



June 15, 2021

Summary of the June 3-4, 2021, Board Meeting

Total Cases Reviewed: The Board reviewed 104 cases.

New Investigative Cases: The Board reviewed 81 new investigative cases.

Combined Statement of Charges and Settlement Agreement: If the Board determines that probable cause exists for formal disciplinary action against a licensee, the Board and the licensee may enter into a combined Statement of Charges and Settlement Agreement to resolve the matter. The combined Statement of Charges and Settlement Agreement contains the Board's allegations and the disciplinary sanctions.

The Board approved 2 Combined Statement of Charges and Settlement Agreements.

1. An Iowa-licensed acupuncturist who practices acupuncture in Ankeny, Iowa, entered into a combined Statement of Charges and Settlement Agreement with the Board on June 3, 2021. The Board alleged that the acupuncturist engaged in an inappropriate relationship with a current patient while acting as an acupuncturist within the scope of the acupuncturist's practice and abrogated the boundaries of acceptable conduct in the practice of acupuncture. Under the terms of the June 3, 2021, combined Statement of Charges and Settlement Agreement, the Board issued the acupuncturist a Citation and Warning and ordered her to pay a \$1,000 civil penalty.
2. An Iowa-licensed physician who practices obstetrics and gynecology in Cedar Rapids, Iowa, entered into a combined Statement of Charges and Settlement Agreement with the Board on June 3, 2021. The Board alleged that on April 30, 2019, the physician engaged in professional incompetency when he prepared a patient for surgery and placed the patient under anesthesia, and then left to treat another patient who was in labor at a separate facility, leaving the first patient under anesthesia for 23 minutes in the absence of another attending surgeon before returning to begin the surgery. Under the terms of the June 3, 2021, combined Statement of Charges and Settlement Agreement, the Board issued the physician a Citation and Warning and ordered him to pay a \$2,500 civil penalty.

Amended Order: If the Board determines that a disciplinary order shall be amended the Board may issue an Amended Order:

The Board voted to issue 1 Amended Order.

1. An Iowa-licensed physician who formerly practiced family medicine in Pocahontas, Iowa, had an Amended Order issued by the Board on June 3, 2021. On May 15, 2020, the physician entered into a combined Statement of Charges and Settlement Agreement with the Board. The Board alleged that the physician failed to provide appropriate pain management to multiple patients in Pocahontas, Iowa, between 2015 and 2019, in violation of the laws and rules governing the practice of medicine in Iowa. Under the terms of the May 15, 2020, combined Statement of Charges and Settlement Agreement, the Board issued the physician a Citation and Warning and ordered him to pay a \$2,500 civil penalty. The Board also prohibited the physician from prescribing, administering or dispensing controlled substances for the treatment of chronic pain under his Iowa medical license. The Board also ordered the physician to successfully complete a Board-approved record keeping course and to participate in audits of his controlled substance prescribing for a period of two years. On June 3, 2021, the Board voted to issue an Amended Order terminating the prohibition preventing the physician from prescribing, administering or dispensing controlled substances for the treatment of chronic pain under his Iowa medical license. The Board shall continue to audit the physician's controlled substance prescribing.

Consent Agreement: If the Board determines that a physician should be issued an Iowa medical license subject to certain terms and conditions the Board may grant an Iowa medical license subject to the terms of a Consent Agreement.

The Board voted to issue 1 Consent Agreement.

1. An Iowa-licensed physician who formerly practiced medicine in Iowa, entered into a Consent Agreement with the Board on June 3, 2021. The physician was granted an Iowa medical license on July 3, 1986, and that license expired on November 1, 2013. On April 20, 2020, the physician submitted an application for a new Iowa medical license. At that time, the physician had not engaged in the practice of medicine in the United States or Canada in over three years and the Board instructed the physician to complete a Board-approved clinical competency evaluation. On June 3, 2021, the Board reviewed the evaluation report and voted to issue the physician an Iowa medical license subject to the terms of a Consent Agreement. Under the terms of the June 3, 2021, Consent Agreement, the physician agreed to complete the recommendations in the evaluation report, including: participate in a point-of-care (PoC) experience, establish an educational preceptor and engage in continuing medical education and self-study. This Consent Agreement is not considered disciplinary action.

Termination Order: If the Board determines that a physician has fully complied with a disciplinary order the Board may issue a Termination Order.

The Board voted to issue 3 Termination Orders.

1. An Iowa-licensed physician who practices pediatrics in Davenport, Iowa, had a Termination Order issued by the Board on June 3, 2021. On June 3, 2016, the physician entered into a combined Statement of Charges and Settlement Agreement with the Board. The Board alleged that the physician engaged sexual

misconduct in violation of the laws and rules governing the practice of medicine in Iowa. The physician voluntarily completed a comprehensive sexual misconduct evaluation and treatment. Under the terms of the June 3, 2016, combined Statement of Charges and Settlement Agreement, the Board issued the physician a Citation and Warning and ordered him to pay a \$5,000 civil penalty. The Board also placed the physician on probation for a period of five years subject to Board monitoring. On June 3, 2021, the physician successfully completed the terms of his Board order. The Board issued a Termination Order, terminating the terms of the physician Board order and his Iowa medical license was returned to its full privileges, free and clear of all restrictions.

2. An Iowa-licensed physician who practices pathology in Iowa City, Iowa, had a Termination Order issued by the Board on June 3, 2021. On June 30, 2020, the physician entered into a Consent Agreement with the Board and was granted an Iowa medical license. The Board received information which indicates that the physician was subject to discipline by, and later terminated from, his employment with Alaska Native Medical Center (ANMC) in Anchorage, Alaska. The information indicates that the physician's privileges at the ANMC were suspended on July 16, 2019. A review of the physician's performance revealed issues with patient care, errors in diagnosis and tumor measurement, and errors in documentation. The physician was later terminated in September 2019. Under the terms of the June 30, 2020, Consent Agreement, the Board granted the physician an Iowa medical license and issued him a Citation and Warning and ordered him to participate in a Board monitoring program. On June 3, 2021, the Board determined that the physician successfully completed the terms of the Consent Agreement. The Board issued a Termination Order, terminating the terms of the physician's Board order and his Iowa medical license was returned to its full privileges, free and clear of all restrictions.
3. An Iowa-licensed physician who practices internal medicine in Davenport, Iowa, had a Termination Order issued by the Board on June 3, 2021. On August 28, 2020, the physician entered into a combined Statement of Charges and Settlement Agreement with the Board. The Board alleged that the physician prescribed controlled substances to her live-in romantic partner between 2015 and 2017, for a non-acute and non-emergent condition in violation of the laws and rules governing the practice of medicine in Iowa. Under the terms of the August 28, 2020, combined Statement of Charges and Settlement Agreement, the Board issued the physician a Citation and Warning and ordered her to pay a \$2,500 civil penalty and complete a Board-approved professional ethics program. On June 3, 2021, the Board determined that the physician successfully completed the terms of her Board order. The Board issued a Termination Order, terminating the terms of the physician's Board order and her Iowa medical license was returned to its full privileges, free and clear of all restrictions.

Confidential Letters of Warning or Education: When the Board determines that probable cause does not exist to take formal disciplinary action against a licensee, the Board may send a confidential, non-disciplinary, letter to the licensee expressing concerns and requesting that the licensee take corrective action, including further education.

The Board voted to issue 1 confidential Letter of Warning or Education due to the following area of concern:

1. Concerns that a physician failed to perform a thorough examination on a child and failed to adequately communicate with the patient's parent following the exam.

Licensure Committee: The Licensure Committee reviews initial applications, renewals, and reinstatements and licensure policies. Most applications are approved by staff without committee review. However, some concerns identified during the review process must be reviewed by the committee to determine whether a license should be granted, renewed or reinstated.

The committee reviewed 4 applications for Iowa medical licensure. The committee recommended the following actions:

1. Granted 1 permanent Iowa medical licenses.
2. Offered 1 applicant the opportunity to withdraw their application.
3. Asked 1 applicant to appear before the Committee.
4. Left 1 case open.

A Press Release describing public disciplinary action taken by the Board was distributed and posted on the Board's website on June 9, 2021. If you have any questions about this summary or the Press Release, please contact Kent M. Nebel, J.D., Executive Director, at (515) 281-7088 or kent.nebel@iowa.gov.