1	BEFORE THE BOARD OF LICENSED		
2	PROFESSIONAL COUNSELORS AND THERAPISTS FOR THE STATE OF OREGON		
3			
4	In the Matter of:	Agency Case No. 2010-014	
5			
6	ELIZABETH F. WALLACE, LPC,	FINAL ORDER BY DEFAULT IMPOSING DISCIPLINE AND COSTS	
7	Respondent.		
8			
9	HISTORY OF THE CASE		
10	On October 6, 2010, the Board of Licensed Professional Counselors and Therapists		
11	(Board) issued a Notice of Intent to Impose Discipline and Right to Request Hearing (Notice)		
12	stating that the Board intended to impose discipline on Elizabeth F. Wallace, LPC (Respondent)		
13	for various violations of the Code of Ethics.		
14	The Notice was served on Respondent by regular and certified U.S. Mail addressed to		
15	Respondent at Respondent's last known address – 9670 SW Beaverton-Hillsdale Hwy, Beaverton,		
16	Oregon 97005 on October 7, 2010. The Notice informed Respondent of her opportunity for a hearing if		
17	requested in writing and received within twenty-one (21) days of service of the Notice. The Notice also		
18	informed Respondent that if a written request for a hearing is not received within the 21-day period,		
19	Respondent's right to a hearing shall be considered waived. More than 21 days have passed, and		
20	Respondent has failed to request a hearing. Respondent is therefore in default. The Notice further		
21	informed Respondent that in the event the Board issues a Final Order by Default, the Board designates i		
22	file on this matter for purposes of proving a prima facie case.		
23	NOW, THEREFORE, after considerat	ion of the records and files of the Board relating to this	

matter, including all correspondences and other material received from Respondent, the Board enters the

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. <i>See</i>		
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 1. Respondent is in default.

2	2.	Respondent violated ORS 675.745(1)(e), OAR 833-100-0041(1), OAR 833-100-	
3		0061(1), OAR 833-100-0021(8) and ORS 419B.010 when she failed to act in	
4		accordance with the highest standards of professional integrity and competence by	
5		not immediately reporting suspected child abuse to the appropriate authorities;	
6		and	
7	3.	Respondent violated ORS 675.745(1)(e), OAR 833-100-0021(1), OAR 833-100-	
8		0031(1) & (2), and ORS 419B.010 when she failed to satisfy her professional	
9		responsibilities to her client by not immediately reporting suspected child abuse to	
10		the appropriate authorities.	
11		OPINION	
12	Licensed professional counselors are included in the group of professionals required by		
13	law to report any suspected child abuse. As the Oregon Legislature observed in adopting this		
14	t requirement:		
15	for the purpose of facilitating the use of protective social services		
16	to prevent further abuse, safeguard and enhance the welfare of		
17	abused children, and preserve family life * * * it is necessary and		
18	in the public interest to require mandatory reports and		
19		investigations of abuse of children * * *.	
20	ORS 419B.007.		
21	The Board takes this responsibility seriously, and the Code of Conduct specifically		
22	provides that licensees must comply with all applicable laws, "including, but not limited to, the		
23	reporting of	abuse of children or vulnerable adults" OAR 833-100-0021(8) (emphasis added).	

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.			
4				
5		FINAL ORDER		
6	NOW THEREFORE, the Board hereby ORDERS that:			
7	1.	Respondent Elizabeth F. Wallace, LPC shall receive a written reprimand;		
8	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		
11	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				
16		Oregon Board of Licensed Professional		
17		Counselors and Therapists		
18		By Ryan Melton, Chair		
19		Ryan Melton, Chair		
20		NOTICE OF RIGHT TO APPEAL		
21	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.			

1					
2	CERTIFICATE OF SERVICE				
2					
3			day of December, 2010, I served the foregoing Final Order		
4	-		nd 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 9670 SW Beaverton-Hillsdale Hwy		
7			Beaverton, OR 97005		
8					
9					
10					
11	Brian Johnson, Investigator Board of Licensed Professional Counselors				
12		and Therapists			
13	cc:	Kelly M. Gabliks, DOJ Department of Justice			
14	General Counsel/Business Activities Section 1162 Court Street NE				
15		Salem OR 97310			
16					
17					
18					
19					
20					
21					
22					
23					