

## Open Session Meeting Minutes

### IOWA BOARD OF DIETETICS

December 9, 2011

Lucas State Office Building, 5<sup>th</sup> Floor Conference Room #526  
Des Moines, Iowa

#### **Call to Order**

The meeting was called to order at 10:00 am by Janet Johnson, Chairperson.

#### **Members Present**

Stacey Loftus, RD, LD  
Daniel Deutschman, Public Member  
Janet Johnson, MS, RD, LD  
Bridget Drapeaux, RD, LD, MA  
Johnathan Taylor, Public Member

#### **Staff Present**

Sharon Dozier, Board Executive  
Tammy Hidlebaugh, Licensure Specialist  
Barb Huey, Bureau Chief  
Barb Christiansen, Administrative Assistant  
September Lau, AAG

#### **Public Present**

Sandi Ryan, IDA Liaison

#### **Review Agenda**

No changes were made to the agenda.

#### **Approval of Minutes**

Sandi Ryan's name was misspelled and has since been corrected.

A motion was made by Loftus to approve the meeting minutes from September 9, 2011 with this correction. A second was received from Drapeaux. All ayes, opposed-none, motion carried.

#### **Reports**

Board Executive: Sharon Dozier asked members to keep the Bureau updated if there are changes in their contact information. The Bureau is now handling confidential materials differently based on a recommendation by the AG Office. All board members will be sent complaints and investigative reports over a secured e-mail. Large cases will be sent on a CD. If board members

have anyone sharing an e-mail account, another e-mail address will be needed to assure confidentiality of the materials. The Discipline Committee will continue to meet, but this will allow all members to review the materials and to be prepared to discuss the cases at board meetings in closed session. The Governor's Office held an orientation for new board members in October. Pam Griebel, AAG, provided a legal overview at the orientation on the role of board members. This presentation is available through the Bureau, and each board member will receive the presentation by email. The rule on review of deferred sentences, which all boards are in the process of adopting, is on the agenda today for adoption. Correspondence: The ADA is requesting that all states provide a copy of disciplinary actions to the ADA Ethics Committee. The board will be notified of any actions taken by the ADA. This is the first time that this board has received this request from the ADA. Dozier will respond to inform the contact person at the ADA to verify that the ADA will be added to the email list for receiving discipline information. Huey asked Dozier to give some guidance as to what the two members with first terms ending on April 30, 2012 will need to do. Dozier stated that the Governor's Office will contact board members with terms ending if they are eligible for reappointment, and will send letters to these members following the actual appointments.

Bureau Chief: Barb Huey reported that there are no changes in Bureau staff and there are no current legislative proposals that pertain to this board.

AAG: September Lau reiterated the change in procedure that all board members will receive investigative materials. She noted the importance of handling these files in a secure, confidential manner, and stated that the reason for the change is to assure that all board members participate in probable cause determinations.

Chair: None

### **Administrative Rules**

A motion was made by Drapeaux to adopt ARC 9799B, the amendment to 645—83.2 (12) regarding deferred convictions or sentences. A second was received from Johnson. All ayes, opposed – none, motion carried.

### **Applications**

A listing was distributed to members for review of licenses issued from 9/1/2011 through 12/6/2011.

### **Old Business**

None

### **New Business**

None

### **Public Comment**

Sandi Ryan reported that the ADA has changed its name to the Academy of Nutrition and Dietetics (AND). The name change will also be reflected in the Journal and other publications. Ryan also reported that CMS has issued a ruling that treatment of obesity will now be paid for by Medicare, but dietitians are not listed as primary care providers for these services. The AND and IDA are working on the CMS policy issues. Ryan is now serving on the IDA Public Policy Committee, and will share developments of that committee with this Board.

### **Hearings**

None

### **Complaints**

There was review of the follow up to the Settlement Agreement dated 9/7/07 with Jane Reinhardt-Martin, RD, LD. Ms. Reinhardt-Martin corresponded with the Board in response to the Board's inquiry. She reports that her contract ended with Community Action of Eastern Iowa on 9.1.2011, and she does not work with any companies in Iowa at this time. Johnson stated that she is not certain that the licensee has complied. AAG Lau suggested that the board go into closed session to further discuss this matter. A motion was made by Loftus to move into closed session in accordance with Iowa Code section 21.5 (1) d. A second was received from Deutschman. Roll Call:

Jonathan Taylor – aye

Janet Johnson –aye

Stacey Loftus – aye

Bridget Drapeaux – aye

Daniel Deutschman – aye

The Board went into closed session at 10:20 am. The Board returned to open session at 11:15 am.

The 2012 board meeting schedule was reviewed. Drapeaux asked whether the March 9 meeting will be via conference call. Dozier will inform the board prior to that date as to whether this will be a conference call, and noted that the June meeting will be held in person for election of officers [the first board meeting after the May 1 board appointments are in person.]

A motion was made by Deutschman to adjourn the meeting at 11:17 am. A second was received by Loftus. All ayes, opposed – none, motion carried.

The minutes were approved at the March 9, 2012 board meeting.