

**BEFORE THE
BEHAVIORAL HEALTH AND HUMAN
SERVICES LICENSING BOARD
CAUSE NO: 2018 BHSB**

**IN THE MATTER OF THE LICENSE OF)
)
KEVIN POLLERT, L.C.S.W.)
)
LICENSE NO. 34006077A)**



DECISION ON LICENSE RENEWAL

Kevin Pollert (“Respondent”) appeared before the Behavioral Health and Human Services Licensing Board (“Board”) on July 23, 2018 in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana. He appeared at the request of the Board to answer questions from the Board concerning the renewal of his clinical social worker license.

The Board, after conducting the personal appearance, considering the information presented by the Respondent and reviewing his renewal file, issues the following Decision.

FACTS

1. Respondent submitted an application to renew his license to practice clinical social work in Indiana.
2. On his renewal application, Respondent checked “yes” to the question “Since you last renewed ... have you been arrested, entered into a diversion agreement, been convicted of or pled guilty, or pled nolo contendere to any offense, misdemeanor, or felony in any state?”
3. Respondent was arrested in Johnson County in November 2016 and charged with operating a vehicle while intoxicated endangering a person and reckless driving. He pled

guilty to reckless driving and was sentenced to probation on August 16, 2017. His criminal probation is scheduled to end in August 2018.

4. Respondent's conviction of a crime that is harmful to the public subjects him to discipline under Ind. Code § 25-1-9-4(a)(2)(B).
5. Respondent has demonstrated that he can practice with reasonable skill and safety to the public provided he complies with the probationary terms set out below.

DECISION

Based upon the foregoing, the Board renews the Respondent's license on probation pursuant to Ind. Code § 25-1-5-4(g) subject to the following terms and conditions.

1. Respondent's license to practice clinical social work is placed on indefinite probation. He may petition the Board for withdrawal of probation after he successfully completes his criminal probation.
2. Respondent shall remain on probation until the Board withdraws the probation after a hearing.
3. Respondent shall keep the Board informed of any change in his home address, telephone number, e-mail address, place of employment, or occupation title.
4. Prior to petitioning for withdrawal of probation, Respondent shall submit a copy of his substance abuse assessment.
5. Respondent shall immediately notify the Board of any arrest or substance abuse relapse.
6. Respondent shall not violate any laws regulating the practice of clinical social work
7. The failure of Respondent to comply with these terms may subject him to a show cause hearing and the imposition of further sanctions.

Issued this 19th day of October 2018.

BEHAVIORAL HEALTH AND HUMAN SERVICES
LICENSING BOARD

By:


Stephan Viehweg, L.C.S.W.
Board Chair

NOTICE OF RIGHT TO PETITION FOR REVIEW OF THIS DECISION

You may petition for review of this decision under IC 4-21.5-3-7. The petition must be filed with the Indiana Behavioral Health and Human Services Licensing Board in writing, identifying the reasons for review and demonstrating that you have been aggrieved or adversely affected by the Board's decision. The petition for review must be filed no later than eighteen days from the issuance of this decision unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day which is not a Saturday, a Sunday a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours.

If your petition for review is timely filed and review granted, you will receive notification of an administrative hearing. You or your representative must be present at that hearing. You have the right to be represented by an attorney at your own expense. As petitioner, you will have the burden of proving that the Board's decision is incorrect.

[BALANCE OF PAGE INTENTIONALLY LEFT BLANK]

CERTIFICATE OF SERVICE

I certify that a copy of the Decision on License Renewal has been duly served upon the following:

Kevin Pollert
7725 South Combs Road
Indianapolis, Indiana 46237
Service by U.S. Mail

10/19/2018
Date

Cindy A. Vaughn
Cindy A. Vaughn, Board Director

Behavioral Health and Human Services Licensing Board
Indiana Government Center South
402 West Washington St., W072
Indianapolis, Indiana 46204
Phone: (317) 234-2003
Fax: (317)233-4236
Email: cvaught@pla.in.gov

Explanation of Service Methods:

Service by U.S. Mail: by serving a true copy of the aforesaid document by First Class U.S. Mail, postage prepaid