



Iowa Board of Nursing

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BOARD MEETING MINUTES

March 2, 2023

8:00 a.m.

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, RN, MSN, Chairperson

Ryan Stuck, BSN, RN, LNHA

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

Brian Feist, BSN, RN

Board Not in Attendance

Gordon Goettsch, DDS, Vice Chairperson

Amy Beltz, LPN

Casey Kenneavy, LNHA

Staff

Kathy Weinberg, RN, Executive Director

Doug Bartels, Associate Director Enforcement

Eric Holsapple, Enforcement

Laci Olson, Enforcement

Aaron Kephart, RN, Enforcement

Tessa Register, Assistant Attorney General

Tyler Eason, Assistant Attorney General

Katie Carl, Assistant Attorney General

Tracey Westby, Enforcement Secretary

Emily Nordstrom, Secretary

Audience:

None.

8:07 a.m., Amber Mahrt called the meeting to order.

ANNOUNCEMENTS

No announcements.

ADOPTION OF AGENDA

On a motion by Jackie Barber, seconded by Ryan Stuck, the Board voted to adopt the agenda.

Public Comment

No public members provided comment.

Closed Session

8:10 a.m. On a motion made by Ryan Stuck, seconded by Brian Feist, 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; 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 8:12 a.m. The Board returned to open session.

On a motion by Ryan Stuck, seconded by Jackie Barber, the Board voted to return to open session.

On a motion by Jackie Barber, seconded by Ryan Stuck, the Board voted to approve the Settlement Agreements and Final Orders for cases:

22-230 Donna Kemker

22-295 Valerie Barfield

22-348 Danny Nazareth Patterson

22-354 Lacey Friis

Recess until approximately 8:30 a.m.

Hearing Case 22-385 Mary Clayton

8:41 a.m. Emily Kimes, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Mary Clayton was present.

Assistant Attorney General Katie Carl represented the State in this matter.

The hearing was closed.

10:23 a.m. The record was closed.

10:23 a.m. On a motion by Jackie Barber, 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 10:30 a.m. the Board returned to open session.

10:30 a.m. On a motion by Ryan Stuck, seconded by Jackie Barber, the Board voted to direct Administrative Law Judge Emily Kimes, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case 22-385 Mary Clayton.

Hearing Case 22-387 Tara Akers

AAG Katie Carl and the respondent jointly made the request to continue the hearing. Ms. Akers is currently involved in a non-administrative proceeding which is relevant to the current hearing and which contains information that is beneficial to the resolution of the matter. The Board granted the motion and case 22-387 will be continued pending further information.

The Board recessed until 1:00 p.m.

Hearing Case 22-350 Tiffany Banghart

1:02 p.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record. Respondent Tiffany Banghart was personal present. The Respondent made a motion for Board Member Jackie Barber to recuse herself from this matter. After discussion and hearing from both parties, the Board came to a consensus that the Motion to Recuse made by the Respondent should be granted. Ms. Barber subsequently recused herself from further proceedings in the matter. After a brief recess, Board member Gordon Goettsch joined the hearing via videoconference to establish a quorum. Ms. Banghart made a Motion to Continue at this time. After hearing argument from the parties, the Board discussed the matter and denied the Motion to Continue.

Assistant Attorney General Katie Carl represented the State in this matter.

The hearing was closed.

2:55 p.m. The record was closed.

2:55 p.m. On a motion by Ryan Stuck, 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.

At 3:28 p.m. the Board returned to open session.

3:29 p.m. On a motion by Gordon Goettsch, seconded by Brian Feist, 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 22-350 Tiffany Banghart.

Gordon Goettsch left the meeting at this time.

Hearing Cases 22-118, 22-381, 22-436 Katherine Becker

3:47 p.m. Kristine Dreckman, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Katherine Becker was present.

Assistant Attorney General Katie Carl represented the State in this matter.

The hearing was closed.

5:27 p.m. The record was closed.

5:27 p.m. On a motion by Jackie Barber, 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 5:51 p.m. the Board returned to open session.

5:52 p.m. On a motion by Brian Feist, seconded by Ryan Stuck, the Board voted to direct Administrative Law Judge K, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board's deliberations for cases 22-118, 22-381, 22-436 Katherine Becker.

5:52 p.m. On the motion of Brian Feist, seconded by Ryan Stuck, the Board voted to return to open session.

5:54 p.m. On the motion of Ryan Stuck, seconded by Jackie Barber, the Board returned to closed session.

5:55 p.m. On the motion of Jackie Barber, seconded by Ryan Stuck, the Board returned to open session.

5:56 p.m. On the motion of Jackie Barber, seconded by Ryan Stuck, the Board voted to continue the case for 21-486 Rocquel Clark.

5:57 p.m. On the motion by Brian Feist, seconded by Ryan Stuck, the Board voted to Adjourn.