

Marty M. Snyder, S. Ct. #11317  
Assistant Attorney General  
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Topeka, KS 66612  
(785) 296-2215

**BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD**

712 SW Kansas Avenue  
Topeka, Kansas 66603-3817

In the Matter of )  
)  
)  
)  
Doris A. House, LCPC # 225 )  
Respondent )  
\_\_\_\_\_ )

Case No. 05-LC-74

**CONSENT AGREEMENT AND ORDER**

Now on this 14<sup>th</sup> day of November, 2005, the above-captioned matter comes before the Kansas Behavioral Sciences Regulatory Board (Board) by agreement of Doris A. House (Licensee) and the Kansas Behavioral Sciences Regulatory Board for the purpose of resolving the above-captioned case.

Licensee hereby acknowledges the following:

1. Doris A. House is currently, and at all times relevant has been, a Licensed Clinical Professional Counselor within the meaning of the Kansas Professional Counselors Registration Act, K.S.A. 65-5801 *et seq.*, and amendments thereto.

2. On or about June 22, 2005, the Board received a report of information concerning Licensee's conduct, alleging Licensee may have violated certain statutes and regulations governing the practice of professional counseling. The information was self-reported by Licensee and was confirmed by her supervisor.

3. The Board conducted an investigation concerning Licensee's alleged violation of statutes and regulations. As a result of the investigation, the Board finds reasonable cause to believe the following facts:

In 1997 Licensee began long-term counseling with a client who paid for counseling services at a reduced rate. In 2002 the client sent Licensee's employer Christian Psychological Service a donation of \$300, which was accepted and acknowledged by CPS. The counseling continued and in May of 2003, the client began paying extra monies to Licensee directly as "gifts." Licensee accepted these payments until April of 2004, at which time she told the client she could no longer accept any more such gifts.

The client attempted to continue the payments but they were refused. In September of 2004, the client demanded the return of the "gifts," amounting to \$2,429.24. Licensee returned all the money by December of 2004. However, in May of 2005 the client complained to CPS that Licensee had "brainwashed" her into donating \$1,500 to the organization. Licensee met with the director and disclosed the details of the prior gifts. He returned the \$1,500 and made arrangements for continued counseling of the client with a different counselor.

6. The Board finds that reasonable grounds exist to believe Licensee has been guilty of unprofessional conduct in violation of K.S.A. 65-5809(n) as defined as follows:

(a) K.A.R. 102-3-12a (b) (27), exercising undue influence on any client, student or supervisee, including promoting sales of services or goods, in a manner that will exploit the client or supervisee for the financial gain, personal gratification or advantage of the professional counselor or a third party and

(b) K.A.R. 102-3-12a (b) (46), engaging in a dual relationship with a client....

HOWEVER, Licensee and the Board mutually desire to enter into a Consent Agreement and Order in lieu of adjudicative proceedings to resolve the report of alleged violations.

WHEREFORE, Licensee waives all rights to an adjudication of facts and law which could be determined pursuant to a hearing conducted in accordance with the Kansas Administrative Procedure Act in relation to Case No. 05-LC-74.

WHEREFORE, Licensee waives the right to file a motion for reconsideration and all rights of appeal pursuant to the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions in relation to Case No. 05-LC-74.

WHEREFORE, Licensee consents to suspension of her license for twelve (12) months with eleven (11) months of the suspension stayed on the following conditions:

(a) Practice will be monitored for twenty-four (24) months by a Board-approved Kansas - licensed psychologist or counselor who is employed in independent practice outside the CPS agency and is not in a subordinate, familial or other dual relationship with the licensee. The focus of the monitoring period is ethics, exploitation of vulnerable clients and dual relationships.

Monitoring schedule: The licensee shall make a good faith effort to meet with the supervisor once each week for one hour, and in any event, licensee shall have no fewer than 50 supervision hours in a 52 week period. Written reports from the supervisor every three (3) months regarding Licensee's compliance with the supervision process and focus of the supervision. Licensee will request and make every effort to ensure that the supervisor provide this status report to the Board. A copy of this Consent Agreement and Order shall be provided to the supervisor. Licensee shall cooperate with her supervisor to enable the supervisor to discharge his/her duties in a responsible

manner. In the event of non-compliance with the supervision terms, the supervisor shall report to the Board immediately.

(b) During the time this Consent Agreement and Order is in effect, Licensee shall not serve as a supervisor or monitor to any person licensed by the Board, any person attaining supervised experience in preparation for licensure by the Board or any unlicensed person, including students and volunteers, who participates in the delivery of behavioral science services.

(c) Licensee shall research and write a 10-page professional quality paper on the subject of ethics, exploitation of vulnerable clients and dual relationships. The paper shall contain ten references and shall be submitted within 90 days of the effective date of this Agreement.

(d) Licensee shall complete three hours of additional continuing education in the area of ethics within six months of the effective date of this Agreement.

(e) Licensee shall be responsible for any costs incurred in satisfying the terms of this Order.

(f) Evidence of Licensee's breach, violation or failure to comply with any of the conditions will result in an order to appear and show cause why Licensee's license should not be suspended temporarily pending full compliance with this Consent Agreement and Order. At such show cause hearing, the issues will be limited to whether this Consent Agreement and Order has been violated and the appropriate sanction for such violation.

(g) Licensee acknowledges that proof submitted to the Board by affidavit or other form of competent evidence that Licensee has breached, violated or failed to meet the conditions of this Consent Agreement and Order shall be good and sufficient evidence to support an alleged violation of breach, violation or non-compliance.

(h) Licensee understands that a notification of this Consent Agreement and Order shall be

provided to any other state licensing board if Licensee is also licensed, registered or certified in another state.

(i) Licensee acknowledges an affirmative duty to notify the Board within five (5) days of any changes in personal or professional status which would inhibit compliance with any condition of this Consent Agreement and Order. In such event, a designee of the Board is authorized to modify or amend this Consent Agreement and Order in writing.

(h) If the Board does not approve this Consent Agreement and Order, Licensee waives any right she may have to object to the composition of any subsequent hearing panel due to hearing panel members having knowledge of matters contained within this Consent Agreement and Order.

(i) This Consent Agreement and Order constitutes the entire agreement between the Licensee and the Board and may be modified or amended only by written agreement signed by Licensee and the Board or a designee of the Board.

WHEREFORE, Licensee consents to the submission of this Consent Agreement and Order to the Board's Complaint Review Committee, and understands that upon approval of the Complaint Review Committee, this Consent Agreement and Order becomes a final order of the Board. The Board has authorized the Complaint Review Committee to approve this Consent Agreement and Order.

WHEREFORE, the Board agrees that so long as Licensee complies with the above conditions that the Board will not initiate further disciplinary action against Licensee in relation to violation of K.S.A.. 65-5809 as defined in the Kansas Administrative Regulations (K.A.R.s) listed above.

WHEREFORE, the Board further agrees that at the conclusion of the suspension and supervision periods, upon determination of Licensee's compliance with the conditions stated herein

and upon Board receipt of an acceptable reference from Licensee's supervisor on a Board-approved form, Licensee shall be unconditionally licensed as a Licensed Clinical Professional Counselor.

WHEREFORE, the provisions above are consented to and are hereby made the final order of the Kansas Behavioral Sciences Regulatory Board which become effective on the date indicated in the below Certificate of Service.

IT IS SO ORDERED.

*James A. Smith for Wesley Jones*  
Wesley Jones, Ph.D.  
Chair, Complaint Review Committee

**APPROVED AND CONSENTED TO:**

*Doris A. House*  
Doris A. House, Licensee

11-5-05  
Date

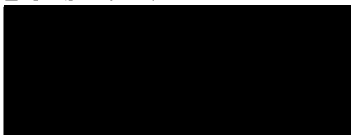
**APPROVED:**

*Tammy N. Etem*  
Tammy Etem, Esq.  
Counsel for Licensee

11-5-05  
Date

**Certificate of Service**

This is to certify that on the 15<sup>th</sup> day of November 2005, a true and correct copy of the above and foregoing Consent Agreement and Order was deposited in the U.S. mail, first class postage prepaid, addressed to:

Doris A. House  


Tammy N. Etem, Esq.  
*Mud Law Rd.*  
14201 S. ~~Murton~~, Suite #106  
Olathe, KS 66062

*Roger Schunk*  
For the Behavioral Sciences Regulatory Board