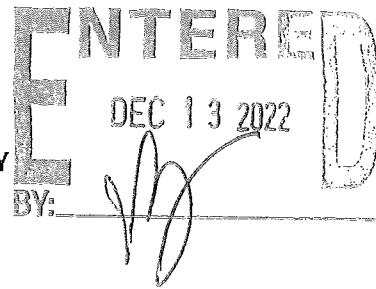


COMMONWEALTH OF KENTUCKY
BOARD OF SOCIAL WORK
CASE NO. 22-61



IN RE: THE LICENSE TO PRACTICE SOCIAL WORK IN THE COMMONWEALTH OF KENTUCKY
HELD BY JOSEPH PAUL CAMPBELL, LCSW, LICENSE NO. 255374

AGREED ORDER

Come now the Kentucky Board of Social Work (hereinafter "the board"), and Joseph Paul Campbell (hereinafter "Licensee"), and, based upon their mutual desire to fully and finally resolve this pending matter in an expeditious manner, without the need for filing a formal complaint and notice of evidentiary hearing pursuant to KRS 335.155, hereby ENTER INTO the following **AGREED ORDER**:

STIPULATION OF FACTS

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order:

1. Licensee was duly licensed by the board to practice social work within the Commonwealth of Kentucky upon issuance of his license on November 24, 2020.
2. On or about October 18, 2022, the board received a written complaint filed by Rebecca Patterson (hereinafter "Patterson"), stating that a client had complained that Licensee had not been seeing her regularly and that the agency, Nurture Nest, LLC, (hereinafter "the Agency") investigated and found that Licensee had billed for dates of service during which no services were provided. Upon further investigation, Patterson alleged that the Agency then contacted additional clients and found that this had also occurred in other instances. Licensee was then terminated via certified letter. Patterson stated that Licensee, when confronted,

admitted to only texting with clients, rather than meeting with them for sessions, and billing them for services. Patterson stated that five clients reported having not had contact with Licensee for more than four weeks and not having been referred to another social worker. Patterson reported that the Agency had referred all clients to new providers, paid back Medicaid and was willing to cooperate with the Board's investigation.

3. On or about November 2, 2022, the Board received a response from Licensee in which he stated that he had cancelled several sessions with clients in April and May of 2022 due to health issues; Licensee admitted that he had communicated with clients via text and email only and billed clients for those services; Licensee admitted that he had billed sixty (60) minute sessions as ninety (90) minute sessions; Licensee took responsibility for his actions; Licensee stated a willingness to reimburse the Agency for any amounts paid to Medicaid; and finally Licensee stated that he was currently working as a social worker, that he had given his notice prior to being terminated, and that he felt that the complaint had been filed out of malice.

4. On November 8, 2022, the board's complaint committee reviewed the case file and recommended an agreed order to resolve this matter, in lieu of the issuance of a formal complaint and notice of evidentiary hearing. The board approved the terms of the agreed order by unanimous vote.

STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order:

1. During the period from November 24, 2020 to the present, Licensee's Kentucky social work license was active and subject to regulation and discipline by the board.

2. Pursuant to 201 KAR 23:080 Section 8, a social worker shall not bill a client for a social work service that was not provided.

3. Pursuant to 201 KAR 23:080 Section 10, a social worker shall not deceptively alter a client record.

4. Pursuant to 201 KAR 23:080 Section 12, a social worker must make a timely and appropriate referral of a client for a social work or other service if they are unable to provide the work or service.

5. Pursuant to KRS 335.158, a social worker must obtain specific informed consent prior to the use of telehealth services, which includes any electronic media, to deliver health care.

6. Based upon the Stipulation of Facts, the Licensee has engaged in conduct that violates the provisions of KRS 335.150, KRS 335.158 and 201 KAR 23:080, Sections 8, 10 and 12. Accordingly, there are legal grounds for the parties to enter into this Agreed Order.

7. Pursuant to KRS 335.150(4), the parties may fully and finally resolve this pending matter without the filing of a formal complaint and an evidentiary hearing by entering into informal resolution such as this Agreed Order.

AGREED ORDER

Based upon the foregoing Stipulation of Facts and Stipulated Conclusions of Law, and based upon their mutual desire to fully and finally resolve this pending matter without an evidentiary hearing, the parties ENTER INTO the following AGREED ORDER:

1. The Licensee agrees to complete six (6) continuing education hours on billing, ethics and telehealth services.

2. Although not required, the Licensee is strongly encouraged to reimburse the Agency for any amounts the Agency has reimbursed Medicaid for services allegedly performed by Licensee.

3. Licensee shall provide the Board with proof that he has provided a copy of the Complaint, Response and Agreed Order in this action to his current employer and proof that his current employer has trained him on appropriate billing procedures to ensure future compliance.

4. Licensee SHALL NOT further violate any provision of KRS 335.010 – 335.160 and 201 KAR 23:080.

5. Licensee freely and voluntarily enters into this Agreed Order, motivated by a desire to resolve the issues addressed herein, and has executed this Agreed Order only after a careful reading of it, and consultation with an attorney of his choosing should he so desire, and a full understanding of all of its terms; that he is fully aware of and expressly waives the right to contest charges in a formal hearing pursuant to KRS 335.155, the right to obtain judicial review of the board's decision, and the right to appeal any final order of the board to the Franklin Circuit Court as otherwise allowed by KRS 335.155(3).

6. Licensee acknowledges the board has jurisdiction over the Licensee and the conduct that precipitated this Agreed Order; that the board has the legal power to take disciplinary action up to and including revocation of the Licensee's license to practice social work in Kentucky; and the Licensee further acknowledges the board shall retain jurisdiction over this matter until all terms and conditions set forth in this Agreed Order have been met to the satisfaction of the board.

7. This Agreed Order is considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act.

8. This matter shall constitute disciplinary action that may be reportable under state or federal law.

9. Licensee expressly understands that any violation of the terms of this Agreed Order shall provide the legal basis for additional disciplinary action and shall constitute failure to comply with an order of the board under KRS 335.150(1)(f), and for which the board may impose additional penalties available under law after notice and an opportunity to be heard.

10. This Agreed Order shall be governed in all respects, whether as to validity, construction, capacity, performance or otherwise, in accordance with the laws of the Commonwealth of Kentucky. Furthermore:

a. Any dispute arising hereunder shall be settled by a state court of appropriate jurisdiction in Franklin County, Kentucky. The parties irrevocably consent to the personal jurisdiction and venue of such court.

b. This Agreed Order may not be modified except by a written agreement signed by the parties.

11. In consideration of execution of this Agreed Order, Licensee, his executors, administrators, successors and assigns, hereby release and forever discharge the Commonwealth of Kentucky, the Board of Social Work, and each of its members, agents, and employees in their individual and representative capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, the Licensee ever had, now has, may have or claim to have against any or all of the persons or entities

named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this Agreed Order, or its administration.

Upon consideration of this Agreed Order, it is hereby ORDERED that the terms of this Agreed Order are approved and adopted.

SO ORDERED on this 13th day of December 2022

LICENSEE:

Joseph Paul Campbell
JOSEPH PAUL CAMPBELL

Date DEC. 13th 2022

FOR THE BOARD OF SOCIAL WORK:

Whitney Cassity-Caywood
WHITNEY CASSITY-CAYWOOD, PhD, LCSW
CHAIR, KENTUCKY BOARD OF SOCIAL WORK

Nicole S. Bearse
HON. NICOLE S. BEARSE
ATTORNEY, BOARD OF SOCIAL WORK

CERTIFICATE OF SERVICE

I hereby certify that copies of the Agreed Order were mailed by regular first class mail on this 13th day of December 2022 to:

Joseph Campbell, LCSW
108 Pepperhill Drive, Apt. 2
London, Kentucky 40741

[Signature]
Board Administrator