

STATE OF MAINE
BOARD OF SOCIAL WORKER LICENSURE

In re: 2007-SOC-4210) CONSENT
Martha Oster, LCSW) AGREEMENT

INTRODUCTION

This document is a Consent Agreement ("the Consent Agreement") concerning action against the license of Martha Oster to practice as a Licensed Clinical Social Worker in the State of Maine. The parties to the Agreement are: Martha Oster ("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); 10 M.R.S.A. §8003(5)(C)(2); and 32 M.R.S.A. §7059(1)(G).

FACTS

On March 29, 2006, Respondent filed a renewal application for licensure as a Licensed Clinical Social Worker, and answered "Yes" to meeting the continuing education requirements. A continuing education audit was performed in July of 2007, and the Respondent submitted twenty-four (24) hours of continuing education. However, the Board did not accept eighteen (18) of these hours because the continuing education activities did not meet the requirements as outlined and defined in Board Rules, Chapter 14, Section 1. The Respondent submitted additional documentation of continuing education activities, but the Board only approved a total of six (6) hours within the licensing cycle of April 27, 2004 to May 31, 2006.

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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)(G) and Chapter 14, Section 1 of the Board's Rules. The Board and Respondent enter into this Consent Agreement pursuant to 10 M.R.S.A. §8003(5-A)(C).
3. The Board issues a **WARNING** to the Respondent for the above violation(s) and reminds the Respondent to review the continuing education requirements as well as her continuing education documentation before attesting to the continuing education question on the renewal application.
4. Respondent agrees to obtain nineteen (19) hours of continuing education activities, four (4) hours of which must be in social work ethics, pursuant to Chapter 14, Section 1 of the Board Rules. The Respondent agrees to submit proof of completion of these hours within ninety (90) days of signing this Consent Agreement. Only four (4) out of the nineteen (19) hours may be earned from the types of continuing education activities that are outlined and defined in Board Rules, Chapter 14, Section 3(5) (i.e. teaching, writing, reading, and non-interactive distance learning). The Respondent further agrees that the hours earned pursuant to this Consent Agreement are only to be used for the 2004-2006 licensing cycle, and cannot be re-used for any subsequent licensing cycle.

5. The Board agrees to take no further 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.

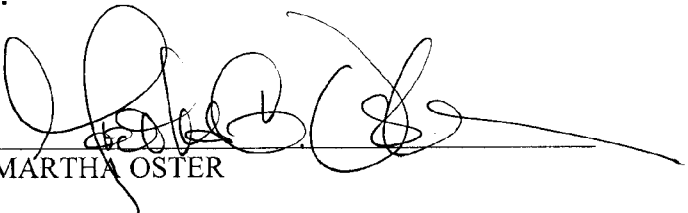
6. The parties also agree to the following:

- (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.

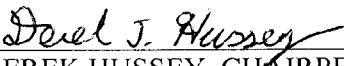
DATED:

04/28/09


MARTHA OSTER


DATED:

5-6-2009


DEREK HUSSEY, CHAIRPERSON
Board of Social Worker Licensure

DATED:

5/11/09


ROBERT C. PERKINS
Assistant Attorney General