



proposed a sanction of public censure against Respondent for violation of K.S.A. 65-6408a(a)(9) for engaging in unprofessional conduct as defined in K.A.R. 102-5-12(b)(9), (10), (19), (22) and (24).

5. Given that the members of the CRC previously reviewed and considered information relating to the subject matter of this action, including without limitation, information which culminated in the issuance of the Summary Proceeding Order, the members of the CRC have recused themselves from participating in the consideration of this Consent Agreement and Final Order.

6. Respondent hereby admits and waives any further proof in this or any other proceeding before or initiated by the Board, and upon motion duly made, seconded and passed, the Board makes the following findings of fact, conclusions of law and approves of the disposition set forth herein.

### **I. FINDINGS OF FACT**

7. The Board is the duly constituted and acting agency of the State of Kansas authorized to administer and enforce the provisions of the Kansas Marriage and Family Therapists Licensure Act, K.S.A. 65-6401, *et. seq.*, and amendments thereto (the "Act").

8. Respondent Danielle Pratt ("Respondent") is an individual with a last known mailing address of 4625 NW Kendall Dr., Topeka, KS 66618.

9. Respondent previously held a temporary license as a licensed marriage and family therapist (T-LMFT) within the meaning of the Act. However, Respondent's T-LMFT expired on April 1, 2024.

10. Respondent previously was employed as a mobile response team co-responder in a community mental health center located in the State of Kansas.

11. On April 18, 2024, the Board received a report of an alleged violation from Respondent's former supervisor at the facility regarding an alleged incident of unprofessional conduct. According to the complaint, on March 19, 2024, the supervisor was alerted to screenshots posted by Respondent to her Snapchat social media account which clearly showed her work laptop, an open alcoholic beverage and a list of individual client's full names, date of birth, home addresses and hand-written notes as to when such individuals were accessing behavioral health treatments. The caption for the photo said: "Booze and working lol" and the date on the computer screen in the photo was March 9, 2024.

12. According to the complaint, when confronted about the photos, Respondent stated that she didn't "remember doing it, but must have," and "stupid mistakes get stupid consequences."

13. Respondent was terminated from her position with the facility as a mobile response team co-responder due to HIPAA violations, consuming alcohol while working and posting PHI.

14. An investigator for the Board sent the complaint to Respondent for response via first class mail on April 29, 2024; however, no response was received from Respondent. The complaint was sent to Respondent a second time via electronic mail on July 8, 2024, with a response due by August 7, 2024 to the July 8, 2024 email.

15. Respondent did not respond to the Board investigator's requests for a response until August 9, 2024. In her response, Respondent claimed that the picture through her Snapchat account was only available to her family members and co-workers. Moreover, Respondent emphasized that the list of individuals and their contact information was a "blurred list" on her personal computer during her "OFF time drinking a beer." Respondent further attributed the complaint to a former coworker who was mad at her for unknown reasons.

16. The Summary Proceeding Order was issued on October 21, 2024.

17. Respondent timely requested a hearing on the Summary Proceeding Order, and as a result, the Summary Proceeding Order did not become a final order of the Board.

18. Thereafter, Respondent submitted an application for licensure as an LMFT to the Board.

## II. APPLICABLE LAW

19. The Act authorizes the Board to refuse to issue, renew or reinstate, condition, limit, revoke or suspend a license as a licensed marriage and family therapist, and/or publicly or privately censure a licensee or impose a fine not to exceed \$1,000 per violation upon a finding that a licensee violates any provision of K.S.A. 65-6408(a)(1) – (11).

20. K.S.A. 65-6404(a) authorizes the Board to grant licensure as an LMFT to an applicant upon the applicant furnishing evidence that the applicant has:

(1) Attained 21 years of age;

(2)(A) completed a master's or doctoral degree from a marriage and family therapy program, in an educational institution with standards approved by the board; (B) has completed a master's or doctoral degree from an educational institution in a related field for which the course work is considered by the board to be equivalent to that provided in subparagraph (A) and consists of a minimum of nine semester hours in human development, nine semester hours in theories of marriage and family functioning, nine semester hours of marital and family assessment and therapy, three semester hours in professional studies and three semester hours in research and has completed an academically supervised practicum in the master's

degree program with at least 300 hours of direct client contact or a combined 300 hours of direct client contact and additional postgraduate supervised experience; or (C) completed a master's or doctoral degree from an educational institution in a related field with additional work from an educational program in marriage and family therapy approved by the board and such degree program and additional work includes the course work requirements provided in subparagraph (B);

(3) passed an examination approved by the board;

(4) satisfied the board that the applicant is a person who merits the public trust; and

(5) paid the application fee established by the board under K.S.A. 65-6411, and amendments thereto.

21. K.A.R. 102-5-1(o) defines "merits the public trust" as:

[A]n applicant or licensee possesses the high standard of good moral character and fitness that is required to practice marriage and family therapy as demonstrated by the following personal qualities:

(1) Good judgement;

(2) integrity;

(3) honesty;

(4) fairness;

(5) credibility;

(6) reliability;

(7) respect for others;

(8) respect for the laws of the state and nation;

(9) self-discipline;

(10) self-evaluation;

(11) initiative; and

(12) commitment to the marriage and family therapy profession and its values and ethics.

22. K.S.A. 65-6408(a)(9) provides in relevant part that the board may condition, limit, revoke or suspend a license, publicly or privately censure a licensee or may impose a fine not to exceed \$1,000 per violation upon a finding that a licensee:

(9) has been found to have engaged in unprofessional conduct as defined by applicable rules and regulations adopted by the board;

23. K.A.R. 102-5-12(b)(9), (10), (19), (20), (22) and (24) provide in relevant part that the following acts by an LMFT shall constitute unprofessional conduct:

(9) failing or refusing to cooperate in a timely manner with any request from the board for a response, information, or assistance with respect to the board's investigation of any report of an alleged violation filed against oneself or any other applicant or professional who is required to be licensed or registered by the board. Any person taking longer than 30 days to provide the requested response, information, or assistance shall have the burden of demonstrating that the person has acted in a timely manner;

(10) offering to perform or performing services clearly inconsistent or incommensurate with one's training, education, or experience or with accepted professional standards;

.....  
(19) revealing information, a confidence, or secret of any client, or failing to protect the confidences, secrets, or information contained in a client's records, except when at least one of these conditions is met:

(A) Disclosure is required or permitted by law;

(B) failure to disclose the information presents a clear and present danger to the health or safety of an individual or the public;

(C) the licensee or applicant is a party to a civil, criminal, or disciplinary investigation or action arising from the practice of marriage and family therapy, in which case disclosure is limited to that action; or

(D) the criteria provided by K.S.A. 65-6410, and amendments thereto, are met;

(20) failing to obtain written, informed consent from each client, or the client's legal representative or representatives, before performing any of these actions:

(A) Electronically recording sessions with that client;

(B) permitting a third-party observation of their activities; or

(C) releasing information concerning a client to a third person, except as required or permitted by law;

.....  
(22) failing to exercise due diligence in protecting the information regarding and the confidences and secrets of the client from disclosure by other persons in one's work or practice setting;

.....  
(24) using alcohol or illegally using any controlled substance while performing the duties or services of a marriage and family therapist;

### **III. CONCLUSIONS OF LAW**

24. The information received by the Board and the facts stipulated herein implicate whether or not Respondent merits the public trust. In light of the foregoing findings and applicable law, the Board finds and concludes that while Respondent has satisfied the Board that she merits the public trust, limitations are warranted on licensure as an LMFT to ensure that the public trust is upheld.

25. Moreover, based on the facts stipulated to herein, the Board finds and concludes that Respondent is subject to sanction pursuant to K.S.A. 65-6408(a)(9), in that Respondent has engaged in unprofessional conduct as defined in K.A.R. 102-5-12(b)(9), (10), (19), (20), (22) and (24). Respondent, while using alcohol, posted a picture to social media showing her alcohol use and revealing confidential client information. Respondent also failed to timely respond to the Board's request for a response to the complaint.

#### **IV. AGREEMENT**

26. Respondent and the Board mutually desire to enter into a Consent Agreement and Final Order in lieu of further adjudicative proceedings at this time.

WHEREFORE, Respondent agrees and consents to, and the Board further orders, that Respondent's application for licensure as an LMFT shall be GRANTED, subject to Respondent passing the licensing examination required by K.S.A. 65-6404(a)(3) and Respondent paying all relevant licensing fee, and further, subject to the following conditions and limitations:

a. Respondent shall practice marriage and family therapy only under individual supervision by an independent clinical-level supervisor approved in writing in advance by the Board. This requirement shall continue for one (1) year from the date Respondent becomes fully licensed as an LMFT and obtains written approval of a supervisor from the Board. There shall be no dual relationship with the supervisor. The supervisor may be through Respondent's employment. Respondent shall have weekly one (1) hour meetings with her supervisor. The focus shall be related to confidentiality, professional conduct and ethics of marriage and family therapy. At the end of the one (1) year period of supervision, the supervisor shall provide a written report to the Board regarding the supervision, to include whether or not Respondent is in compliance with the requirements of supervision. The supervision requirement shall only apply when Respondent is engaged in the practice of marriage and family therapy; provided, however, that Respondent shall only accrue time towards the supervision requirement when she is engaged in the practice of marriage and family therapy. Respondent must notify the Board within ten (10) days of any cessation and/or resumption of the practice of marriage and family therapy.

b. Before beginning the practice of marriage and family therapy, Respondent shall submit to the Board's licensing manager the name of her proposed supervisor. Respondent shall not begin the practice of marriage and family therapy until the Board approves a supervisor in writing.

c. Respondent shall provide a copy of this Consent Agreement and Final Order to the supervisor and authorizes the supervisor to provide written quarterly report to the Board's licensing manager during the one (1) year of supervision. There shall be a minimum of four (4) quarterly reports (one [1] every three [3] months) submitted to the Board during the one (1) year supervision period.

d. During the time Respondent is under supervision pursuant to this Consent Agreement and Final Order, Respondent shall not serve as a supervisor to any person actively using a license regulated by the Board in a position in which such license is required. In addition, Respondent shall not engage in the provision of clinical supervision to any person attaining supervised experience in preparation by the Board. Finally, Respondent shall not supervise any unlicensed person, including students or volunteers, when such persons are engaged in the delivery of professional services.

e. After the one (1) year period of supervision is complete, the Board shall consider whether or not to lift, continue or otherwise modify the supervision requirement based on the supervisor reports and any other information requested and obtained by the Board relating to Respondent's practice of marriage and family therapy. Any proceeding relating to the Board's consideration of the supervision requirement will be conducted in accordance with the Kansas Administrative Procedures Act.

f. Respondent shall be required to obtain twelve (12) additional continuing education hours in confidentiality, professional conduct and ethics. These hours may not be used toward the total number of continuing education hours required for license renewal.

g. Within ninety (90) days of the effective date of this Consent Agreement and Final Order, Respondent shall submit to the Board's licensing manager documentation of completion of the twelve (12) additional continuing education hours.

h. Respondent shall be responsible for any costs and expenses incurred in satisfying the terms of this Summary Proceeding Order.

i. Respondent shall submit to the Board's licensing manager at its offices located at 700 SW Harrison St, Suite 420, Topeka, Kansas, 66603, any and all documents evidencing compliance with the terms and conditions required by this Summary Proceeding Order.

## **V. ADDITIONAL STIPULATIONS**

27. Respondent agrees that all information in the possession of the Board, its staff, its investigators and its attorney regarding this matter, the investigation and all information discovered during the pendency of this matter may be disclosed to and considered by the Board as part of the presentation and consideration of the proposal of settlement in the form of this Consent Agreement and Final Order, with or without the presence of the Respondent or her attorney. In the event that this Consent Agreement and Final Order is not accepted and approved by the Board, Respondent waives any objection to Board members' consideration of this Consent Agreement and Final Order or the information mentioned in the preceding sentence and further waives the disqualification of any Board member, including any right to seek the disqualification of any Board member, based on such Board member's consideration of said document and information.

28. The stipulations and orders contained herein shall not become binding until this Consent Agreement and Final Order is approved and entered by the Board. Respondent acknowledges that the approval of the Board's Counsel shall not constitute the approval of the Board or bind the Board to approve this Consent Agreement and Final Order.

29. Respondent agrees that this Consent Agreement and Final Order is in conformance with Kansas and federal law and the Board has jurisdiction to enter into it. Respondent further agrees that the Act referenced in paragraph 2 above is constitutional on its face and as applied in this case.

30. This stipulation constitutes the entire agreement of the parties and may only be modified by a subsequent writing signed by them. The agreement shall be interpreted in accordance with the laws of the State of Kansas.

31. Respondent acknowledges that she has the following rights:

- (a) To have formal notice of charges served upon her;
- (b) To file a response to the charges;
- (c) To have notice of and participate in a formal adjudicative hearing with the Board or its designee making specific findings of facts and conclusions of law based only upon evidence admitted at such hearing; and
- (d) To take advantage of all applicable provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.* and the Kansas Judicial Review Act, K.S.A. 77-601 *et seq.*

Respondent freely waives these rights and acknowledges that such waiver is made voluntarily and in consideration of avoiding an administrative hearing and the Board's agreement to limit the disciplinary action taken against her in accordance with the terms and conditions provided for herein. Respondent also waives all of her rights to seek reconsideration, administrative review and/or judicial review of this Consent Agreement and Final Order or to otherwise challenge or contest this Consent Agreement and Final Order in any direct or collateral administrative or judicial proceedings.

32. Respondent acknowledges that she enters into this Consent Agreement and Final Order freely and voluntarily after consultation or a reasonable opportunity for consultation with counsel of her choosing. Respondent further acknowledges that her representatives have read this Consent Agreement and Final Order in its entirety, that they understand its legal consequences and that they agree that none of its terms or conditions is unconscionable, arbitrary, capricious or unreasonable.

33. Time is of the essence to this Consent Agreement and Final Order. Respondent acknowledges and agrees that any violation of this Consent Agreement and Final Order shall constitute a violation of a lawful Board order pursuant to K.S.A. 74-5369(a)(11) and grounds for further disciplinary action against her. The pendency of any disciplinary action arising out of any alleged violation of this Consent Agreement and Final Order shall not affect the obligation of Respondent to comply with all terms and conditions of this Consent Agreement and Final Order.

34. This Consent Agreement and Final Order constitutes the entire and final agreement of the parties. In the event any provision of this Consent Agreement and Final Order is determined to be invalid or unenforceable by a court of competent jurisdiction, it shall be severed and the remaining provisions of this Consent Agreement and Final Order shall be given full force and effect.

35. Upon execution by all parties and entry as an order by the Board, this Consent Agreement and Final Order shall be a public record in the custody of the Board.

36. This Consent Agreement and Final Order shall become effective on the day it is approved by the signature of the Board Chairperson or designee below.

37. Respondent acknowledges that she has been advised by the Board that after the Consent Agreement and Final Order becomes effective Respondent has the right within 15 days after service of this Consent Agreement and Final Order to file a petition for reconsideration with the Board and the right within 30 days after service of the Consent Agreement and Final Order to file a petition for judicial review in the District Court of Shawnee County, Kansas in accordance with the Kansas Judicial Review Act, K.S.A. 77-601 *et seq.*, which must be served on the Kansas Behavioral Sciences Regulatory Board by serving David Fye, its Executive Director, at 700 SW Harrison, Suite 420, Topeka, KS 66603-3240. However, Respondent expressly waives these rights.

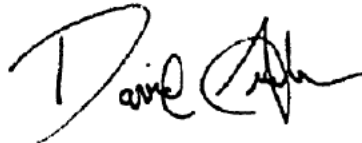
38. In accordance with K.S.A. 77-531(a)(3), Respondent consents to service of this Consent Agreement and Final Order via electronic mail, addressed to Respondent at:

[REDACTED]

WHEREFORE, the foregoing provisions are consented to, are hereby made the Order of the Kansas Behavioral Sciences Regulatory Board and become effective on the date indicated in the Certificate of Service below.

**IT IS SO ORDERED.**

Entered this 4th day August, 2025.



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David Anderson, Chairperson  
Kansas Behavioral Sciences Regulatory Board

**AGREED AND CONSENTED TO BY:**

Danielle M. Pratt  
Danielle M. Pratt  
Respondent

June 13, 2025  
Date

**CERTIFICATE OF SERVICE**

This is to certify that on this 4<sup>th</sup> day of August, 2025, a true and correct copy of the above and foregoing Consent Agreement and Final Order was served upon the following via electronic mail only, addressed to:

Danielle Pratt



Timothy D. Resner  
Frieden & Forbes, LLP  
1414 SW Ashworth Place, Suite 201  
Topeka, KS 66604  
[tresner@fflawllp.com](mailto:tresner@fflawllp.com)  
*Counsel for the Board of the Behavioral Sciences Regulatory Board*

  
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Staff,  
Kansas Behavioral Sciences Regulatory Board