STATE OF IOWA BEFORE THE IOWA BOARD OF EXAMINERS FOR THE LICENSING AND REGULATION OF HEARING AID DISPENSERS

IN THE MATTER OF:)	
ANTHONY JACK)	CONSENT AGREEMENT
Applicant.)	

The Iowa Board of Examiners for the Licensing and Regulation of Hearing Aid Dispensers (Board) and Anthony Jack (Applicant) enter into this Consent Agreement (Agreement) pursuant to Iowa Code sections 17A.10(2003), 272C.3(1) and 154A.4; and 645 IAC 120.2.

- 1. The Applicant seeks a license to practice as a hearing aid dispenser in the State of Iowa. The Applicant's license application was received by the Board on February 10, 2004.
- 2. The Applicant reported a felony conviction on the application for licensure.
- 3. Documentation submitted by the Applicant's attorney states that in October 1993, the Applicant was charged with the crime of lascivious acts with a child in violation of Iowa Code section 709.8(1993). The Applicant subsequently pled guilty to this charge, and as part of a plea agreement, served a period of five years of probation. Applicant successfully complied with all terms of probation, and has had no other criminal convictions since 1994. The Governor of the State of Iowa granted Applicant executive clemency in the form of restoration of citizenship rights in February 2000.
- 4. The Applicant has satisfied all other requirements for the issuance of a license.
- 5. Upon approval of this Agreement by the Board, the Applicant shall

- receive a restricted license to practice as a hearing aid dispenser in the State of Iowa subject to the conditions specified in this Agreement.
- 6. Within 90 days of the execution date of this Agreement by the Board, the Applicant shall undergo a psychological evaluation from Phillip Kent, Psy.D., at Psychology Associates, Ltd., in Davenport, Iowa. Prior to the date of the evaluation, the Applicant shall provide the Board with the date of the evaluation, and shall provide the evaluator with copies of this Agreement, the Wapello County court judgment of the 1993 felony conviction, the final report of his participation in the Sex Offender's Treatment Program from his period of criminal probation, and any other documents as determined necessary by the evaluator. Any costs incurred for complying with this requirement will be the Applicant's responsibility. The Applicant shall inform the board of the date of the evaluation and shall cause the results of the evaluation to be forwarded from the evaluator to the Board. The Applicant shall comply with any recommendations made in the evaluation report, including any recommendations regarding restrictions on his professional practice. The Applicant shall provide evidence to the Board of compliance with any recommendations made in the evaluation report, including any recommendations regarding further treatment or aftercare.
- 7. Within six (6) months of the execution date of this Agreement by the Board, the Applicant shall complete a professional boundaries course provided by a Board-approved course sponsor. The Applicant shall submit proposed course information to the Board for approval prior to enrolling in any course taken to satisfy this requirement, and the contact hours may not be used for subsequent licensure renewal purposes. Following course completion, the Applicant shall submit his certificate of course completion to the Board.
- 8. The Applicant shall permanently restrict his practice to clients at least

- 18 years of age or older.
- 9. The Applicant shall notify any employer or prospective employers of this Agreement, and shall provide a copy of this Agreement to any employer or prospective employer.
- 10. Should the Applicant violate the terms of this Consent Agreement in any respect, the Board may institute formal disciplinary proceedings. This Agreement shall be made part of the permanent record of the Board, and violations of this Agreement may be considered by the Board in determining the nature and severity of any future disciplinary action.
- 11. 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.
- 12. The Applicant voluntarily submits this Agreement to the Board for its consideration.
- 13. This Agreement is a public record available for inspection and copying in accordance with Iowa law. **Wherefore,** the terms of this Consent Agreement are agreed to and accepted by the Iowa Board of Examiners for the Licensing and Regulation of Hearing Aid Dispensers and the Applicant.

This Consent Agreement is approved by the Board on November 1, 2004.