

Mr. Harris completed
the terms of the
consent agreement as
of 12/14/2004

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

This CONSENT AGREEMENT is entered into by and between **DAVID A. HARRIS**, hereinafter, "**HARRIS**," and the STATE OF OHIO COUNSELOR, SOCIAL WORKER, 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.

HARRIS 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.

HARRIS 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 which are the subject of this CONSENT AGREEMENT. Should **HARRIS** fail to comply with any provisions of this CONSENT AGREEMENT, **HARRIS** knowingly waives his rights under ORC Chapter 119 to a hearing.

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. **HARRIS** is an independent social worker (I-9561) 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. **HARRIS** received his independent social work license on September 20, 2002.
2. **HARRIS** is an independent marriage and family therapist (F-48) licensed to practice marriage and family therapy 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. **HARRIS** received his independent marriage and family therapy license on April 6, 2004.
3. **HARRIS** was providing professional therapeutic services to a couple

in Middletown, Ohio. During the course of treating the couple, **HARRIS** obtained information that child abuse may have taken place in the home. **HARRIS** did not report this to either law enforcement or the local Children's Services Board as required by state law. Failing to report child abuse constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-01(J)(2)(b).

4. **HARRIS** admits the allegations referenced in paragraph 3 above.

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

1. **HARRIS'** licenses to practice social work and marriage and family therapy are hereby **REPRIMANDED**.
2. **HARRIS** must take 10 hours of continuing education in the areas of mental health ethics, child abuse reporting/prevention, etc. All hours must be pre-approved by the **BOARD'S** Deputy Director or his designee. After **HARRIS** completes these hours, he must send in proof of attendance certificates to the **BOARD'S** Deputy Director. These 10 hours will not count toward the hours **HARRIS** needs to renew his social work and marriage and family therapy licenses. The cost of these hours is at **HARRIS'** expense. **HARRIS** will have until January 31, 2006, to complete this requirement.
3. For training purposes, **HARRIS** must consult with a child protective services supervisor concerning child abuse reporting. After this consultation, **HARRIS** must provide the **BOARD'S** Deputy Director with a written report pertaining to the consultation. The report is due at the **BOARD'S** offices by March 31, 2005.

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**, **HARRIS** 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. **HARRIS** 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.

HARRIS 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 3123.41 et seq., the BOARD may be required to provide HARRIS' social security number to requesting governmental agencies.

The BOARD shall incorporate this CONSENT AGREEMENT into a formal journal entry at its November 19, 2004, meeting.

This CONSENT AGREEMENT shall take effect upon the date of the Board Chair's signature below:

David Harris
David A. Harris, LISW, IMFT

11-13-04
Date

Rose Quirones-DelValle PCC
Rose Quirones-DelValle, PCC
Chair, Counselor, Social Worker, Marriage and Family Therapist Board

11-19-04
Date

Juliane E. Barone
Juliane E. Barone, Esq.
Assistant Attorney General
Counselor, Social Worker, Marriage and Family Therapist Board

11-19-04
Date