



Iowa Board of Nursing

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BOARD MEETING MINUTES July 15-17, 2020 9:00 a.m.

This electronic meeting of the Iowa Board of Nursing was held in accordance with Iowa Code section 21.8. The Code states that a governmental body may conduct a meeting by electronic means only if circumstances are such that a meeting in person is impossible or impractical and access is provided to the public. An in-person meeting of the Board to handle this limited agenda was impractical due to the schedules of the Board members and the resources of the Board. This electronic meeting originated in the conference room of the Iowa Board of Nursing office, 400 SW 8th Street, Suite B, Des Moines, IA, and public access to the meeting was provided at this location. The agenda was posted on the Board's Website and sent electronically to those individuals subscribing to GovDelivery.

Board in Attendance

Mark Odden, ARNP, Chairperson
Kathryn Dolter, RN, PhD, Vice Chairperson
Nancy Kramer, RN
B.J. Hoffman Joined 10:58 AM
Stephanie Carr, RN
Amy Beltz, LPN
Gordon Goettsch, DDS

Staff

Kathy Weinberg, MSN, RN, Executive Director
Laura Hudson, RN, Associate Director CE/Workforce
Jimmy Reyes, RN, Associate Director Education/Practice
Maggie Schwarck, RN, Associate Director Licensure
Doug Bartels, Associate Director Enforcement
Bill Hansen, Enforcement
Eric Holsapple, Enforcement
Lucas Bee, Enforcement
Kathleen Beebout, RN, Enforcement
Diane Burkert, RN, Enforcement
Taunya Cunningham, RN, Enforcement
Anne Ryan, RN, Enforcement
Laci Olson, Enforcement
Rhonda Ruby, RN INAP Coordinator
Michele Royer, INAP Case Manager
Tessa Register, Assistant Attorney General
Benjamin Flickinger, Assistant Attorney General
Alan Nagel, Assistant Attorney General
Tracey Westby, Enforcement Secretary

Audience: Beth Johans, Iowa Valley Community College
Anita Nicholson, University of Iowa
Dawn Bowker, Iowa State University
Nancy Kertz, Mercy College of Health Sciences
Joan McCleash, Mercy College of Health Sciences
Jackie Barber, Morningside College
Sharon Guthrie, Mt. Mercy University
Vicent Beech, Waldorf University

July 15, 2020

9:11 a.m. Mark Odden called the meeting to order.

On a motion by Kathryn Dolter, the Board voted to adopt the agenda.

BOARD EDUCATION

Tessa Register, AAG provided education to the board regarding declaratory orders, discipline steps, recusals, and the majority vote rule.

APPROVAL OF MINUTES

On a motion by Nancy Kramer, the Board voted to adopt the minutes from the June 10, 2020, Conference Call.

ADMINISTRATIVE RULES

The Board discussed Chapter 6. Kathryn Dolter commented that the prohibition on delegating certain IV functions to an LPN should be in the RN section in addition to the LPN section. AAG Register stated that staff can make that change and the updated version then will get noticed. Kathy Weinberg stated that the work group worked very hard on chapter 6. Gordon Goettsch asked what the difference was between supervision and proximate area. Kathy Weinberg explained that the new rules update the definition for “proximate area” to be more clear.

Kathryn Dolter made the motion to file the new 655 IAC Chapter 6 Nursing Practice for Registered Nurses/Licensed Practical Nurses, as amended, under notice of intended action.

The Board discussed Chapter 19 rules that were due to be adopted in April. Rhonda Ruby stated the rules have been updated to be put in line with the national standards. Kathy Weinberg said no comments were received during the public comment period. Nancy Kramer made the motion to adopt ARC 4945C, 655 IAC-Chapter 19-Iowa Nurses Assistance Program.

DISCUSSION AND REVIEW OF HF2627

Kathy Weinberg stated the professional licensing boards have established a workgroup for the implementation of HF2627. Kathryn Dolter asked whether COVID-19 or governor proclamations have impacted licensee renewal rate. Kathy Weinberg stated that very few have had questions and very few have not renewed their license. Kathryn Dolter asked how NURSUS is e-notified, and how is that working with the current Governor’s proclamation. Margaret Armagost explained that it is set up in AMANDA using the public side of NURSUS to call the board office. It will show an active status with an expiration in the past. Gordon Goettsch questioned if the nurses will

understand that they will still be required to have continuing education once the proclamation is over. AAG Register explained that the forthcoming guidance will remind licensees that their continuing education requirements will remain the same if they choose to delay renewal, which could result in less time to complete the necessary hours. Kathryn Dolter asked about the application fee below 200% poverty level and how the nurses will be impacted. Kathy Weinberg stated it will not impact renewals, nursing students may qualify. Ms. Weinberg discussed how it will change how the Board reviews a licensee criminal history. AAG Register stated the new law changes the definition of when a conviction can lead to discipline, but we will look at these case by case and decide what rules need to be changed. Kathryn Dolter stated we are doing a good job looking at circumstances.

NATIONAL COUNCIL OF STATE BOARDS OF NURSING PILOT NURSING EDUCATION ANNUAL REPORTS

Jimmy Reyes informed the Board that NCSBN was conducting a pilot nursing education annual report program and we were going to participate. The ADN and BSN programs will be included in the pilot project. NCSBN will review and analyze the raw data from all nursing programs participating in the pilot project. Iowa will be able to compare their data to other state's nursing program's data.

CONSENT AGENDA

AAG Register stated she was asked to look into whether it would be possible to handle certain board agenda items through a consent agenda. She provided a proposed procedure for reviewing nursing education through a consent agenda. Kathryn Dolter stated she valued having individual discussion for nursing education items. Nursing education programs learn what is going on by listening to how other programs are conducting their programs. Ms. Dolter stated that the participation from nursing educators does not take up a lot of time. Nancy Kramer stated she saw the value in a consent agenda, and there are items on education that can be grouped together such as the nursing education program approvals. Mark Odden stated grouping items together would make things much more streamline. Based on the Board's discussion, AAG Register stated as of now the board will keep things as in, but they could consider it again in the future if they wish. Kathryn Dolter stated that we need more participation and that we would only gain 20 minutes in time.

EDUCATION

Kathryn Dolter gave a verbal Committee Report. No action was taken.

On the motion of Nancy Kramer, the Board approved the Nursing Education Program Report presented by Beth Johans and submitted by Iowa Valley Community College, Marshalltown.

On the motion of Nancy Kramer, the Board approved the Nursing Education Program Report presented by Anita Nicholson and submitted by the University of Iowa College of Nursing, Iowa City.

On the motion of Nancy Kramer, the Board approved the Bachelor of Science in Nursing Program Progress Report submitted by Dordt University, Sioux Center.

On the motion of Nancy Kramer, the Board approved the RN to BSN Program Progress Report

presented by Dawn Bowker and Ginny Wangerin and submitted by Iowa State University, Ames.

On the motion of Nancy Kramer, the Board approved the Accelerated Bachelor of Science in Nursing Program Progress Report presented by Joan McLeash and Nancy Kertz and submitted by Mercy College of Health Sciences, Des Moines.

On the motion of Nancy Kramer, the Board approved the Paramedic to BSN Program Progress Report, presented by Nancy Kertz and submitted by Mercy College of Health Sciences, Des Moines.

On the motion of Nancy Kramer, the Board approved the Application for interim approval for the Masters of Science in Nursing Program, presented by Nancy Kertz submitted by Mercy College of Health Sciences, Des Moines.

On the motion of Stephanie Carr, the Board approved the Doctor of Nursing Practice Program Progress Report presented by Jackie Barber, and submitted by Morningside College, Sioux City.

On the motion of Stephanie Carr, the Board approved Doctor of Nursing Practice Program Progress Report presented by Sharon Guthrie, and submitted by Mount Mercy University, Cedar Rapids.

On the motion of Stephanie Carr, the Board approved RN to BSN Program Progress Report presented by Vicent Beech, and submitted by Waldorf University, Forest City.

On the motion of Stephanie Carr, the Board approved Bachelor of Science in Nursing Program Progress Report present by Kimberly Brown and, submitted by William Penn University, Oskaloosa.

On two motions of Stephanie Carr, the Board approved Nursing Program Education Changes, presented by Sharon Little-Stoetzel, and submitted by Graceland University, Lamoni.

Informational Items:

Briar Cliff University Letter change in Chairperson
DMACC change in Director
Hawkeye Community College change in Chair
Purdue Global School of Nursing, Change in Chief Nurse Administrator
St. Lukes College Lorraine Sacino Murphy
St. Lukes Iowa Board of Nursing 5.28.20 CEO change letter
UICON 2020-06-15 IBON re Interim Executive Associate Dean
WITCC Director of Nursing Notification

Nancy Kramer provided the NCLEX RN and PN statistics for Iowa nursing programs for the prior quarter.

PUBLIC COMMENT

Anita Nicholson, University of Iowa read a letter from Julie Zerwick and Cindy Dawson requesting a permanent rule for graduates to obtain a temporary license. They stated there is a need, and

they could see the benefit in keeping this process. AAG Register explained that the board only has statutory authority to issue temporary licenses to endorsement applicants. The current authority to issue temporary licenses for graduates comes from the Governor's Proclamation, so when the proclamation is terminated, the board can no longer issue the licenses without a Code change. So, for the board to create a permanent rule to issue temporary licenses to nursing graduates, the legislature would have to amend Iowa Code, Chapter 152. Kathy Weinberg said she will put the discussion of temporary licenses on the October agenda.

CONTINUING EDUCATION

Gordon Goettsch provided a verbal committee report.

On the motion of Gordon Goettsch, the board voted to deny Financial Training Institute for Iowa Provider approval, due to non-receipt of application materials.

On a motion by Gordon Goettsch, the Board approved the request submitted by Nancy Dykstra recognize her documented coursework towards her disaster health services volunteer certification through the American Red Cross from December 2018 through May 13, 2020, as 25.25 contact hours of continuing education.

On a motion by Amy Beltz, the Board approved the request submitted by Sara Rogers to recognize her attendance at "Physician Administrator Workshop" offered by Evident/CPSI in San Antonio, Texas, from May 22-23, 2019 as 12.0 contact hours of nursing continuing education.

WORKFORCE

On the motion of Kathryn Dolter, the Board appointed Jane Bradley, Ph.D. Administrative Consultant, Bureau of Career and Technical Education, Iowa Department of Education to represent the Iowa Department of Education on the Iowa Center for Nursing Workforce advisory committee.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Kathy Weinberg asked the Board members if they had any questions regarding the Board of Nursing July update which was sent out. There were no questions from Board members.

Margaret Armagost discussed the financial report submitted to the Board, there were no questions.

Kathy Weinberg explained to the Board that the Strategic Plan for FY2018, FY2019 and FY2020 had been completed, any initiatives which still had incomplete issues to resolve would be carried over to the new strategic plan. Ms. Weinberg explained that the work on the Strategic Plan for FY2021, FY2022 and FY2023 was to begin again soon, the work on the plan had been halted due to COVID-19.

Kathy Weinberg informed the Board that the Governor had extended all Licensing Relief in the latest Proclamation, which was now extended to August 23, 2020.

Board Staff and stakeholders from Nursing Practice and Nursing Education met to discuss the

importance of nursing students being able to participate in face to face clinical to ensure quality nursing education and competent nurses. Initiatives that were discussed; the stakeholders would draft a letter to the Governor to suggest that the Governor proclaim nursing students as essential workers, begin conversations with college and university presidents concerning nursing students as essential workers, encourage facilities to pre-hire nursing students, and have students provide their own PPE when in the clinical setting. Kathy Weinberg did remind the group that the Board did not have authority over nursing facilities. Another meeting will be planned in October. Board member Kathy Dolter thanked board staff for initiating these meetings.

Ms. Weinberg informed the Board that DHS Director Kelly Garcia had been appointed as the Interim Director of IDPH.

INAP

Rhonda Ruby and Michelle Royer gave an update on the INAP Program. INAP provided an update for the Board on the impact the pandemic is having on the INAP Program. INAP is experiencing situations they haven't seen before and the program is making adjustments to deal with the pandemic. INAP remains in constant contact with the INAP Committee due to this and the Committee is reviewing cases. INAP is shifting the programs focus from enrollment to effective case management to deal with current caseloads. INAP anticipates high instances of relapse and Non-Compliance may continue due to COVID-19. They are being tasked with finding a balance. Rhonda Ruby stated the INAP Committee are notified of relapses and Non Compliance cases to determine the next steps.

On the motion of Kathryn Dolter, the board approve the Iowa Nurse Assistance Program Committee member Jessica Raun, MBA, BSN, RN.

PUBLIC COMMENT

Lynn Boes, Iowa Nurse Association applauded the Board and action on Chapter 6. Ms. Boes echoed Ms. Dolter's suggestion to add the delegation language to the RN rule. Ms. Boes encouraged the board to do this for clarity and asked that the rules provide more clarity for the proximate-area standard. Ms. Boes stated that nurses want to follow the laws. AAG Register clarified the board had voted to notice the chapter and that added suggestions can be made during the public comment process.

ENFORCEMENT

On the motion of Kathryn Dolter, the board voted to approve the Reactivation Applicant for 20-167 Kristina Richardson.

On the motion of BJ Hoffman, the board voted to deny the Endorsement Applicant for 20-169 Barbara Tindall

On the motion of Kathryn Dolter, the board voted to approved the Endorsement Applicant for 20-189 Joliene Kues

Recess at 12:00 p.m.

Reconvene at 12:45 p.m.

HEARINGS

Hearing Case 18-413 Bonita Pickel

1:06 p.m. Emily Kimes-Schwiesow, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Bonita Pickel was not present.

Assistant Attorney General Ben Flickinger represented the State in this matter.

The hearing was open.

Exhibits 1 to 8 were admitted into evidence on behalf of the State.

Witness for the State: Lucas Bee, Investigator

1: 20 p.m. The record was closed.

Closed Session

1: 20 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

1:30 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

1:30 p.m. On a motion by Kathryn Dolter, the Board voted to direct Administrative Law Judge Emily Kimes-Schwiesow, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 18-413 Bonita Pickel.

Hearing Case 19-498 Tiffany Lentz

1:38 p.m. Emily Kimes-Schwiesow, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Tiffany Lentz was not present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was open.

Exhibits 1 to 7 were admitted into evidence on behalf of the State.

Witness for the State: Taunya Cunningham, Investigator

1: 50 p.m. The record was closed.

Closed Session

1: 50 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session

1:52 p.m. On the motion of Gordon Gottesch, the Board returned to open session.

1:52 p.m. On a motion by Kathryn Dolter, the Board voted to direct Administrative Law Judge Emily Kimes-Schwiesow, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 19-498 Tiffany Lentz.

Closed Session

At 1:58 p.m., on a motion made by Nancy Kramer, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of chapter 17A; and pursuant to Iowa Code section 21.5(1)(h), to discuss specific law enforcement matters, such as allowable tolerances or criteria for the selection, prosecution, or settlement of cases, which if disclosed would facilitate disregard of requirements imposed by law.

Open Session

At 2:41 p.m., on a motion made by Kathryn Dolter, the Board returned to open session.

On the motion of BJ Hoffman, the Board voted to approve the Notices of Hearing and Statements of Charges in the following cases:

- 18-588 Jennifer Kneebone
- 19-020 Lisa Erice
- 19-082 Janelle Holden
- 19-181 Valerie Wahl
- 19-196 Billi Jo Banks
- 19-198 Amber Bishop
- 19-206 Kristine Marlow
- 19-207 Sharon Reeves
- 19-220 Laura Buntten
- 19-232 Remona Brown
- 19-242 Linda Lee
- 19-261 Melissa Daly
- 19-286 Nicole Medina
- 19-321 Collin Willhite (Mark Odden recused)
- 19-461 Brittney Jara
- 19-496 Robyn McElhaney
- 19-511 Jennifer Evins
- 19-529 Amy Reeg

19-532 Nadezhda Martynyik
19-549 Donald Wolf
19-555 Renee Hurtig
20-026 Temeshia Jacobs
20-032 Marcia Ledvina
20-049 Paula Crock
20-067 Alisha Jenecke
20-085 Nicki Armstrong
20-134 Jodi Chitteden
20-152 Marie Forjindam

On the motion of BJ Hoffman, the Board voted to approve the Combined Statements of Charges, Settlement Agreements, and Final Orders for the following cases:

19-305 Anne Pollock
19-323 Angie Sleezer
19-326 Nicole Fuller
20-024 Danielle Osborne
20-046 Lois Akey
20-060 Jessica Akey
20-144 Julie Espenhover
20-191 Kyle Woollet

On the motion of Kathryn Dolter, the Board voted to approve the Settlement Agreement and Final Orders in the following cases:

18-415 Shauna Marlowe
18-592 Richard Harman
19-017 Kristina Linz
19-046 Emily Abbott
19-129 Toni Voissem
19-276 Miranda Songer
19-278 Sherry Miller
19-314 Annette Egesdal
19-377 Jarrod Delp
19-382 Amber Wilson
19-391 Jodi Smith
19-499 Danelle Wabaunasee
19-504 Cynthia Knox

On the motion of Nancy Kramer, the board voted to approve the Stipulated Order for 19-442 Tonya Konigsmark.

On a motion by Mark Odden, the Board voted to approve confidential order for evaluation on the following cases:

20-087
20-186

Hearing Case 19-301 DaOnnise Waters

and Appeals opened the record.

DaOnnise Waters was present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was closed.

Exhibits 1 to 7 were admitted into evidence on behalf of the State.

Witness for the State: Diane Burkert, Investigator

1: 50 p.m. The record was closed.

Closed Session

4:14 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

4:27 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

4:27 p.m. On a motion by Kathryn Dolter, the Board voted to direct Administrative Law Judge Emily Kimes-Schwiesow, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 19-301 DaOnnise Waters.

Hearing Case 20-028 Angela Mayne

4:44 p.m. Emily Kimes-Schwiesow, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Angela Mayne was present.

Assistant Attorney General Benjamin Flickinger represented the State in this matter.

The hearing was closed.

Exhibits 1 to 10 were admitted into evidence on behalf of the State.

Witness for the State: Kathleen Beebout, Investigator

5:39 p.m. The record was closed.

Closed Session

5:39 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

5:49 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

5:49 p.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Emily Kimes-Schwiesow, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 20-028 Angela Mayne.

Hearing Case 19-277 Kim Bair

5:53 p.m. Emily Kimes-Schwiesow, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Kim Bair was not present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was open.

Exhibits 1 to 8 were admitted into evidence on behalf of the State.

Witness for the State: Taunya Cunningham, Investigator

6:05 p.m. The record was closed.

Closed Session

6:05 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session

6:11 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

6:11 p.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Emily Kimes-Schwiesow, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 19-277.

6:15 p.m. Recess

July 15, 2020

8:00 a.m. reconvene in open session

Hearing Case 20-011 Amanda Maynes

8:17 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Amanda Maynes was present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was closed.

Exhibits 1 to 9 were admitted into evidence on behalf of the State.

Witness for the State: Taunya Cunningham, Investigator, William Hansen, Investigator.

8:54 a.m. The record was closed.

Closed Session

8:54 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

9:02 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

9:02 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 20-011 Amanda Maynes.

Hearing Case 19-417 Bobbie Krieger

9:13 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Bobbie Krieger was present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was closed.

Exhibits 1 to 8 were admitted into evidence on behalf of the State. Witness for the State: Diane Burkert.

10:06 a.m. The record was closed.

Closed Session

10:06 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

10:18 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

10:18 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 19-417 Bobbie Krieger.

Hearing Case 19-359 Patricia Vosecky

10:45 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Patricia Vosecky was present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was closed.

Exhibits 1 to 9 were admitted into evidence on behalf of the State.

Witness for the State: Eric Holsapple.

11:24 a.m. The record was closed.

Closed Session

11:24 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

11:27 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

11:27 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 19-359 Patricia Vosecky.

Hearing Case 17-718 Patricia Lopez

11:34 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and

Appeals opened the record.

Patricia Lopez was not present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was open.

Exhibits 1 to 8 were admitted into evidence on behalf of the State.

Witness for the State: Lucas Bee

11:49 a.m. The record was closed.

Closed Session

11:49 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session

11:57 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

11:57 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 17-718 Patricia Lopez.

Recess at 12:00 p.m.

Reconvene at 12:30 p.m.

Hearing Case 18-543 Melissa Fridge

12:32 p.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Melissa Fridge was not present.

Assistant Attorney General Alan Nagel represented the State in this matter.

The hearing was open.

Exhibits 1 to 6 were admitted into evidence on behalf of the State.

Witness for the State: Taunya Cunningham, Investigator, William Hansen, Investigator.

12:50 .m. The record was closed.

Closed Session

12:50 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

1:01 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

1:01 p.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 18-543 Melissa Fridge.

Hearing Case 19-387 Alison Draper

Alison Draper was not present.

Assistant Attorney General Alan Nagel represented the State in this matter and had filed a motion to dismiss charges.

1:28 p.m. On the motion of BJ Hoffman, the board voted to Dismiss 19-387 Allison Draper.

Closed Session

At 1:38 p.m., on a motion made by Kathryn Dolter, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of chapter 17A; and pursuant to Iowa Code section 21.5(1)(h), to discuss specific law enforcement matters, such as allowable tolerances or criteria for the selection, prosecution, or settlement of cases, which if disclosed would facilitate disregard of requirements imposed by law.

Open Session

At 2:56 p.m., on a motion made by Kathryn Dolter, the Board returned to open session.

On a motion by Mark Odden, the board voted to close complaints and investigative reports on the following cases:

18-528

19-298

19-423

19-517

19-559

20-047

20-061

3:00 p.m. Stephanie Carr left the meeting.

Hearing Case 19-239 Lindsay Vaughn-Alvarez

3:13 p.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Lindsay Vaughn-Alvarez was present.

Assistant Attorney General Benjamin Flickinger represented the State in this matter.

The hearing was closed.

Exhibits 1 to 10 were admitted into evidence on behalf of the State.

Witness for the State: Kathleen Beebout

3:46 p.m. The record was closed.

Closed Session

3:46 p.m. On a motion by Nancy Kramer, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session

3:59 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

3:59 p.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 19-239 Lindsay Vaughn-Alvarez.

Hearing Case 19-063 Linda McMahon

4:10 p.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Linda McMahon was present.

Assistant Attorney General Benjamin Flickinger represented the State in this matter.

The hearing was closed.

Exhibits 1 to 9 were admitted into evidence on behalf of the State.

Witness for the State: Eric Holsapple

4:45 p.m. The record was closed.

Closed Session

4:45 p.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

4:52 p.m. On the motion of Kathryn Dolter, the Board returned to open session.

4:52 p.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 19-063 Linda McMahon.

4:53 p.m. Recess

July 17, 2020

Hearing Case 18-545 Lucinda McVey

8:16 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Lucinda McVey was present.

Assistant Attorney General Benjamin Flickinger represented the State in this matter.

The hearing was closed.

Exhibits 1 to 9 were admitted into evidence on behalf of the State.

Witness for the State: Lucas Bee

4:45 p.m. The record was closed.

Closed Session

8:45 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

8:54 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

8:54 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 18-545 Lucinda McVey.

Closed Session

At 9:07 a.m., on a motion made by Kathryn Dolter, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of chapter 17A; and pursuant to Iowa Code section 21.5(1)(h), to discuss specific law enforcement matters, such as allowable tolerances or criteria for the selection, prosecution, or settlement of cases, which if disclosed would facilitate disregard of requirements imposed by law.

Open Session

At 10:03 a.m., on a motion made by Nancy Kramer, the Board returned to open session.

On a motion by Kathryn Dolter, the Board voted to close the following cases:

18-247	19-402	19-541	20-115
18-377	19-406	19-543	20-126
19-205	19-420	19-574	20-135
19-282	19-446	20-056	20-136
19-289	19-448	20-069	20-137
19-292	19-455	20-072	20-138
19-295	19-477	20-101	20-141
19-303	19-489	20-103	20-149
19-310	19-510	20-104	20-151
19-325	19-534	20-109	20-161

Hearing Case 18-069 Melissa DeMaria

11:05 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Melissa DeMaria was not present.

Assistant Attorney General Tessa Register represented the State in this matter.

The hearing was open.

Exhibits 1 to 9 were admitted into evidence on behalf of the State.

Witness for the State: Eric Holsapple

11:21 a.m. The record was closed.

Closed Session

11:21 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

11:23 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

11:23 a.m. On a motion by Kathryn Dolter, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 18-069 Melissa DeMaria.

Hearing Case 19-467 Allysa Sarchett

11:25 a.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Allysa Sarchett was not present.

Assistant Attorney General Tessa Register represented the State in this matter.

The hearing was open.

Exhibits 1 to 11 were admitted into evidence on behalf of the State.

Witness for the State: Anne Ryan.

11:42 a.m. The record was closed.

Closed Session

11:42 a.m. On a motion by Kathryn Dolter, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code section 21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session

11:48 a.m. On the motion of Kathryn Dolter, the Board returned to open session.

11:48 a.m. On a motion by BJ Hoffman, the Board voted to direct Administrative Law Judge Kristine Dreckman, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 19-467 Allysa Sarchett.

11:55 a.m. On the motion of Kathryn Dolter, the board voted to Adjourn.