

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE SOCIAL WORKER SECTION  
EXAMINING BOARD OF SOCIAL WORKERS  
MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

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IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

BILLY L. YOUNG,  
  
RESPONDENT.

Case No.:LS9910271SOC

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FINAL DECISION AND ORDER  
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The parties to this action for the purposes of Wis. Stats. §227.53 are:

*Billy L. Young,  
N844 Resewood Ave.  
Neillsville, WI 54456*

*Social Worker Section  
Examining Board of Social Workers,  
Marriage and Family Therapists and Professional Counselors  
PO Box 8935  
Madison, WI 53708-8935*

*Department of Regulation and Licensing  
Division of Enforcement  
PO Box 8935  
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision in this matter, subject to the approval of the Social Worker Section. The Section has reviewed this Stipulation and considers it acceptable.

Accordingly, the Section in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Billy L. Young, Respondent, date of birth May 31, 1948, was certified as a social worker in the State of Wisconsin, pursuant to certificate number 397, which was first granted on August 2, 1993.
2. Respondent has not renewed his certificate since it expired on June 30, 1999.
3. Pursuant to §440.08(3), Stats., Respondent could renew his certificate, within five years of its expiration, by payment of a late renewal fee.
4. Respondent received a Bachelor of Science in social work from Mt. Senario College in Ladysmith, Wisconsin in 1985.
5. Respondent's last address reported to the Department of Regulation and Licensing is N844 Resewood Avenue,

COUNT I

6. Respondent was employed as Clinical Services Advisor at Sunburst Youth Homes, Inc. ("Sunburst"), in Neillsville, Wisconsin, from July 1, 1985 until he resigned on February 3, 1999 following his suspension from employment on January 12, 1999.
  7. Sunburst is a residential treatment facility for children between the ages of 7 and 17, who have been referred by court order resulting from either CHIPS petitions or delinquent petitions.
  8. Part of Respondent's job duties at Sunburst was to function as a member of the Social Service Department in assuring treatment outcomes; to provide direct service interventions for clients through therapeutic activities, individual sessions and crisis intervention as needed; to serve as an advisor and consultant for staff related to agency policies and procedures; and to promote effective multidisciplinary team communication and functioning.
  9. Because Respondent's job duties required intervention with youths, crisis management, and intervention-type decision-making in crises, Respondent's work hours were on evenings and weekends.
  10. During the time Respondent was employed at Sunburst, Respondent was in charge of the chess club.
  11. Ms. A, was admitted as a resident at Sunburst on February 9, 1998 pursuant to a dispositional court order, while she was still 16 years of age. She resided there until she escaped the night of July 23-24, 1998.
  12. Ms. A's residence at Sunburst resulted in part from her abuse of alcohol and drugs.
  13. Respondent met Ms. A when she arrived at Sunburst. Approximately 2 months later, Respondent and Ms. A then became friends, and Ms. A joined Respondent's chess club and worked in it with him.
  14. In April, 1998, Respondent started sending Ms. A notes and letters telling her how much he liked her and cared about her.
  15. At the end of April, Respondent and Ms. A started kissing when they met for Chess Club, at Sunburst.
  16. During the next two months, Respondent and Ms. A kissed each other and fondled each other's genitals, which included vaginal penetration, at Sunburst.
  17. On July 24, 1998 at 4:30 AM, Ms. A escaped from Sunburst in an employee's van.
- Respondent, who knew she was an escapee, met her in the area and drove her to Milwaukee.
18. Respondent stayed in two different hotels near the bus station in Milwaukee with Ms. A for two nights and they had sexual intercourse there both nights.
  19. While they were staying at the first hotel, Respondent bought a large bottle of vodka and gave it to Ms. A to drink, which she did consume. Ms. A was 17 years of age at the time.
  20. Respondent subsequently bought a bus ticket for Ms. A, which she used to go to Syracuse, New York to go live with her father.
  21. Approximately 2 weeks after Ms. A went to New York, Respondent broke into Ms. A's social worker's office at Sunburst and obtained Ms. A's father's address and telephone number. Respondent also called Ms. A's mother to see if Ms. A's mother knew where she was.
  22. After Ms. A arrived in New York, Respondent went New York to see Ms. A on three occasions.
  23. On his first visit to New York, Respondent stayed in motels with Ms. A for two nights. Respondent and Ms. A drank alcoholic beverages and had sexual intercourse both nights.
  24. Before leaving New York, Respondent bought several calling cards and gave them to Ms. A so that she could call him when he returned to Wisconsin.
  25. On his second visit to New York, Respondent and Ms. A stayed in multiple motels for 5 or 6 nights. They had sexual intercourse multiple times.
  26. Following his second visit to New York, Respondent wrote letters to Ms. A and talked on the telephone with her one or twice a week.
  27. Respondent drove to Syracuse a third time and sat in Ms. A's father's apartment building parking lot for two days waiting for her. When Respondent could not find Ms. A, he showed various people Ms. A's picture and went

to Child Services in Syracuse trying to get her sent back to Wisconsin.

28. During those two days Respondent was in New York, Ms. A stayed at a friend's apartment to avoid Respondent. On the day Ms. A returned to her father's apartment, Respondent came to the door. Ms. A stayed in her room and her father sent Respondent away.

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29. Upon returning to Wisconsin from New York, Respondent went to Ms. A's mother's home in Oconto looking for Ms. A. He brought gifts to Ms. A's mother's home for

Ms. A.

30. On September 28, 29, 30, October 1 and 2, 1998, Respondent wrote letters to Ms. A in which he professed his love for her and anticipated a time within the following 3 weeks that they would be living together.

## COUNT II

31. In February, 1995, Respondent, his wife, their natural daughter, and their ward, Ms. B, who was 16 years of age at the time, went to Florida on a family vacation.

32. Respondent and his wife had been appointed guardians for Ms. B pursuant to an order of Jackson County Court, with the agreement of Ms. B's parents.

33. Respondent's wife and daughter flew to Florida and back. Respondent and Ms. B drove to Florida and back.

34. Driving down to and back from Florida, Respondent and Ms. B stayed in motels and slept in the same room. At night, Respondent would get in bed with Ms. B and put his arms around her.

35. On the trip down to Florida, Respondent and Ms. B stayed in a motel in Valdosta Georgia that had a swimming pool. Respondent and Ms. B went swimming and Respondent subsequently asked Ms. B why they did not just skinny dip. Ms. B responded that it would have felt uncomfortable.

36. The room in which Respondent and Ms. B stayed in that night in Valdosta, Georgia had 2 beds. Respondent asked Ms. B if he could sleep in the same bed with her because sleeping by himself made him feel really alone and like nobody cares. They slept in the same bed.

37. On the return trip from Florida, Respondent again rented a room in a motel in Valdosta, Georgia. The bathroom had a whirlpool.

38. Respondent called out to Ms. B from the bathroom "[Ms. B], come in here and figure how to turn this on." Ms. B answered "Okay, I'm coming in now, is that okay?" and Respondent said "Ya." Ms. B walked in and Respondent was laying in the tub naked. He did not try to cover himself or shut the shower curtain. Ms. B turned the whirlpool on and walked out of the bathroom.

39. Further along the return trip from Florida, Respondent and Ms. B stayed at a motel in Indiana. Respondent and Ms. B watched a show on cable television called "Real Sex Eleven". Afterwards, Respondent asked Ms. B what a clitoris was and asked her to draw a picture and also asked how he should ask somebody if he could see their clitoris. He told Ms. B that he was uncomfortable to ask his wife and so he asked Ms. B.

40. Although Ms. B was not Respondent's client, no minimally competent social worker would engage in the conduct which Respondent engaged in with Ms. B.

## CONCLUSIONS OF LAW

1. The Social Worker Section of the Wisconsin Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors has jurisdiction over this matter pursuant to §457.26(2), Stats.

2. The Social Worker Section of the Wisconsin Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors has authority to enter into this stipulated resolution pursuant to §227.44(5), Stats.

3. Respondent's conduct, as set forth in Count I above, constitutes gross negligence in practice in violation of Wis. Adm. Code § SFC 20.02(22) and subjects Respondent to discipline pursuant to §457.26(2)(f), Stats.

4. Respondent's conduct, as set forth in Count I above, constitutes engaging in sexual contact with a client, in violation of Wis. Adm. Code § SFC 20.02(11) and subjects Respondent to discipline pursuant to § 457.26(2)(f), Stats.

5. Respondent's conduct, as set forth in Count I above, constitutes engaging in a dual relationship that may impair the credentialed person's objectivity or create a conflict of interest, in violation of Wis. Adm. Code § SFC

20.02(13) and subjects Respondent to discipline pursuant to § 457.26(2)(f), Stats.

6. Respondent's conduct, as set forth in paragraphs 16 and 18, constitutes engaging in sexual intercourse with a child age 16 or older, in violation of § 948.09, Stats., and is in violation of Wis. Adm. Code SFC § 20.02(2), violating a law of any jurisdiction, the circumstances of which substantially relate to the practice under the credential, and subjects Respondent to discipline pursuant to § 457.26(2)(f), Stats..

7. Respondent's conduct, as set forth in paragraph 19, constitutes procuring for and giving away alcoholic beverages to an underage person not accompanied by her parent or guardian, in violation of § 125.07(1)(a)1, Stats., and is in violation of Wis. Adm. Code

SCF § 20.02(2), violating a law of any jurisdiction, the circumstances of which substantially relate to the practice under the credential, and subjects Respondent to discipline pursuant to

§ 457.26(2)(f), Stats.

8. Respondent's conduct, as set forth in Count II above, constitutes unprofessional conduct, in violation of Wis. Adm. Code § 20.02 and subjects Respondent to discipline pursuant to § 457.26(2)(f).

#### ORDER

1. Billy L. Young's right to renew his certification as a social worker is hereby REVOKED.

2. Billy L. Young shall never reapply for any certification from this Section.

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

Dated at Madison, Wisconsin this 27th day of October, 1999.

Cornelia Gordon-Hempe

Chairperson

Social Worker Section