Board Meeting Minutes
February 22, 23, 2012

Date February 22, 2012

Location: North View Room
Holiday Inn
1050 6th Avenue
Des Moines, IA

9:00 AM Convene in Open Session

Board in Attendance
Jane Hasek, RN, Chairperson
Mark Hilliard, RN, Vice Chairperson
Connie Boyd, RN
Gwen Suntken, RN
Debra Larson, LPN
LeRoy Strohman

Board Excused:
Clyde Bradley

Staff
Lorinda Inman, RN, Executive Director
Kathy Weinberg, RN, Associate Director Practice/Education
Lynn Linder, Operations Officer
Chris Newell, RN, Associate Director Enforcement
Doug Bartels, Enforcement
Eric Holsapple, Enforcement
Taunya Cunningham, RN, Enforcement
Diane Burkert, RN, Enforcement
Kathleen Beebout, RN, Enforcement
Kris Watson, RN, Enforcement
Kathy Cornwell, Secretary
Sara Scott, Assistant Attorney General
Rachel Gillum, Student Intern for Attorney General’s Office

Audience
Ami Thompson, St. Ambrose University
Cayla Schwarz, St. Ambrose University
Brittney Hughes, St. Ambrose University
Aubrey Trimble, St. Ambrose University
Ed Killian, St. Ambrose University
Courtney Cosley, St. Ambrose University
Ashton Steinkc, St. Ambrose University
Keelin Kitner, St. Ambrose University
Rachel Senkpeil, St. Ambrose University
Kelcee Sams, St. Ambrose University
Jodi Off, St. Ambrose University
Shannon Carbon, St. Ambrose University
Alex Hemmon, St. Ambrose University
Katelyn Lilienthal, St. Ambrose University
Le Harvey, Indian Hills Community College
Kriston Seals, St. Ambrose University
Brooke Broklaw, St. Ambrose University
Lindsey Smith, St. Ambrose University
Bryce Buehana, St. Ambrose University
Brittney Toops, St. Ambrose University
Lacey Janssen, St. Ambrose University
Jessica Cobo, St. Ambrose University
Sarah Maggiare, St. Ambrose University
Megan Simpson, St. Ambrose University
Sarah Stark, St. Ambrose University
Dar Elbert, Kossuth Regional Health Center – Algona
Patricia Clinton, University of Iowa
Linda Newson
Katalin Brown, St. Ambrose University
Paige Gayeslice, St. Ambrose University
Kaila Jenaman, St. Ambrose University
Carrie Bald, St. Ambrose University
Ashley Harvey, St. Ambrose University
Alex Kurka, St. Ambrose University
Ann Helds, William Penn University
Beth Laurentinal, St. Ambrose University
Jessica Salinas, St. Ambrose University
Corinne Cahill, St. Ambrose University
Shelby Wallace, St. Ambrose University
Sarah Nelson, St. Ambrose University
Kelsey Krogf, St. Ambrose University
Ashton Raymond, St. Ambrose University
Lisa Easton, St. Ambrose University
Grace Ripslinger, St. Ambrose University
Haley Sperlin, St. Ambrose University
Sarah Lyle, St. Ambrose University
Sheila Henard, St. Ambrose University
Cara Scibona, St. Ambrose University
Brittney Jorgensen, St. Ambrose University
Kelly Tranel, St. Ambrose University
Francis Glunta, CWA Iowa State Council
Theresa Murphy, ISNA – CWA
Mary Kovarnan, Morningside College
Marge Welch, William Penn University
Brenda Duree, William Penn University
Roberta Lavin, Clarke University
Ann Weltin, Clarke University
Susan White, Southwestern Community College  
Kendra William Perz, Allen College  
Judith Collins, INA  
Linda Brady, Iowa Health – Des Moines  
Melissa Penner, Kaplan University  
Sheila Burke, Kaplan University  
Dolores Hilden, St Ambrose  
Jay Iverson, IA Nurses Association  
Mary Tarbox, Mount Mercy  
Megan Wagner, St. Ambrose University  
Ragya Sharerea, St Ambrose University  
Kristina Tessendorf, St. Ambrose University  
Lindsey Daivson, St. Ambrose University  
David Shebens, St. Ambrose University  
Ashton Steinke, St. Ambrose University

9:05 AM Board Chair Jane Hasek opened the meeting with a request to have the schools/universities identify their attendance at today’s meeting.

On a motion by Gwen Sunken, the Board voted to adopt the revised agenda.

PUBLIC COMMENT

No Public Comment.

PRESENTATION

Dar Elbert, Assistant Administrator from Kossuth Regional Health Center introduced Troy Lang, Senior Sales Consultant from Care Fusion. Troy gave a demonstration on Automated Medication Dispensing Systems to help the Board understand how dispensing systems assist in limiting and indentifying diversion situations. Dar Elbert responded to Board questions regarding the use of dispensing systems and its impact at Kossuth Regional Health Center.

10:07 AM Recess

10:20 AM Reconvene in Open Session

ENFORCEMENT MATERIALS

On a motion by Mark Hilliard, the Board voted to postpone the hearings in the following cases:

10-556 Kyla Doyle  
10-801 Carrie Johns  
10-927 Judy Fogarty  
10-935 Terae Benjamin  
10-946 Heather Kilpatrick  
11-081 Norma Smith  
11-178 Kristina McGarvey  
11-182 Jill Fehr  
11-194 Suzanne Rosonke

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CONTINUING EDUCATION

New provider:
None

Renewed Providers

26 Grinnell Regional Medical Center, Grinnell
53 VA Central Iowa Health Care System
72 St. Anthony Regional Hospital, Carroll
147 Heartland Area Educational Agency, Johnston
337 Winneshiek Medical Center, Decorah
351 Iowa Hospice, Johnston

Voluntary Relinquishment(s)
None

Provider renewed by Petition for Waiver Last Board Meeting
None

Self-reported error of continuing education requirement

On a motion by LeRoy Strohman, the Board voted to accept the courses “Food Allergies,” and “Asthma & Allergies,” submitted by Christine Block completed on November 17, 2011, from provider 288 for 3 contact hours each.

On a motion by LeRoy Strohman, the Board directed Kimmie Levingood to obtain 13.4 contact hours/1.34 CEUs of make-up credit to cover the deficit of the continuing education credit requirement for license renewal. The deadline to submit verification of this credit to the board office is April 30, 2012.

On a motion by LeRoy Strohman, the Board accepted the courses submitted by Colette Winget “Breast Cancer Screening: Truth or Fiction,” completed on November 13, 2011, and “Are You SAD:
Shedding Light on Seasonal Affective Disorder,” completed on November 14, 2011. Both of these self-study courses are from an ANCC provider, Gannett Education and are 1 contact hour each.

**PUBLIC COMMENT**

No Public Comment.

**PRACTICE**

On a motion by Debra Larson, the Board voted to issue order number 2012-01-PR, which approves the petition for waiver of 655 IAC 3.5 Qualifications for License by Endorsement for foreign educated candidates, submitted by Santiago Sirilan.

On a motion by Debra Larson, the Board voted to approve a one year extension of special licensure for those educated in another country while enrolled in the nursing education program at the University of Iowa, College of Nursing, Iowa City.

**EDUCATION**

**Iowa Wesleyan College**

On a motion by Jane Hasek, the Board voted to accept the Nursing Education Program and response to recommendations and grant full approval for a period of six years to Iowa Wesleyan College, Mount Pleasant.

**Kaplan University, Davenport**

Sheila Burke, RN, MSN, MBA, Dean of Nursing, was present.

On a motion by Connie Boyd, the Board voted to accept the Master of Science in Nursing Program, Nursing Education Report and grant full approval for a period of six years to Kaplan University, Davenport.

On a motion by Connie Boyd, the Board voted to accept the Associate of Science in Nursing Degree Program Progress Report submitted by Kaplan University, Davenport.

**Allen College**

Kendra Williams-Perez, EdD, RN, Dean, School of Nursing, was present.

On a motion by Connie Boyd with Jane Hasek abstaining, the Board voted to accept the Doctor of Nursing Practice Program Progress Report submitted by Allen College, Waterloo.

**Clarke University, Dubuque**

Roberta Proffitt Laven, PhD, Chair Nursing Department, was present

On a motion by Jane Hasek, the Board voted to accept the Doctor of Nursing Practice Program Progress Report, submitted by Clarke University, Dubuque.

On a motion by Jane Hasek, the Board voted to approve the following courses and course syllabi submitted by Clarke University for the FNP/DNP Program:
Graceland University, Lamoni

On a motion by Connie Boyd, the Board voted to accept the Organizational Leadership DNP Program Progress Report, submitted by Graceland University, Lamoni.

Grand View University, Des Moines

On a motion by Jane Hasek, the Board voted to accept the Master of Science in Innovative Leadership with a Major in Nursing Program Progress Report submitted by Grand View University, Des Moines.

Mount Mercy University, Cedar Rapids

Mary Tarbox, RN, EdD Chair, Department of Nursing was present.

On a motion by Connie Boyd, the Board voted to accept the Master’s of Science in Nursing Program Progress Report, submitted by Mount Mercy University, Cedar Rapids.

William Penn University, Oskaloosa

Brenda Duree, RN, PhD, Program Director, William Penn University, Oskaloosa was present.

On a motion by Jane Hasek, the Board voted to accept the RN-BSN Program Progress Report submitted by Brenda Duree, RN, PhD, William Penn University, Oskaloosa.

Indian Hills Community College

Le Harvey, RN, MSN, Nursing Program Director was present.

On a motion by Connie Boyd, the Board voted to approve the following curriculum revisions submitted by Indian Hills Community College, Ottumwa:

Deletion of the following courses:

HSC 268 Health Career Certifications
HSC 139 Healthcare BLS

Addition of the following courses:

PNN 709 Nursing Clinical Experience I
PNN 710 Nursing Clinical Experience IA

Reduced the requirement for graduation from the day and evening PN program from 42 to 41.5 credit hours.

Informational item: Indian Hills Community College will offer the second year, ADN curriculum at the Centerville Campus.
Morningside College, Sioux City

Mary Kovarna, EdD, RN, Professor and Nursing Department Chairperson was present.
On a motion by Jane Hasek, the Board voted to approved the curriculum proposal and following revisions for the BSN program submitted by Morningside College, Sioux City

Deletion of the following courses:

Nurs. 310 Pathophysiology and Pharmacology
Nurs 317 Care of Childbearing Family
Nurs 320 Pediatric Nursing
Nurs 430 NCLEX Review (elective)

Addition of the following courses:

Nurs 210 Nursing Care of the Family
Nurs 212 Pharmacology Principles
Nurs 311 Applied Pathophysiology
Nurs 316 Nursing Care of the Aging Population
Nurs 401 Complex Pediatrics
Nurs 430 NCLEX Preparation

University of Dubuque, Dubuque

On a motion by Connie Boyd, the Board voted to approve the following courses for the BSN program submitted by the University of Dubuque, Dubuque:

NRS 415: Nursing Care of the Adult Population II: Health Care Team Prevention & Condition Management.
NRS 415-P: Nursing Care of the Adult Population II: Practicum

The University of Iowa, Iowa City

Pat Clinton, PhD, ARNP, Clinical Professor, Assistant Dean for Graduate Programs was present.

On a motion by Jane Hasek, the Board voted to approve the revisions for the following courses for the Psychiatric/DNP program submitted by The University of Iowa, Iowa City:

096:250 Psychiatric/ Mental Health Nursing Theory I.
096:251 Psychiatric/Mental Health Nursing Theory II.
096:315 Advanced Practice Clinical Practicum I P/MHNP section.
096:316 Advanced Practice Clinical Practicum IIP/MHNP section.
096:317 Advanced Practice Clinical Practicum III P/MHNP section.

On a motion by Jane Hasek, the Board voted to approve the revised plan of study for the Psychiatric/DNP program increasing the number of hours from 80 to 84 semester hours with 1090 clinical hours, submitted by The University of Iowa, Iowa City.

Informational Items

Curriculum information, Allen College, Waterloo
Head of Program change, Kirkwood Community College

4th Quarter (10/1/11 – 12/30/11) PN and RN NCLEX® results were provided.

PUBLIC COMMENT

Theresa Murphy, Iowa Staff Nurses/Communications Workers of America addressed the Board regarding the proposed changes to Chapter 1 and Chapter 4.

MISCELLANEOUS

On a motion by Mark Hilliard, the Board voted to Adopt and File changes to Chapter 1 Organization of the Board and Meetings as amended.

On a motion by Mark Hilliard, the Board voted to Adopt and File changes to Chapter 4 Discipline as noticed.

Lorinda Inman provided a Legislative update.

HEARING

Hearing Case11-351 John Ort

11:10 AM Margaret LaMarche, Administrative Law Judge, Department of Inspections and Appeals opened the record.

John Ort was not present.

Assistant Attorney General Sara Scott represented the State in this matter.

The hearing was open.

11 exhibits were admitted into evidence on behalf of the state

Witness for the State:

Taunya Cunningham

11:27 AM The record was closed.

Closed Session
11:28 AM On a motion by Debra Larson, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code §21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session
11:34 AM On a motion by Mark Hilliard, the Board voted to move into Open Session.
On a motion by Debra Larson, the Board voted to direct Administrative Law Judge Margaret LaMarche, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case #11-351 John Ort.

**MISCELLANEOUS**

On a motion by Connie Boyd, the Board voted to establish a committee to explore options to implement a BSN requirement for RN continued licensure in the state of Iowa.

On a motion by Connie Boyd, the Board voted to charge the BSN requirement for RN continued licensure committee with:
- Develop “a plan to require baccalaureate preparation of nurses within ten years after initial licensure while maintaining the multiple entry points into the profession”.
- Consider implementation through either continuing education requirements and/or a change in law.
- Make recommendations.

Lorinda Inman gave a report on the Iowa Prescription Monitoring Program.

Lorinda Inman gave a report on Midwifery in the United States and the Consensus Model for APRN Regulation by the American College of Nurse-Midwives, the Accreditation Commission for Midwifery Education and the American Midwifery Certification Board.

Lorinda Inman gave a report on Reducing Prescription Drug Abuse in Iowa presented by the Governor’s Office of Drug Control Policy.

Lorinda Inman gave a report on the NCLEX® Pass Rates: An Investigation into the Effect of Lag Time and Retake Attempts by Ada Woo, PhD, Anne Wendt, PhD, RN, CAE, and Weiwei Liu, MS.

**EXECUTIVE DIRECTOR'S REPORT**

NCSBN World Café Education Meeting was held on December 8-9 in Chicago, Illinois. Jane Hasek, Connie Boyd, Lorinda Inman, and Kathy Weinberg attended.

The NCSBN Mid Year Meeting will be held on March 11-13 in Chicago, Illinois. Jane Hasek, Lorinda Inman and Chris Newell will attend.

Lorinda Inman gave the financial report and funding is adequate.

On a motion by Mark Hilliard, the Board approved the following minutes:

- November 30, December 1, 2, 2011, Board Meeting
- January 11, 2012, Conference Call
- February 8, 2012, Conference Call

**PUBLIC COMMENT**

No Public Comment.

12:04 PM Recessed for lunch.
1:30 PM Reconvene in Open Session

HEARING

Hearing – Case 11-967 Lincoln Newsom

1:30 PM Margaret LaMarche, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Lincoln Newsom was present.

Student Legal Intern, Rachel Gillum and Assistant Attorney General Sara Scott represented the state in this matter.

The hearing was open.

Witness for the Licensee:

   Lincoln Newsom
   Eric Bean
   Derrick Johnson

1:54 PM The record was closed.

Closed Session
1:54 PM On a motion by Debra Larson, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code §21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open Session
2:12 PM On a motion by Mark Hilliard, the Board voted to move into Open Session.

On a motion by Mark Hilliard, the Board voted to direct Administrative Law Judge Margaret LaMarche, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case #11-967 Lincoln Newsom.

ENFORCEMENT MATERIALS

On a motion by Mark Hilliard, the Board voted to accept the Voluntary Relinquishment for case # 10-801 Carrie Johns.

On a motion by Mark Hilliard, with Connie Boyd abstaining, the Board voted to accept the Voluntary Relinquishment for case # 12-096 Michelle Lawton.

On a motion by Mark Hilliard, the Board voted to find that the criminal conviction does relate to the practice of nursing. However, the following applicants have shown sufficient rehabilitation has occurred and may be licensed in the state of Iowa upon successful completion of the NCLEX® and completion of 30 continuing education hours in ethics.

   12-070 Tamara Berry
12-072 Tara Wagner

On a motion by Mark Hilliard, the Board voted to find that the criminal conviction does relate to the practice of nursing. However, the following applicant has shown sufficient rehabilitation has occurred and may be licensed in the state of Iowa upon successful completion of the NCLEX® and completion of 45 continuing education hours in ethics and anger management.

12-073 Amber Franco

On a motion by Mark Hilliard with Connie Boyd abstaining, the Board voted to find that the criminal conviction does relate to the practice of nursing. However, the following applicant has shown that sufficient rehabilitation has occurred and may be licensed in the state of Iowa upon successful completion of the NCLEX®.

12-076 Lillian McCarty

Closed session
2:33 PM On a motion by Gwen Suntken, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code §21.5(1)"a" to review information required by state or federal law to be kept confidential.

Open session
2:41 PM On a motion by Debra Larson, the Board voted to move into Open Session.

On a motion by Mark Hilliard, the Board voted to find that the criminal conviction does relate to the practice of nursing. However, the following applicants have shown that sufficient rehabilitation has occurred and may be licensed in the state of Iowa upon successful completion of the NCLEX®.

12-068 Wendy Benson
12-075 Michelle Fideler

On a motion by Mark Hilliard, the Board voted to approve the endorsement applicant in the following case:

12-074 Paul Cross

Closed Session
2:42 PM On a motion by Gwen Suntken, the Board voted unanimously by roll call vote, to move into Closed Session in accordance with Iowa Code § 272C.6(4) to be kept confidential and 21.5(1)"d", to discuss whether to initiate licensee disciplinary investigation or proceedings.

Open Session
3:18 PM On a motion by Gwen Suntken, the Board voted to move into Open Session.

On a motion by Mark Hilliard, the Board voted to find probable cause and issue a Notice of Hearing and Statement of Charges in the following cases:

10-349 Kelly Freeman
10-921 Jeffrey Woodell
11-102 George Baker
11-134 Kristi Rodriguez
On a motion by Mark Hilliard with LeRoy Strohman abstaining, the Board voted to find probable cause and issue a Notice of Hearing and Statement of Charges in the following case:

11-061 Brandy Hanna

3:20 PM Recess

3:32 PM Reconvene in Open Session

Closed Session
3:32 PM On a motion by Connie Boyd, the Board voted unanimously by roll call vote, to move into Closed Session in accordance with Iowa Code § 272C.6(4) to be kept confidential and 21.5(1)“d”, to discuss whether to initiate licensee disciplinary investigation or proceedings.

Open Session
3:38 AM On a motion by Debra Larson, the Board voted to move into Open Session.

On a motion by Mark Hilliard, the Board voted to accept the Notice of Hearing, Statement of Charges, Settlement Agreement and Final Order (Combined) for the following cases:

10-689 Angela Warner
10-833 Mary Shaw
11-487 Heidi Denio
Closed session
3:40 PM On a motion by Gwen Sunken, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code §21.5(1)"f" to discuss the decision to be rendered in a contested case.

Open session
3:57 PM On a motion by Mark Hilliard, the Board voted to move into Open Session.

On a motion by Mark Hilliard, the Board voted to accept the proposed settlements in the following cases:

- 10-556 Kyla Doyle
- 10-801 Carrie Johns
- 11-227 Amanda Kelly
- 11-263 Lynn McNamara-Fuller
- 11-306 Judith Martin
- 11-353 Michael Palmo
- 11-474 Stephanie Corken
- 11-559 David Waters
- 11-645 Kristy O’Rourke
- 11-759 Martha Cooper
- 11-832 Jennifer Van Roeke

On a motion by Mark Hilliard with Jane Hasek abstaining, the Board voted to accept the proposed settlement in the following case:

- 11-178 Kristina McGarvey

On a motion by Mark Hilliard with LeRoy Strohman abstaining, the Board voted to accept the proposed settlement in the following case:

- 11-182 Jill Fehr

On a motion by Mark Hilliard with Debra Larson abstaining, the Board voted to accept the proposed settlement in the following case:

- 11-657 Rhonda Foley

On a motion by Connie Boyd, the Board voted to accept the Voluntary Relinquishments in the following cases:

- 10-072 Rose Hayslett
- 11-081 Norma Smith

4:01 PM Recess until 12:00 PM
Date February 23, 2012

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Holiday Inn
1050 6th Avenue
Des Moines, IA

Board in Attendance
Jane Hasek, RN, Chairperson
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Gwen Suntken, RN
Debra Larson, LPN
LeRoy Strohman

Board Excused:
Clyde Bradley
Connie Boyd

Staff
Kathy Weinberg, RN, Associate Director, Practice/Education
Eric Holsapple, Enforcement
Kris Watson, RN, Enforcement
Kathleen Beebout, RN, Enforcement
Taunya Cunningham, RN, Enforcement
Kathy Cornwell, Secretary
Sara Scott, Assistant Attorney General

12:09 PM Reconvene in Open Session

**LITIGATION UPDATE**

Closed Session
12:09 PM On a motion by Mark Hilliard, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code § 21.5(1)"c" to discuss the strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Open Session
12:22 PM On a motion Mark Hilliard, the Board voted to move into open session.

12:27 PM Recess
HEARING

Hearing Case11-507 Marie Maravilla

1:10 PM Margaret LaMarche, Administrative Law Judge, Department of Inspections and Appeals opened the record.

Marie Maravilla was not present.

Assistant Attorney General Sara Scott represented the State in this matter.

The hearing was open.

14 exhibits were admitted into evidence on behalf of the state.

Witness for the State:

    Eric Holsapple

1:20 PM The record was closed.

Closed Session
1:20 PM On a motion by Debra Larson, the Board voted unanimously by roll call vote to move into Closed Session in accordance with Iowa Code §21.5(1)“f” to discuss the decision to be rendered in a contested case.

Open Session
1:24 PM On a motion by Debra Larson, the Board voted to move into Open Session.

On a motion by Debra Larson, the Board voted to direct Administrative Law Judge Margaret LaMarche, to draft a Findings of Fact, Conclusions of Law, Decision and Order consistent with the Board’s deliberations for case #11-507 Marie Maravilla.

On a motion by LeRoy Strohman, the Board voted to adjourn at 1:25 PM.