

m DEPARTMENT
OF HEALTH

PROTECTING, MAINTAINING & IMPROVING THE HEALTH OF ALL MINNESOTANS

February 12, 2018

Ms. Kasandra St. Clair Doelp

RE: MDH File Number SPA17004

Dear Ms. Doelp,

Based on the facts and law in this matter as described in the enclosed Determination, the Minnesota Department of Health (MDH) has determined that you did not cooperate with an MDH investigation, in violation of Minnesota Statutes, section 148.5195, subdivision 3(2). Therefore, MDH is suspending your speech-language pathology license. Further, you violated Minnesota Statute, section 148.5195, subdivision 3(4) when you failed to submit the required continuing education report set forth under Minnesota Statute 148.5193, subdivision 1(b). MDH is imposing a penalty fee for \$1,115. This action is authorized under Minnesota Statutes, section 148.5195, subdivision 4. Please note, that, pursuant to Minnesota Statutes, section 148.5195, subdivision 4, if you fail to cooperate with the MDH investigation within one year of the date of this letter, your right to provide speech-language pathology services in the State of Minnesota will be revoked.

This decision will be made final and effective 30 days from the date it is received by you. During that 30-day period, you have the right to challenge this decision in a contested-case hearing, as provided under Minnesota Statutes, Chapter 14. Requests for a hearing should be made in writing and include specific grounds for challenging the Department's decision. If you wish to request a hearing, please send a written hearing request, within 30 days of your receipt of this letter, to:

Catherine Dittberner Lloyd, Manager
Health Occupations Program
Minnesota Department of Health
PO Box 64882
Saint Paul, MN 55164-0882

You may also deliver your request to 85 East Seventh Place, Suite 220, Saint Paul, MN; or fax it to Ms. Lloyd at (651)201-3839. If you have any questions about this matter, please contact Patricia Forsberg at (651)201-3721.

Sincerely,


Susan Winkelmann, Assistant Division Director
Health Regulation Division

Enclosure

CC: Catherine Dittberner Lloyd, Manager, Health Occupations Program

**A Determination in the Matter of
Kasandra St. Clair Doelp
Speech-Language Pathologist License 8867****Authority:**

1. The Minnesota Department of Health (MDH) has statutory authority to suspend a speech-language pathologist's license for violation of the law under Minnesota Statute 148.5195, subdivision 4(2).
2. Pursuant to 148.5195, subdivision 4(5), MDH may impose a civil penalty not exceeding \$10,000 that deprives the licensee of any economic advantage gained by the violation and that reimburses MDH for costs of the investigation and proceedings resulting in disciplinary action.
3. Pursuant to 148.5195, subdivision 3(2), MDH may take disciplinary action against a speech-language pathologist who has failed, within 30 days, to provide information in response to a written request by the commissioner or advisory council.
4. Pursuant to Minnesota Statute, section 148.5195, subdivision 3(4), MDH may take disciplinary action against a speech-language pathologist for failure to comply with the continuing education requirements set forth under Minnesota Statute 148.5193, subdivision 1(b).

Findings of Fact:

1. On November 4, 2015, MDH sent Kasandra St. Clair Doelp (hereinafter "Practitioner") her speech-language pathologist license renewal notification for license number 8867.
2. Practitioner is also licensed as a speech-language pathologist by the Minnesota Department of Education (number 473256) with an expiration date of 2020.
3. On January 27, 2016, Practitioner's license was renewed. The letter states, "As of January 27, 2016, your Continuing Education (CE) reporting form has not been received. Your CE's are due in our office by February 29, 2016."
4. On October 6, 2016, MDH sent Practitioner a letter informing her that the required continuing education report had not been received.
5. On February 24, 2017, MDH sent Practitioner a letter stating the CE report was not received and assessed a non-disciplinary penalty fee of \$700 pursuant to Minnesota Statute, section 148.5194, subdivision 8(c).

6. On April 7, 2017, that information was forwarded to Investigations and Enforcement for follow-up. A "Notice of Application Investigation" letter was sent to Practitioner on April 10, 2017 requiring a response by May 19, 2017.
7. On May 31, 2017, a second "Notice of Application Investigation" letter was sent to the practitioner. The letter was sent by email on July 17, 2017 to the address her employer listed as her contact email with Independent School District 917.
8. On September 6, 2017, Practitioner told MDH staff she is no longer working in a non-educational setting. MDH staff asked Practitioner to send a letter verifying that she is not providing speech-language pathology services in a non-educational setting.
9. On September 6, 2017, MDH sent Practitioner a letter requesting written documentation that she is no longer working for the two non-educational employers listed in MDH records. MDH also requested the information in an email.
10. On November 29, 2017, MDH sent a Final Notice to Practitioner by certified mail. Practitioner signed for the letter on December 2, 2017. Her response was due by December 30, 2017.
11. MDH has not received the requested documentation showing that Practitioner is no longer working for non-educational employers.

Conclusion:

Practitioner violated Minnesota Statute, section 148.5195 subdivision 3(4) when she failed to comply with the continuing education requirements set forth in Minnesota Statute 148.5193, subdivision 1(b). Further, Practitioner violated section 148.5195, subdivision 3(2), when she failed to respond to provide information in response to a written request by the commissioner or advisory council and violated a disciplinary order issued by the commissioner.

Determination:

1. Practitioner's license is hereby suspended. In order to lift the suspension, Practitioner must complete the following:
 - a. Practitioner must submit a report for the 30 contact hours of Continuing Education for the renewal period of February 1, 2014, through January 27, 2016. This is in addition to the 30 contact hours needed for the February 1, 2016, through January 31, 2018 renewal period.
2. Practitioner is assessed a civil penalty of \$1,115, representing the economic advantage gained by the violation and to reimburse MDH for costs of investigations and proceedings to date
 - a. Practitioner may pay the \$1,115 civil penalty in monthly installments of up to 12 months after the effective date of this action. If Practitioner chooses to make installments, she must notify MDH in writing about her intentions. This

document must include how many installments she intends to make, in what amount, and over what time period. Practitioner must send this information to: Health Occupations Program, PO Box 64882, Saint Paul, MN 55164-0882, within 30 days of receipt of this document.

- b. Each payment will be made by check to “State of Minnesota, Treasury,” and mailed to Health Occupations Program, PO Box 64882, Saint Paul, MN 55164-0882. Each payment is due by the last day of each month; however, Practitioner may prepay at any time.
 - c. The penalty may be referred to the Minnesota Collection Enterprise (MCE), Minnesota Department of Revenue, or any other source for collection, if Technician misses a monthly payment by 14 calendar days after the established deadline. When this Order for a penalty becomes public and MDH refers the matter to MCE, MCE is authorized by Minnesota Statute, section 16D.17, to obtain a judgment against Practitioner without further notice or proceeding.
3. Practitioner must cooperate with MDH and all requests for information related to Practitioner’s license as a speech-language pathologist. Practitioner must sign any release forms necessary to obtain information related to her employment and practice as a speech-language pathologist in a non-education setting.
4. Upon completion of the conditions in paragraphs one and two of this Determination, Practitioner may petition MDH, in writing, for the suspension to be lifted. Practitioner must send her request to: Health Occupations Program, Investigation and Enforcement Unit, PO Box 64882, Saint Paul, MN 55164-0882.