

Laurie K. Kahrs, #17249  
Assistant Attorneys General  
2d Floor, Judicial Center  
Topeka, Kansas 66612  
785/296-2215

FILED  
1998

**BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD**

712 Kansas Avenue  
Topeka, Kansas 66603-3817  
(785) 296-3240

In the Matter of )  
)  
)  
WILLIAM TOEWS, )  
Licensed Specialist Clinical )  
Social Worker. )  
\_\_\_\_\_ )

BSRB No. 484

**CONSENT AGREEMENT AND ORDER**

**NOW**, on this 11 day of JANUARY, 1998, the above-captioned matter comes before the Kansas Behavioral Sciences Regulatory Board by agreement of William Toews, Licensed Specialist Clinical Social Worker (Licensee), and the Kansas Behavioral Sciences Regulatory Board (Board), for the purpose of settling the above-captioned case.

Licensee hereby acknowledges the following:

1. William Toews is a licensed social worker within the meaning of the Kansas Social Workers Act, K.S.A. 65-6301, *et seq.*, and amendments thereto.
2. On or about June 23, 1993, the Board received a report of information concerning Licensee's conduct. The allegations, if proved to be true, could constitute violations of K.S.A.

65-6311(a)(4), (5) and (6), as defined by K.A.R. 102-2-7(b)11, 12, 13, 19, 20, 21, 22(c), 27, 42, and 45. Specifically, the information regarding Licensee's conduct alleges violations of the following provisions of K.A.R. 102-2-7(b):

- (11) practicing inhumane or discriminatory treatment toward a person or group of persons;
- (12) engaging in professional activities, including advertising, involving dishonesty, fraud, deceit, or misrepresentation;
- (13) failing to advise and explain to each client the joint rights, responsibilities, and duties involved in the social work relationship;
- (19) revealing a confidence or secret of any client;
- (20) using a confidence or secret of any client to the client's disadvantage;
- (21) using a confidence or secret of any client for the advantage of the social worker or a third person, without obtaining the client's consent after full disclosure of the purpose;
- (22) failing to obtain written, informed consent from each client, or the client's legal representative or representatives, before:
  - (C) releasing information to a third party concerning a client;
- (27) exercising undue influence on a client;
- (42) failing to terminate the social work relationship, and;
- (45) practicing social work in an incompetent manner.

3. The Board conducted an investigation concerning Licensee's alleged violation of the above-referenced statutes and regulations.

4. Licensee was informed of the reported information and was given the opportunity to respond to the allegations, and did so respond.

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

- (A) William Toews is a Licensed Specialist Clinical Social Worker within the meaning of the Kansas Social Workers Act.
- (B) On or about June 23, 1993, [REDACTED] did file a report of information with the Board.
- (C) The allegations set forth, if proved to be true could constitute a

violation of K.S.A. 65-6311(a)(4), (5) and (6), as defined by K.A.R. 1-102-2--7(b)11, 12, 13, 19, 20, 21, 22(C), 27, 42, and 45.

**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.

**HOWEVER**, by entering into this Consent Agreement and Order, Licensee does not admit any liability nor wrongdoing in any way.

**HOWEVER**, Licensee, by signing this agreement, 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 484.

**HOWEVER**, Licensee, by signing this agreement, 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. 484.

**WHEREFORE**, Licensee consents to the following conditions on his continued license to practice social work as a Licensed Specialist Clinical Social Worker (LSCSW) in the State of Kansas from the date this Consent Agreement and Order is approved by the Board:

- (1) Licensee shall attend a Sexual Attitude Reassessment Seminar scheduled for April, 1999, offered by Tulsa Planned Parenthood.
- (2) Licensee will make formal application to attend the above seminar no later than February 28, 1999. Licensee further agrees to immediately send the Board a copy of his application to attend the above seminar, to be post-marked no later than February 28, 1999.
- (3) Should licensee fail to send the Board a copy of his application to attend the above seminar, post-marked no later than February 28, 1999 **or** should the above seminar not be held as

currently scheduled for any reason, Licensee shall research and write a fifteen (15) page paper on the subject of: Humane treatment in the delivery of social work services and proper and timely treatment. The paper shall be double-spaced, APA format, and contain at least ten (10) professional references integrated within the context of the paper, **and**

(4) Licensee shall research and write a fifteen (15) page paper on the subject of: Sexual discrimination and neutrality as related to competent social work practice. The paper shall be double-spaced, APA format, and contain at least ten (10) professional references integrated within the context of the paper.

(4) Licensee understands and agrees to submit one of the two 15-page papers to the Board office no later than April 30, 1999.

(5) Licensee understands and agrees to submit the second 15-page paper to the Board office no later than June 30, 1999.

(5) If Licensee fails to comply with any of the terms of this agreement, Licensee understands and agrees that a hearing will be held to determine whether Licensee has violated the terms of this agreement. If Licensee is found to have violated the terms of this agreement, Licensee understands and agrees that his license to practice of social work within the State of Kansas will be revoked.

**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 Board, this Consent Agreement and Order becomes a final order of the Board.

**WHEREFORE**, the Board agrees that as long as Licensee complies with the above conditions, the Board will not initiate further disciplinary action against the licensee in Case No. 484.

**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 below in the certificate of service.

**IT IS SO ORDERED.**

\_\_\_\_\_  
Chairman  
Behavioral Sciences Regulatory Board

APPROVED AND CONSENTED TO:

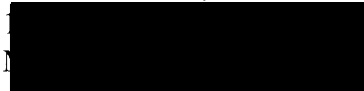
*William Toews*  
WILLIAM TOEWS, LSCSW  
Licensee

12-11-98  
(Date)

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above and foregoing CONSENT AGREEMENT AND ORDER was deposited in the United States mail, first class postage prepaid, on the \_\_\_\_\_ day of \_\_\_\_\_, 1998, addressed to:

William Toews, LSCSW



Laurie K. Kahrs  
Assistant Attorney General  
Office of the Attorney General  
310 S.W. 10th Ave., 2nd Fl.  
Topeka, Kansas 66612

*Mary Ann Gabel*  
Mary Ann Gabel  
Executive Director  
Behavioral Sciences Regulatory Board



99 JUN -9 AM 9:29

State of Kansas  
Office of the Attorney General

301 S.W. 10th Avenue, Topeka 66612-1597

CARLA J. STOVALL  
ATTORNEY GENERAL

June 7, 1999

MAIN PHONE: (785) 296-2215  
FAX: 296-6296  
TTY: 291-3767

Interim Executive Director  
Behavioral Sciences Regulatory Board  
712 S. Kansas Ave  
Topeka, Kansas 66603

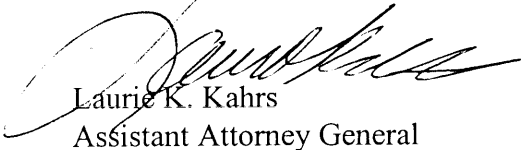
RE: Consent Agreement and Order-Verification of terms fulfilled  
In the Matter of William Toews #484

Board Members:

Enclosed please find correspondence from Mr. Toews verifying his attendance at a Sexual Attitude Reassessment seminar per the terms of his Consent Agreement. I do believe this satisfies Mr. Toews' obligation pursuant to his agreement. Following review of this information by the Board, and upon a determination that he is in full compliance by virtue of this documentation, the Board should send Mr. Toews a letter to that effect.

Sincerely,

OFFICE OF THE ATTORNEY GENERAL  
CARLA J. STOVALL

  
Laurie K. Kahrs  
Assistant Attorney General

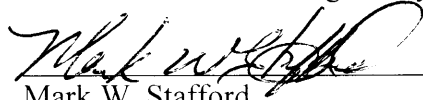
**BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD  
OF THE STATE OF KANSAS  
712 S. Kansas Avenue  
Topeka, Kansas 66603-3817  
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**In the Matter of** )  
 )  
**WILLIAM TOEWS, LSCSW** ) **BSRB Case No. 484**  
 )  
\_\_\_\_\_ )

**JOURNAL ENTRY**

NOW ON THIS Twelfth Day of July, 1999, this matter comes before the Board to consider whether William Toews, LSCSW has fully satisfied all duties arising out of the Consent Agreement and Order dated January 11, 1999. Having the agency record before it, and being advised in the premises, the Board finds that the terms of the agreement are satisfied, and that the conditions placed upon the license of William Toews, LSCSW are terminated.

**DATED THIS 3<sup>rd</sup> Day of September, 1999.**

Behavioral Sciences Regulatory Board  
  
\_\_\_\_\_  
Mark W. Stafford  
Interim Executive Director

Certificate of Service

I certify that a true copy of the foregoing Journal Entry was served this 13<sup>th</sup> day of September, 1999 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

William Toews, LSCSW



Laurie K. Kahrs  
Assistant Attorney General  
310 S. W. 10<sup>th</sup> Street  
Topeka, Kansas 66612

A handwritten signature in cursive script, appearing to read "Mark Wilkerson", written over a horizontal line.