

COPY

BEFORE THE  
BOARD OF CLINICAL SOCIAL WORKERS  
OF THE STATE OF OREGON

In the Matter of

M. DIANE WADE, LCSW

Respondent.

**STIPULATION FOR VOLUNTARY  
SURRENDER OF CLINICAL SOCIAL  
WORKER LICENSE IN LIEU OF  
REVOCATION and FINAL ORDER**

Case No. 2004-03

**STIPULATION**

1.

The Board of Clinical Social Workers (Board) is the agency responsible for licensing, regulating, and disciplining Licensed Clinical Social Workers (LCSW) and certified Clinical Social Worker Associates (CSWA) in the State of Oregon.

2.

At all times material herein, Respondent M. Diane Wade (hereafter "Wade") has been licensed with the Board as an LCSW. Wade's current address of record is 323 Delmar Drive, N., Salem, Oregon 97303.

3.

On or about December 18, 2000, Wade entered into a therapeutic relationship with FK. Wade had seven treatment sessions with client FK between December 18, 2000, and January 26, 2001. Wade provided clinical social work services to client FK during those treatment sessions. After January 26, 2001, Wade continued in a relationship with client FK until August, 2001, when Wade became engaged to client FK and began a sexual relationship with client FK. Thereafter, Wade and client FK continued in a sexual relationship and were married in January, 2002. Wade and client FK are now in the process of a divorce.

4.

Based on the foregoing facts, Wade engaged in a sexual relationship with client FK within three (3) years of providing clinical social work services within the meaning of ORS

675.510, in violation of OAR 877-030-0070(4). Wade admits to having committed said violation by signing below.

5.

The Board considers the prohibition from engaging in a sexual relationship with a client within three years of providing clinical social work services under OAR 877-030-0070(4) to be absolute because of the great risk of severe harm to the client and that such conduct warrants revocation.

6.

On May 14, 2004, the Board issued a Notice of Proposed Disciplinary Action (Notice) against Wade for the above referenced conduct and violation. On July 6, 2004, Wade requested a hearing. The Board and Wade desire to settle this matter by entering into this Stipulation for Voluntary Surrender of Wade's LCSW license in lieu of revocation and entry of the Final Order below, pursuant to ORS 183.415(5), ORS 675.510 and 675.600, and OAR Chapter 877.

7.

Wade acknowledges and understands the following:

- a. The conduct resulting in the violation described in this Stipulation and Final Order are considered by the Board to be of a very serious nature, which warrant revocation.
- b. This Stipulation and Final Order will be submitted to the Board for approval and is subject to and conditioned upon acceptance and approval by the full Board.
- c. Wade is prohibited after issuance of the Final Order below from using the title of or purporting to be a Licensed Clinical Social Worker, or using any other title that includes those words, unless and until Wade is issued a new LCSW license. Wade is further prohibited from applying for a new LCSW license for one year from the date of issuance of the Final Order below. If, after one year from the date of issuance of the Final Order, Wade reapplies to the Board to become a Licensed Clinical Social Worker or a Clinical Social Work Associate and Wade otherwise meets all the requirements for licensure, Wade shall be placed on probation for one year from the date of reinstatement under the terms provided in the Final Order below.

d. This Stipulation and Final Order is a public document and a matter of public discipline, pursuant to OAR 877-020-0031(2) and other applicable authority. This document must be disclosed, published, and reported in accordance with ORS 676.175(3)(a)(D), OAR 877-040-0050(6), and Oregon Public Records Law. In particular, in accordance with OAR 877-040-0050(6), notice of this action will be sent to the Oregon Chapter of the National Association of Social Workers (NASW) and published in the next edition of the Directory of Clinical Social Work Associates and Licensed Clinical Social Workers, the official newspaper of the county where the Licensee practices and in Marion County, and the Association of Social Work Boards (ASWB) Disciplinary Action Reporting System (DARS).

e. Wade has been fully advised of her rights to notice and a contested case hearing under the Oregon Administrative Procedures Act (ORS Chapter 183), and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation and Final Order.

f. Any violation of this Stipulation and Final Order is grounds for further action against Wade. The Board has the right to take action against Wade to enforce this Stipulation and Final Order, for any violations of thereof, or for other violations of ORS 675.510 to 675.600 or OAR Chapter 877;

g. Wade has fully read this Stipulation and Final Order and understands it completely. Wade voluntarily, without any force or duress, enters into this Stipulation and consents to issuance and entry of the Final Order below. Wade states that no promises or representation has been made to induce Wade to sign this Stipulation. Wade has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised in regards thereto, or waives any and all rights to consult with an attorney prior to entering into this Stipulation and issuance and entry of the Final Order below.

IT IS SO STIPULATED AND AGREED TO this 25<sup>th</sup> day of October, 2004:

Signature on File in Board Office

DIANE M. WADE

## **FINAL ORDER**

**NOW, THEREFORE**, based on the Stipulation by Diane M. Wade (Wade) above, which is incorporated herein by this reference, and pursuant to ORS 183.415(5), ORS 675.540, ORS 675.595, and OAR 877-020-0031, it is hereby **ORDERED** that:

(1) The above Stipulation for Voluntary Surrender of Clinical Social Work License in lieu of revocation submitted by Wade is accepted;

(2) Wade shall within ten (10) days surrender to the Board her Licensed Clinical Social Worker license;

(3) Wade is, effective immediately, prohibited from using the title of or purporting to be a Licensed Clinical Social Worker, or using any other title that includes those words, unless and until Wade is issued a new Licensed Clinical Social Worker license;

(4) Wade is further prohibited from reapplying for a new Licensed Clinical Social Worker license or Clinical Social Worker Associate certificate for one year from the date of issuance of this Final Order; and

(5) If, after one year from the date of issuance of this Final Order, Wade reapplies to the Board to become a Licensed Clinical Social Worker or a Clinical Social Work Associate and Wade otherwise meets all the requirements for licensure, Wade shall be placed on probation for one year from the date of reinstatement, pursuant to ORS 675.540 and ORS 675.595. The terms and conditions of probation shall be as follows:

a. Wade is supervised by an active Licensed Clinical Social Worker acceptable to the Board. Wade must meet with the supervisor for at least two hours each month to discuss her clinical social work practice and review client boundary and dual relationship issues related thereto. In addition, the supervisor shall review Wade's policies and procedures related to client boundaries and dual relationships and make suggestions to ensure such policies are adequate. Wade shall promptly implement any changes for improvement suggested by the supervisor. The supervisor shall provide

quarterly status reports and a final report directly to the Board regarding the supervision provided to Wade. Wade shall authorize the Board to directly communicate with and receive documents from the supervisor and provide any necessary releases for that to occur;

b. Wade completes, during the probationary period, six hours of continuing education units focused on client boundary and dual relationship ethical issues for clinical social workers. The Board must approve in advance these continuing education courses taken by Wade. These specific continuing education hours are in addition to the normal continuing education requirements for Wade to maintain her license as a clinical social worker. Wade must provide the Board, prior to the end of the probationary period, with the written materials and a report on the courses completed and how she is going to integrate what she learned at these courses into her clinical social work practice;

c. Wade enters into therapy with a licensed professional acceptable to the Board for the period of probation to address her behavior that resulted in the violation admitted herein. Wade must meet with the therapist for a full session at least once a month. The therapist would provide quarterly progress reports and a final report directly to the Board regarding the therapy provided to Wade. Wade would authorize the Board to directly communicate with and receive documents from the therapist and provide any necessary releases for that to occur; and

d. Wade is responsible for all costs required to comply with the above terms of probation.

ISSUED this 6 day of November, 2004.

**BOARD OF CLINICAL SOCIAL WORKERS**  
**State of Oregon**

By: Signature on File in Board Office  
Mark F. Oldham, Chair