

MINUTES

IOWA STATE BOARD OF HEALTH
May 14, 2008 10:00 A.M.
5TH FLOOR SOUTH CONFERENCE ROOMS #517-518
LUCAS STATE OFFICE BUILDING
321 EAST 12TH STREET, DES MOINES, IA

CALL TO ORDER

Cheryll Jones called the meeting to order.

ROLL CALL

Present:

Gregory Garvin
Jay Hansen
Cheryll Jones
Edward Maier
Hattie Middleton
Justine Morton
Rahul Parsa
Kourtne Shanahan Powell
Rowe Winecoff

Absent:

John Stamler

I. Minutes

A motion was made by Justine Morton and seconded by Edward Maier to approve the March 12, 2008 Board of Health minutes carried unanimously

II. Rules

A. Department of Public Health [641] – Barb Nervig

1. Adopted and Filed

- a. [Chapter 38](#), "General Provision of Radiation Machines and Radioactive Materials," Chapter 39, "Registration of Radiation Machine Facilities, Licensure of Radioactive Materials and Transportation of Radioactive Materials," Chapter 40, "Standards for Protection Against Radiation," Chapter 41, "Safety Requirements for the Use of Radiation Machine and Certain Uses of Radioactive Materials," Chapter 42, "Minimum Certification Standards for Diagnostic Radiographers, Nuclear Medicine Technologists, and Radiation Therapists," Chapter 44, "Minimum Requirements for Radon Mitigation," and Chapter 46, "Minimum Requirements for Tanning Facilities" These are the annual updates to comply with the Federal requirements for the Radiation Health rules. A motion was made by Rowe Winecoff and seconded by Rahul Parsa to adopt and file these amendments to Chapters 38, 39, 40, 41, 42, 44, and 46 carried unanimously.
- b. [Chapter 82](#), "Office of Multicultural Health"
The rules in Chapter 82 describe the purpose and responsibilities of the office of multicultural health. The rules further describe the membership, duties, and meeting procedures for the Multicultural Health Advisory Council. A motion was made by Justine Morton and seconded by Hattie Middleton to adopt and file this amendment, new Chapter 82, carried unanimously.
- c. [Chapter 131](#), "Emergency Medical Services Provider Education/

Training/Certification”

The rules in Chapter 131 describe the standards for the education, training, and certification of emergency medical providers and establish a standard of conduct for training programs, students, and providers. These proposed amendments clarify the certification testing process and fees, adopt a clear process for those wishing to move to a lower level of certification, set a time frame for notification of address changes, establish a renewal process for those meeting National Registry of EMT registration requirements, update the authorization standards for EMS training programs, and update disciplinary rules for providers and training programs. A motion made by Jay Hansen and seconded by Edward Maier to adopt and file these amendments to Chapter 131 carried unanimously.

2. Notice of Intended Action

a. Chapter 50, “Oral Health”

In 2007, the position of state public health dental director and the oral health bureau were both established in Iowa Code, sections 135.14 and 135.15, respectively. These rules describe the purpose and responsibilities of the state dental director and the oral health bureau.

b. Chapter 51, “Dental Screening”

These proposed rules describe the dental screening requirement for children enrolling in elementary or high school. The rules specify the procedures that constitute a dental screening, prescribe reporting requirements and provide for waivers.

c. Chapter 67, “Blood Lead Testing”

These proposed rules describe the blood lead testing requirement for children enrolling in kindergarten. The rules specify what constitutes a blood lead test, prescribe reporting requirements, and provide for waivers.

d. Chapter 109, “Prescription Drug Donation Repository Program”

The rules in chapter 109 describe the roles and responsibilities of the Iowa Prescription Drug Cooperation, the current contractor for the prescription drug donation repository program. These proposed amendments would make a few minor wording changes to enhance operations and program efficiencies.

e. Chapter 114, “Preparedness Advisory Committee”

These proposed rules establish new Chapter 114 which describes the membership, duties, and meeting procedures for the Preparedness Advisory Committee.

f. Chapter 127, “County Medical Examiners”

These amendments propose changes to the rules governing the qualifications and supervision of the county medical examiner investigators.

g. Chapter 175, “Fair Information Practices and Public Records”

The rules in Chapter 175 describe the department’s information policies as required under the Iowa Fair Information Practices Act.

III. Substance Abuse

A. Substance Abuse Licensure – Jeff Gronstal and Cynthia Kelly

1. Licensure Recommendations

a. Three, Two, and One Year

A motion was made by Rowe Winecoff and seconded by Justine Morton to approve a license for a period of three (3) years to Prairie Ridge Addiction Treatment Services, Mason City, Iowa, license effective November 19, 2007 to November 19, 2010, to Young House Family Services, Woodlands Treatment Center, Burlington, Iowa, license effective December 17, 2007 to December 17, 2010, to Washington County Outreach Center, Washington, Iowa, license effective March 14, 2008 to

March 14, 2011, to Mt. Pleasant Correctional Facility-Therapeutic Community Program, Mt. Pleasant, Iowa, license effective October 21, 2007 to October 21, 2010, and approve a license for a period of two (2) years to Behavioral Health Centers of Southern Iowa, Leon, Iowa, license effective February 2, 2008 to February 2, 2010, and approve a license for a period of one (1) year to New Directions Recovery – Division of Mahaska Health Partnership, Oskaloosa, Iowa, license effective September 11, 2007 to September 11, 2008, to Cornerstone Counseling Center, Centerville, Iowa, license effective February 2, 2008 to February 2, 2009. Motion carried unanimously with Gregory Garvin abstaining.

2. Complaint Investigation

a. Center for Alcohol and Drug Services, Davenport

A motion was made by Jay Hansen seconded by Rahul Parsa that the Iowa Board of Health accept the Division's report and recommendations regarding Center for Alcohol and Drug Services and that no further action is required and the case be closed. Motion carried unanimously with Gregory Garvin abstaining.

3. Kelly Weyant, Genesis Substance Abuse Agency, Independence, Appeal of ALJ Decision

A motion was made by Justine Morton seconded by Rowe Winecoff that the Board accept Kelly Weyant's request for continuance. The Appellant Brief is due June 6, 2008 with the Appellee Brief now due June 18, 2008. No further continuances will be granted. Failure to comply with the above deadlines will result in the Board dismissing the appeal for want of prosecution, or in the alternative, considering the appeal without brief and argument from the defaulting party. Motion carried unanimously.

IV. Department Reports

A. Director's Information:

Tom Newton

Director Newton thanked the board for their support and talked about the challenges he faced while going through the confirmation process. Because of the challenges he feels that more of the legislators understand what we do as a department. This has given the department a chance to get our message out, touch base with legislators to help them understand what our priorities are, as it relates to health.

Director Newton reported that the department came through the legislative session well. Significant responsibilities were placed within the Department of Public Health because of the Healthcare Reform Bill. There will also be additional responsibilities for the Iowa State Board of Health. There are three areas of the bill which state that the BOH will approve a state-wide plan as created by IDPH and partners in the field. These areas are: Health Information Technology, Medical Homes, and Chronic Care Management. Starting at the July 9th meeting, the BOH will begin to look at these three areas.

The Healthcare Reform Bill included a total of 12 new FTE's approved for the Department. In the near future the department will begin to discuss all the appointments that need to be made to the various boards and commissions.

The Director updated the BOH on the Community Visits that he has been doing. He has been able to sit down with our community partners, talk through how they are delivering their services, and ask them about best practices that can be shared with other communities. Four community visits have been completed to date: Story, Woodbury, Wapello, and Mahaska counties. The community visits are getting good response by community stakeholders and local policy makers. Additional visits are planned through the end of the year.

B. Staff Reports

1. Emerging Health Issues:

Ken Soyemi

Dr. Soyemi reported that IDPH has taken a proactive approach, in informing health care practitioners statewide about measles outbreaks in the US and in two neighboring states (IL and WI). There have been 64 confirmed cases with 10 states involved, 63/64 were unvaccinated; 58/64 cases imported from Switzerland, Belgium, Israel and India. Currently 4 genotypes have been identified. Health care practitioners have been instructed that measles is a public health emergency, and if they suspect measles, IDPH should be notified immediately.

IDPH have seen an increase in confirmed cases of hepatitis A from the same period last year. In 2008 to date, we have reported 43 confirmed cases (total for 2007 =47). Most of the cases are sporadic; age ranges vary and we are conducting a case control study evaluate risk factors.

IDPH is part of a multi agency investigation of a 2 week old with *Enterobacter Sakazakii* (16 cases world wide). This is the 3rd Iowa case in a year since May 2007.

The histoplasmosis outbreak investigation concluded 36 confirmed cases and 12 probable; environmental sampling negative. The influenza season proved to be most severe in four years due to a vaccine mismatch. A peak was similar to 2004-2005 but has lasted longer.

2. Legislative Update:

Lynh Patterson

a. Healthcare Bill

Lynh Patterson spoke about the four major activities that resulted from the 2008 legislative session: confirmation of Director Tom Newton, passage of HF 2212, the Smokefree Air Act, passage of HF 2539, the Health Care Reform Bill, and highlights of budget actions. She reviewed a table summarizing the 15 divisions of the health care reform bill and spoke about implementation responsibilities for IDPH and for the Board of Health. Lynh also reviewed the following bills:

1) HF 2393 regarding the requirement for minority impact statements to be included with state grant applications; 2) SF 2251 regarding the requirement for eye examination cards to be provided in school district preschool and kindergarten registration packets; 3) HF 2310 regarding the development of protocols by IDPH and the Department of Human Services for child abuse incidents that are relating to substance abuse and 4) reviewed department-proposed bills.

b. Smokefree Air Act:

Bonnie Mapes

Bonnie Mapes, Director of the Division of Tobacco Use Prevention and Control, provided an update on progress toward implementation of the Smokefree Air Act, including the timeline for drafting and filing of the administrative rule and a brief description of plans for public education and enforcement.

c. BOH Members Terms:

Tom Newton

Director Newton brought to the Boards attention that three members of the BOH are up for reappointment this year. Kourtne Shanahan-Powell has indicated that she will not be seeking reappointment. Dr. Parsa and Cheryll Jones are also up for reappointment this year. In addition we also have one open seat that was vacated by Diane Kolmer that the Governor's office is working to get filled.

Cheryll Jones asked board members to forward any ideas on how to transition in addressing the responsibilities outlined in healthcare reform bill to either herself or Director Newton. Cheryll plans to contact the Department of Education to understand how their board functions.

V. Old Business

A. Letter from City of Ames:

Cheryll Jones

Cheryll Jones reviewed with the board the letter she and Director Newton received from the risk manager of the city of Ames. Cheryll asked the board for guidance on responding to Jon-Scott Johnson. The board decided that no response was necessary.

B. Healthcare Professionals Shortage

Cheryll Jones reported that there has been interest on the part of the Administration. And a number of Legislators are looking at the workforce issues. She mentioned that there has been funding allocated through Medicare to start addressing this issue.

VI. New Business

The board thanked Kourtne Shanahan-Powell for her time served on the board during her years of service.

VII. Next Meeting

A. Items for July 9, 2008 Agenda

1. Board members were asked to forward agenda requests for the July 9th meeting to Cheryll Jones, Director Newton or Ramona.
2. Add the changes to the Agenda as mandated by the Healthcare Reform Bill.

VIII. Adjournment

At 11:58 a motion was made by Justine Morton seconded by Edward Maier to adjourn the meeting carried unanimously.

Thomas Newton, Director
Secretary of the Board
Iowa Department of Public Health

Ramona Cooper
Recording Secretary
Iowa Department of Public Health