

1 following Findings of Fact, Conclusions of Law, Opinion and Order.

2 **FINDINGS OF FACT**

3 1. The Board of Licensed Professional Counselors and Therapists (Board) is the
4 state agency responsible for licensing, regulating and disciplining licensed professional
5 counselors, licensed marriage and family therapists and interns.

6 2. Respondent is licensed as a Professional Counselor (LPC).

7 3. The Board has adopted a Code of Ethics (Code) that applies to all licensees. *See*
8 OAR 833, Division 100.

9 4. In January 2010, Minor Child (MC) was hospitalized after a suicide attempt.
10 Conditions of release included the MC must begin counseling with a trained professional.
11 MC's Mother (Mother) made an appointment for MC to begin counseling with
12 Respondent.

13 5. During the first session, which occurred on January 26, 2010, Respondent
14 interviewed MC to assess treatment needs. At that time, Respondent learned that MC had
15 been subject to "physical" discipline by Mother. Respondent did not report the suspected
16 abuse to the proper authorities. Instead, Respondent consulted with her supervisor about
17 the suspected abuse, who advised that she tell Mother "that she cannot use belt for
18 discipline and consider reporting if continues."

19 6. The Notice was served on Respondent by certified and regular mail on October 7,
20 2010. The Notice provided that if Respondent failed to request a hearing, the Board may
21 issue a Final Order by Default and impose discipline and costs.

22 7. Respondent has never requested a hearing.

23 **CONCLUSIONS OF LAW**

1 The Board does take note of the fact Respondent consulted with her supervisor about the
2 suspected abuse. However, as a licensee it was *Respondent's* responsibility to know the law
3 regarding her child abuse reporting obligations, which is why discipline must be imposed.

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FINAL ORDER

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NOW THEREFORE, the Board hereby **ORDERS** that:

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1. Respondent **Elizabeth F. Wallace**, LPC shall receive a written reprimand;

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2. Respondent shall be required to complete a course in child abuse mandatory
9 reporting requirements within one (1) year from the date of this Order, no hours
10 of which may be used to satisfy any continuing education requirements; and

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3. Licensee is **ASSESSED** the Board's costs associated with this disciplinary
12 process, including attorney fees, in the amount of **\$506.90**, pursuant to ORS
13 675.745(7).

14

DATED AND ISSUED this ____ day of December, 2010.

15

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Oregon Board of Licensed Professional
Counselors and Therapists

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By _____
Ryan Melton, Chair

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NOTICE OF RIGHT TO APPEAL

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You are entitled to judicial review of this Final Order by Default. You may request
22 judicial review by filing a petition for review with the Oregon Court of Appeals in Salem,
Oregon within sixty (60) days from service of this Final Order. Judicial review is pursuant to the
23 provisions of ORS 183.482.

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2 **CERTIFICATE OF SERVICE**

3 I hereby certify that on the day of December, 2010, I served the foregoing **Final Order**
4 **by Default Imposing Discipline and Costs** by depositing a true copy of the same in a sealed
5 envelope sent by regular mail, addressed as follows:

6 Elizabeth F. Wallace
7 9670 SW Beaverton-Hillsdale Hwy
8 Beaverton, OR 97005
9
10

11 _____
12 Brian Johnson, Investigator
13 Board of Licensed Professional Counselors
14 and Therapists

15 cc: Kelly M. Gabliks, DOJ
16 Department of Justice
17 General Counsel/Business Activities Section
18 1162 Court Street NE
19 Salem OR 97310
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22
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