

CSWMFTB

Mr. Jennings completed the terms of
the consent agreement as of 7/22/2005

2003 DEC 11 P 2:30

**CONSENT AGREEMENT
BETWEEN
BARRY A. JENNINGS
AND THE STATE OF OHIO
COUNSELOR, SOCIAL WORKER AND
MARRIAGE AND FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between BARRY A. JENNINGS, hereinafter, "JENNINGS", 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 thereunder.

JENNINGS hereby acknowledges that he 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.

JENNINGS is fully aware of his rights, including his right to be advised by counsel and his right to a hearing pursuant to Chapter 119 of the Ohio Revised Code on the issues that are the subject of this CONSENT AGREEMENT. Should JENNINGS fail to comply with any provisions of this CONSENT AGREEMENT, JENNINGS knowingly waives his rights under ORC Chapter 119.

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. JENNINGS is a social worker (I-7380) 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 and Ohio Administrative Code Chapter 4757. JENNINGS received his independent social work license on March 15, 1996.
2. JENNINGS administered the Minnesota Multiphasic Personality Inventory as part of his practice as an independent social worker. JENNINGS does not have the proper education, training or experience to utilize the Minnesota Multiphasic Personality Inventory. Such conduct constitutes a violation of Ohio Revised Code Section 4757.36(A)(1), Ohio Administrative Code Section 4757-5-01(B)(1)(a) and Ohio Administrative Code Section 4757-5-01(B)(1)(b).
3. JENNINGS ADMITS the allegation 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, **JENNINGS** knowingly and voluntarily agrees with **BOARD** to the following terms and conditions:

1. **JENNINGS'** license to practice social work is hereby **REPRIMANDED**.
2. **JENNINGS** must receive face-to-face supervision any time he performs a psychological test for a period of 18 months. If **JENNINGS** intends to utilize a psychological test during the 18-month supervisory period he must gain pre-approval of the supervisor by the **BOARD**. The request for supervisor approval must be made in writing, include a copy of the supervisor's vita and have proof of psychological tests the supervisor is qualified to administer. The sole purpose of supervision is to ensure that the test is administered and scored appropriately. All costs associated with supervision will be at **JENNINGS'** expense. If **JENNINGS** chooses to perform psychological testing and a supervisor is approved by the **BOARD**, the supervisor must submit a report to the **BOARD** at the end of the 18-month supervision period with a recommendation if **JENNINGS** should be permitted to continue specific psychological test use and a basis for such conclusions. However, if **JENNINGS'** supervisor is concerned with **JENNINGS'** ability to administer psychological tests at any time during the supervisory period the **BOARD** should be notified immediately. It is **JENNINGS'** responsibility to ensure that the **BOARD** receives the final report.
3. **JENNINGS** must maintain a file to store evidence of qualifications for all psychological tests he utilizes. The **BOARD** may inspect the file at anytime; therefore the file must be readily available and maintained at any site **JENNINGS** is practicing. This requirement is in effect anytime **JENNINGS** possesses a valid license or registration with the **BOARD**.

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

By his signature on this **CONSENT AGREEMENT**, **JENNINGS** 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. **JENNINGS** 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.

If, in the discretion of the **BOARD**, **JENNINGS** appears to have breached any terms or conditions of this **CONSENT AGREEMENT**, the **BOARD** reserves the right to institute formal disciplinary proceedings against **JENNINGS**. Any action initiated by the **BOARD** based on alleged violations of this **CONSENT AGREEMENT** shall comply with the Administrative Procedures Act, Chapter 119 of the Ohio Revised Code.

Consent Agreement between Barry Jennings and the State of Ohio Counselor,
Social Worker and Marriage and Family Therapist Board

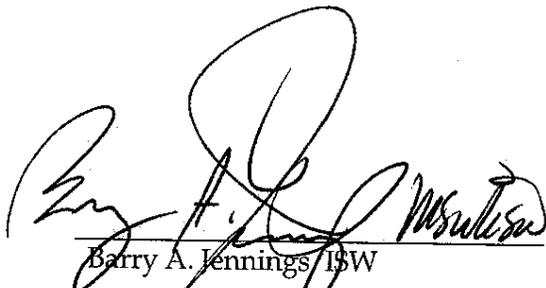
JENNINGS hereby releases the members of the BOARD, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

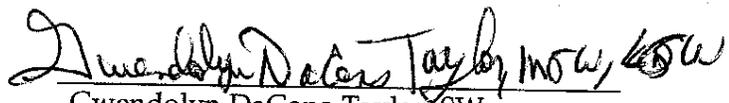
This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code. Pursuant to 42 USC Section 132a-73(b), 5 USC Section 552a, 45 CFR part 61 and Ohio Revised Code Section 3123.41 et seq, the BOARD may be required to provide JENNINGS' social security number to requesting governmental agencies.

The BOARD shall incorporate this CONSENT AGREEMENT into a formal journal entry at its January 16, 2004, meeting.

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

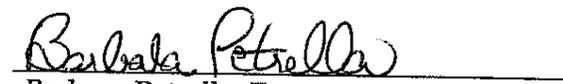
THE STATE OF OHIO COUNSELOR,
SOCIAL WORKER AND MARRIAGE
AND FAMILY THERAPIST BOARD


Barry A. Jennings, ISW
12/8/03
Date


Gwendolyn DaCons-Taylor, SW
Chair, Social Work Professional Standards
Committee
1-16-04
Date

Counsel for Mr. Jennings

Date


Barbara Petrella, Esq.
Assistant Attorney General
Counselor, Social Worker and Marriage and
Family Therapist Board
1-16-04
Date