

BEFORE THE MISSOURI  
STATE COMMITTEE FOR SOCIAL WORKERS

STATE COMMITTEE FOR	)	
SOCIAL WORKERS,	)	
	)	
Petitioner,	)	
	)	
v.	)	CASE # PV-2005025567
	)	
TRACYNE CAUMARTIN,	)	
	)	
Respondent.	)	

ORDER OF THE MISSOURI  
STATE COMMITTEE FOR SOCIAL WORKERS  
DISCIPLINING THE CLINICAL SOCIAL WORKER LICENSE OF  
TRACYNE CAUMARTIN

On or about November 20, 2012, the State Committee for Social Workers (“Committee”) and Tracyne Caumartin (“Caumartin” or “Licensee”) entered into a Settlement Agreement Between State Committee for Social Workers and Tracyne Caumartin (“Settlement Agreement”) placing licensee’s license on probation for three (3) years due to Licensee practicing clinical social work without a current license and failing to keep adequate client records in violation of § 337.630.2(5), (6), (13) and (15), RSMo.<sup>1</sup> During the disciplinary period, Licensee was to comply with the terms set forth in the Settlement Agreement.

On December 12, 2013, at approximately 11:30 a.m., the Committee held a hearing pursuant to notice and §§ 621.110 and 324.042, RSMo, at the Missouri Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri 65109, for the purpose of determining whether Licensee had violated of the disciplinary terms set forth in the Settlement

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<sup>1</sup> All statutory references are to the Revised Statutes of Missouri, 2000, as amended, unless otherwise indicated.

Agreement. The Committee was represented by Assistant Attorney General, Michael Cherba. Licensee did not appear in person or by legal counsel. After being present and considering all of the evidence presented during the hearing, the Committee issues the following Findings of Facts, Conclusions of Law and Order.

Based upon the foregoing the Committee states:

I.

FINDINGS OF FACT

1. The Committee is an agency of the state of Missouri created and established pursuant to § 337.622, RSMo, for the purpose of licensing persons engaged in the practice of social work in this state. The Committee has control and supervision of the licensed occupations and enforcement of the terms and provisions of sections 337.600 to 337.689, RSMo.

2. Licensee is licensed by the Committee as a licensed clinical social worker, license number 2005025567.

3. On or about November 20, 2012, the Committee and Licensee entered into a Settlement Agreement placing Licensee's license on probation for three (3) years, effective November 20, 2012. This disciplinary period was imposed due to Licensee's practicing clinical social work between October 1, 2010 and February 25, 2011 without a current license and failing to make and keep case notes related to that work in violation of §337.630.2(5), (6), (13) and (15), RSMo.

4. Pursuant to the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 2, Caumartin was required to obtain a supervisor to oversee her provision of social work services during the period of probation.

5. Caumartin did not comply with the terms of the Agreement to obtain a supervisor until October 25, 2013.

6. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 2a, within twenty business days of the effective date of the Agreement, Caumartin was to submit the names of at least five licensed clinical social workers to the Committee, one of whom would be selected by the Committee to serve as Caumartin's proposed supervisor during the disciplinary period.

7. Caumartin did not submit her list of names of proposed supervisors to the Committee until October 24, 2013.

8. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 2b, Caumartin's supervisor was to submit quarterly reports directly to the Committee.

9. Because Caumartin did not comply with the terms of the Settlement Agreement regarding the selection of a supervisor, she did not have a supervisor as required by the Settlement Agreement, and no quarterly reports were properly submitted to the Committee as required by the Agreement.

10. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 3, Caumartin was required to undergo a psychosocial assessment within six (6) months of the effective date of the Settlement Agreement.

11. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 3b, the professional conducting Caumartin's psychosocial assessment was to be a licensed psychosocial professional pre-approved by the Committee.

12. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 3c, the results of Caumartin's psychosocial assessment were to be submitted directly to the Committee within ten working days of completion of the assessment.

13. Caumartin submitted a psychosocial assessment performed by Dr. Harmeeta Singh, M.D., to the Committee on December 12, 2013. Caumartin submitted the document via facsimile in lieu of attending the probation violation hearing. Caumartin did not obtain approval from the Committee for Dr. Singh to perform the assessment. Dr. Singh performed the assessment on September 26, 2013. Dr. Singh never provided a copy of the assessment to the Committee. Caumartin only provided the facsimile copy on December 12, 2013. Caumartin's December 12, 2013 facsimile submission was admitted into evidence during the December 12, 2013 probation violation hearing as Respondent's Exhibit A.

14. Because Caumartin did not comply with the terms of the Settlement Agreement regarding obtaining pre-approval for a psychosocial professional to conduct her psychosocial assessment, complete the evaluation in a timely manner as required by the Settlement Agreement, no evaluation results were submitted directly to the Committee by that professional as required by the Settlement Agreement. Moreover, no assessment was timely submitted to the Committee.

15. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 5, Caumartin was required to submit bi-yearly written reports to the Committee regarding her compliance with the terms and conditions of the Settlement Agreement during the disciplinary period.

16. Caumartin did not submit any bi-yearly written reports to the Committee regarding her compliance with the terms and conditions of the Settlement Agreement during the disciplinary period.

II.

CONCLUSIONS OF LAW

17. Section § 324.042, RSMo, states:

Any board, commission, or committee within the division of professional registration may impose additional discipline when it finds after hearing that a licensee, registrant, or permittee has violated any disciplinary terms previously imposed or agreed to pursuant to settlement. The board, commission, or committee may impose as additional discipline any discipline it would be authorized to impose in an initial disciplinary hearing.

18. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 11, any failure of Caumartin to comply with any term or condition set forth in the Settlement Agreement may result in the Committee conducting an evidentiary hearing to determine whether a violation occurred.

19. Pursuant to the terms of the Settlement Agreement's Joint Agreed Disciplinary Order, paragraph 12, if, after a hearing, the Committee determines that Caumartin violated a term or condition of the Settlement Agreement, the Committee may impose further disciplinary action against Caumartin's license.

20. Cause exists to impose additional discipline upon Caumartin's license because:

- a. Caumartin failed to submit the names of proposed supervisors to the Committee within twenty business days of the effective date of the Settlement Agreement, as required by the Settlement Agreement.

- b. Caumartin failed to timely secure a supervisor as required by the Settlement Agreement.
- c. Caumartin's approved supervisor did not submit quarterly reports to the Committee regarding Caumartin's compliance with the terms and conditions of the Settlement Agreement, as required by the Settlement Agreement.
- d. Caumartin failed to undergo a psychosocial assessment within six months of the effective date of the Settlement Agreement, as required by the Settlement Agreement.
- e. Caumartin failed to submit the names of any licensed psychosocial professionals to conduct her psychosocial assessment to the Committee for pre-approval, as required by the Settlement Agreement.
- f. Caumartin failed to ensure that the results of Caumartin's psychosocial assessment were submitted directly to the Committee within ten working days of the completion of that assessment, as required by the Settlement Agreement.
- g. Caumartin failed to submit any bi-yearly written reports to the Committee regarding her compliance with the terms and conditions of the Settlement Agreement during the disciplinary period, as required by the Settlement Agreement.

21. As a result of the foregoing, Licensee's clinical social worker license is subject to further disciplinary action by the Committee pursuant to § 324.042, RSMo, and the terms of the Settlement Agreement.

22. The Committee has determined that this Order is necessary to ensure the protection of the public.

III.

ORDER

Having fully considered all the evidence before the Committee, it is the ORDER of the Committee that the clinical social worker license of Tracyne Caumartin (license no. 2005025567) is hereby **SUSPENDED** until Caumartin meets all of the requirements of the November 20, 2012 Settlement Agreement regarding supervision and the psychosocial assessment, for a period not to exceed three (3) years. The Committee will not lift the period of suspension until Licensee meets all of the requirements of the November 20, 2012 Settlement Agreement. The Committee shall notify Licensee at the time it lifts the suspension. Licensee's license shall then immediately be placed on **PROBATION** for the full three (3) years ordered in the November 20, 2012 Settlement Agreement, subject to the terms and conditions set forth below. The period of probation shall constitute the "disciplinary period." During the disciplinary period, Licensee shall be entitled to practice as a clinical social worker under Chapter 337, RSMo, provided Licensee adheres to all the terms of this agreement.

IV.

TERMS AND CONDITIONS

During the aforementioned probation, Licensee shall be entitled to present herself and serve as a licensed clinical social worker subject to the following terms and conditions:

- A. During the probationary period, Licensee shall comply with all relevant provisions of Chapters 324 and 337, RSMo and all applicable Committee regulations and all federal and state criminal laws. "State" includes the state of Missouri, all other states and territories of the United States, and the ordinances of their political subdivisions.
- B. Upon the expiration of the disciplinary period, the license of Licensee shall be fully restored if all requirements of law have been satisfied; provided, however, that in the event the Committee determines that Licensee has violated any term or condition of this Settlement Agreement, the Committee may, in its discretion, after an evidentiary hearing,

vacate and set aside the discipline imposed herein and may suspend, revoke or otherwise lawfully discipline Licensee's provisional license.

- C. Licensee shall submit quarterly written reports to the Committee during the probationary period stating truthfully whether there has been compliance with all terms and conditions of this Order. The first such report shall be received by the Committee on or before May 1, 2014.
- D. Licensee shall meet with the Committee or its representative at any such time and place as required by the Committee or its designee upon notification from the Committee or its designee. Said meetings will be at the Committee's discretion and may occur periodically during the probationary period.
- E. Licensee shall immediately submit documents showing compliance with the requirements of this Order to the Committee when requested by the Committee or its designee.
- F. If Licensee fails to comply with the terms of this order, in any respect, the Committee may impose such additional discipline or other discipline that it deems appropriate, including revocation of the license following a hearing before the Board.
- G. Licensee shall notify the Committee in writing of any changes of the telephone number and address within ten (10) working days of any such change.
- H. Licensee shall keep the Committee apprised of her current home or work addresses and telephone numbers. Licensee shall inform the Committee within ten (10) days of any change of home or work addresses or telephone numbers.
- I. This Order does not bind the Committee or restrict the remedies available to the Committee for any violation of §§ 337.600 to 337.689, RSMo, not specifically mentioned in this document.
- J. During the probationary period, Licensee shall timely renew her license, timely pay all fees required for licensure and comply with all other Committee requirements necessary to maintain her license current and active.
- K. If, at any time during the probationary period, Licensee changes her residence from the state of Missouri, or fails to keep the Committee advised of all current places of residence and business, the time of absence or unknown whereabouts shall toll the disciplinary period and shall not be deemed or taken as an part of the probationary period.
- L. If, at any time during the probationary period, Licensee ceases to maintain her Missouri license as current, the time of unlicensed status shall toll the probationary period and shall not be deemed or taken as any part of the probationary period.
- M. If the Committee determines that Licensee has violated a term or condition of this Order, which violation would also be actionable in a proceeding before the Administrative

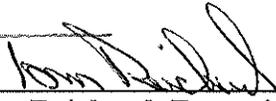
Hearing Commission or the circuit court, the Committee may elect to pursue any lawful remedies or procedures afforded it and is not bound by this Order in its determination of appropriate legal actions concerning that violation.

- N. Any failure by Licensee to comply with any condition of discipline set forth herein constitutes a violation of this Order.
- O. Unless otherwise specified by the Committee, all reports, documentation, evaluations, notices, or other materials required to be submitted to the Committee shall be forwarded to: State Committee for Social Workers, P.O. Box 1335, Jefferson City, Missouri 65102.
- P. The Committee will maintain this Order as an open record of the Committee as provided in Chapters 324, 337 and 610, RSMo.

This Order does not bind the Committee or restrict the remedies available to it concerning any violation by Respondent of the terms and conditions of this Order, Chapters 324 and 337, RSMo, or the regulations promulgated thereunder.

**SO ORDERED, EFFECTIVE THIS 19<sup>th</sup> DAY OF DECEMBER, 2013.**

**STATE COMMITTEE FOR SOCIAL WORKERS**

  
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**Tom Reichard, Executive Director**