

Whitney L. Casement, KS S. Ct. #25466
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BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD

In The Matter Of)
)
TAMBER ROUSE,)
LBSW #7510)
_____)

Case No. 13-BS-0065

Pursuant to K.S.A. 77-537

SUMMARY PROCEEDING ORDER

NOW, on this 23 day of September, 2014, the above-captioned matter comes before the Complaint Review Committee of the Kansas Behavioral Sciences Regulatory Board (the "Board").

FINDINGS OF FACT

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

1. Tamber Rouse is currently, and has been at all times relevant hereto, a Licensed Bachelor 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 January 2, 2013, the Board received a report of information from Respondent's employer concerning Respondent's conduct, alleging Respondent may have violated certain statutes and regulations governing unprofessional conduct.
3. Board staff conducted a preliminary investigation concerning Respondent's alleged violation of statutes and regulations. Respondent was given an opportunity to respond to the report of information and responded with a facsimile received by the Board on January 10, 2013.

4. In 2012, Respondent falsely reported in documentation to her employer that she had conducted foster home visits once a month for several months.

5. In her response to the report of alleged violation to the Board, Respondent admitted to falsifying the documentation and stated that her lapse in judgment was caused by increased stress and anxiety, stress at work, and significant issues in her personal life.

6. In December 2012, Respondent scheduled a mental health intake in order to review her medications and evaluate her mental health issues.

7. As late as January 2013, Respondent was undergoing mental health treatment in order to address the issues that caused her lapse of judgment.

CONCLUSIONS OF LAW

8. Based on the allegations and subsequent investigation, the Complaint Review Committee of the Board finds probable cause exists to believe that Respondent, while a Licensed Bachelor Social Worker, violated the following statute and regulations:

A. K.S.A. 65-6311. Grounds for suspension, limitation, revocation or refusal to issue or renew license; procedure.

(a) The board may suspend, limit, revoke, condition or refuse to issue or renew a license of any social worker upon proof that the social worker:

(4) has been found guilty of unprofessional conduct as defined by rules established by the board.

B. K.A.R. 102-2-7. Unprofessional conduct.

Any of the following acts by a Respondent or applicant for a social work license shall constitute unprofessional conduct:

(h) failing to recognize, seek intervention, and otherwise appropriately respond when one's own personal problems, psychosocial distress, or mental health difficulties interfere with or negatively impact professional judgment, professional performance and functioning, or the ability to act in the client's best interests;

(jj) taking credit for work not performed personally, whether by giving inaccurate or misleading information or by failing to disclose accurate or material information;

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

9. Proceedings under the Kansas 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. K.S.A. 77-537 of KAPA provides that the Board may use summary proceedings when necessary and appropriate.

10. The Board is authorized to take disciplinary action against a Licensed Bachelor Social Worker pursuant to K.S.A. 65-6311.

11. The Board has jurisdiction over Respondent by virtue of her Kansas Licensed Bachelor Social Worker 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.

SANCTION

Based on the above Findings of Fact and Conclusions of Law, Respondent Tamber Rouse’s Kansas Licensed Bachelor Social Worker license should be and is hereby subject to the following limitations and conditions.

- a. Respondent shall continue receiving mental health treatment as recommended by her current mental health provider.
- b. Respondent shall practice only under individual supervision by a Board-approved Licensed Specialist Clinical Social Worker supervisor and shall meet with her supervisor in person for a minimum of one hour for every twenty hours of direct client contact for a period of one year, while employed as a social worker in the State of Kansas or any other state, from the effective date of this Summary Proceeding Order. The focus of the supervision shall be on the importance of accurate documentation and self-care.

- c. Respondent shall provide a copy of this Summary Proceeding Order to the supervisor and authorize the supervisor to provide written quarterly reports to the Board's Special Investigator for the one-year term of supervision and shall authorize the supervisor to contact the Board's Special Investigator immediately if any problems arise.

IT IS SO ORDERED.



Max Foster, Executive Director
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:

Max Foster, Executive Director
Behavioral Sciences Regulatory Board
700 SW Harrison St., Suite 420
Topeka, KS 66603-3929

Whitney L. Casement, Esq.
Kansas Office of the Attorney General
120 SW Tenth Ave., 2nd Floor
Topeka, KS 66612

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 23 day of September, 2014, a true and correct copy of the above and foregoing Summary Proceeding Order was deposited in the U.S. mail, first class postage prepaid, addressed to:

Tamber Rouse



and a copy delivered via interoffice mail to:

Whitney L. Casement
Assistant Attorney General
120 SW 10th Ave., 2nd Floor
Topeka, KS 66612
Disciplinary Counsel for the Board

Cindy Devore
For the Board