

STATE OF IOWA  
BEFORE THE BOARD OF COSMETOLOGY ARTS & SCIENCES

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IN THE MATTER OF:	)	
	)	
Amanda John            License 61517	)	<b>CONSENT AGREEMENT</b>
48304 – 330 <sup>th</sup> Street	)	<b>AND ORDER</b>
Jefferson, SD 57038	)	
	)	
REACTIVATION APPLICANT	)	

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The Iowa Board of Cosmetology Arts and Sciences (Board) and Amanda John (Applicant) enter into this Consent Agreement and Order (Agreement) pursuant to Iowa Code sections 17A.10(1) 147.3, 157.3, 272C.3, and 645 Iowa Administrative Code rule 60.17.

1. On May 10, 2007, Applicant applied for reactivation of her Iowa cosmetology license. Applicant held license number 61517 to practice cosmetology in the State of Iowa; but allowed her license to lapse on March 31, 2007.
  
2. On or about January 27, 2005, Amanda John was charged with Possession with Intent to Distribute Methamphetamine and Possession of a Firearm or Money While Violating Drug Laws in the District Court for Dakota County, Nebraska. Ms. John later pled guilty to an amended charge of Possession of Methamphetamine and was sentenced to 24 months of intensive supervised probation.
  
3. On June 5, 2006, the District Court of Dakota County, Nebraska found that Amanda John had violated her probation. On July 25, 2006 she was sentenced to a period of not less than 14 months or more than 24 months at an institution under the jurisdiction of the Nebraska Department of Correctional Services. She was also required to attend treatment and counseling.
  
4. Amanda John completed treatment while incarcerated and will complete her probation on July 12, 2007 in the state of South Dakota.
  
5. Upon approval of this Agreement by the Board, Applicant’s cosmetology license shall be subject to a one (1) year period of probation. The probationary period shall commence on the execution date of this Agreement. The execution date is that date which accompanies the Board Chairperson’s or designee’s signature. During the probationary period, Applicant shall comply with the following terms:
  - a. Applicant shall fully comply with all relevant statutes and administrative rules in the course of her practice as a licensed cosmetologist including compliance with all license renewal and continuing education requirements;

b. Applicant shall not consume alcohol or any controlled or prescription drug in any form unless the controlled or prescription drug has been prescribed for her use by a licensed treating physician or other qualified treating health care provider.

c. Applicant shall attend at least 2 aftercare meetings (Alcoholics Anonymous, Narcotics Anonymous, or other similar organization) weekly. Ms. John shall attach to each quarterly report statements signed or initialed by another person in attendance at the meetings attesting to her attendance. The statement shall include the time, date and location of the meetings attended; and

d. Within 15 (fifteen) days of the execution of this Agreement and on a quarterly basis thereafter, Applicant shall notify the Board in writing as to the status of her employment as a cosmetologist in the state of Iowa. All written notifications required by this provision shall include:

1. The period of time covered by the report;
2. The name and address of Applicant's places of employment as a cosmetologist;
3. The name and license number of Applicant's licensed worksite supervisor(s) at each place of employment that provide cosmetology services; and
4. Notification from the worksite supervisor(s) of Applicant's date of hire as a cosmetologist, and, if applicable, the date her employment terminated.

8. Applicant shall notify the Board in writing within 15 (fifteen) days of the termination, either voluntarily or involuntarily, of her employment as a cosmetologist in the state of Iowa. Failure by Applicant to timely and truthfully notify the Board of her current employment status shall constitute a violation of this Agreement.

9. Applicant shall arrange for her employer to submit quarterly written reports to the Board concerning her practice.

10. Upon request of the Board, Applicant shall appear before the Board to report on the status of her practice as a cosmetologist and to answer any questions or concerns the Board may have regarding her probation. The Board shall provide Applicant with reasonable notice of the date, time, and place for any requested appearance. Applicant agrees that any such appearance would be governed by 645 Iowa Administrative Code rule 9.7 and that she waives any and all objections to the members of the Board both participating in the appearance and later participating as decision makers in a contested case proceeding.

11. Any failure by Applicant to comply with the terms and conditions of this Agreement shall subject Applicant to license disciplinary action which could be initiated

by the Board through the filing of a statement of charges with a hearing to be held on the merits.

11. Upon full compliance with all terms and conditions of the probation prescribed by this Agreement, Applicant's license to practice as a cosmetologist in the state of Iowa shall be restored to its full privilege free and clear of all probationary restrictions.

12. This Agreement is subject to approval by the Board. If the Board fails to approve this Agreement, it shall be of no force or effect on either party.

13. This Agreement is voluntarily submitted by Applicant to the Board for its consideration.

14. This Agreement is a public record available for inspection and copying in accordance with Iowa Code section 272C.3(4).

15. This Agreement shall be part of the permanent record of Applicant and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of future violations.

16. This Agreement shall not be binding as to any existing or new complaints received by the Board.

WHEREFORE, the terms of this Consent Agreement and Order are agreed to and accepted by the Iowa Board of Cosmetology Arts and Sciences and Applicant.

**This consent agreement and order is approved by the board on August 1, 2007.**