

Iowa Board of Nursing

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BOARD MEETING MINUTES October 13-14, 2021 9:00 a.m.

Location

400 SW 8th Street Suite H Des Moines, IA 50309

Board in Attendance

Mark Odden, CRNA, ARNP, Chairperson Nancy Kramer, EdD, RN Stephanie Carr, MSN, RN Amy Beltz, LPN Gordon Goettsch, DDS Amber Mahrt, RN, MSN

Board Members Excused

None

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
Rhonda Ruby, RN, INAP Coordinator
Michele Royer, INAP Case Manager
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

Tessa Register, Assistant Attorney General Benjamin Flickinger, Assistant Attorney General Alan Nagel, Assistant Attorney General Tracey Westby, Enforcement Secretary Karly Stamper, Secretary David Brunk, Clerk Specialist Margaret Armagost, Administrative Assistant

Audience:

Teri Peterson, Western Iowa Tech Community College Deb Willyard, Mercy College of Health Sciences Joan McCleish, Mercy College of Health Sciences Jackie Barber, Morningside College Julie Shaw, Mount Mercy University Tara Nichols, Waldorf University Kimberly Brown, William Penn University Melissa Burdi, Purdue University Global

October 13, 2021

9:04 a.m. Mark Odden called the meeting to order.

On a motion by Nancy Kramer, seconded Gordon Goettsch, the Board voted to adopt the amended agenda.

PUBLIC COMMENT

No public comment.

APPROVAL OF MINUTES

On a motion by Gordon Goettsch, seconded by Stephanie Carr, the Board voted to adopt the open minutes from the September 8, 2021, Conference Call.

On a motion by Amber Mahrt, seconded by Amy Beltz, the Board voted to adopt the closed minutes from the September 8, 2021, Conference Call.

LEGISLATIVE REQUEST- ANDREW FUNK, EXECUTIVE DIRECTOR- IOWA BOARD OF PHARMACY

On a motion by Gordon Goettsch, seconded by Stephanie Carr, the Board voted to table the legislative request until later in the meeting to allow additional time for Mr. Funk to arrive in person.

ADMINISTRATIVE RULES

On a motion by Nancy Kramer, seconded by Amber Mahrt, the Board moved to file under Notice of Intended Action to amend 655 IAC, Chapter 1, Administrative and Regulative Authority.

On a motion by Stephanie Carr, seconded by Gordon Goettsch, the Board moved to file under Notice of Intended Action to amend 655 IAC, Chapter 3, Licensure to Practice – Registered Nurse/Licensed Practical Nurse.

On a motion by Amy Beltz, seconded by Nancy Kramer, the Board moved to file under Notice of Intended Action to amend 655 IAC, Chapter 4, Discipline.

On a motion by Gordon Goettsch, seconded by Stephanie Carr, the Board moved to adopt ARC 5778C, Chapter 6, Nursing Practice for Registered Nurses/Licensed Practical Nurses.

MILITARY SERVICE EDUCATION/EXPERIENCE APPLICATION

On a motion by Nancy Kramer, seconded by Amy Beltz, the Board voted to deny the military service education/experience application for Zachariah Grissom.

EDUCATION

On the motion of Nancy Kramer, seconded by Amber Mahrt, the Board approved Nursing Education Program Report, submitted by Western Iowa Tech Community College, Sioux City.

On the motion of Nancy Kramer, seconded by Amber Mahrt, the Board approved the Nursing Program Modifications, submitted by Western Iowa Tech Community College, Sioux City.

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

On the motion of Amber Mahrt, seconded by Nancy Kramer, the Board approved the Accelerated Bachelor of Science in Nursing Program Progress Report, submitted by Mercy College of Health Sciences, Des Moines.

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

On the motion of Amber Mahrt, seconded by Nancy Kramer, the Board approved the Master of Science in Nursing: Organizational and Systems Leadership Program Progress Report, submitted by Mercy College of Health Sciences, Des Moines.

On the motion of Amber Mahrt, seconded by Stephanie Carr, the Board approved the Doctor of Nursing Practice Program Progress Report, submitted by Morningside College, Sioux City.

On the motion of Amber Mahrt, seconded by Nancy Kramer, the Board approved the Doctor of Nursing Practice Program Progress Report, submitted by Mount Mercy University, Cedar Rapids.

On the motion of Stephanie Carr, seconded by Nancy Kramer, the Board approved the RN to BSN Program Progress Report, submitted by Waldorf University, Forest City.

On the motion of Stephanie Carr, seconded by Amber Mahrt, the Board approved the following courses in the RN to BSN program: NUR 4050, NUR 4060 and NUR 4090.

On the motion of Stephanie Carr, seconded by Nancy Kramer, the Board approved the Bachelor of Science in Nursing Program Progress Report, submitted by William Penn University, Oskaloosa.

On the motion of Stephanie Carr, seconded by Nancy Kramer, the Board approved the Nursing Curriculum Modifications submitted by Purdue University Global, Des Moines.

On the motion of Stephanie Carr, seconded by Nancy Kramer, the Board approved the Nursing Curriculum Modifications submitted by Grand View University, Des Moines.

On the motion of Stephanie Carr, seconded by Amber Mahrt, the Board approved the Program Institutional Plan for Assessment and Improvement of NCLEX Results.

Informational Items:

Administrative leadership changes, submitted by Indian Hills Community College, Ottumwa. Administrative leadership changes, submitted by Iowa Wesleyan University, Mount Pleasant. Administrative leadership changes, submitted by Iowa Western Community College, Council Bluffs.

Administrative leadership changes, submitted by Mercy College of Health Sciences, Des Moines. Administrative leadership changes, submitted by Mount Mercy University, Cedar Rapids. Administrative leadership changes, submitted by St Luke's College, Sioux City. Administrative leadership changes, submitted by Northwest Iowa Community College, Sheldon.

Nancy Kramer provided the NCLEX RN and PN statistics for Iowa nursing programs for Quarter 3 2021. The statistics can be found on the Iowa Board of Nursing website.

Recess at 9:49 AM Return at 10:00 AM

LEGISLATIVE REQUEST- ANDREW FUNK, EXECUTIVE DIRECTOR- IOWA BOARD OF PHARMACY

Andrew Funk, Executive Director of the Iowa Board of Pharmacy provided a report regarding legislation that the Iowa Board of Pharmacy intends to file during the upcoming legislative session. The Board of Pharmacy is proposing a Code change to allow registered nurses to administer vaccines, immunizations, and other statewide protocols under the orders of a pharmacist. The change would allow nurses to continue working in pharmacies without having to become separately registered as a pharmacy technician. Mr. Funk clarified the Code change

would not alter or amend the scopes of practice for nurses or pharmacists, and the Board of Pharmacy would update the Board of Nursing regarding any changes to statewide protocols.

On a motion by Amy Beltz, seconded by Gordon Goettsch, the Board moved to have Executive Director Weinberg register in support of the legislation presented by the Iowa Board of Pharmacy when it is introduced during the next legislative session.

WORKFORCE

Laura Hudson, Associate Director of CE/Workforce, provided a verbal report for the Iowa Center for Nursing Workforce activities for the last quarter. Following the release of the Center's report titled *Analysis of COVID-19 Impacts on Nursing Staff* in August, several news stations contacted the Board for interviews. Associate Director Hudson reported that a fact sheet was prepared, a link to the analysis document was provided, and inquiries were referred to the IDPH spokesperson for follow up. Several news stories about nursing shortages and the use of travel nurses were provided by state news agencies in September.

The module developed by the Center and Board staff in partnership with the Area Education Agency for K-12 career planning was launched in August, meeting one of the strategic planning goals. The Committee will explore future strategic planning goals, which includes collaboration with the Iowa Action Coalition to work towards the goals of the National Academy of Medicine's Future of Nursing 2020-2030: Charting a Path to Achieve Health Equity report.

Hudson reported about one committee member's resignation, her involvement with the state's Iowa Rural Healthcare Workforce Task Force, and her participation in the National Forum of State Nursing Workforce Center's finance committee. The next workforce committee meeting will be held virtually on October 20, 2021.

INAP

Rhonda Ruby reported for the INAP program. Rhonda reported that a written INAP report was submitted to Board members with the Board materials that included information on program updates and program case statistics. Rhonda reported that the INAP podcasts were published. There were two episodes published in August and two episodes published in September. The INAP podcast series is now complete. Rhonda reported on the INAP Committee and meetings. Rhonda explained on 09/14/2021, INAPC held its first in-person meeting at the IBON since 2019. On 11/09/2021, INAP will conduct the quarterly conference call and quarterly conference call and quarterly meeting in December. Rhonda reviewed the INAP case statistics. Rhonda reported on program statistics including active case status, the number of combination and single case diagnosis, the case types and case type summary. Rhonda explained to the Board the criteria for inactive cases and the circumstances of an additional death in INAP.

EXECUTIVE DIRECTOR'S REPORT

Director Weinberg gave the following report to the Board members:

The Board of Nursing October 2021 Financial Report was presented by Margaret Armagost and David Brunk.

Director Weinberg requested that the Board review and approve the current fee structure. On a motion by Amy Beltz, seconded by Stephanie Carr, the Board moved to approve the current fee structure including the fees for the ARNP initial license and ARNP reactivation license.

Director Weinberg reviewed the October Board of Nursing Update which was sent to Board members. This is an overview of rules currently in the rule making process, Board of Nursing advisory committees and other work being completed by the board staff. Board members did not have any questions.

Ms. Weinberg provided an update regarding the Emergency Proclamation issued by the Governor. Many of the relief measures provided have now ended. Background checks are now required again and licensees that were previously awarded licensure without a background check due to the Emergency Proclamation were required to submit the documents to IBON or their license would be deactivated and they would be required to go through the reactivation process to activate their license again. Director Weinberg advised that a little over 100 licenses were deactivated due to not receiving the required documents to complete a background check. There were also approximately 5,000 licenses that went inactive due to nurses not renewing during the extended renewal window provided by the Emergency Proclamation.

Director Weinberg also requested that the Board appoint three Board Members to make a legislative committee to provide guidance to IBON on legislative items that come up during the legislative session. On a motion by Amy Beltz, seconded by Gordon Goettsch, the Board moved to create a legislative committee consisting of three Board Members: Chair Mark Odden, Gordon Goettsch, and Amy Beltz.

The draft of the 2020-2021 Annual Report was distributed to Board members. Director Weinberg directed the Board to review the report and if they had questions or concerns to please email Laura Hudson by October 25, 2021. Ms. Hudson would like to publish the final Annual Report by the end of the month.

Recess at 11:09 AM Reconvene at 11:23 AM

ENFORCEMENT

The Board reviewed the following Reactivation Application and took no action, instead coming to consensus to offer a reactivation by consent agreement:

21-402 Kelly Pamperin

On a motion made by Nancy Kramer, seconded by Stephanie Carr, the Board voted to approve the Endorsement Application for the following cases:

21-398 Robert Baker

21-400 Benjamin Tennant

On a motion made by Nancy Kramer, seconded by Stephanie Carr, the Board voted to approve the Examination Application for the following cases:

21-397 Jessica Durr

21-425 Katheryn Klingborg

Closed Session

At 11:39 a.m., on a motion made by Gordon Goettsch, seconded by Stephanie Carr, 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.

Recess at 11:55 AM Reconvened at 1:02 PM

Open Session

At 2:15 p.m, the Board returned to open session.

On the motion of Stephanie Carr, seconded by Amber Mahrt, the Board voted to approve the Endorsement Application for the following cases:

21-399 Chad Hill

21-424 Beth Blair

On the motion of Nancy Kramer, seconded by Stephanie Carr, the Board voted to approve the Examination Application for the following cases:

21-372 Tyler Smith (Amber Mahrt recused)

21-401 Nicole Wright

On the motion of Nancy Kramer, seconded by Stephanie Carr, the Board voted to approve the Voluntary Surrender of License for the following cases:

19-014 Shana Wickham

20-304 Stephanie Holloway

On the motion of Nancy Kramer, seconded by Stephanie Carr, the Board voted to approve the Notices of Hearing and Statement of Charges in the following cases:

20-004 Mona Taylor

20-292 Miranda Figueroa

20-329 Kristen Knauss

20-333 Kristine Wikner (Amy Beltz recused)

20-356 Nathan Tucker

20-380 Terry Seitz

20-393 Mark Hill

20-444 Alicia Schoolcraft

20-463 Shawn Sandersfeld

20-470 Kathlene Roush

21-002 Katrina Steward

21-023 Kori March

21-069 Kayla Johnson

21-116 Derrick Miller

21-179 & 21-333 Michael Slifka

21-205 Ronda Eick

21-213 McKinsey Schurr

21-214 Rhonda Adkins

21-216 Kelsey Baxter

21-318 Allison Krawza

21-327 Jennifer Evins

21-329 Teresa Heithoff

21-353 Patrick Jones

On the motion of Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Combined Statements of Charges, Settlement Agreements, and Final Orders for the following cases:

21-025 Shantal Cieslak

21-272 Kelcy Hamilton

On a motion by Stephanie Carr, seconded by Amy Beltz, the Board voted to approve the Settlement Agreement and Final Orders for the following cases:

19-187 Heather Spidle

20-194 Shawna Rainbolt

20-215 Brenda Huseman

20-315 Serena Jaime

20-358 Neva Summerfield

20-377 Melissa McSparen

20-396 Sheila Young

20-426 Rachel Malone

20-437 Meg Ehlers

21-142 Angela Jennings

21-204 Jenna West

21-209 Erin Shaw

21-228 Cara Klosterman

21-233 Jennifer Baeley

On a motion by Amy Beltz, seconded by Stephanie Carr, the Board voted to approve the Stipulation and Order for Licensure Reinstatement for the following cases:

21-283 Shelly Eslinger

On a motion by Stephanie Carr, seconded by Amber Mahrt, the Board voted to approve the Confidential Order for Evaluation on the following cases: 21-319

Closed Session

At 2:20 p.m., on a motion made by Gordon Goettsch, seconded by Stephanie Carr, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings.

Open Session

At 2:36 p.m., the Board returned to open session.

On a motion by Amy Beltz, seconded by Stephanie Carr, the Board voted to close the following cases:

20-471	21-176	21-284	21-345
21-015	21-177	21-285	21-357
21-070	21-199	21-302	21-381
21-075	21-208	21-305	21-384
21-090	21-248	21-306	21-391
21-118	21-266	21-311	21-411
21-124	21-275	21-326	21-413
21-135	21-277	21-338	

Recess until October 14, 2021 at 9:45 a.m.

October 14, 2021

9:45 a.m. reconvene in open session.

Closed Session

At 9:45 a.m., on a motion made by Gordon Goettsch, seconded by Stephanie Carr, the Board voted unanimously by roll call vote to move into closed session pursuant to lowa Code section 21.5(1)(a).

Open Session

At 9:48 a.m., the Board returned to open session.

On the motion of Nancy Kramer, seconded by Amber Mahrt, the Board voted to approve the Voluntary Surrender of License for the following case: 19-261 Melissa Daly

Recess at 9:49 AM Reconvene at 10:00 AM

Hearing Case 21-012 Angela Beik

10:25 a.m. Emily Kimes-Schwiesow, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Angela Beik was present.

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

The hearing was closed.

12:52 p.m. The record was closed.

Closed Session

12:58 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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

1:19 p.m. The Board returned to open session.

1:19 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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 21-012 Angela Beik.

Recess at 1:19 PM Reconvene at 1:45 PM

Hearing Case 21-103 Patricia Vosecky

1:47 p.m. Emily Kimes-Schwiesow, 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.

2:16 p.m. The record was closed.

Closed Session

2:16 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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

2:32 p.m. The Board returned to open session.

2:33 p.m. On a motion by Stephanie Carr, seconded by Gordon Goettsch, 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 21-103 Patricia Vosecky.

Hearing Case 21-265 Kari Riordan

2:47 p.m. Katie O'Neill, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Kari Riordan was present.

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

The hearing was closed.

3:18 p.m. The record was closed.

Closed Session

3:18 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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

3:28 p.m. The Board returned to open session.

3:28 p.m. On a motion by Stephanie Carr, seconded by Amber Mahrt, the Board voted to direct Administrative Law Judge Katie O'Neill, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 21-265 Kari Riordan.

Hearing Case 21-189 Ted Herrick

3:42 p.m. Katie O'Neill, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Ted Herrick was present.

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

The hearing was closed.

4:29 p.m. The record was closed.

Closed Session

4:29 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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

4:45 p.m. The Board returned to open session.

4:45 p.m. On a motion by Stephanie Carr, seconded by Amber Mahrt, the Board voted to direct Administrative Law Judge Katie O'Neill, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 21-189 Ted Herrick.

Hearing Case 21-325 Vicki Stork

5:00 p.m. Katie O'Neill, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Vicki Stork was present.

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

The hearing was closed.

5:55 p.m. The record was closed.

Closed Session

5:56 p.m. On a motion by Gordon Goettsch, seconded by Stephanie Carr, 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

6:10 p.m. The Board returned to open session.

6:10 p.m. On a motion by Stephanie Carr, seconded by Gordon Goettsch, the Board voted to direct Administrative Law Judge Katie O'Neill, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 21-325 Vicki Stork.

6:11 p.m. The meeting was adjourned.