



Iowa Board of Nursing
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CONFERENCE CALL MINUTES
December 2, 2020
3:00 p.m.

Electronic Meeting: On March 19, Governor Reynolds issued a Proclamation of Disaster Emergency, wherein she temporarily suspended the regulatory provisions of Iowa Code section 21.8 “Electronic Meetings” to the extent the statute prevented a governmental body from holding a meeting by electronic means. Consistent with this Proclamation, conference call instructions for members of the public to participate in the open session portion of the meeting are as follows:

1. At the specified time, dial the Reservations Plus dial-in number (1-866-685-1580).
2. When prompted, enter the conference code (5152814822) followed by #.

Board in Attendance

Mark Odden, CRNA, ARNP, Chairperson
Kathryn Dolter, PhD, RN, Vice Chairperson
B.J. Hoffman
Amy Beltz, LPN
Gordon Goettsch, DDS

Staff

Kathy Weinberg, RN, Executive Director
Laura Hudson, RN, Associate Director CE/Workforce
Jimmy Reyes, RN, Associate Director Education/Practice
Doug Bartels, Associate Director Enforcement
Bill Hansen, Enforcement
Lucas Bee, Enforcement
Kathleen Beebout, RN, Enforcement
Diane Burkert, RN, Enforcement
Taunya Cunningham, RN, Enforcement
Eric Holsapple, Enforcement
Anne Ryan, RN, Enforcement
Laci Olson, Enforcement
Rhonda Ruby, RN, INAP Program Manager
Michele Royer, INAP Case Manager
Tessa Register, Assistant Attorney General
Tracey Westby, Enforcement Secretary
Karly Stamper, Board Secretary

Mark Odden called the meeting to order at 3:00 p.m.

On a motion by BJ Hoffman seconded by Gordon Goettsch, the Board voted to adopt the agenda.

PUBLIC COMMENT

No public comment.

APPROVAL OF MINUTES

On a motion by Kathryn Dolter seconded by Amy Beltz, the Board voted to adopt the minutes from the October 14-16, 2020 Board Meeting pending minor corrections.

On the motion by Kathryn Dolter seconded by Gordon Goettsch, the Board voted to adopt the minutes from the November 4, 2020 Conference Call.

EXECUTIVE DIRECTOR REPORT

Director Weinberg advised the Board that the Board of Medicine was proceeding with proposed legislation that may impact the Board’s hearing procedures. She indicated that she will add this topic for discussion to the January Board Meeting. Board member Dolter expressed some concerns and questions regarding the proposed legislation. AAG Tessa Register advised that the proposed legislation doesn’t mandate that the Board change its process, but rather gives the Board discretion to have some or all disciplinary cases be heard by an ALJ.

DISCUSSION AND VOTE ON LIST OF POTENTIALLY DISQUALIFYING CONVICTIONS (HF 2627)

AAG Tessa Register discussed the list of potentially disqualifying convictions that the Board was required by HF 2627 to create. Ms. Register indicated that the list will be available on the Iowa Board of Nursing website and the Assistant Attorneys General will review the list each year to see if any changes are needed.

Board member Dolter inquired about theft charges, felony convictions, drug and alcohol, and abuse related charges and whether they were all covered on the list. She also inquired if the list covers all felonies. AAG Register advised that not every felony is listed because not every felony is related to the practice of nursing. However, she advised that any applicants with felonies would still be reviewed under the licensure compact, and even if the felony was not on the list of disqualifying convictions, the applicant would still only be issued a single-state license under the compact.

On the motion by Gordon Goettsch seconded by Kathryn Dolter, the Board voted to approve the List of Potentially Disqualifying Convictions.

DISCUSSION AND CONSIDERATION OF 655 IAC- CHAPTER 3

Director Weinberg explained that since the October meeting, we've learned more about the process of tracking the \$25 eligibility determination fee in AMANDA. She reported that the other large boards will not be imposing a fee at this time due to the technical challenges, and asked the Board if the \$25 nonrefundable fee for the review of criminal conviction eligibility per HF 2627 could be removed from the noticed chapter 3 rules until the update to the AMANDA database (AMANDA 7) has been completed. Director Weinberg explained to the Board that the process to make this change in the present AMANDA database would be labor intensive and the work would have to then be duplicated in the updated AMANDA 7. The Board agreed, provided that the Board promptly consider the issue again once AMANDA 7 is implemented.

On the motion by Kathryn Dolter seconded by Gordon Goettsch, the Board moved to have Director Weinberg file the notice of intended action for HF2627 rules regarding eligibility determinations without the requirement that the petitioner pay a \$25 fee.

The Board will reconsider the fee requirement when AMANDA 7 is implemented.

ADMINISTRATIVE APPROVAL OF CONTINUING EDUCATION REQUESTS

Associate Director Laura Hudson discussed the memo regarding administratively approving the Johns Hopkins contact tracing course. She indicated that in the past, procedures have called for special approval requests to be directed to the Board for their approval if contact hours were not listed on the certificates of completion.

On the motion by Gordon Goettsch seconded by Kathryn Dolter, the Board voted to approve the allowance of administrative approval of the licensee submissions of the Johns Hopkins University "COVID-19 Contact Tracing" course as 6.0 hours of nursing continuing education if the required special approval documentation is submitted.

INFORMATION AND DISCUSSION OF SUCCESSFUL PROGRAM COMPLETION IN SUBSTANCE USE DISORDER MONITORING PROGRAM FOR NURSES

Rhonda Ruby presented to the Board on outcomes for successful monitoring programs. It was previously requested by the Board that INAP complete an informational follow up to the Board on the article "Outcomes of Substance Use Disorder Monitoring Programs for Nurses." This article summarized a study group of participants in monitoring programs who successfully completed their respective programs. The report contrasted the study group with INAP successful completions. The information presented to the Board included the programs involved in the study, characteristics of successful program completions, and the how INAP compared to the study programs. It was also discussed that the study examined progress through programs from 2007-2015, well before COVID. It was discussed that COVID may have an impact on INAP participants and possible program completions. The discussion closed with Board members in agreement with INAP's processes for program completion.

ENFORCEMENT

Closed Session

3:35 p.m. On a motion 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; Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and 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 Iowa Code chapter 17A.

Open Session

4:21 p.m. On a motion by Kathryn Dolter seconded by Gordon Goettsch. The Board returned to Open Session.

On a motion by Kathryn Dolter seconded by B.J. Hoffman, the Board voted to approve the Combined Statement of Charges, Settlement Agreement, and Final Orders for the following cases:

19-564 Erin Harbison
19-567 Megan Brummel
20-039 Chalice Stegman
20-105 Stacey Handsaker
20-221 Laurie Weese
20-269 Miranda Weber
20-270 Kimberly Cross

On a motion by B.J. Hoffman, the Board voted close the following cases:

19-136	20-163	20-282	20-322
19-291	20-164	20-284	20-324
19-313	20-244	20-285	20-419
19-544	20-245	20-286	
19-554	20-246	20-287	
20-096	20-262	20-303	
20-128	20-271	20-310	

Closed Session

4:24 p.m. On a motion 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; and 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 Iowa Code chapter 17A.

Open Session

4:37 p.m. On a motion by Gordon Goettsch seconded by Kathryn Dolter. The Board returned to Open Session.

On a motion by Kathryn Dolter seconded by Amy Beltz, the Board voted to approve the Combined Statement of Charges, Settlement Agreements, and Final Orders on the following cases:

19-529 Amy Reeg (B.J. Hoffman recused)
20-148 Pamela Hester (B.J. Hoffman recused)
19-181 Valerie Wahl (B.J. Hoffman recused)
19-198 Amber Bishop (B.J. Hoffman recused)
20-169 Barbara Tindall
20-143 Deborah Rand
20-085 Niki Armstrong
19-241 Sarah Leonard
19-275 Jennifer Dare
19-196 Billi Jo Banks
19-020 Lisa Erice
20-012 Darla Adams
19-496 Robyn McElhaney

On a motion by Kathryn Dolter seconded by Gordon Goettsch, the Board voted to direct Administrative Law Judge Kristine Dreckman to write an order to dismiss the current Findings of Fact, Conclusions of Law, Decision and Orders for the following case:

19-232 Remona Brown

4:43 p.m. The meeting was adjourned.