

IN THE MATTER OF * **BEFORE THE MARYLAND STATE**
LANCE WILLIAM FULLER * **BOARD FOR THE CERTIFICATION**
APPLICANT * **OF RESIDENTIAL CHILD CARE**
CASE NUMBER: 19-006 * **PROGRAM PROFESSIONALS**

* * * * *

CONSENT ORDER OF REPRIMAND

On or about April 4, 2018, Lance William Fuller (the “Applicant”) submitted an initial certification application for Residential Child and Youth Care Practitioner to the Maryland Board for the Certification of Residential Child Care Program Professionals (the “Board”). Upon completion of a criminal history record check as required by Md. Code Ann. Health Occ. Article (“H.O.”) § 20-302, the Board discovered that the Applicant had a criminal history and the Board initiated an investigation. Based on information received by the Board during the investigation, the Board requested that the Applicant submit a narrative explanation of his criminal history. The Applicant submitted to the Board a narrative statement and the Board subsequently obtained supporting documentation regarding the Applicant’s arrests, charges, and convictions.

Based upon the Applicant’s certification application, the court documents acquired during the Board’s investigation, and the Applicant’s narrative statement, the Board voted to offer a Consent Order of Reprimand to the Applicant, in lieu of issuing Charges for violations of the Maryland Residential Child Care Program Professionals Act (the “Act”), H.O. § 20-101 *et seq.* Specifically, the Board finds that the Applicant appears to have violated H.O. §§ 20-313(b)(1) (“Fraudulently or deceptively obtains or attempts to obtain a certificate for

a...residential child and youth care practitioner...”) and (4) (“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”). As a result of that offer, the Applicant and the Board agreed to the following Consent Order.

FINDINGS OF FACT

The Board finds that:

1. On or about April 4, 2018, the Applicant submitted to the Board an initial certification application for Residential Child and Youth Care Practitioner (the “Application”).
2. On the Application, the Applicant answered “NO” to Question 4: “Have you pled guilty, to, [sic] nolo contendere, been convicted of, or received probation before judgment for any criminal act (excluding misdemeanor traffic violations)?”
3. Court records obtained by the Board show that the Applicant had the following criminal convictions:
 - a. On or about September 8, 2010, in the Dauphin County Court of Pennsylvania, Docket No. CP-22-CR-0002112-2010, the Applicant was convicted of misdemeanor driving under the influence (DUI), first offense.
 - b. On or about February 16, 2012, in the District Court for Anne Arundel County, Case No. 3A00234804, the Applicant was convicted of misdemeanor providing a false statement to an officer, a crime of moral turpitude. The Applicant was sentenced to ninety (90) days incarceration and ordered to two (2) years probation.
 - c. On or about May 30, 2017, the York County Court of Common Pleas, Pennsylvania, the Applicant was convicted of misdemeanor DUI, highest rate of alcohol, second offense. The Applicant was ordered to five (5) years probation. His probation term ends in 2022.
4. On or about May 17, 2018, in response to a request by the Board, the Applicant

submitted a narrative addressing his criminal history. The Applicant acknowledged his criminal history, but provided no explanation for his failure to disclose his criminal history on his Application.

5. On October 9, 2018, the Applicant met with Board representatives at an informal meeting. The Applicant indicated that he does not drink alcohol anymore and maintains his sobriety for his two young daughters. The Applicant did not provide an explanation for providing false information on his Application.

6. On October 25, 2018, the Board sent the Applicant an email requesting the Applicant submit a written statement explaining why he checked "NO" to Question 4, on his Application when he indeed had a criminal background. The Applicant responded that he verbally addressed the inquiry at the informal meeting. The Applicant has provided no response to the Board's inquiry.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the Board concludes that the Applicant violated Md. Code Ann., Health Occ. § 20-313(b):

- (1) Fraudulently or deceptively obtains or attempts to obtain a certificate for a program administrator or residential child and youth care practitioner, or for another; ...
- (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 request by the Applicant for certification to practice as a residential

child and youth care practitioner in the State of Maryland is hereby **GRANTED**; and it is further

ORDERED that the Board shall **ISSUE** to the Applicant a certification to practice as a residential child and youth care practitioner in the State of Maryland; and it is further

ORDERED that the certification of the Applicant to practice as a residential child and youth care practitioner in the State of Maryland is hereby **REPRIMANDED**; and it is further

ORDERED that the Applicant shall comply with the Maryland Residential Child Care Program Professionals Act, Md. Code Ann., Health Occ. §§ 20-101 *et seq.*, and all federal and State laws and regulations governing the practice as a residential child and youth care practitioner in Maryland; and it is further

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

2/8/19
Date

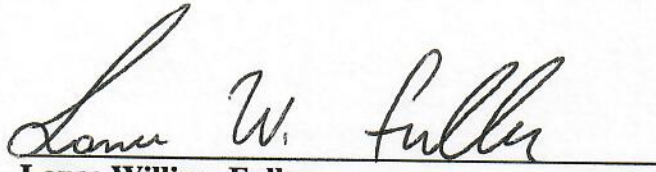
Krystal Holland
Krystal Holland, Chair
Maryland State Board for the Certification of Residential
Child Care Program Professionals

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.

1/31/19
Date


Lance William Fuller

NOTARIZATION

STATE: Maryland

CITY/COUNTY: Baltimore

I HEREBY CERTIFY that on this 31st day of January, 2018, before me, a Notary Public of the State and City/County aforesaid, personally appeared **Lance William Fuller** and made oath in due form of law that signing the foregoing Consent Order of Reprimand was the voluntary act and deed of **Lance William Fuller**.

AS WITNESSETH my hand and Notarial Seal.

SEAL



Mary Elizabeth More

Notary Public

My Commission Expires: April 10, 2019