

Ms. Schultz completed the terms of the consent agreement as of 11/8/2000

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AUG 30 '99

COUNSELOR AND SOCIAL
WORKER BOARD

**CONSENT AGREEMENT
BETWEEN
KIM K. SCHULTZ
AND THE
OHIO STATE COUNSELOR AND SOCIAL WORKER BOARD**

This CONSENT AGREEMENT is entered into by and between KIM K. SCHULTZ, hereinafter, "**SCHULTZ**", and the STATE OF OHIO COUNSELOR AND SOCIAL WORKER BOARD, hereinafter "**BOARD**", the state agency charged with enforcing Chapter 4757 of the Ohio Revised Code and all rules promulgated thereunder.

SCHULTZ 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.

SCHULTZ 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.

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. **SCHULTZ** is a Licensed Social Worker (S-18996) licensed to practice social work 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.
2. From on or about June 1, 1995, to on or about May 1, 1999, **SCHULTZ** was employed at the Anderson Senior Center in Cincinnati, Ohio, hereinafter "Anderson". During her employment at Anderson, **SCHULTZ** failed to maintain appropriate professional boundaries between herself and Client #1, a client of hers at Anderson. More specifically, **SCHULTZ** committed the following conduct: (a) helped Client #1 move; (b) went out to dinner with Client #1 for social purposes; (c) became Client #1's power of attorney; (d) took Client #1 to her home for a social visit; and (e) told Client #1 that she could be her friend after work hours. Such conduct constitutes a

violation of Ohio revised Code Section 4757.36(A) and Ohio Administrative Code Section 4757-5-01(c).

3. **SCHULTZ** ADMITS the allegation referenced in paragraph two (2) referenced above.

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

- A. **SCHULTZ** shall be supervised by a Licensed Independent Social Worker, "Supervising LISW", who is pre-approved by the **BOARD**. Said supervision shall take place one hour per month for twelve (12) months. During each session of supervision, the Supervising LISW shall, at a minimum, review **SCHULTZ'S** case files and discuss potential boundary issues with respect to said files. Said supervising LISW shall provide a written progress report to the **BOARD** regarding whether **SCHULTZ** is maintaining appropriate professional boundaries with clients. The written progress report shall be provided by the first of the month, every other month, to the **BOARD** commencing November 1, 1999. It is the sole responsibility of **SCHULTZ** to ensure that said reports are timely submitted to the **BOARD** and that said supervision is carried out in accordance with this Consent Agreement.
- B. In the event the Supervising LISW is unable or unwilling to serve, **SCHULTZ** shall immediately notify the **BOARD** in writing and make arrangements acceptable to the **BOARD** for another Supervising LISW as soon as practicable. **SCHULTZ** shall further ensure that the previously designated Supervising LISW also notifies the **BOARD** directly of their inability to continue to serve and the reasons therefor.

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

By ^{her}~~his~~ signature on this CONSENT AGREEMENT, SCHULTZ 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. SCHULTZ agrees that should the BOARD reject this CONSENT AGREEMENT and if this case proceeds to hearing, he will assert no claim that the BOARD was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

SCHULTZ 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.

The BOARD shall incorporate this CONSENT AGREEMENT into a formal journal entry at its September, 1999, meeting.

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

THE OHIO COUNSELOR AND
SOCIAL WORKER BOARD


KIM K. SCHULTZ


CHESTER PARTYKA, Chairman
Counselor and Social Worker Board

8/27/99
DATE

9-17-99
DATE

Counsel for Ms. Schultz

DATE

Jonathan Bowman, LDO

Jonathan M. Bowman
Assistant Attorney General
Counselor and Social Worker Board

9/20/97

DATE