

BEFORE THE  
BEHAVIORAL SCIENCES REGULATORY BOARD

BEHAVIORAL SCIENCES REGULATORY BOARD,	Petitioner,	)	
		)	Case No.:
v.		)	
		)	130
ANTHONY C. BEAUCHAMP, LSCSW	Respondent.	)	
<hr/>		)	

P E T I T I O N

COMES NOW the Behavioral Sciences Regulatory Board, by and through James D. Hall, Assistant Attorney General, and initiates this proceeding under the provisions of K.S.A. 74-5356(a)(2), (4), and (5), and for its cause of action, alleges and states:

1. The Board has received a complaint, investigated the complaint, and determined there are reasonable grounds to believe that respondent has committed in violation of K.S.A. 74-5340 and K.S.A. 75-5356(a)(2), (4), and (5) as defined by K.A.R. 102-2-7(b)(10), (12), (14), (36), (38), (42), and (44).

2. The Board has requested that Attorney General Robert T. Stephan designate a member of his litigation staff to prosecute this action.

3. Respondent is or has been entitled to practice as a social worker in the State of Kansas, having been issued LSCSW License No. 381.

4. Respondent's office address last known to the Board is: [REDACTED]

5. On or about March 12, 1986, respondent entered into a professional relationship with [REDACTED] who had been referred to respondent by Dr. William R. Savage.

6. At respondent's suggestion, the patient was evaluated with a Minnesota Multiphasic Personality Inventory (MMPI). Respondent evaluated and interpreted the results of the MMPI based on a computer program purportedly done or created by Bruce Duthie, Ph.D. Dr. Bruce Duthie is not licensed as a psychiatrist or a psychologist in the State of Kansas.

7. Respondent failed to maintain records of [REDACTED] which accurately reflected the client contact with respondent.

8. Respondent failed to provide [REDACTED] with a description of what [REDACTED] could expect in the way of fees and billing.

9. Respondent, on or about May 15, 1986, practiced as part of a national association known as "The Medical Center." On or about May 15, 1986, the administrator of The Medical Center sent a letter to [REDACTED] which indicated respondent was engaged in the practice of psychiatry, an area in which he is not licensed in the State of Kansas.

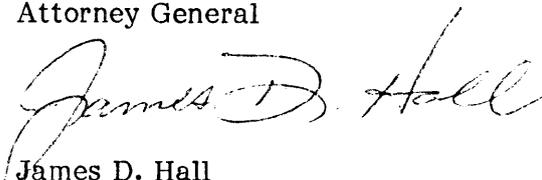
10. By his action, respondent has committed acts in violation of K.S.A. 74-5340 and K.S.A. 75-5356(a)(2), (4), and (5) as defined by K.A.R. 102-2-7(b)(10), (12), (14), (36), (38), (42), and (44).

WHEREFORE, petitioner prays the Board serve respondent with a copy of this petition and a copy of a notice of hearing as provided by law.

Petitioner further prays that said hearing, on evidence presented therein, result in the Board finding respondent has committed acts in violation of the laws of Kansas; that the Board take and impose such disciplinary action as it shall deem just and proper.

Respectfully submitted,

ROBERT T. STEPHAN  
Attorney General

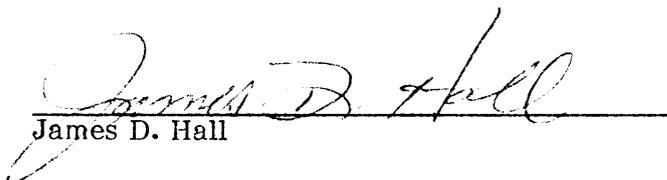


James D. Hall  
Assistant Attorney General  
Kansas Judicial Center, 2d Floor  
Topeka, Kansas 66612  
913/296-2215

Attorneys for Petitioner

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Petition was served by depositing same in the United States Mail, first class postage prepaid, this 6<sup>TH</sup> day of February, 1987, to: ANTHONY C. BEAUCHAMP, 1100 North Main, Hutchinson, Kansas, 67501, Respondent, and to KENNETH E. PEIRCE, P. O. Box 1868, Hutchinson, Kansas, 67501, Attorney for Respondent.



James D. Hall

BEFORE THE  
BEHAVIORAL SCIENCES REGULATORY BOARD

BEHAVIORAL SCIENCES REGULATORY BOARD,	Petitioner,	)	
		)	Case No.:
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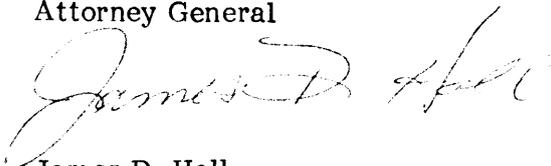
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NOTICE OF HEARING

PLEASE TAKE NOTICE that hearing in this matter will commence at 1:00 p.m., on Thursday, February 19, 1987, in Room 213 of the Campus Activities Center, The Wichita State University, 1927 Yale, Wichita, Kansas, and continue from day to day until completed.

Respectfully submitted,

ROBERT T. STEPHAN  
Attorney General



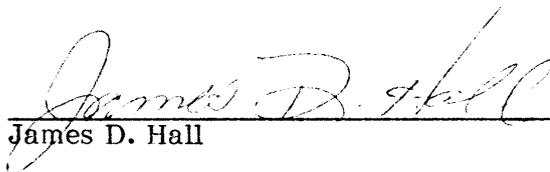
James D. Hall  
Assistant Attorney General

Kansas Judicial Center, 2d Floor  
Topeka, Kansas 66612  
913/296-2215

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Notice was served by depositing same in the United States Mail, first class postage prepaid, this <sup>6:11</sup> day of February, 1987, to: ANTHONY C. BEAUCHAMP, [REDACTED] Respondent, and to KENNETH E. PEIRCE, P. O. Box 1868, Hutchinson, Kansas, 67501, Attorney for Respondent.

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James D. Hall

Steve A. Schwarm, #13232  
Assistant Attorney General  
Kansas Judicial Center, 2d Floor  
Topeka, KS 66614  
913/296-2215

BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD  
OF THE STATE OF KANSAS

BEHAVIORAL SCIENCES )  
REGULATORY BOARD, )  
 )  
Petitioner, )  
 )  
vs. ) Case No. 130  
 )  
ANTHONY C. BEAUCHAMP, )  
 )  
Respondent. )  
\_\_\_\_\_ )

ORDER

This matter comes on for "consideration of action" on November 18, 1988, on remand from the District Court of Reno County, Kansas, before the Behavioral Sciences Regulatory Board (BSRB). Members present are John Preble, Chairperson, Bettie Duncan, Delbert L. Potter, William L. Albott, C. Robert Borresen, Clarke Harris and Marvin A. Kaiser. Petitioner appears by and through its attorney, Steve A. Schwarm, Assistant Attorney General. Respondent does not appear in person or through counsel.

The Board having been advised of the remand of the Reno County District Court and the findings of the Court regarding the above captioned administrative action, having examined the record, the following Findings of Fact and Conclusions of Law are made and entered.

FINDINGS OF FACT

1. All findings of fact of the February 19, 1987, BSRB hearing as set forth in the Journal Entry concerning that hearing,

except paragraph 3, are recognized and accepted as still true and correct.

2. Respondent, Anthony C. Beauchamp, remains under the jurisdiction of the BSRB as a LSCSW.

3. No further findings of fact are noted as it relates to BSRB Case No. 130.

#### CONCLUSION OF LAW

1. All conclusions of law of the February 19, 1987, BSRB hearing as set forth in the Journal Entry concerning that hearing except ¶1, 1a, 2a, 2b, 5 and 5a are recognized and accepted as still true and correct.

2. The BSRB has jurisdiction over respondent, Anthony C. Beauchamp, License No. 381, pursuant to K.S.A. 75-5356.

3. The BSRB, in compliance with K.S.A. 1986 Supp. 77-512, did provide the respondent the opportunity to be heard prior to the order of suspension regarding the February 18, 1987 hearing. The August 12, 1988, Reno County District Court orders only that upon remand that the BSRB may consider "what [disciplinary] action, if any, should be taken with regard to respondent's license upon the facts found by the BSRB as amended by this [Reno County District] Court."

4. The above findings of fact reflect the amended findings of the Board, as this order merely reflects the implementation of "action" as based on predetermined findings of fact, as amended and the conclusions of law stand unamended other than the conclusions of law which fall based on the amended facts, the BSRB is authorized to issue this order without an additional due process hearing. Since this action is reflective of a quasi-judicial decision making process and does not include re-opening of the evidentiary record the respondent's non-appearance is not required and is not in violation of K.S.A. 77-515.

5. Since remand to the BSRB no pleadings, motions or objections have been filed by either party. (This ¶5 is listed as a Conclusion of Law instead of a Finding of Fact since the February 18, 1987 Findings of Fact reflect respondent's involvement in an adjudicative hearing, board jurisdiction and action prior to February 18, 1987 and not post hearing actions.)

6. Notice and opportunity for respondent to appear and defend was afforded on February 18, 1987, the following order reflects the imposition of appropriate disciplinary sanctions based on the August 12, 1988, District Court Memorandum Opinion.

WHEREUPON, pursuant to a motion duly made, seconded and passed, it is therefore ordered by the Board:

1. The license of respondent is indefinitely suspended.
2. The suspension shall be stayed upon respondent complying with the following conditions.:
  - (a) That respondent enter into a supervisory relationship with a LSCSW for a period of six months (180 days).
  - (b) That the proposed supervision and the supervisory agreement be approved by the social work representatives of the Board.
  - (c) That the six months (180 days) supervisory period shall begin upon written approval of the supervisor and supervisory agreement.
  - (d) That the supervisory agreement provides for no less than two-one hour sessions per month to exceed throughout the entire six month (180 day period).
  - (e) That in the event of any change in the supervisory agreement or supervisor, prior written approval must be obtained from the social work representatives of the Board.
  - (f) That the focus of the supervisory relationship shall be a review of the Kansas statutes, regulations and

ethical standards as they pertain to the practice of social work and a review of respondent's on-going professional practice.

(g) That the supervisor not be in the employ of "The Medical Center," Hutchinson, Kansas, nor be known to the respondent in a personal or subordinate relationship.

(h) That supervisory reports be submitted to the Board every three months (90 days). The second and final report shall indicate the extent to which the supervisory goals of ¶12(f) have been achieved.

3. The respondent shall within 14 days of receipt of this order advise the Board through Mary Ann Gabel, Executive Director, BSRB, Landon State Office Building, 900 S.W. Jackson, Room 855-S, Topeka, Kansas 66612-1220, by United States certified mail, the receipt of this order and an acknowledgment of the suspension and whether respondent will submit a supervisory agreement for consideration. Failure of the Board to receive notification within 14 days as directed by this paragraph will be considered as respondent's desire not to enter into a supervisory agreement.

4. It is further understood that respondent has an affirmative duty to notify the Board of any changes in his personal and/or professional status which would inhibit his compliance with the above conditions or order. All contact with the Board by respondent or respondent's supervisory agreement supervisor shall be by United States certified mail as directed in ¶13 above.

5. All supervisory reports must be received by the Board by no later than 10 days after the completion of the quarterly period (by the 100th day and the 190th day).

6. Upon receipt of an unsatisfactory report, the Board will take such action it deems appropriate.

7. Upon proof submitted to the Board, by affidavit or other form, that respondent has failed to complete the conditions to stay the suspension as set forth above, the act of non-compliance shall be deemed a breach of the stay of conditions, a violation of the Board's order and will result in immediate suspension of respondent's license and a cancelation of the stay. It is further understood and ordered that if for any reason respondent fails to fulfill any of his obligations or conditions under this order, the board will be free to take whatever steps it deems appropriate pursuant to law.

IT IS THEREFORE ORDERED AND DECREED BY THE BOARD that respondent's license to practice as a licensed social worker in the State of Kansas is hereby suspended and shall cease practice. Respondent shall within seven days of receipt of this order mail by United States certified mail his license so the suspension can be noted on his license and proper documentation can be reflected in his licensing file. Irrespective of the surrender and mailing of his license, respondent's license is suspended.

This order is effective upon service pursuant to K.S.A. 77-530. Any party, within fifteen (15) days after service of this Final Order may file a Petition for Reconsideration, pursuant to K.S.A. 77-529.

IT IS SO ORDERED this 30th day of November, 1988.



Kansas State Behavioral  
Science Board