

**NORTH CAROLINA
GUILFORD COUNTY**

**BEFORE THE NORTH CAROLINA
ADDICTIONS SPECIALIST
PROFESSIONAL PRACTICE BOARD**

NORTH CAROLINA ADDICTIONS)
SPECIALIST PROFESSIONAL)
PRACTICE BOARD,)
Petitioner)
v.)
ARNOLD R. FLACK,)
Respondent)

**CONSENT ORDER
EC-679-21**

THIS MATTER is before a Panel of the Ethics Committee ("the Panel") of the North Carolina Substance Abuse Professional Practice Board ("the Board"), pursuant to Chapter 150B of the North Carolina General Statutes; 21 N.C.A.C. 68.0600, and N.C. Gen. Stat. §90-113.44; with the consent of Respondent Arnold R. Flack ("Flack"), in lieu of a formal hearing on issues raised in that Ethics Complaint filed August 27, 2021.

The Board, with the consent of Flack, makes the following **FINDINGS OF FACT**:

1. Petitioner North Carolina Addictions Specialist Professional Practice Board ("the Board"), was established by G.S. 90-113.32, and is recognized as the registering, certifying, and licensing authority for substance abuse professionals described in the Practice Act. The Board was established to safeguard the public health, safety, and welfare, to protect the public from being harmed by unqualified persons, to assure the highest degree of professional care and conduct on the part of credentialed substance abuse professionals, to provide for the establishment of standards for the education of credentialed substance abuse professionals, and to ensure the availability of credentialed substance abuse professionals of high quality to persons in need of these services. The Board, under authority granted by the Practice Act regulates Board-credentialed persons offering substance abuse counseling services, substance abuse prevention services, or any other substance abuse services for which the Board may grant registration, certification or licensure.
2. Flack is a citizen and resident of Guilford County, North Carolina; and is neither a minor nor an incompetent person.
3. On February 29, 2019, Flack was credentialed by the Board as a licensed Clinical Addictions Specialist (LCAS No. 20169), which status will expire on February 26, 2023, if not renewed.
4. On September 8, 2021, Flack was credentialed by the Board as a Certified Clinical Supervisor ("CCS") (CCS No. 21242), which status will expire on September 7, 2023, if not renewed.

5. On August 27, 2021, the Board received an Ethics Complaint (EC No. 679-21), in which the Complainant asserted that Flack, while Assistant Program Director of the Morse Clinical in Durham, had made unauthorized charges to the Morse Clinic credit card.

6. The facts and circumstances surrounding the unauthorized use of the credit card raised additional issues, including whether or not Respondent was involved in a dual relationship; whether he maintained appropriate professional boundaries; and whether he was using drugs or alcohol to the extent that professional competency was affected, or he suffered impairment.

7. Without making any admission, Flack admits that the Board could prove facts entitling it to permanently revoke all credentials granted by the Board.

8. The parties have agreed, rather than proceed with a previously filed Contested Case, currently with the Office of Administrative Hearings as *North Carolina Addictions Specialist Professional Practice Board v. Arnold R. Flack*, OAH File No. 21 SAP 04729 ("the Contested Case"), to the consent resolution contained herein.

9. More specifically, the parties agree: (a) Flack's license as an LCAS, and his certification as a CCS, should be suspended for five (5) years; and (b) the suspension may be lifted after three (3) years upon Flack's being found fit to practice by a Board approved assessor, with the assessment to be at Flack's sole cost and expense.

**BASED UPON THE FOREGOING FINDINGS OF FACT, THE BOARD
CONCLUDES AS A MATTER OF LAW:**

1. The Board has the power and authority to suspend or revoke Flack's license as a Licensed Clinical Addictions Specialist, and certification as a Certified Clinical Supervisor; to condition lifting of the suspension provided for herein to being found fit to practice by a Board approved assessor; and to require Flack to pay all costs and expenses incurred in any fitness to practice assessment.

2. The resolution provided for in this Consent Order is the appropriate resolution of this matter.

3. Each party should bear its own costs incurred in connection with the Board's investigation.

WHEREFORE, based upon the foregoing FINDINGS OF FACT and CONCLUSIONS OF LAW, and with the consent of the parties, pursuant to the authority set forth in N.C.G.S. § 90-113.33, *et seq.*, it is hereby ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Flack's license as a Licensed Clinical Addictions Specialist (LCAS No. 20169), is hereby suspended for a period of five (5) years; and his certification as a Certified Clinical Supervisor (CCS No. 21242) is suspended for a period of five (5) years.

2. The suspensions provided for in decretal paragraph 1 shall be lifted if more than three (3) years have passed since entry of this Consent Order, and if Flack has been found fit to practice by a Board approved assessor.

3. Flack shall be liable for all costs and expenses incurred in connection with the

fitness to practice evaluation.


4. The Board shall dismiss the Contested Case within five (5) days of entry of this Consent Order.

5. Each party to this proceeding shall bear their own costs, and the Board shall bear its own costs of investigation.

This the 21st day of December, 2021.

NORTH CAROLINA ADDICTIONS
SPECIALIST PROFESSIONAL
PRACTICE BOARD

By:


Kendra Davis, Ethics Chair

STATEMENT OF CONSENT

I, Arnold R. Flack, do hereby certify that I have read the foregoing Consent Order in its entirety, that I have consulted with counsel concerning the contents and effect of the same (or have had the opportunity to consult with counsel and have not done so), and that I voluntarily accept that there is a factual basis for the findings of fact set forth herein; and that those findings of fact are legally sufficient to support the findings, conclusions and discipline provided for therein, and that I assent to the terms of the Consent Order. I further express my understanding that the contents of this Consent Order shall become a part of my record with the Board, and are a public record under North Carolina law.

This the 21st day of December, 2021.

Arnold R. Flack
Arnold R. Flack

Sworn to and subscribed before me
this the 21 day of December, 2021.

Katie Marie Gritton
Notary Public

My commission expires: November 6, 2024

