



Iowa Board of Nursing

400 S.W. 8th Street Suite B Des

Moines, IA 50309-4685

Tel: (515) 281-3255 Fax: (515) 281-4825

Web: nursing.iowa.gov

BOARD MEETING MINUTES

July 13-15, 2022

The meeting was held in the Board of Nursing Health Professions Conference Room, 400 SW 8th Street, Suite H, Des Moines, Iowa 50309. Public access was provided both in-person and remotely via the Zoom platform. Instructions for remote attendance were provided on the agenda. The agenda was posted on the Board's website and sent electronically to those individuals subscribing to GovDelivery.

Board in Attendance

Amber Mahrt, MSN, RN

Gordon Goettsch, DDS

Amy Beltz, LPN

Jackie Barber, EdD, MSN, RN, CNS, CNL

Ryan Stuck, BSN, RN, LNHA

Casey Kennavy, LNHA

Staff

Kathy Weinberg, RN, Executive Director

Jimmy Reyes, RN, Associate Director Education/Practice

Doug Bartels, Associate Director Enforcement

Bill Hansen, Enforcement

Kathleen Beebout, RN, Enforcement

Diane Burkert, RN, Enforcement

Anne Ryan, RN, Enforcement

Eric Holsapple, Enforcement

Laci Olson, Enforcement

Rhonda Ruby, RN, INAP Coordinator

Michele Royer, INAP Case Manager

Tessa Register, Assistant Attorney General

Tracey Westby, Enforcement Secretary

Audience:

Shannon Merk

Dr. Kim Brown

Candace Chihak

Beth Johanns

Neil MacNaughton

Mary Karvalio

Elsy Kurisingal

Dr. Joan McCleish



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Amber Mahrt called the meeting to order at 9:34 AM

On a motion by Jackie Barber, seconded by Gordon Goettsch, the Board voted to adopt the agenda.

PUBLIC COMMENT

APPROVAL OF MINUTES

On a motion by Gordon Goettsch, seconded by Ryan Stuck, the Board voted to approve the June 15, 2022 open minutes.

On a motion by Gordon Goettsch, seconded by Ryan Stuck, the Board voted to approve the June 15, 2022 closed minutes.

PETITION FOR WAIVER

The Board heard petitions for waiver submitted by Mary Karvalio and Elsy Kurisingal, who requested a waiver of rule 655-3.6(2)“c”, which requires a minimum speaking score of 26 on the TOEFL exam for foreign-educated nurses. The petitioners provided statements to the Board. The Board discussed the 2009 NCSBN research initiative that concluded a minimum score of 26 was necessary to perform entry-level nursing safely and effectively. Petitioners were concerned with a loss of nursing education while they studied for the TOEFL exam, which may hinder their ability to later pass the NCLEX. The Board discussed a compromise, which would be to waive rule 3.4(4), which requires passing the TOEFL before the NCLEX. The Board believed this compromise would adequately protect the public and assuage some hardships, as the Petitioners could sit for the NCLEX and demonstrate nursing knowledge, but the Board will not issue a nursing license until they submit proof of obtaining a minimum speaking score of 26 on the TOEFL exam.

On the motion by Gordon Goettsch, seconded by Ryan Stuck, the Board voted to not waive rule 3.6(2)“c” for the Petitioners, and instead waive rule 3.4(4).

EDUCATION

On the motion by Amber Mahrt Bachelor of Science in Nursing Program Progress Report, submitted by Dordt University, Sioux Center.

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



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

On the motion by Amber Mahrt Practical Nursing Program Progress Report submitted by Mercy College of Health Sciences, Des Moines.

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

On the motion by Amber Mahrt Doctor of Nursing Practice Program Progress Report, submitted by Morningside University, Sioux City. Jackie Barber was present.

On the motion by Jackie Barber Accelerated Bachelor of Science in Nursing Program Progress Report, submitted by St. Luke's College, Sioux City. Shannon Merk was present.

On the motion by Jackie Barber RN to BSN Program Progress Report, submitted by Waldorf University, Forest City.

On the motion by Jackie Barber Bachelor of Science in Nursing Program Progress Report, submitted by William Penn University, Oskaloosa. Dr. Kim Brown was present.

On the motion by Jackie Barber Nursing Education Program changes, submitted by Briar Cliff University, Sioux City. Candace Chihak was present.

On the motion by Jackie Barber Nursing Education Program changes, submitted by Iowa Valley Community College, Marshalltown. Beth Johanns was present.

On the motion by Jackie Barber Nursing Education Program changes, submitted by the University of Dubuque, Dubuque. Neil MacNaughton was present.

The Board review the Second Quarter NCLEX® PN and RN results



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CONTINUING EDUCATION

On the motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Provider Report

Gordon Goettsch discussed the following provider report:

There were no new providers

INAP REPORT- Rhonda Ruby & Michele Royer Program Update: Rhonda and Michelle attended the National Organization of Alternative Discipline Program (NOAP) Conference May 16-19, 2022. The conference was held in Albuquerque, New Mexico. Rhonda and Michele served on a discussion panel at the national conference, NOAP. Rhonda and Michele presented on "ATD Program Sharing, Changes since COVID." INAP shared innovative strategies used during COVID to maintain a level of continuity in monitoring. Rhonda & Michele also shared successful changes and unsuccessful changes made to our program because of COVID. A copy of the discussion panel is included in this report. Rhonda will serve on the National Conference Planning Committee for NOAP. Rhonda will assist with other professionals across the country planning the NOAP 2023 national conference that will take place in Florida. The Committee is currently working on themes for the conference and discussing communication strategies to let people know about the conference. Rhonda was also elected to serve on the NOAP, Board of Directors. The term will be in effect, 2022-2024. Rhonda will serve as a member-at-large. Duties consist of representing the interests of respective constituencies and carrying out those responsibilities delegated by the President. INAP was invited to participate in a groundbreaking study with National Council of State Boards of Nursing (NCSBN), called the "Pilot Study of Nurses in Substance Use Disorder Monitoring Programs Established on Evidence- Based Guidelines." This is a follow up to the 2020 preliminary study INAP participated in. One of the goals of the study is to standardize ATDs. This study will consist of two phases using a prospective, longitudinal design. Phase I represents a replication of the 2020 SUD Monitoring Program analysis, and will comprise nurses starting in a participating SUD monitoring program in fall 2022. The nurses will be followed through program completion (approximately 3 years). During Phase II, nurses will be tracked for re-entry to practice through the year 2027 (approximately 2 years). Information about the NCSBN study was included.

INAP Committee: The INAPC is fully staffed. The INAPC met on 06/07/2022 in-person for the quarterly meeting for an all-day meeting. The INAPC reviewed four program updates, two new policies, four INAP non-compliance cases and reviewed eight participant



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appearances at the meeting. The next INAPC Zoom meeting will be August 9, 2022. The next quarterly meeting is 09/13/2022 and will be in-person at IBON.

EXECUTIVE DIRECTOR'S REPORT

Director Weinberg gave an update on the legislative session. The legislature passed a bill allowing RNs to administer vaccines and immunizations under a pharmacist's order at a pharmacy without having to obtain a separate registration. She also stated the Board will be doing rulemaking later in the year in response to two bills: SF2383 (military fee waivers), HF2573 (prescribing opioid antagonists to schools), and HF771 (prescribing bronchodilators and other devices to schools).

Director Weinberg updated the Board on the merger of IDPH and DHS into the Iowa Department of Health and Human Services, which took effect July 1. Board staff continues to work on many initiatives, including new podcast episodes, processing poverty fee-waivers, the five-year review of the Board's rules, updating record retention schedules, cleaning out files, and transitioning to paperless recordkeeping. The latest update to the Board's database, AMANDA 7 will go live on September 10, 2022. Finally, the Board is currently hiring for a Licensing Clerk Specialist and Secretary 3 position. Kendra Lindloff has been hired as the Associate Director of Continuing Education and Workforce.

EXAMINATION APPLICANT

On the motion by Gordon Goettsch, seconded by Jackie Barber, the Board voted to deny the Examination Applicant of 22-169 Victoria Uwaga.

CLOSED SESSION

At 11:28 AM, on the motion by Gordon Goettsch, seconded by Ryan Stuck, the Board voted unanimously by roll-call vote to go 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)(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 chapter 17A.

OPEN SESSION

At 1:55 PM the Board returned to Open Session.



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On the motion by Gordon Goettsch, seconded by Amy Beltz, the Board voted to approve the Reactivation Applicant Consent Order for 22-102 Sarah Wells.

On the motion by Gordon Goettsch, seconded by Amy Beltz, the Board voted to approve the Examination Applicant for 22-208 Yetta Duster.

On the motion by Amy Beltz, seconded by Jackie Barber, the Board voted to approve the Notice of Hearing and Statements of Charges for:

21-280 Rachel Martinez

21-298 Kami Adolf

21-450 Heather Easton

21-477 Miriam Simon

21-521 Brooke Johnston

21-532 Jennifer Pollack

21-574 James Russell

21-584 Teri Dunshee

21-585 Debbie Hird

21-600 Amanda Johnson

On the motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Notice of Hearing and Statements of Charges for:

21-388 Jeffrey Roberts

On the motion by Amy Beltz, seconded by Ryan Stuck, the Board voted to approve the Combined Statement of Charges, Settlement Agreement, and Final Orders for:

21-309 Tiffany Banghart

21-423 Brittney Lapour

22-187 Adam Rowland

On the motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Settlement Agreement and Final Orders for:



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21-085 Nicole McCarty
21-150 Angela Freeman
21-178 Kristy Herbrandson
21-184 Cassandra Vonnahme
21-242 Jayne Kragel
21-351 Amy Hendrickson-Axinte
21-393 Elizabeth Juarez
21-499 Brooke Passow
21-517 Shelly Fossen

On the motion by Amy Beltz, seconded by Ryan Stuck, with Amber Mahrt abstaining, the Board voted to approve the Settlement Agreement and Final Orders for:

21-530 Brittany Hacker

On the motion by Gordon Goettsch, seconded by Ryan Stuck, with Amy Beltz abstaining, the Board voted to approve the Settlement Agreement and Final Orders for:

22-049 Marcus Guider

Contested Case Hearings

Hearing 19-570 Heather Brodie

2:05 PM Administrative Law Judge Kristine Dreckman, Department of Inspections and Appeals opened the record.

Heather Brodie was not present

Assistant Attorney Benjamin Flickinger represented the State in this matter.

The hearing was open.

2:16 PM. The record was closed.

2:16 PM. On a motion by Gordon Goettsch, seconded by Ryan Stuck, 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.



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BOARD MEETING MINUTES
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At 2:23 PM the Board returned to Open Session.

2:24 PM. On a motion by Gordon Goettsch seconded by Ryan Stuck 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 19-570 Heather Brodie.

CLOSED SESSION

At 2:35 PM, on the motion by Ryan Stuck, seconded by Jackie Barber, the Board voted unanimously by roll-call vote to go 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 2:46 PM, the Board returned to Open Session.

On the motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to close the following cases:

- 22-210
- 22-235

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

21-259	21-591	22-131	22-176
21-281	21-620	22-134	22-177
21-334	21-626	22-145	22-180
21-360	22-025	22-161	22-181
21-415	22-094	22-162	22-213
21-500	22-105	22-175	22-214
21-504			

2:47 PM On the motion by Gordon Goettsch, seconded by Ryan Stuck the Board voted to recess until July 14, 2022..



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July 14, 2022

9:00 am reconvene in open session

Contested Case Hearings.

Hearing 20-371 Joanna May

9:05 AM Administrative Law Judge Emily Kimes Schwiesow, Department of Inspections and Appeals opened the record.

Joanna May was not present

Assistant Attorney Alan Nagel represented the State in this matter.

The hearing was open.

9:20 AM. The record was closed.

9:22 AM. On a motion by Ryan Stuck, seconded by Jackie Barber, 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.

At 9:38 AM the Board returned to Open Session.

9:39 AM. On a motion by Gordon Goettsch seconded by Ryan Stuck 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 20-371 Joanna May.

Closed Session

9:40 AM. On a motion by Ryan Stuck, seconded by Jackie Barber, 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

At 9:47 AM the Board returned to Open Session.



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On the motion by Amy Beltz, seconded by Jackie Barber, the Board voted to approve the Settlement Agreement and Final Orders for:

21-428 Sharlene Thurn

21-495 Kerri Berndt

Hearing 21-588 Alexis Reynolds

1:15 PM Administrative Law Judge Emily Kimes Schwiesow, Department of Inspections and Appeals opened the record.

Alexis Reynolds was present

Assistant Attorney Benjamin Flickinger represented the State in this matter.

The hearing was closed.

1:58 PM. The record was closed.

1:58 PM. On a motion by Gordon Goettsch, seconded by Jackie Barber, 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.

At 2:23 PM the Board returned to Open Session.

2:23 PM. On a motion by Gordon Goettsch seconded by Ryan Stuck 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 21-588 Alexis Reynolds

Hearing 21-432 Sara Rouze

3:07 PM Administrative Law Judge Kathleen O'Neil, Department of Inspections and Appeals opened the record.

Sara Rouze was not present



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Assistant Attorney Benjamin Flickinger represented the State in this matter.

The hearing was open.

3:19 PM. The record was closed.

3:19 PM. On a motion by Gordon Goettsch, seconded by Ryan Stuck, 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.

At 3:39 PM the Board returned to Open Session.

3:40 PM. On a motion by Jackie Barber, seconded by Gordon Goettsch the Board voted to direct Administrative Law Judge Kathleen O'Neill, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for case 21-432 Sara Rouze.

3:41 PM On the motion by Gordon Goettsch, seconded by Ryan Stuck the Board voted to recess until July 15.



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Hearing 20-329 Kristen Knauss

8:06 AM Administrative Law Judge Kristine Dreckman, Department of Inspections and Appeals opened the record.

Kristen Knauss was present, represented by attorney Tammy Gentry.

Assistant Attorney Alan Nagel represented the State in this matter.

The hearing was closed.

10:10 AM The record was closed.

10:10 AM. On a motion by Gordon Goettsch, seconded by Amy Beltz, 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.

At 10:55 AM the Board returned to Open Session.

10:56 AM. On a motion by Jackie Barber, seconded by Amy Beltz 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 20-329 Kristen Knauss.

Hearing 21-551 Sarah McGimpsey

11:12 AM Administrative Law Judge Kristine Dreckman, Department of Inspections and Appeals opened the record.

Sarah McGimpsey was not present

Assistant Attorney Alan Nagel represented the State in this matter.

The hearing was open.



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11:59 AM The record was closed.

11:59 AM. On a motion by Jackie Barber, seconded by Gordon Goettsch, 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

At 12:19 PM the Board returned to Open Session.

12:19 PM. On a motion by Jackie Barber, seconded by Ryan Stuck 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 21-551 Sarah McGimpsey.

Hearing 21-012 Angela Beik

12:30 PM Administrative Law Judge Kristine Dreckman, Department of Inspections and Appeals opened the record.

Angela Beik was present, represented by attorneys Trent Nelson and Jefferson Fink.

Assistant Attorney Alan Nagel represented the State in this matter.

The hearing was closed.

2:07 PM. The record was closed.

2:07 PM. On a motion by Gordon Goettsch, seconded by Ryan Stuck, 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.

At 2:53 PM the Board returned to Open Session.



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2:54 PM. On a motion by Gordon Goettsch, seconded by Jackie Barber 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 21-012 Angela Beik.

2:55 PM On the motion by Amy Beltz, seconded by Gordon Goettsch the Board voted to adjourn.