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BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD
712 Kansas Avenue
Topeka, Kansas 66603-3817
(913) 296-3240

In the Matter

of

Leonard Michael Little, Ph.D.
Licensed Psychologist

Case No. 520

CONSENT AGREEMENT AND ORDER

Now on this 22 day of May, 1995, the above-captioned matter comes before the Kansas Behavioral Sciences Regulatory Board, by agreement of Leonard Michael Little, Ph.D. (licensee) and the Kansas Behavioral Sciences Regulatory Board (board) for the purpose of settling the above-captioned case.

Licensee hereby acknowledges the following:

1. Leonard Michael Little, Ph.D., is a licensed psychologist within the meaning of the Kansas regulation of psychologists act, K.S.A. 74-5301 et seq., and amendments thereto.
2. On or about June 5, 1994, the board received a report of information concerning licensee's conduct alleging licensee may have violated statutes and/or regulations governing the practice of psychology.
3. The board conducted an investigation concerning licensee's alleged violation of statutes and regulations.

4. During the investigation, licensee was informed of the reported information, was given the opportunity to respond to the allegations, and did respond to the allegations.

5. As a result of the investigation, the board determined as follows:

Dr. Little registered Thomas Scott with the Behavioral Sciences Regulatory Board as an unlicensed assistant in March 1986. Scott worked in a different office building than Little. Scott's clients were never seen by Dr. Little. Scott recruited his own clients and did his own billing and fee collecting. Scott printed and used statements with his and Dr. Little's name on them without Little's knowledge. Insurance claim forms were signed with Dr. Little's name (by someone) and submitted for clients seen by Scott but not by Dr. Little. In short, Little had no administrative control over Scott, who paid Dr. Little for supervision but essentially ran his own private practice.

6. As a result of the investigation, the board determined that reasonable grounds exist to believe that licensee:

(a) has been guilty of negligence or wrongful actions in the performance of duties in violation of K.S.A. 74-5324(e);

(b) has been guilty of unprofessional conduct in violation of K.S.A. 74-5324(d) as defined in K.A.R. 102-1-10(b)(25), failing to exercise appropriate supervision over persons with whom the psychologist has a supervisory relationship;

(c) failed to provide direct and continuing administrative and professional supervision to his unlicensed assistant, in violation of K.A.R. 102-1-11(a)(1);

(d) failed to be vested with administrative control over the functioning of his unlicensed assistant, in violation of K.A.R. 102-1-11(a)(2);

(e) failed to have sufficient contact with all clients or patients of his unlicensed assistant, in violation of K.A.R. 102-1-11(a)(3); and

(f) failed to set and collect all fees pertaining to work of his unlicensed assistant, in violation of K.A.R. 102-1-11(a)(8).

HOWEVER, licensee and the board mutually desire to enter into this 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. 520.

WHEREFORE licensee waives the right to file a motion for reconsideration and all rights of appeal pursuant to the Kansas act for judicial review in relation to Case No. 520.

WHEREFORE Licensee consents to a 12 month limitation of his license as a psychologist as follows:

(a) Licensee shall not utilize any unlicensed assistants in his licensed practice of psychology.

(b) Within 6 months licensee shall submit a 10 page paper, prepared in American Psychological Association (APA) style and containing at least six references on the subject of "providing adequate supervision to unlicensed providers of psychological services."

(c) During the time this consent Agreement and Order is in effect, licensee shall not serve as supervisor to any other licensee or registrant of the board who is subject to a consent Agreement and Order.

(d) Notification of the consent Agreement and Order shall be provided to another licensing board if the licensee is also licensed, registered or certified in another state.

(e) Evidence of licensee's willful failure to comply with any of the conditions will result in a hearing, with notice and opportunity to be heard, to determine whether licensee has in fact willfully failed to comply with any conditions. Upon determination at such hearing that licensee has willfully breached, violated or failed to comply with any condition herein, licensee understands and agrees that his license as a psychologist shall be suspended for three months.

(f) Licensee acknowledges that proof submitted to the board by affidavit or other form of competent evidence that licensee has willfully breached, violated or failed to meet the conditions shall be good and sufficient evidence to support an alleged violation of non-compliance.

(g) Licensee acknowledges an affirmative duty to notify the Board within 5 days of any changes in personal or

professional status which would inhibit compliance with the conditions herein. In such event, a designee of the board is authorized to modify or amend this Consent Agreement and Order in writing.

(h) Licensee shall be responsible for any costs incurred in satisfying the terms of the Consent Agreement and Order.

(i) This Consent Agreement and Order constitutes the entire agreement between licensee and the board and may be modified or amended only by written agreement signed by licensee and the board or its designee.

WHEREFORE licensee consents to the submission of this Consent Agreement and Order to the Kansas Behavioral Sciences Regulatory Board, and understands that upon approval of the Kansas Behavioral Sciences Regulatory Board, this Consent Agreement and Order becomes a final order of the board.


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. 74-5324(e), K.S.A. 74-5324(d) as defined by K.A.R. 102-1-10-9b)(25), K.A.R.102-1-11(a)(1), (2), (3) and (8).

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

IT IS SO ORDERED.


~~Ron Reinert, Chairman~~ John S. Homlish, Vice-Chairperson
Behavioral Sciences Regulatory Board


APPROVED AND CONSENTED TO:


Leonard Michael Little, Ph.D.
Licensed Psychologist

4-25-95
(date)

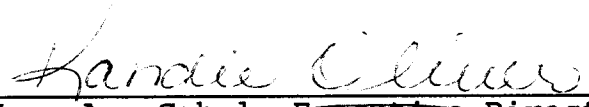
Certificate of Service

This is to certify that on the 12th day of June, 1995 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:

Leonard Michael Little, Ph.D.


and

Dennis Moore
Attorney at Law
Moriarty, Erker and Moore
Metcalf Bank Building, Suite 320
11900 College Blvd.
Overland Park, Kansas 66210-3939


Mary Ann Gabel, Executive Director
Behavioral Sciences Regulatory Bd.