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STATE OF WISCONSIN

BEFORE THE EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST:

JOSEPH F. VAN BEEK

FINAL DECISION AND ORDER

RESPONDENT

LS0108291SOC

Division of Enforcement Case No. 00 SOC 006

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Joseph F. Van Beek

665 Trumpeter Court # 16

DePere, WI 54116

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 of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Joseph F. Van Beek (D.O.B. 10/08/1951) is duly licensed as a social worker in the state of Wisconsin (certificate #6113). This certificate was first granted on 05/08/1996.
2. Respondent's most recent address on file with the Wisconsin Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors is 665 Trumpeter Court # 16, DePere, WI 54116. Respondent's most recent address known to the Division is 335 Abrams Street, Green Bay, WI 54302.
3. On July 22, 1996, Respondent was found guilty of one [1] count of violation of sec. 943.20(1)(a), Wis. Stats. [Misdemeanor Theft of movable property]. True and correct copies of the Criminal Complaint and Judgment of Conviction in this matter are attached to this Order as Exhibit A.
4. On March 19, 1998, Respondent was found guilty of two [2] counts of violation of sec. 943.10(1)(a), Wis. Stats. [Felony Burglary]. True and correct copies of the Criminal Complaint and Judgment of Conviction in this matter are attached to this Order as Exhibit B.
5. On September 2, 1998, Respondent was found guilty of one [1] count of violation of sec. 940.19(1), Wis. Stats. [Misdemeanor Domestic battery]. True and correct copies of the Criminal Complaint and Judgment of

Conviction in this matter are attached to this Order as Exhibit C.

6. On September 12, 2000, Respondent was found guilty of one [1] count of violation of sec. 943.34 (1)(a), Wis. Stats. [Misdemeanor Receipt of stolen property]. True and correct copies of the Criminal Complaint and Judgment of Conviction in this matter are attached to this Order as Exhibit D.

7. In resolution of this matter, Respondent consents to the issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors has jurisdiction over this matter, pursuant to sec. 441.07, Stats.

2. The Wisconsin Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.

3. The conduct described above constitutes unprofessional conduct within the meaning of sec. 457.26 (1) (b), (f) and (h), Wis. Stats. and Wis. Adm. Code sec. SFC 20.02(2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. The certificate of Joseph F. Van Beek to practice as a social worker in the State of Wisconsin (#6113) is hereby **SUSPENDED** for AN INDEFINITE PERIOD OF TIME.

2. Mr. Van Beek may at any time petition the Board for an order lifting the suspension of Respondent's social worker certificate.

a. A petition submitted under this paragraph shall include: 1) acceptable documentation of full and successful completion by Respondent of all terms and conditions of parole and/or probation imposed against him as a result of the convictions referred to above. Respondent shall provide the Board with current releases complying with state and federal laws, authorizing release and access to respondent's probation and/or parole records; 2) acceptable documentation of any continuing education credits Respondent has obtained in the field of social work during his period of suspension; and 3) documentation of Respondent's employment during his period of suspension.

b. In the exercise of its discretion, the Board in addition may require a personal appearance by Respondent to answer questions in conjunction with his petition.

c. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of secs. 227.01(3) and 227.42, Wis. Stats. The Social Work Section may in its sole discretion determine whether, and under what terms and conditions, Respondent's suspension may be lifted.

3. This Order shall become effective upon the date of its signing.

SOCIAL WORKERS SECTION

EXAMINING BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

By: Cornelia Hempe

10-25-01

A Member of the Section

Date

ADDENDUM

440.08(3), Wis. Stats. Late renewal.

....

(b) The department or the interested examining board or affiliated credentialing board, as appropriate, may promulgate rules requiring the holder of a credential who fails to renew the credential within 5 years after its

renewal date to complete requirements in order to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the department, examining board or affiliated credentialing board determines is necessary to protect the public health, safety or welfare. The rules may not require the holder to complete educational requirements or pass examinations that are more extensive than the educational or examination requirements that must be completed in order to obtain an initial credential from the department, the examining board or the affiliated credentialing board.

Wis. Admin. Code SFC 1.08 Certificate renewal procedures for all sections of the board.

(1) Each person granted a certificate under ch. 457, Stats., is certified for the current certification period only. To renew certification a certificate holder shall by July 1 of the odd-numbered year following initial certification and every 2 years thereafter file with the board an application for renewal on a form prescribed by the board, and submit the fee under s. 440.08 (2), Stats.

(2) A certificate holder who fails to renew certification shall cease and desist from using the title. Within 5 years following the renewal date, a certificate holder may renew the expired certificate without examination by filing with the required renewal application, the renewal fee, and the late renewal fee under s. 440.08 (3), Stats. A certificate holder who fails to renew certification within 5 years of the renewal date may be reinstated by complying with the requirements for obtaining initial certification, including educational and examination requirements which apply at the time application is made.

(3) An applicant for reinstatement of certification following disciplinary action shall meet requirements in sub. (1) and may be required to successfully complete an examination as the board prescribes. An applicant who applies for reinstatement more than 5 years after the date of the order imposing discipline against the applicant may be reinstated by complying with the requirements for obtaining initial certification, including educational and examination requirements which apply at the time the application for reinstatement is made.

(4) The certificate and certificate of biennial certification shall be displayed in a prominent place by each person while certified by the board.

(5) Every certificate holder shall notify the department, in writing, of a change of name or address within 30 days of the change.