

Marty M. Snyder, KS S. Ct. #11317  
Assistant Attorney General  
120 SW 10th Ave., Second Floor  
Topeka, KS 66612  
(785) 296-2215

**BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

**In The Matter Of** )

**RACHELLE D. SANTIAGO,** )  
**LSCSW #2313** )

**Case No. 11-CS-52**

\_\_\_\_\_)  
Pursuant to K.S.A. 77-536

**SUMMARY PROCEEDING ORDER OF REVOCATION**

**A. SUMMARY OF CASE**

The Kansas Behavioral Sciences Regulatory Board [Board] received information sufficient to cause a reasonably prudent person to believe that Respondent suffers from a temporary mental health condition that causes her to be a source of harm to herself and others. Based on her conduct, she was convicted in the United States District Court for the District of Kansas for certain crimes that were related to her practice as a Licensed Specialist Clinical Social Worker in Kansas. Pursuant to the Kansas Administrative Procedure Act, K.S.A. 77-537, this Order revokes her license.

**B. FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Rachelle D. Santiago is currently, and at all times relevant has been, a Licensed Specialist Clinical Social Worker within the meaning of the Kansas Social Workers Licensure Act, K.S.A. 65-6301, *et seq.*, and amendments thereto.
2. On or about February 4, 2011, the Board received a report of information concerning Licensee's conduct, alleging Licensee may have violated certain statutes and regulations governing unprofessional conduct.

3. Board staff conducted a preliminary investigation concerning Licensee's alleged violation of statutes and regulations. During the investigation, Licensee was not informed of the reported information because she was hospitalized and has been charged in a federal criminal complaint related to the reported misconduct.
4. As a result of the investigation, the Board found probable cause to believe the following facts:
  - a. Licensee is suffering a temporary mental health condition that interferes with her ability to provide mental health services to her clients and supervision services to her supervisees. Credible evidence supports a finding that she has made threats to harm others.
  - b. Licensee is currently being or has been treated at Osawatomie State Hospital in connection with the reported incident of professional misconduct.
  - c. The nature of the allegations and Licensee's current mental health condition create an immediate risk of harm to the health, safety or welfare of the public as well as to identified individuals that can be prevented or avoided only through emergency proceedings.
5. The Board found that probable cause existed to believe that Licensee, while a Licensed Specialist Clinical Social Worker, violated the following regulations and was a source of immediate danger to herself or others:
  - a. **K.S.A. 65-6311(a)(4) and (6) – grounds for suspension and**
  - b. **K.A.R. 102-2-7(h), (y), (aa), (pp), (tt) and (xx) – Unprofessional Conduct.**
6. The Board proceeded to issue an Emergency Order suspending Licensee's license until further order. That Order has remained in effect since February 8, 2011. Since that time, Licensee has been convicted in federal court of four felony crimes as

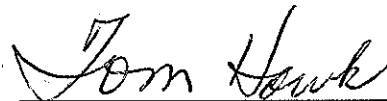
shown in the attached Exhibit A.

7. Proceedings under the Social Workers Licensure Act are subject to the Kansas Administrative Procedure Act (K.S.A. 77-501, *et seq.*) (KAPA) pursuant to K.S.A. 65-6311(b). K.S.A. 77-537 of KAPA provides that the Board may use summary proceedings when necessary and appropriate.
8. The Board is authorized to take disciplinary action against Licensed Specialist Clinical Social Workers pursuant to K.S.A. 65-6311, including revocation of her license.
9. The Board has jurisdiction over Respondent by virtue of her Kansas Licensed Specialist Clinical Social Workers license. The Board has been charged by the Kansas Legislature with the responsibility to protect the public health, safety and welfare by assuring the current competence to practice of its licensees.

WHEREFORE, the Board hereby orders the following:

Respondent Rachelle D. Santiago's Kansas Licensed Specialist Clinical Social Worker license should be and is hereby revoked, effective upon the date shown in the certificate of service below

IT IS SO ORDERED ON THIS 9<sup>th</sup> DAY OF JANUARY, 2012.



\_\_\_\_\_  
Tom Hawk, Executive Director  
Kansas Behavioral Sciences Regulatory Board

**NOTICE OF RELIEF FROM SUMMARY PROCEEDING ORDER**

Pursuant to K.S.A. 77-537 and K.S.A. 77-542, this Summary Proceeding Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for hearing to:

Tom Hawk, Executive Director  
Kansas Behavioral Sciences Regulatory Board  
712 South Kansas Avenue  
Topeka, KS 66603

Any such request must be filed within fifteen (15) days of service of this Notice. If a hearing is not requested in the time and manner stated, this Summary Proceeding Order becomes final and effective upon the expiration of the time for requesting a hearing and will be a Final Order of the Board.

### CERTIFICATE OF SERVICE

This is to certify that on this 9<sup>th</sup> day of January, 2012, a true and correct copy of the above and foregoing Summary Proceeding Order of Revocation was deposited in the U.S. mail, first class postage prepaid, addressed to:

Rachelle D. Santiago

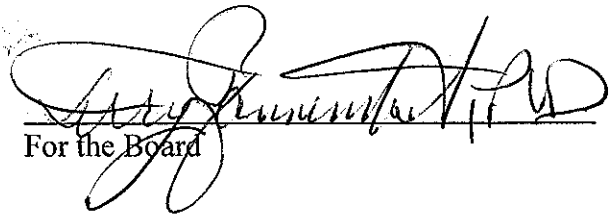


Rachelle D. Santiago



and a copy delivered via interoffice mail to:

Marty M. Snyder  
Assistant Attorney General  
120 SW 10th Ave., 2nd Floor  
Topeka, KS 66612  
*Disciplinary Counsel for the Board*

  
For the Board

Marty M. Snyder, KS S. Ct. #11317  
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**BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

In The Matter Of )

RACHELLE D. SANTIAGO, )  
LSCSW #2313 )

Case No. 11-CS-52

\_\_\_\_\_  
Pursuant to K.S.A. 77-536

**EMERGENCY ORDER OF SUSPENSION**

**A. SUMMARY OF CASE**

The Kansas Behavioral Sciences Regulatory Board [Board] received information sufficient to cause a reasonably prudent person to believe that Respondent suffers from a temporary mental health condition that causes her to be a source of harm to herself and others. This Emergency Order, issued pursuant to the Kansas Administrative Procedure Act, K.S.A. 77-536, temporarily suspends Respondent's Kansas Licensed Specialist Clinical Social Worker license until conclusion of the investigation and further Order of the Board.

**B. FINDINGS OF FACT**

1. Rachelle D. Santiago is currently, and at all times relevant has been, a Licensed Specialist Clinical Social Worker within the meaning of the Kansas Social Workers Licensure Act, K.S.A. 65-6301, *et seq.*, and amendments thereto.
2. On or about February 4, 2011, the Board received a report of information concerning Licensee's conduct, alleging Licensee may have violated certain statutes and regulations governing unprofessional conduct.

3. Board staff conducted a preliminary investigation concerning Licensee's alleged violation of statutes and regulations. During the investigation, Licensee was not informed of the reported information because she was hospitalized and has been charged in a federal criminal complaint related to the reported misconduct. [Exhibits A and B attached.]
4. As a result of the investigation, the Board finds probable cause to believe the following facts:
  - a. Licensee is suffering a temporary mental health condition that interferes with her ability to provide mental health services to her clients and supervision services to her supervisees. Credible evidence supports a finding that she has made threats to harm others.
  - b. Licensee is currently being or has been treated at Osawatomie State Hospital in connection with the reported incident of professional misconduct.
  - c. The nature of the allegations and Licensee's current mental health condition create an immediate risk of harm to the health, safety or welfare of the public as well as to identified individuals that can be prevented or avoided only through emergency proceedings.

#### C. CONCLUSIONS OF LAW


1. The Board finds that probable cause exists to believe that Licensee, while a Licensed Specialist Clinical Social Worker, violated the following regulations and is currently a source of immediate danger to herself or others:
  - a. **K.S.A. 65-6311(a)(4) and (6) – grounds for suspension and**
  - b. **K.A.R. 102-2-7(h), (y), (aa), (pp), (tt) and (xx) – Unprofessional Conduct.**

2. Proceedings under the Social Workers Licensure Act are subject to the Kansas Administrative Procedure Act (K.S.A. 77-501, *et seq.*) (KAPA) pursuant to K.S.A. 65-6311(b). K.S.A. 77-536 of KAPA provides that the Board may use emergency proceedings as necessary when a situation poses an immediate danger to the public health, safety or welfare. The Board shall proceed as quickly as feasible to complete any further required proceedings.
3. The Board is authorized to take disciplinary action against Licensed Specialist Clinical Social Workers pursuant to K.S.A. 65-6311, including suspension of a license.
4. The Board has jurisdiction over Respondent by virtue of her Kansas Licensed Specialist Clinical Social Workers license. The Board has been charged by the Kansas Legislature with the responsibility to protect the public health, safety and welfare by assuring the current competence to practice of its licensees.

WHEREFORE, the Board hereby orders the following:

Respondent Rachele D. Santiago's Kansas Licensed Specialist Clinical Social Worker license shall be immediately suspended until the conclusion of the pending investigation and until further proceedings before the Board.

IT IS SO ORDERED ON THIS 8<sup>th</sup> DAY OF FEBRUARY, 2011.

  
Phyllis Gilmore, Executive Director  
Kansas Behavioral Sciences Regulatory Board

**CERTIFICATE OF SERVICE**

This is to certify that on this 8<sup>th</sup> day of February, 2011, a true and correct copy of the above and foregoing Emergency Order was deposited in the U.S. mail, first class postage prepaid, addressed to:

Rachelle D. Santiago

Rachelle D. Santiago


Rachelle D. Santiago

Rachelle D. Santiago

Rachelle D. Santiago

and a copy delivered via interoffice mail to:

Marty M. Snyder  
Assistant Attorney General  
120 SW 10th Ave., 2nd Floor  
Topeka, KS 66612  
*Disciplinary Counsel for the Board*

  
\_\_\_\_\_  
For the Board