



CONFIDENTIAL INTERMEDIARY BOARD

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Hearing Room 109

May 12, 2022
2:00 p.m.

Draft Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Telephonically Present:

Absent:

Margaret E. Dewey, Chair
Rebecca Padilla
Thomas Davis
Alice deLeon Ernst
Nance Daley
Dana Young

OTHER ATTENDEES:

AOC Staff:

Aaron Nash
Kristina Tuba
Margaret Lindsey
Hal White
Wil Castro
Arnita Oliver

Guests:

CALL TO ORDER

Called to Order By: Margaret Dewey, Chair

Time: 2:09 p.m.

1) REVIEW AND APPROVAL OF MINUTES:

1-A: Review and approval of regular minutes for the meeting of December 3, 2021.

Individual Addressing the Board: Margaret Dewey

Discussion: None

Motion: Consideration of and motion to approve the regular session minutes of December 3, 2021.

Motion Proposals: First Thomas Davis
Second Nance Daley

Motion Results: Pass

2) PENDING COMPLAINTS:

2-A: Review, discussion, and possible action regarding Complaint No. NC-21-C001 and involving Lynda Murden, a non-certificate holder.

Individual Addressing the Board: Margaret Lindsey

Discussion: Division recommends that the board affirm Division Director's dismissal as the complaint falls outside the jurisdiction of the Arizona Supreme Court, court rules, the statutes, or the applicable ACJA sections.

Motion: Consideration of and motion to accept staff's recommendation to affirm dismissal.

Motion Proposals: First Nance Daley
Second Alice deLeon Ernst

Motion Results: Pass

3) **ADMINISTRATIVE ISSUES:**

3-A: ACJA 7-201 & ACJA 7-203 Modifications & Public Comments

Individual Addressing the Board: Aaron Nash

- ACJA 7-201

Discussion: The Division recommends a new subsection 7-201(E)(1)(a)(11), inserting the process for contingent approval. Stating that the Division “may” prepare and forward a recommendation to a Board gives the Division discretion to place an applicant on a Board agenda before fingerprint results have been reviewed. For example, for applicants who have been regulated for some other purpose and who have no apparent history of discipline. As is current practice, applicants would not be certified or licensed until they clear the background/fingerprint review.

Motion: Consideration of and motion to accept staff’s recommendation.

Motion Proposals: First Alice deLeon Ernst
Second Thomas Davis

Motion Results: Pass

Individual Addressing the Board: Aaron Nash

- ACJA 7-203

Discussion: **7-203(D)(5) CI Board:**

- CLD now recommends reducing the Board from 11 to 7 instead of 5.
- 3 CI’s instead of 2.
- Added back a superior court judicial officer or trial court administrator.

7-203(G) Certification renewal period:

- CLD now recommends returning to all certificates expiring on Oct. 31 of even-numbered years, instead of rolling annual renewals.
- This corrects an unintended fee increase.
- Returns the CE to 12 hours per certification period at 6 hours per year.

7-203(J)(1)(h) appointment form:

- This is a new recommendation from CLD to remove the single reference to an appointment form. CI's reported they are not usually appointed and the practice of using appointment forms stopped years ago.

7-203(J)(2)(h) consistent language:

- This is a new recommendation to remove "discharge summaries" and replace with "finalization reports" to provide consistent language throughout the code.

Motion: Consideration of and motion to accept staff's recommendation.

Motion Proposals: First Alice deLeon Ernst
Second Nance Daley

Motion Results: Pass

CALL TO THE PUBLIC

Individuals Addressing the Board: None

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First
Second

Motion Results: Pass

Time: 2:20 p.m.

Initials: AO