



**Iowa Board of Nursing**  
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CONFERENCE CALL MINUTES  
May 5, 2021  
3:00 p.m.

**Electronic Meeting:** This electronic meeting 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 meeting in person is impossible or impractical and access is provided to the public. Due to ongoing COVID-19, concerns, an in-person meeting was not possible. Public access to this meeting was provided to members of the public via teleconference:

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  
Nancy Kramer, EdD, RN  
B.J. Hoffman  
Stephanie Carr, MSN, RN  
Amy Beltz, LPN  
Gordon Goettsch, DDS  
Amber Mahrt, MSN, RN

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  
Anne Ryan, RN, Enforcement  
Laci Olson, Enforcement  
Rhonda Ruby, RN, INAP Program Manager  
Michele Royer, INAP Case Manager  
Tessa Register, Assistant Attorney General  
Karly Stamper, Board Secretary

Members of the Public:  
Misty Angerick

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

On a motion by BJ Hoffman, seconded by Amy Beltz, the Board voted to adopt the 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 April 7-8, 2021 Board Meeting.

On the motion by Gordon Goettsch, seconded by Stephanie Carr, the Board voted to adopt the closed minutes from the April 7-8, 2021 Board Meeting.

**EXECUTIVE DIRECTOR REPORT**

Director Weinberg introduced the new board member Amber Mahrt. Amber is present for the conference call but will be abstaining from all votes.

The Governor's Proclamation of Disaster Emergency was extended until May 30, 2021, which includes professional licensing relief. Several Proclamation sections contained an additional directive that the public should not expect the provision to be extended after May 30, including the section authorizing the issuance of emergency licenses and the section suspending the requirements for background checks as a condition of licensure. The Board of Nursing maintains a COVID section on the website which is updated to reflect the extension of the Proclamation and all licensing changes due to the pandemic. The website guidance will be updated if and when any proclamation sections are eliminated.

Next conference call is set for June via Zoom. The July Board Meeting will also take place via Zoom. The potential for the October Board Meeting to be in person will be discussed at a later date.

**APPOINTMENT OF BOARD CHAIR AND VICE CHAIR**

On a motion by Nancy Kramer, seconded by B.J. Hoffman, the Board voted to reappoint Mark Odden as the Board Chair.

On a motion by B.J. Hoffman, seconded by Stephanie Carr, the Board voted to appoint Nancy Kramer as the Board Vice Chair.

**BOARD COMMITTEE ASSIGNMENTS**

On a motion by Gordon Goettsch, seconded by Nancy Kramer, the Board voted to add Amber Mahrt to the Board Education Committee.

## **PETITION FOR WAIVER OF 655 IAC 6.3(11) “f” - UCS HEALTHCARE**

On April 16, 2021 UCS Healthcare filed a Petition for Waiver document requesting a waiver of 655 IAC, Chapter 6 Section 6.3(11) “f”.

UCS Healthcare operates 14 locations in Iowa where they offer medication assisted treatment (MAT) for individuals with opioid use disorder. UCS asserts that treatments offered at their locations include dispensing methadone to individuals for onsite and take-home consumption. UCS often utilizes LPNs to provide these services. The LPNs have access to RNs for remote consultation, although the facility does not always have an RN, ARNP, or physician in the proximate area while the LPNs are working.

Board rule 655-6.3(11)“f” states that a licensed practical nurse may provide nursing care in a non-acute care setting, but if LPNs are working in health care clinics, there must be a registered nurse, ARNP, or physician must be present in the proximate area.

Misty Angerick was present on behalf of UCS Healthcare and discussed how LPNs are used in UCS’s facilities. Ms. Angerick requested a waiver from rule 6.3(11)“f” because requiring an RN to be physically present in the proximate area at all times while an LPN was working would result in multiple locations having to close due to inability to staff those locations. If such locations could not remain open, it could deny medication treatment to many Iowans with opioid use disorder.

The Board concluded that UCS Healthcare established the criteria for waiver provided in Iowa Code section 17A.9A(2). On a motion by B.J. Hoffman, seconded by Stephanie Carr, the Board voted to issue waiver number 2021-01 approving the Petition for Waiver of 655 IAC 6.3(11) “f” for UCS Healthcare, West Des Moines.

## **MILITARY SERVICE EDUCATION/EXPERIENCE APPLICATION**

On a motion by Nancy Kramer, seconded by B.J. Hoffman, the Board voted to deny the military service education/experience application for Shanah Herman. B.J. Hoffman noted that the Board routinely denies these applications because the credits are insufficient and asked whether there was more outreach the Board could do to help educate military programs about the requirements to obtain an LPN license so that service members are not misled or misinformed. Jimmy Reyes stated all applicants who seek military credit are provided a letter detailing which credits from their military training and education may count towards an LPN program and a list of schools that are military-friendly, which should help the individual complete their remaining education more quickly. Laura Hudson mentioned the National Governor’s Association (NGA) addressed the topic of military service reciprocity in one of their projects in 2013-2014. About the same time, NCSBN developed their crosswalk and that is what the IBON has followed since the completion of the NGA project. With the NCSBN crosswalk

information there are only a couple of the military schools that meet the education requirements to make someone eligible to sit for the NCLEX.

## **ENFORCEMENT**

### **Closed Session**

3:36 p.m. On a motion by Nancy Kramer, 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.

### **Open Session**

4:27 p.m. On a motion by Amy Beltz, seconded by Gordon Goettsch. The Board returned to Open Session.

On a motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Endorsement Application by Consent Order for the following case:

21-092 Janelle Marlow

On a motion by Amy Beltz, seconded by Gordon Goettsch, the Board voted to approve the Reactivation Application by Consent Order for the following case:

21-052 Christina Harris

On a motion by Amy Beltz, seconded by Nancy Kramer, the Board voted to approve the Combined Statement of Charges, Settlement Agreement, and Final Orders for the following cases:

20-296 Juli Robinson

20-347 Connie Buck

20-387 Jeffrey Shoemaker

20-412 Sue Hendrickson

20-480 Charles Groth

21-007 Temeshia Jacobs

21-030 Jill Vandeheede

21-033 Courtney Vanersvelde

On a motion by Gordon Goettsch, the Board voted close the following cases:

20-001	20-373	20-458	21-027
20-117	20-375	20-475	21-060
20-213	20-386	20-488	21-066
20-341	20-397	20-492	21-102
20-357	20-401	20-497	
20-360	20-408	20-498	
20-361	20-454	21-003	

### **Closed Session**

4:32 p.m. On a motion by Mark Odden, seconded 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**

4:34 p.m. On a motion by Gordon Goettsch, seconded by B.J. Hoffman, the Board returned to open session.

On a motion by Nancy Kramer, seconded by Gordon Goettsch, the Board voted to approve the Findings of Fact, Conclusion of Law, Decision and Order on the following cases with Stephanie Carr abstaining:

20-065 Ashton Ciccetti-Cody

20-177 Sheila Holm

4:35 p.m. On a motion by B.J. Hoffman, seconded by Amy Beltz, the Board voted to adjourn the meeting.