

Marty M. Snyder, KS S.Ct. #11317  
Assistant Attorney General  
120 SW 10th Avenue, Second Floor  
Topeka, KS 66612-1597

**BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

In the Matter of

**MAARIAH INGELHARDTS,  
LCP #198**

**Respondent**

**RECEIVED**  
**JUN 13 2016**  
BY: \_\_\_\_\_

Case No. 16-CP-018

**CONSENT AGREEMENT AND ORDER**

NOW, on this 15 day of June, 2016, the above-captioned matter comes before the Kansas Behavioral Sciences Regulatory Board [Board] by agreement of Maariah Ingelhardtts [Licensee / Respondent] and the Board, by and through counsel, Assistant Attorney General Marty M. Snyder, for the purpose of resolving the above-captioned case.

Licensee hereby acknowledges the following facts:

1. Maariah Ingelhardtts is currently, and at all times relevant has been, a Licensed Clinical Psychotherapist [LCP] within the meaning of the Licensure of Psychologists Act, K.S.A. 74-5361(d) and amendments thereto.
2. On or about August 24, 2015, the Board received a report of information concerning Licensee's conduct, alleging Licensee may have violated certain statutes or regulations related to her LCP license. That complaint was docketed and investigated. Licensee cooperated in the investigation of the complaint.

3. Based upon the investigation information, the Complaint Review Committee of the Board finds that the following facts have been established by a preponderance of persuasive evidence:

a. On or about March 14, 2015, Licensee went to work for Complainant RP-T as a personal care assistant. RP-T reports that she is 86% disabled and requires assistance in her apartment. They work through Topeka Independent Living, although they primarily have an employer-employee relationship.

b. Licensee states that she presented herself to RP-T as a personal care worker and considered herself to be a therapist and counselor. However, she did not refer to herself as a Licensed Psychologist, Social Worker, Professional Counselor, Marriage and Family Therapist or Addictions Counselor.

c. For approximately four and a half months, Licensee remained in RP-T's employment as a personal care assistant. However, they entered other business relationships on the side in which RP-T would arrange for Licensee to make cinnamon rolls or do sewing work for her friends and neighbors at a modest price. At one point RP-T suggested going into the Avon sales business together, but Licensee rejected that idea.

d. On or about August 1, 2015, they had a disagreement about pricing for the baking and sewing work that RP-T had arranged for Licensee to do for others. Licensee felt she was being taken advantage of and abruptly informed RP-T that she would no longer perform the extra work.

e. RP-T became angry and terminated Licensee's employment. They both exchanged heated and accusatory text messages over the next day or two.

One of Licensee's texts unprofessionally compared RP-T's "migraines, pain, loneliness, depression, rejection by your daughters and inability" with Licensee's own "blessings: a house, a car, a man, sex, my teeth, a slim and flexible body, a pain free body, loving contact with my daughter and grandchildren..."

f. In an advertisement for employment posted later that month, Licensee held herself out as having CNA certification and CMA certification, although both had expired and were not in good standing.

6. The Complaint Review Committee finds that probable cause exists to believe Respondent has violated the following statute and regulations:

a. **K.S.A. 74-5369** The Board may suspend, limit, revoke, condition or refuse to issue or renew a license of any licensee upon proof that the licensee:

(d) has been guilty of unprofessional conduct as defined by the rules and regulations established by the Board.

b. **K.A.R. 102-4-12. Unprofessional Conduct.**

(a) Any license may be suspended, limited, conditioned, qualified, restricted, revoked, not issued or not renewed upon a finding that unprofessional conduct has occurred.

(b) Any of the following acts by a ... licensed clinical psychotherapist ... shall constitute unprofessional conduct:

(10) offering to perform or performing services clearly inconsistent or incommensurate with one's training, education or experience or with accepted professional standards;

(11) treating any client, student or supervisee in a cruel manner;

(28) exercising undue influence over any client, supervisee, or student, including promoting sales of services or goods, in a manner that will exploit the client, student, or supervisee for the financial gain, personal gratification, or advantage of oneself or a third party;

(47) engaging in a dual relationship with a client, student, or supervisee.

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

WHEREFORE, Licensee waives the right to an adjudication of facts and law which could be determined pursuant to a hearing conducted in accordance with the Kansas Administrative Procedure Act [KAPA] in relation to Case No. 16-CP-018.

WHEREFORE, Licensee waives the right to file a motion for reconsideration pursuant to KAPA and the right of appeal pursuant to the Kansas Judicial Review Act [KJRA] in relation to Case No. 16-CP-018.

WHEREFORE, the parties agree to the following terms:

A. When Licensee accepts employment using her LCP license, she shall serve a one-year period of supervision by a Board-approved supervisor. The supervision shall focus on boundaries, the role of the licensee and vulnerable clients. Supervision shall be for at least one hour in person per week. Licensee shall provide a copy of this Consent Agreement and Order to her supervisor who shall provide quarterly written reports on the supervision to the Board's Investigator but contact the Board immediately if there are any problems.

B. Licensee shall complete three hours in-person of CEUs focusing on professional ethics and maintaining boundaries in addition to her licensure requirements within six months of the effective date of this Consent Agreement and Order.

C. Licensee shall be responsible for any costs incurred in satisfying the terms of this Consent Agreement and Order.

D. Evidence of Licensee's breach, violation or failure to comply with any of the above conditions could result in an order suspending Licensee's LCP license until she can demonstrate compliance with this Consent Agreement and Order.

E. 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 or as other required or permitted by law.

F. 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 Order in writing.

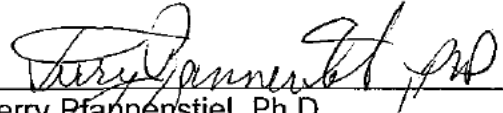
G. This Consent Agreement and Order constitutes the entire agreement between the Licensee and the Board and may be modified or amended only by written agreement signed by Licensee and the Board or a designee of the Board.

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 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, the Board will not initiate further disciplinary action against Licensee in relation to the violations of K.S.A. 74-5369 and K.A.R. 102-4-12 listed above.

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

**IT IS SO ORDERED.**

  
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Terry Pfannenstiel, Ph.D.  
Chair, Complaint Review Committee

APPROVED AND CONSENTED TO:

Maariah Ingelhardt LCP  
Maariah Ingelhardt, LCP  
Licensee / Respondent

~~6/27/16~~ 5/27/16  
Date

CERTIFICATE OF SERVICE

This is to certify that on this 15 day of June, 2016, a true and correct copy of the foregoing Consent Agreement and Order was deposited in the U.S. mail, first class postage prepaid, addressed to:

Maariah Ingelhardt  


and a copy placed in building mail to:

Marty M. Snyder, Esq.  
Kansas Attorney General's Office

Cindy D'Ercole  
For the Board