

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

THOMASINA JENKINS,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:
:

0002669

Division of Legal Services and Compliance¹ Case No. 12 RSA 030

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Thomasina Jenkins
10721 W. Capital Dr. Suite 126
Milwaukee, WI 53222

Wisconsin Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Thomasina Jenkins, (DOB December 11, 1964), is certified in the State of Wisconsin to practice clinical substance abuse counseling, having certificate number 15353-132, first issued on January 5, 2009, and current through February 28, 2015. Respondent is also certified in the State of Wisconsin as a clinical supervisor in-training, having certificate number 15432-133, first issued February 24, 2011, and current through February 28, 2015.

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

Respondent is licensed in the State of Wisconsin as a clinical social worker, having license number 7605-123, first issued on February 12, 2010 and current through February 28, 2015.

2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 10721 W. Capital Dr. Suite 126, Milwaukee, WI 53222.

3. On July 2, 2012, Respondent met with the Director of Counseling to discuss essential job functions deficiencies based on manager and team audit of cases. Respondent stated she did not keep up with notes, authorizations, and treatment plans. Respondent believed that she did not have the proper resources and internet access to perform her duties. Respondent went to managers for help to resolve these issues.

4. On July 9, 2012, the manager reviewed CDS Client Service summary reports including 28 progress note hours added since meeting on July 3, 2012. Respondent was still missing over 200 hours of progress notes in CDS. A total of 147 client session hours were submitted for billing with no progress note documentation in the client's records.

5. On July 12, 2012, Respondent was terminated from her employment.

6. An audit of progress notes from Respondent's caseload from April through June 2012, found 144 progress notes missing for billed services. Respondent's employer stated that their agency had to return \$8,600.00 to Medicaid and Medicaid HMOs due to the lack of Respondent's documentation for services provided.

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

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction to act in this matter pursuant to Wis. Stat. § 440.88(6), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent Thomasina Jenkins engaged in unprofessional conduct pursuant to Wis. Admin. Code § SPS 164.01(2)(b) by violating a law substantially related to practice as a substance abuse counselor.

3. As a result of the conduct noted in the Conclusions of Law, Respondent is subject to discipline pursuant to Wis. Stat. § 440.88(6).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Thomasina Jenkins (certificate number 15353-132) is REPRIMANDED.

3. The substance abuse certificate issued to Thomasina Jenkins (certificate number 15353-132) is LIMITED as follows:

- a. Within 90 days from the date of this Order, Respondent shall, at Respondent's own expense, successfully complete six (6) hours of education regarding third-party billing for mental health professionals and three (3) hours of education on time management for mental health professionals, offered by a provider pre-approved by the Department's monitoring liaison, including taking and passing any exam offered for the course. Successful completion shall include taking and passing any exam offered for the courses.
- b. Within 30 days of satisfactorily completing the remedial education required above, Respondent shall submit, to the Department Monitor, proof of successful completion. Acceptable proof shall be verification from the institution providing the education.
- c. None of the remedial education completed pursuant to this limitation may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
- d. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed the education as ordered.

4. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$300.00.

5. Respondent shall submit requests, proof, and payments (payable to the Department of Safety and Professional Services) required by or relevant to this Order to the Department Monitor at the address below:

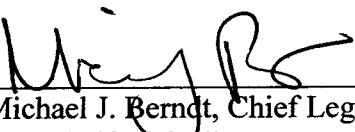
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's certificate. The Department in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs as

ordered and as set forth above, Respondent's certificate (no. 15353-132) may, in the discretion of the Department, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

7. This Order is effective on the date of its signing.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By: 
Michael J. Berndt, Chief Legal Counsel
On Behalf of the Department

10/10/13
Date