

STATE OF MAINE
BOARD OF SOCIAL WORKER LICENSURE

In re:) CONSENT
Albert G. Bouchard) AGREEMENT
Complaint # 2007-SOC-4092)

INTRODUCTION

This document is a Consent Agreement ("the Consent Agreement") concerning disciplinary action against the license of Albert G. Bouchard who practiced as a Licensed Social Worker in the State of Maine. The parties to the Agreement are: Albert G. Bouchard, L.S.W. ("Respondent"); the Maine State Board of Social Worker Licensure ("the Board"); and the State of Maine Department of the Attorney General ("the Attorney General"). The Consent Agreement is entered into pursuant to 10 M.R.S.A. § 8003(5-A)(C); and 32 M.R.S.A. § 7059.

FACTS

1. On August 17, 2007, Respondent was convicted of violating 17-A M.R.S.A. § 353(1) "theft by unauthorized taking or transfer" in the matter of *State v. Albert G. Bouchard*, Aroostook County Superior Court, CASC-CR-2005-00365. The indictment asserted the Mr. Bouchard "did commit theft pursuant to one scheme or course of conduct" by obtaining or exercising control of the property of Larry Murray, Fern Hitchcock, Mona Fatta, and Francis Whitmore. Those individuals were clients of the

Respondent while he worked as a caseworker for the Department of Health and Human Services, Bureau of Elderly and Adult Services. This conviction was for a Class C offense. A copy of the Judgment and Commitment is affixed hereto. As part of the sentencing of the Respondent, he was ordered to pay \$8,2005.89 as restitution to the victims of the thefts.

AGREEMENT

In order to fully resolve this matter without a formal disciplinary adjudicatory hearing, it is hereby agreed among the parties that:

1. Respondent acknowledges the facts set forth in the factual statement above are true and accurate.
2. Respondent acknowledges that the circumstances set forth in the FACTS constitute a violation of 32 M.R.S.A. § 7059(1)(F); in effect at the time, and 5 M.R.S.A. § 5301, et seq., by being convicted of a Class C crime and not having "sufficiently rehabilitated to warrant the public trust" to practice under his license.
3. Respondent also acknowledges that the circumstances set forth in the FACTS constitute violations of 32 M.R.S.A. § 7059(1)(E), in effect at the time, by violating Board Rules, Chapter 16, § 3(3)(G) and NASW Code of Ethics 4.04 "social workers should not participate in, condone or be associated with dishonesty, fraud or deception" by the actions which underlie the criminal conviction referred to above.
4. **Pursuant to 10 M.R.S.A. § 8003(5-A)(C), in order to fully resolve this pending disciplinary matter the Respondent hereby voluntarily agrees to a**

permanent revocation by the Board of his license as a Licensed Social Worker. The Respondent further agrees that he will not file an application for any license from the Board at any time in the future.


5. The Board agrees to take no further disciplinary action against Respondent based on the conduct of Respondent described in the Statement of Facts above, but the Board reserves the right to take any action, including disciplinary action, which it deems appropriate and which is allowed by law, if Respondent fails to fully comply with the terms of this Consent Agreement. In taking any action, including disciplinary action, based on Respondent's failure to fully comply with this Consent Agreement the Board may consider the circumstances surrounding the incident described in the Statement of Facts above and the various acknowledgements that the Respondent has made in this agreement. Furthermore, the Board may consider the misconduct described above as evidence of a pattern of conduct in the event that similar misconduct allegations are brought against Respondent in the future. Additionally, the Board may consider the fact that discipline was imposed by this agreement as a factor in determining appropriate discipline should any further misconduct allegations be proven against Respondent in the future.

6. The parties also agree to the following:
- (a) This Consent Agreement may not be appealed.
 - (b) The terms of this Consent Agreement may only be amended by written agreement of all the parties hereto.

- (c) This Consent Agreement is a public record within the meaning of 1 M.R.S.A. § 402.
- (d) Nothing in this Consent Agreement shall be construed to affect any right or interest of any person not a party hereto.
- (e) **Respondent acknowledges by Respondent's signature hereto that Respondent has read and understands this Consent Agreement; that Respondent has had the opportunity to consult with an attorney before Respondent signed this Consent Agreement; that Respondent has signed this Consent Agreement of Respondent's own free will; and that, by signing this Consent Agreement, Respondent agrees to abide by all the terms and conditions as set forth herein.**

DATED: 2/1/08 
ALBERT G. BOUCHARD

DATED: 2/15/2008 
DEREK HUSSEY, Board Chair
Board of Social Worker Licensure

DATED: 2/15/08 
ROBERT C. PERKINS
Assistant Attorney General