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BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD

In the Matter of)

TINA ALLEN, LMSW)
License #7585)
_____)

Case No. 11-MS-0050

SUMMARY PROCEEDING ORDER OF SUSPENSION

NOW, on this 9th day of January, 2012, the above-captioned complaint comes before the Complaint Review Committee [Committee] of the Kansas Behavioral Sciences Regulatory Board [Board].

FINDINGS OF FACT

The Board finds that the following facts have been established by a preponderance of clear and convincing evidence:

1. Tina Allen is a Licensed Masters Social Worker, License #7585, which was issued by the Kansas Behavioral Sciences Regulatory Board.
2. At all times relevant to the complaint herein, Licensee was practicing as a Licensed Masters Social Worker within the meaning of the Kansas Social Workers Licensure Act, K.S.A. 65-6301, *et seq.*, and amendments thereto.
3. The Board conducted an investigation concerning Licensee's alleged violation of statutes and regulations. During the investigation, Licensee was informed of

the reported information and was given the opportunity to respond to the allegations. Licensee did respond to the allegations in a letter dated January 30, 2011, and received by the Board more than two weeks later on February 15, 2011.

4. As a result of the investigation, the Board found probable cause that the following facts were established by clear and convincing evidence:

a. During Licensee's employment with TFI, Licensee was required to complete a required number of contacts with children and resource homes.

b. Licensee provided calendars and claimed mileage for contact visits.

c. After Licensee left employment at TFI, her supervisor found discrepancies between what the families were reporting and what had been documented by Licensee.

d. Licensee falsely reported client contact information and mileage reimbursement claims.

5. The Complaint Review Committee of the Board found that probable cause existed to believe Licensee violated the following statutes and regulations:

A. K.A.R. 102-2-7. Unprofessional Conduct. Any of the following acts by a licensee or an applicant for a social work license shall constitute unprofessional conduct:

(w) engaging in professional activities ... involving dishonesty, fraud, deceit or misrepresentation;

(ll) making or filing a report that one knows to be distorted, erroneous, incomplete, or misleading;

(xx) practicing social work in an incompetent manner.

However, the Board and Licensee entered a Consent Agreement and Order to resolve the complaint [Exhibit A]. The agreed and ordered terms of sanction were as follows:

(a) Licensee will attend six (6) hours of continuing education on accurate record-keeping/professional liability issues to be completed within three (3) months of the effective date of this Agreement and shall provide a copy of her certificate(s) of attendance to the Board upon completion. Such continuing education shall be in addition to licensure requirements, may not be obtained online, and shall be at Licensee's expense.

(b) Licensee's practice shall be supervised for a period of one year by a Board-approved supervisor. Licensee shall meet with her supervisor weekly with the focus on the accuracy of record-keeping/reporting and maintaining client contact. Licensee shall provide a copy of the Consent Agreement and Order to the supervisor and authorize the supervisor to provide quarterly reports to Carol Baldwin, Special Investigator for the Board.

(c) Licensee shall be responsible for any costs and expenses 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 conditions will result in a hearing, with notice and opportunity to be heard, to determine whether Licensee has in fact breached, violated or failed to comply with any conditions. Upon determination at such hearing that Licensee has breached, violated or failed to comply with any condition, Respondent/Licensee understands and agrees that her Kansas Licensed


Masters Social Worker license could be suspended until such time as Licensee can demonstrate compliance with all terms and conditions of this Consent Agreement and Order to the satisfaction of the Board.”

Licensee signed the Order on August 9, 2011, and its effective date was August 24, 2011. However, Licensee has failed to comply with the terms of her agreement and the Order of the Board.

WHEREFORE, pursuant to the agreed and ordered terms of the Consent Agreement and Order as shown in Exhibit A, the Board enters this Summary Proceeding Order of temporary suspension.

WHEREFORE, Licensee Tina Allen's Licensed Masters Social Worker license should be and is hereby temporarily suspended until further Order of the Board and until such time as Licensee can establish compliance with the terms of the Consent Agreement and Order herein.

IT IS SO ORDERED this 9th day of January, 2012.


Terry Pfannenstiel, Chair, BSRB
Complaint Review Committee

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:

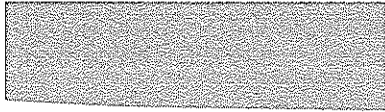
Tom Hawk, Executive Director
Kansas Behavioral Sciences Regulatory Board
712 South Kansas Avenue
Topeka, KS 66603

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 10th day of January, 2012, a true and correct copy of the above Summary Proceeding Order of Suspension was deposited in the U.S. mail, first class postage prepaid, addressed to:

Tina Allen



Marty M. Snyder
Assistant Attorney General
120 SW 10th Ave., 2nd Floor
Topeka, KS 66612

Carl Baldwin
For the Board