

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN BEFORE THE  
SOCIAL WORKER SECTION OF THE MARRIAGE AND FAMILY THERAPY,  
PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
LACEY L. KIMPEL, :  
RESPONDENT. :  
 : 0004088

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Division of Legal Services and Compliance Case No. 13 SOC 086

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

Lacey L. Kimpel  
1737 Erin Lane  
Waukesha, WI 53188

Social Worker Section of the Wisconsin Marriage and Family Therapy,  
Professional Counseling, and Social Work Examining Board  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

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 Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Lacey L. Kimpel (DOB November 24, 1981) is certified by the State of Wisconsin to practice social work, having certificate number 10215-120, first issued on March 11, 2010 and current through February 28, 2017. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1737 Erin Lane, Waukesha, Wisconsin 53188.

2. At all times relevant to this proceeding, Respondent was employed as a social worker with the Rock County Human Services Department, located in Janesville, Wisconsin.

3. eWiSACWIS is a computer database of human services/social work contacts and case reports, most of which is confidential as a matter of law. All county human services departments in Wisconsin have access to the data, including data entered by other human services departments and social workers in all other Wisconsin counties.

4. On July 10, 2013, Respondent was provided with "eWiSACWIS" security rights.

5. On July 17, 2013, Respondent signed the eWiSACWIS user agreement. In doing so, Respondent acknowledged that she must have a valid, work-related reason to access or review any record or part of any record within the eWiSACWIS system.

6. In October 2013, a routine audit of eWiSACWIS was conducted.

7. The audit report showed that Respondent searched eWiSACWIS 1,987 times between July 10, 2013 and October 16, 2013.

8. Respondent's searches included specific cases, social workers and persons receiving services in various counties. Most of Respondent's eWiSACWIS queries were of Respondent's former cases in another county.

9. Respondent did not have authority or a valid work-related reason to conduct searches of her former cases.

10. On October 17, 2013, Respondent's employment was terminated for breaching the Rock County Confidentiality Understanding and eWiSACWIS user agreement.

11. Respondent does not contest that she performed numerous searches on the eWiSACWIS system for information on cases to which she was not assigned.

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

#### CONCLUSIONS OF LAW

1. The Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 457.26, 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, Lacey L. Kimpel engaged in conduct which evidences a lack of ability to apply professional principles.

3. As a result of the above violations, Lacey L. Kimpel is subject to discipline pursuant to Wis. Stat. § 457.26(2)(g).

ORDER

1. The attached Stipulation is accepted.
2. The license to practice social work in the State of Wisconsin issued to Respondent Lacey L. Kimpel, (license number 10215-120) is SUSPENDED for thirty days.
3. Within ninety (90) days from the date of this Order, Lacey L. Kimpel shall pay COSTS of this matter in the amount of \$230.00.
4. Respondent shall send payment of costs (payable to the Wisconsin Department of Safety and Professional Services) 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 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817  
Fax (608) 266-2264  
[DSPPSMonitoring@wisconsin.gov](mailto:DSPPSMonitoring@wisconsin.gov)

5. Violation of any of the terms of this Order, including failure to pay costs as ordered above, may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Section 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 costs, Respondent's license (no. 3204-50) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

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

Dated at Madison, Wisconsin this 17 day of June, 2015

SOCIAL WORKER SECTION OF THE WISCONSIN MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

By:

Nick Smith  
A Member of the Section 

STATE OF WISCONSIN BEFORE THE  
SOCIAL WORKER SECTION OF THE MARRIAGE AND FAMILY THERAPY,  
PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

LACEY L. KIMPEL,  
RESPONDENT.

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:  
:  
:  
:

STIPULATION

0004088

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Division of Legal Services and Compliance Case No. 13 SOC 086

Respondent Lacey L. Kimpel, and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

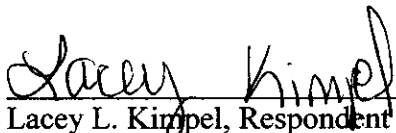
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Section's order, if adopted in the form as attached.

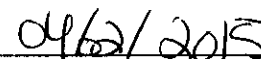
5. If the terms of this Stipulation are not acceptable to the Section, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Section, the parties agree not to contend that the Section has been prejudiced or biased in any manner by the consideration of this attempted resolution.


6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance may appear before the Section in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Section may have in connection with deliberations on the Stipulation.


7. Respondent is informed that should the Section adopt this Stipulation, the Section's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Section adopt this Stipulation and issue the attached Final Decision and Order.

  
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Lacey L. Kimpel, Respondent  
1737 Erin Ln.  
Waukesha, WI 53188  
Certificate no. 10215-120

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
James E. Polewski, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

  
\_\_\_\_\_  
Date