, Dr. Meier made a motion to accept the withdrawal of the application, Ms. Shreeve seconded. The motion carried unanimously by voice vote, 7-0.

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PSYCHOLOGIST APPLICATION FOR LICENSURE SUBMITTED BY JEFFREY TINIUS, PH.D. AND POSSIBLE DENIAL OF THE SAME.

Dr. Meier provided a summary to the Board regarding Dr. Tinus' application. Dr. Tinus was present, made statements and answered the Board members' questions. He was unclear why he did not qualify for licensure and the Board addressed his concerns. He was offered the opportunity to withdraw his application prior to the Board voting on a possible denial. He made the request to have his application withdrawn. After deliberation, Dr. Davey made a motion to accept the withdrawal of the application, Dr. Meier seconded. The motion carried unanimously by voice vote, 7-0.

**10. INFORMAL INTERVIEW – JON McCAINE, PH.D. – Complaint No. 18-21
DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO
ALLEGATIONS OF UNPROFESSIONAL CONDUCT, PROPOSED FINDINGS OF FACT,**

CONCLUSIONS OF LAW, POSSIBLE DISCIPLINE AND/OR OFFER OF A CONSENT AGREEMENT OR REFERRAL TO A FORMAL HEARING

Dr. McCaine and his legal counsel, John Ager, Esq. were present. Board members and staff introduced themselves. Dr. Bohanske explained the Informal Interview procedures and provided a summary of the allegations. Dr. Bohanske swore in Dr. McCaine. The complainant was not present.

Mr. Ager made an opening statement and indicated this matter did not include patient care and that it was regarding supervisory records. He argued that the records were compliant for the Board of Behavioral Health Examiners (BBHE) licensure and that the statute did not apply to these records.

Dr. Flowers provided a summary of the allegations to the Board. He reported that the records from 2012 to 2017 submitted to BBHE for a supervisee were questioned by BBHE as to whether the records were adequate and accurate. Dr. McCaine indicated he was not clear on the requirements and the computer system the business used was difficult.

Dr. McCaine answered questions and provided statements. He reported he has taken additional continuing education pertaining to supervision. In 2016, he was approved to provide supervision by the BBHE. He was not aware he needed to author the records himself. He stated he corrected the problem at the time he received the complaint. He asked his employer to correct the electronic records and he has taken CE in this area. He reported that supervisee (BBHE applicant) was not pursuing licensure with BBHE until 2016.

Board members deliberated and expressed concern that Dr. McCaine did not recognize the difference between clinical oversight and clinical supervision and the required documentation for each or for those seeking licensure. Dr. Flowers made a motion, seconded by Mr. Donaldson to issue a Letter of Concern for failing to maintain current knowledge regarding supervision requirements and ensuring the records are in compliance with current standards. The motion passed (6-1) with Ms. Shreeve opposed.

11. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION SUBMITTED BY DONALD SALZ, ED.D.

Ms. Jones provided a summary of the recently received renewal for Dr. Salz. He reported being a party to a lawsuit on his recent renewal, but he had not previously reported the matter on his prior renewal. The Board discussed the timeframes involved and how he may not have been aware of it at the time of his last renewal. After deliberations, Dr. Flowers made a motion to approve his renewal application, seconded by Ms. Shreeve. The motion carried unanimously (7-0) by voice vote.

12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING JOANNA KATSANIS, PH.D. AND HER REQUEST THAT ARIZONA ISSUE PROVISIONAL PSYCHOLOGY LICENSES TO QUALIFIED PSYCHOLOGY DOCTORAL TRAINEES

Dr. Katsanis was present and made her presentation to the Board that she would like to see the Board offer a provisional psychology license to doctoral trainees similar to Maryland and other states. She said a license was necessary so that trainees could bill for the services they provided while under the supervision of a licensed psychologist. She compared it to the level of a Post Graduate training permit held by physicians that are in their residency. She understood it would need a statutory change to be instituted but felt it might provide another way to address the severe shortage of health care providers this area.

13. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST TO WITHDRAW PSYCHOLOGIST APPLICATION FOR LICENSURE AND REVIEW OF CORRESPONDENCE FROM ELIZABETH BACON, PH.D.

This item was discussed with agenda item #8.

14. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING SUBMITTING A LETTER OF RECOMMENDATION TO ASPPB IN SUPPORT OF BOB BOHANSKE, PH.D. NOMINATION FOR FELLOW

Dr. Bohanske recused from this matter. Dr. Flowers served as Chair. Ms. Jones provided a summary, she reported that Dr. Olvey is presenting a nomination to the ASPPB for Dr. Bohanske to be given Fellow status. It would be helpful to include a letter of recommendation from the Board in support of this nomination. Dr. Flowers outlined a number of accomplishments the Board has made which were led by Dr. Bohanske. After deliberation, Ms. Shreeve made a motion, seconded by Dr. Davey to approve this letter. It was noted that the letter should include Dr. Bohanske's use of humor and humility when serving on the Board. The motion passed unanimously (6-0-1) with Dr. Bohanske recusing.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THE CLOSURE OF THE ARIZONA SCHOOL OF PROFESSIONAL PSYCHOLOGY AND HOW STATUTORY REQUIREMENTS MAY IMPACT OR LIMIT APPLICANTS

Dr. Fred Wechsler was present and made statements to the Board regarding the recent closing of Argosy. He provided a background of the recent events and what had been done since the closing of the school. He identified two statutes that the Board could consider amending to assist the students affected by this matter. These statutes may no longer be applicable with the current online programs. The changes would include A.R.S. §32-2071 (A)(5) and (K). He asked the Board to consider a statutory change in the next legislative session. Dr. Bohanske said it is too late in this session to take action and the Board would want to move thoughtfully and methodically when making statute changes. He reported what other states are doing to address the unique situation. Due to the timing, Dr. Wechsler is recommending that students enter into a post doc program after graduation to allow time for the statutory changes to occur as most states require post doc hours.

Ms. Shreeve asked if the Governor's office could assist with an Executive Order. Ms. Jones reported that it would need a statutory change and the deadline for introducing new bills has passed.

Dr. Michelle Melton was presented and expressed her admiration for the students in the way they have professionally handled and addressed this situation. She was also appearing as a representative from the Arizona Psychological Association and indicated the association was also trying to assist the students in whatever way they could. She appreciated that the Board has been working on this matter and is willing to consider a statute change.

Several students from Argosy's School Psychology program also addressed the Board with their concerns as to how 19 members of the School Psychology program were having difficulty finding new programs to transfer into since this area of study was not APA approved at

Argosy. They too, have concerns with the statutes listed by Dr. Wechsler. Another student had a question about practicum and if they should continue in this role. The Board discussed options that the students might consider.

The Board thanked all of those that spoke and advised they would refer the matter to the Legislative Committee for further consideration and discussion. The Board noted they would look at this issue and address it globally with concern for the students while maintaining the integrity of the licensing statutes to assure qualified licensees.

16. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING BOARD'S FOLLOW UP COMMUNICATION WITH THE STATE OF HAWAII IN CASE NO. 16-52

Ms. Shreeve noted the Board received copies of the correspondence sent to Hawaii in this matter. There was concern as to whether or not Mr. Cohen received copies of the information. Ms. Jones indicated it was her recollection that a copy was sent to Mr. Cohen. Ms. Shreeve wanted to discuss this matter further and what the Board can do to address this type of situation. Ms. Jones suggested referring this to a future Board meeting so Ms. Galvin can be present and provide legal advice to the Board since Ms. Kahn was not aware of the details of the case. Ms. Shreeve asked that the matter be placed on a future agenda for further consideration. Further, she asked that Mr. Cohen be invited as a stakeholder to address this matter and re-notice the item on the agenda so the Board can discuss the IME statute.

17. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING LEGISLATIVE UPDATE INCLUDING, BUT NOT LIMITED TO, SB1086, SB1096, SB1135, HB2031, HB2118, HB2146, HB2182, HB2231, HB2463, SB1232, HB2569, HB2579, SB1156

Ms. Jones provided a summary to the Board. She reported that HB2569, dealing with licensure reciprocity, would likely be signed into law by the Governor and would become effective 90 days after Sine Die (the end of the legislative session). The Board members expressed concerns that those licensed in other states may not meet the same requirements of our current statutes and looked forward to receiving an update regarding how this type of licensure would be handled.

18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING DETERMINATION OF JURISDICTION IN RELATION TO COMPLAINT NO. 18-25, JOHN DENBOER, PH.D.

Mr. Eaves, counsel for Dr. DenBoer, was present telephonically and advised the Board he would like to receive a copy of the records the Board received in this matter from Banner to make a determination as to whether or not his client was performing an IME.

The complainant was present and made statements to the Board that she requested to seek further clarification from her treating physician, Dr. Erickson, regarding her condition as a result of the concussion. She was adamant that her referral to Dr. DenBoer was not an IME. The Board discussed this matter and indicated that the records they reviewed showed no indication of Dr. DenBoer serving as an IME. Mr. Eaves claimed he had sent the request for the records at the beginning of the year. The Board directed staff to forward a copy of the records to Mr. Eaves.

19. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING UPDATE AND INFORMATION FROM AUDITOR GENERAL'S OFFICE REGARDING SUNSET AUDIT REPORT

Ms. Jones provided a summary to the Board of the Sunset Audit report. She indicated that changes in the process have resulted in decreased timeframes for matters to be resolved. In FY19, claims were resolved in an average 59 days and complaints were resolved in an average of 124 days. She reported that the Auditor General's office would be following up to see if the recommendations were completed. The first would be in 6 months. The Board asked Ms. Jones to provide monthly updates on the progress of completing the recommendations.

20. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING PSYCHOLOGIST APPLICATION FOR EXAM AND LICENSE SUBMITTED BY MARK KENT, PH.D.

Dr. Bohanske provided a summary to the Board regarding this application stating that the Application Review Committee did not have a quorum to review this application as Dr. Meier recused from the matter and Dr. Mellott is not attending today's meeting. After deliberation, Dr. Bohanske made a motion, seconded by Ms. Shreeve, to approve the application for exam and licensure. The motion carried (6-0-1) with Dr. Meier recused.

21. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING BEHAVIOR ANALYST APPLICATION FOR LICENSURE SUBMITTED BY TRACI WEBB, M.S.

Dr. Davey provided a summary to the Board regarding this application stating that the Committee on Behavior Analysts wanted to have the Board's review and consideration of the matter, provided additional information was received from the applicant. The applicant advised she had completed her internship in less than 12 months and the Board office did not receive a letter from the actual supervisor but someone who was custodian of the records. Additional BACB forms were submitted to clarify the supervisory experience. This information has been received for the Board's consideration. Dr. Davis-Wilson made a motion to approve the application and Dr. Davey seconded. The motion carried unanimously (7-0).

22. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING UPCOMING BOARD MEETINGS AND WHEN TO HOLD THE NEXT IN-PERSON MEETING

Ms. Jones asked the Board to consider holding an in-person meeting in June. Currently, the Board would meet in-person in August and she believes that is too long between in-person meetings. If the Board accepts the revised schedule, this would mean a phone meeting in May, an in-person meeting in June, a telephonic meeting in July and then an in-person in August. There was a consensus from the Board that a June in-person meeting would be acceptable.

23. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING REPORT FROM PRACTICE MONITOR IN REGARDS TO ORDER IN CASE NO. 17-26 FOR JAMIE MATANOVICH, Ph.D.

Ms. Jones provided a summary to the Board of the case and the recent letter from the practice monitor that he would like to be relieved from this role as he does not have the time to

continue. The practice monitor reported Dr. Matanovich was compliant and making progressive improvement, but the small caseload would not allow him to review 20 files in the time provided. The Board had consensus that they allow Dr. Stafford to step down and to ask Dr. Matanovich to locate another practice monitor and to submit the name to the Board's Executive Director for consideration and approval.

24. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE RECEIVED FROM COUNSEL FOR STEVEN GRAY, Ed.D. REGARDING CASE RFI 16-15, TO CONSIDER SETTLEMENT NEGOTIATIONS TO AVOID OR RESOLVE LITIGATION

Ms. Jones provided a short summary of the case including the recent correspondence from Mr. Hover requesting that the Board settle the matter by agreeing to dismiss the underlying complaint in exchange for Dr. Gray not pursuing further appeal of the matter. Mr. Hover was not present. After deliberation, Dr. Bohanske made a motion, seconded by Ms. Shreeve, to reject the settlement offer. The motion passed unanimously (7-0).

25. NEW AGENDA ITEMS FOR FUTURE MEETINGS

There were no new items for future meetings.

26. ADJOURN

There being no further business to come before the Board, Ms. Shreeve made a motion, seconded by Dr. Meier to adjourn the meeting at 2:29 p.m. The motion carried 7-0.

Respectfully submitted,

Diana Davis-Wilson, DBH, BCBA
Secretary