

**CONSENT AGREEMENT
BETWEEN
MARILYN E. HALLOWELL
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER AND MARRIAGE AND
FAMILY THERAPIST BOARD**

2007 11 23 2:23

This CONSENT AGREEMENT is entered into by and between MARILYN E. HALLOWELL, hereinafter, "**HALL OWELL**," and the STATE OF OHIO COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD, hereinafter "**BOARD**," the state agency charged with enforcing Chapter 4757 of the Ohio Revised Code and all rules promulgated therein.

HALLOWELL hereby acknowledges that she has read and understands this CONSENT AGREEMENT and has voluntarily entered into it without threat or promise by the **BOARD** or any of its members, employees or agents.

HALLOWELL is fully aware of her rights, including her right to be advised by counsel and her right to a hearing pursuant to Chapter 119 of the Ohio Revised Code on the issues which are the subject of this CONSENT AGREEMENT. Should **HALLOWELL** fail to comply with any provisions of this CONSENT AGREEMENT, **HALLOWELL** knowingly waives her rights under ORC Chapter 119 with respect to the claims in this agreement.

This CONSENT AGREEMENT contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this CONSENT AGREEMENT.

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

1. **HALLOWELL** is an independent social worker (I.0600050) licensed in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. **HALLOWELL** received her independent social work license on November 22, 2006.
2. On or about October 2006 through approximately February 2007, **HALLOWELL**, while employed at Concord Counseling Services, Westerville, OH allowed an LICDC to provide mental health services, outside of their scope of practice, and bill Medicaid for the services under her supervision. This inappropriate conduct constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-01(I)(6) and 4757-11-01(C)(16)
3. **HALLOWELL ADMITS** the allegations referenced in paragraph 2

above.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal disciplinary proceedings, **HALLOWELL** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **HALLOWELL'S** license to practice social work is hereby **REPRIMANDED**.
2. **HALLOWELL** is required to complete six (6) hours of continuing education in professional social work ethics, in addition to the thirty (30) required for renewal. These 6 hours must be pre-approved by the **BOARD'S** Deputy Director or his designee. All costs associated with the continuing education are at the expense of **HALLOWELL**. **HALLOWELL** must submit proof of completion of the ethics continuing education to the attention of the Investigation Unit at the Board office. Verification of completion is due in the Board office no later than November 17, 2008.
3. **HALLOWELL** will be on probation for a period of one (1) year, upon employment or at her current place of employment. During the one year probationary period **HALLOWELL** must be supervised in all aspects of her practice of social work and receive face-to-face supervision one hour every two weeks. **HALLOWELL** supervisor must be pre-approved by the **BOARD**. All cost associated with supervision will be at **HALLOWELL'S** expense. The request for supervisor approval must be made in writing, include a copy of the supervisor's vita and be submitted no later than two weeks after the signing of this consent agreement or once she returns to social work practice. Supervision should focus on, but not be limited to, ethical decision making and supervision standards. Supervision should be considered training in nature and should not be limited to simply approving and denying case plans. **HALLOWELL'S** supervisor must submit quarterly reports to the **BOARD** for the one year period detailing topics discussed during supervision sessions, areas of concern, and areas of improvement and make a recommendation with regards to **HALLOWELL** suitability to practice. However, if **HALLOWELL'S** supervisor is concerned with **HALLOWELL'S** practice at any time during the probationary period the **BOARD** should be notified immediately. It is **HALLOWELL'S** responsibility to ensure that the **BOARD** receives all supervisory reports.

It is hereby agreed by and between both parties that this **CONSENT AGREEMENT** hereby settles all issues concerning this matter.

By her signature on this **CONSENT AGREEMENT**, **HALLOWELL** acknowledges that in the event the **BOARD**, in its discretion, does not approve this **CONSENT AGREEMENT**, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party.

HALLOWELL agrees that should the **BOARD** reject this **CONSENT AGREEMENT** and if this case proceeds to hearing, she will assert no claim that the **BOARD** was prejudiced by its review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

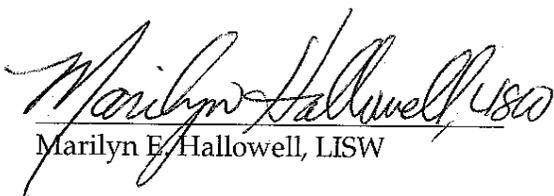
HALLOWELL hereby releases the members of the **BOARD**, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

This **CONSENT AGREEMENT** shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code. Pursuant to 42 USC Section 132a-73(b), 5 USC Section 552a, 45 CFR part 61 and Ohio Revised Code Section 2301.373(E), the **BOARD** may be required to provide HALLOWELL'S social security number to requesting governmental agencies.

The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its November 16, 2007 meeting.

This **CONSENT AGREEMENT** shall take effect upon the date of the last signature below:

THE OHIO COUNSELOR,
SOCIAL WORKER AND MARRIAGE AND
FAMILY THERAPIST BOARD


Marilyn E. Hallowell, LISW

Oct 22, 2007
Date


Kenneth Trivison, IMFT, PCC
Chair, Counselor, Social Worker and Marriage and Family Therapist Board

11/16/07
Date


Peter R. Casey, IV, Esq.
Assistant Attorney General
Counselor, Social Worker and Marriage and Family Therapist Board

11/15/07
Date