

IN THE MATTER OF	*	BEFORE THE MARYLAND
	*	
CARLA A. POWELL, C.O.T.A.	*	STATE BOARD OF
	*	
License Number A01897	*	OCCUPATIONAL THERAPY
	*	
Case Number: 2018-038	*	PRACTICE

CONSENT ORDER OF REPRIMAND

On or about June 13, 2018, the Maryland Board of Occupational Therapy Practice (the “Board”) received the licensure renewal application for Carla A. Powell, C.O.T.A. (the “Respondent”), License Number A01897. On her licensure renewal application, the Respondent answered “Y” to Question 6, which asked “Have you ever pled guilty, nolo contendere, or been convicted of, or received probation before judgment for any criminal act?” Attached to the Respondent’s licensure renewal application submitted to the Board were documents from the Court of Common Pleas of Franklin County, Pennsylvania indicating that on March 1, 2017, the Respondent was convicted of writing bad checks. Also attached to the Respondent’s licensure renewal application, was an email dated July 14, 2017, to the Pennsylvania State Board of Occupational Therapy, explaining her criminal conviction.

Based upon the Respondent’s renewal application, attached court documents, and the Respondent’s email dated July 14, 2017, on June 15, 2018, the Board voted to offer a Consent Order of Reprimand to the Respondent, in lieu of issuing Charges for violations of the Maryland Occupational Therapy Practice Act (the “Act”), Md. Health Occ. Code Ann. (“H.O.”) § 10-101 *et seq.* As a result of that offer, the Respondent and the Board agreed to the following Consent Order.

FINDINGS OF FACT

The Board finds that:

1. At all times relevant, the Respondent was licensed to practice as an occupational therapy assistant in the State of Maryland, license number A01897.
2. On or about June 13, 2018, the Board received the Respondent's license renewal application.
3. The Respondent answered "Y" to Question 6, which asked "Have you ever pled guilty, nolo contendere, or been convicted of, or received probation before judgment for any criminal act?".
4. On or about March 1, 2017, in the Court of Common Pleas of Franklin County, Pennsylvania, case number CP-28-CR-227-2017, the Respondent was convicted of one count of writing "Bad Checks." The Respondent was admitted into the "Accelerated Rehabilitative Disposition" program and was placed on twenty-four (24) months supervised probation and ordered to pay restitution in the amount of \$1,025.00.
5. The Board finds that writing "Bad Checks" is a crime involving moral turpitude because it is a crime involving dishonesty and deceit. As the Respondent, on or about March 1, 2017, was convicted of a crime involving moral turpitude, the Board finds that the Respondent violated H.O. § 10-315(6).
6. In an email to the Pennsylvania State Board of Occupational Therapy dated July 14, 2017, the Respondent explained that her criminal act was as a result of financial difficulties that she was experiencing at that time.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the Board concludes that the Respondent violated Md. Code Ann., Health Occ. § 10-315:

- (6) Is convicted of or pleads guilty or nolo contendere to a felony or to a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, it is hereby:

ORDERED that the license of the Respondent to practice as an occupational therapy assistant in the State of Maryland, License Number A01897, is hereby **RENEWED**; and it is further

ORDERED that the license of the Respondent, license number A01897, to practice as a occupational therapy assistant in the State of Maryland is hereby **REPRIMANDED**; and it is further

ORDERED that the Respondent shall comply with the Maryland Occupational Therapy Practice Act, Md. Code Ann., Health Occ. §§ 10-101 *et seq.*, and all federal and State laws and regulations governing the practice of occupational therapy in Maryland; and it is further

ORDERED that this document is a **PUBLIC DOCUMENT** under Md. Code Ann., General Provisions § 4-101, *et seq.*

6/28/18
Date


Wanda R. Banks, MA, OTR/L
Wanda R. Banks, M.A., OTR/L, Chair
Maryland State Board of Occupational Therapy Practice

CONSENT

By this Consent, I acknowledge that I have read this Consent Order in its entirety and I hereby admit the truth of the Findings of Fact and accept and submit to the foregoing Consent Order and its conditions. I acknowledge the legal authority and jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Order. I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to legal counsel authorized to practice law in Maryland, to confront witnesses, to give testimony, to request subpoenas for witnesses, to call witnesses on my own behalf, to introduce testimony and evidence on my own behalf, and to all other substantive and procedural protections provided by law. I waive these rights, as well as any appeal rights under Maryland Code Annotated, State Government Article § 10-222.

I sign this Consent Order after having an opportunity to consult with an attorney, voluntarily and without reservation, and I fully understand and comprehend the language, meaning, terms, and effect of this Consent Order.

6/25/18
Date



Carla A. Powell, License Number A01897

NOTARIZATION

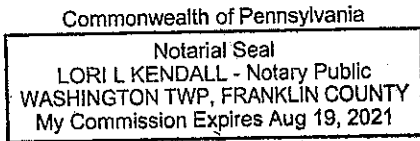
STATE: Penna

CITY/COUNTY: Franklin

I HEREBY CERTIFY that on this 25 day of June, 2018, before me, a Notary Public of the State and City/County aforesaid, personally appeared **Carla A. Powell** and made oath in due form of law that signing the foregoing Consent Order of Probation was the voluntary act and deed of **Carla A. Powell**.

AS WITNESSETH my hand and Notarial Seal.

SEAL



Lori L. Kendall
Notary Public

My Commission Expires: Aug 19, 2021