

STATE OF IOWA  
BEFORE THE BOARD OF COSMETOLOGY ARTS & SCIENCES

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IN THE MATTER OF:	)	
	)	
Lester F. Wickenkamp	)	
License # 843-56501	)	<b>CONSENT AGREEMENT</b>
210 N. Main St.	)	<b>AND ORDER</b>
Hedrick, IA 52563	)	
	)	

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The Iowa Board of Cosmetology Arts and Sciences Examiners (Board) and Lester Wickenkamp enter into this Consent Agreement and Order (Agreement) pursuant to Iowa Code sections 17A.10(1) 147.3, 272C.3, and 645 Iowa Administrative Code rule 60.17 and 65.2(6).

1. On August 24, 2006, Wickenkamp applied for reactivation of his Iowa cosmetology license. Wickenkamp was issued an Iowa cosmetology license on February 18, 1994, and held license number 843-56501 to practice cosmetology in the State of Iowa. He allowed his license to lapse in 2002, reinstated his license, but allowed his license to lapse a second time on March 31, 2006.

2. On his reactivation application, Wickenkamp indicates he has been convicted of a felony or misdemeanor crime. Wickenkamp was convicted of OWI First Offense in violation of Iowa Code Section 321J.2 on September 8, 2004, in the County of Jasper, State of Iowa. He was sentenced to be incarcerated for 30 days, beginning September 20, 2004; but approved for early release on October 1, 2004.

3. Wickenkamp completed an OWI evaluation on December 4, 2006 at New Directions Recovery. He met the DSM IV criteria for 303.90 alcohol dependence. The evaluation states, "Client reports he has reduced the amount he drinks and is comfortable with current level of drinking." The evaluation recommended outpatient treatment, including both individual and group sessions.

4. Upon approval of this Agreement by the Board, Wickenkamp'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, Wickenkamp shall comply with the following terms:

a. Wickenkamp shall fully comply with all relevant statutes and administrative rules in the course of his practice as a licensed cosmetologist including compliance with all license renewal and continuing education requirements;

b. Wickenkamp shall work under the supervision of an individual who holds a current license issued by the Board and who is not subject to disciplinary action by and is in good standing with the Board. The Board shall have full and final authority to accept or reject for any reason a licensed individual chosen by Wickenkamp to provide supervision.

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

(1) Period of time covered by the report;

(2) Name and address of Wickenkamp's places of employment as a cosmetologist;

(3) Name and license number of Wickenkamp's licensed worksite supervisor(s) at each place of employment that provides cosmetology services;

(4) Notification from the worksite supervisor(s) of Wickenkamp's date of hire as a cosmetologist, and, if applicable, the date his employment terminated; and

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

e. Upon request of the Board, Wickenkamp shall appear before the Board to report on the status of his practice as a cosmetologist and to answer any questions or concerns the Board may have regarding his probation. The Board shall provide Wickenkamp with reasonable notice of the date, time, and place for any requested appearance. Wickenkamp agrees that any such appearance would be governed by 645 Iowa Administrative Code rule 9.7 and that he 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.

5. Any failure by Wickenkamp to comply with the terms and conditions of this Agreement shall subject Wickenkamp 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.

6. Upon full compliance with all terms and conditions of the probation prescribed by this Agreement, Wickenkamp'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.

7. 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.

8. This Agreement is voluntarily submitted by Wickenkamp to the Board for its consideration.

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

10. This Agreement shall be part of the permanent record of Wickenkamp 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.

11. 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 Wickenkamp.

**This consent agreement and order is approved by the board on March 5, 2007.**