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**BEFORE THE BOARD OF PSYCHOLOGIST EXAMINERS**  
**FOR THE STATE OF ARIZONA**

In the Matter of	)	No. 04-13
<b>William T. Beaver, Ph.D.</b>	)	<b>CONSENT AGREEMENT,</b>
Holder of License No. 925	)	<b>FINDINGS OF FACT,</b>
for the Practice of Psychology	)	<b>CONCLUSIONS OF LAW,</b>
in the State of Arizona	)	<b>AND ORDER</b>

On October 2, 2004, the Arizona Board of Psychologist Examiners ("Board") discussed Case No. 04-13 involving William T. Beaver, Ph.D. ("Licensee") who was not present at the Board proceedings. The Board voted to offer Licensee the opportunity to enter into the following Consent Agreement.

**CONSENT AGREEMENT**

1. The Board and Licensee enter into this Consent Agreement in order to promptly and judiciously resolve this matter, consistent with the public interest and the statutory requirements of the Board.
2. Pursuant to A.R.S. §§ 32-2081(G), and 41-1092.07(F)(5), the Board will adopt the Findings of Fact, Conclusions of Law, and Order set forth below.
3. Licensee has the right to consult with an attorney prior to entering into this Consent Agreement. He has read and understands the Consent Agreement, Findings of Fact, Conclusions of Law, and Order, and makes this agreement freely and voluntarily. He irrevocably waives his right to a hearing, rehearing, or judicial review.
4. The Consent Agreement and Order will be effective when signed by the Board's Executive Director. The Consent Agreement, Findings of Fact, Conclusions of Law, and Order are a public record.

ARIZONA BOARD OF  
PSYCHOLOGIST EXAMINERS

*William T. Beaver, Ph.D.*  
\_\_\_\_\_  
William T. Beaver, Ph.D.

By *Maxine McCarthy*  
\_\_\_\_\_  
Maxine McCarthy  
Executive Director

*Oct. 21, 2004*  
\_\_\_\_\_  
Date

*October 15, 2004*  
\_\_\_\_\_  
Date

1  
2 **FINDINGS OF FACT**

3 1. William T. Beaver, Ph.D. ("Licensee") is the holder of License No. 925 for the practice of  
4 psychology in the State of Arizona.

5 2. The Arizona Board of Psychologist Examiners ("Board") is authorized to regulate the practice  
6 of psychology in Arizona pursuant to A.R.S. § 32-2061, *et seq.*

7 3. In March, 2004, the Board received information indicating that Licensee's professional liability  
8 insurance carrier had settled a professional malpractice lawsuit in which Licensee and other health care  
9 practitioners were named as defendants. The lawsuit, filed in February 2000, concerned the care and  
10 treatment of C. H., whom Licensee saw for therapy between May 1990 and September 1993.

11 4. As part of the Board's investigation of this matter, a Subpoena Duces Tecum was issued to  
12 Licensee requesting all of Licensee's records regarding C.H.

13 5. The records that Licensee's attorney provided in response to the Board's subpoena fall below  
14 the standards of practice as follows:

15 a. From May through July 1990, Licensee made formal handwritten session notes for his  
16 therapy sessions with C.H. For sessions from March 1991 through the end of C.H.'s  
17 treatment in September 1993, Licensee did not make formal session notes, but instead  
18 merely made notations on billing receipts.

19 b. Licensee's handwritten log for the dates between August 21, 1990 through October 26,  
20 1990 do not correspond with the dates listed in his appointment log.

21 c. Licensee's appointment log and Explanation of Benefits "EOB" third-party payer forms  
22 show that he conducted approximately 150 therapy sessions with C.H. for which he has  
23 no session notes or billing receipts.

24 d. Licensee's records contain session notes for which no appointment is documented in his  
25 appointment book.

26 e. Licensee recorded family therapy as individual therapy on multiple occasions.

27 f. Licensee's records fail to contain an informed consent form signed by C.H.

28 g. Licensee provided only a few scattered HCFA and EOB forms.

1 h. On at least one occasion, Licensee billed CHAMPUS, a third-party payer, for a session  
2 for which he had no session note or billing record.

3 6. A reasonable and prudent psychologist would have retained business, financial, and  
4 professional records for C.H. that contain at a minimum sufficient information to identify the dates of service,  
5 the fee for service, the payments for service, and the type of service given.

6 7. Licensee's business, financial, and professional records for C.H. are inadequate because,  
7 among other reasons, they lack sufficient information to identify the dates of service, the fee for service, the  
8 payments for service, and the type of service given. A.R.S. § 32-2061.

9  
10 **CONCLUSIONS OF LAW**

11 1. The Board of Psychologist Examiners of the State of Arizona possesses jurisdiction over the  
12 subject matter hereof and William T Beaver, Ph.D.

13 2. The conduct and circumstances described above constitute a violation of A.R.S. § 32-  
14 2061(A)(13)(h) – "Failing or refusing to maintain and retain adequate business, financial or professional  
15 records pertaining to the psychological services provided to a client."

16 3. The conduct and circumstances described above constitute a violation of A.R.S. § 32-  
17 2061(A)(13)(o) – "... engaging in activities as a psychologist that are unprofessional by current standards of  
18 practice."

19 **ORDER**

20 Based on the foregoing Consent Agreement, Findings of Fact, and Conclusions of Law, IT IS ORDERED that  
21 William T. Beaver, Ph.D. shall be placed on probation as follows:

22 1. Licensee shall complete twelve (12) hours of continuing education in Risk Management  
23 offered by the American Psychological Association's Insurance Trust and provide written evidence of  
24 completion to the Board.

25 2. Licensee shall engage the services of a practice management consultant approved by Board  
26 staff in consultation with the Board's chairperson.

27 a) Promptly following the date of the Order, Licensee shall meet in person with the  
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1 consultant, and shall meet two additional times at 90 days and at 270 days after the  
2 date of this Order , for the purpose of evaluation and consultation.

3 b) Promptly following the initial meeting with Licensee, Licensee shall cause the  
4 consultant to submit written recommendations to the Board and to Licensee  
5 regarding suggestions for improvement of Licensee's record keeping system, billing  
6 system, copying, filing, and other tasks associated with the practice of psychology,  
7 including the revision of Licensee's psychology practice forms to document session  
8 notes, records or other communications with clients and related practice forms.

9 c) Promptly following the consultations at 90 and 270 days, Licensee shall cause the  
10 consultant to submit detailed written reports to the Board regarding Licensee's  
11 compliance and progress regarding the consultant's written recommendations.  
12

13 3. Licensee may request termination of this Order upon the later of (1) the completion of the  
14 twelve (12) hours of continuing education or, (2) the Board's approval of Licensee's consultations with the  
15 practice management consultant and demonstration of the successful compliance with the consultant's  
16 recommendations.

17 4. Licensee shall pay all costs of compliance with this Order.

18 DATED this 22<sup>nd</sup> day of October, 2004.

19  
20 ARIZONA BOARD OF  
PSYCHOLOGIST EXAMINERS

21 By Maxine McCarthy  
22 Maxine McCarthy  
23 Executive Director  
24 1400 West Washington Street, Suite 235  
25 Phoenix, Arizona 85007  
26 (602) 542-8162  
27  
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1 **COPY** of the foregoing mailed by certified mail  
7000 1670 0009 3607 5904  
2 this 25<sup>th</sup> day of October, 2004 to:

3 William T. Beaver, Ph.D.  
4 Address of record

5 **COPY** of the foregoing sent by regular mail  
this 25<sup>th</sup> day of October, 2004 to:

6 Carol M. Romano, Esq.  
7 Renaud Cook Drury Mesaros, PA  
8 Phelps Dodge Tower  
One North Central, Ste. 900  
Phoenix, AZ 85004-4418

9 **COPY** of the foregoing sent by interagency/regular mail  
this 25<sup>th</sup> day of October, 2004 to:

10 Nancy J. Beck, Assistant Attorney General  
11 Office of the Attorney General, Civil/LES  
12 1275 West Washington  
Phoenix, Arizona 85007

13 By Shari S. Courtney

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15 S: Consent Agreements/Beaver 04-13  
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