

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscga>

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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

IN THE MATTER OF THE LICENSE OF :
MOLLIE J. MCRAE, A.P.S.W., : FINAL DECISION AND ORDER
LICENSEE. : FOR REMEDIAL EDUCATION

ORDER 0006314

Division of Legal Services and Compliance Case No. 18 SOC 003

RECEIVED

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

MAR 10 2019

Mollie J. McRae, A.P.S.W.
W15142 County Road CC
Ettrick, WI 54627

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. Licensee Mollie J. McRae, A.P.S.W., (DOB October 24, 1984) is certified in the state of Wisconsin to practice advanced practice social work, having certificate number 129641-121, first granted on March 31, 2015, and current through February 28, 2021. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is W15142 County Road CC, Ettrick, Wisconsin 54627.

2. At all times relevant to this proceeding, Licensee was employed as a social worker at a government agency located in Whitehall, Wisconsin.

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3. On November 11, 2017, Licensee took Resident A, who was resident at a health care center (Center), and Resident A's friend to the mall to go shopping.

4. The shopping trip was not pre-approved by Licensee's supervisor and occurred outside of regular working hours.

5. On November 11, 2017, at 10:00 a.m., Licensee obtained a day pass, from the Center's staff, to remove Resident A from the Center. Licensee, along with her spouse, child, Resident A, and Resident A's friend, drove Licensee's personal vehicle to the mall. While at the mall, Licensee and her family went separate ways from Resident A and her friend. The groups met up later and returned to the Center at approximately 5:00 p.m.

6. The Licensee admitted that the timeline of events was correct but states she did not gain permission from her supervisor for the trip because permission was not required for things that occur outside of regular working hours.

7. Licensee stated that she did communicate with Resident A's primary social worker prior to the shopping trip and both parties agreed it would be a good opportunity for Resident A since she would be transitioning to a group home soon.

8. Licensee stated that although she was not in direct contact with Resident A at all times while at the mall, she was in contact by phone and guidelines were set before the trip.

9. Licensee was disciplined by the Agency and received the following disciplinary actions: three (3) days of unpaid suspension, Licensee needed to retake HIPAA training certification within month the of December 2017, Licensee's probation conditions were extended for an additional six (6) months, and Licensee was ordered to take additional Ethics and Boundaries training at Licensee's expense within four (4) months.

10. On January 12, 2018, Licensee resigned from her position. Licensee complied with the 3-day suspension and did retake the HIPAA training but did not complete the ethics and boundaries training before she resigned.

11. In resolution of this matter, Licensee 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 is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.

2. Within ninety (90) days of the date of this Order, Mollie J. McRae, A.P.S.W., shall at her own expense take and successfully complete three (3) hours of education on the topic of boundaries and ethics as follows:

- a. Each course attended in satisfaction of this Order must be pre-approved by the Section or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Section and for obtaining the required approval of the courses from the Section or its designee. Licensee must take and pass any exam offered for the course(s).
- b. Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
- c. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Section or Department.

3. Request for approval of courses and proof of successful course completion shall be sent by Licensee 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
DSPSMonitoring@wisconsin.gov

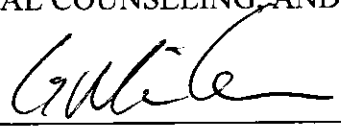
You may also submit this information online via DSPS' Monitoring Case Management System, here:

<https://app.wi.gov/DSPSMonitoring>

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

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

by:


A Member of the Section


Date

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MOLLIE J. MCRAE, A.P.S.W.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0006314

Division of Legal Services and Compliance Case No. 18 SOC 003

Respondent Mollie J. McRae, A.P.S.W., 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.

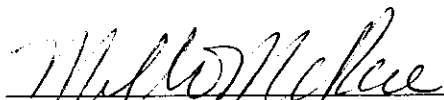
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5. If the terms of this Stipulation are not acceptable to the Section, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. 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 and any member of the Section ever assigned as an advisor in this investigation 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. Additionally, any such advisor may vote on whether the Section should accept this Stipulation and issue the attached Final Decision and Order.

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.


Mollie J. McRae, A.P.S.W., Respondent
W15142 County Road CC
Ettrick, WI 54627
Certificate no. 129641-121

4.13.19
Date


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

4/19/19
Date