BEFORE THE IOWA BOARD OF MASSAGE THERAPY OF THE STATE OF IOWA

In the Matter of) CASE NO. MT 12-011	
Dale Belding License No. 04158	COMBINED STATEMENT OF CHARGES, INFORMAL	
Respondent.	SETTLEMENT AGREEMENT, AND CONSENT ORDER	

The Iowa Board of Massage Therapy (Board) and Dale Belding (Respondent), enter into this Combined Statement of Charges, Informal Settlement Agreement, and Consent Order (Agreement) pursuant to Iowa Code sections 17A.10(2), 272C.3(4), and chapter 645 Iowa Administrative Code 12.1.

- 1. The Board issued Respondent license number 04158 on February 1, 2006, to practice massage therapy in the State of Iowa. Respondent's license is currently active and expires February 15, 2014.
- 2. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 152C, and 272C. Licenses issued by the Board are subject to the laws of the State of Iowa and the administrative rules promulgated by the Board.

STATEMENT OF CHARGES

Count I

3. Respondent is charged pursuant to Iowa Code section 147.55(9) (2011) with violating 645 Iowa Administrative Code rule 134.2(21) for failing to meet the continuing education requirement for licensure.

FACTUAL CIRCUMSTANCES

4. Respondent failed a continuing education audit.

SETTLEMENT AGREEMENT

- 5. Respondent has a right to receive notice of the charge and to request a hearing before the Board on the merits of the charge, but waives his right to notice and a hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's actions, by freely and voluntarily entering into this Agreement. This Agreement shall constitute the final order of the Board in this case.
- 6. Respondent is freely and voluntarily entering into this Agreement.

 Respondent agrees that the State's counsel may present this agreement to the Board and may have *ex parte* communications with the Board while presenting it.
- 7. This Agreement shall be part of Respondent's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.
- 8. In the event Respondent violates or fails to comply with any of the terms of this Agreement, the Board may impose other licensee discipline in accordance with Iowa Code section 147.55(9).
- 9. This Agreement is subject to approval by the Board. If the Board does not approve this Agreement, it shall be of no force or effect on either party and it shall not be admissible for any purpose in further proceedings in this matter.
 - 10. This Agreement is a public record.
- 11. This Agreement shall not be binding as to any new complaints received by the Board.

CONSENT ORDER

IT IS THEREFORE ORDERED:

- 12. Respondent is hereby CITED for failing to met the continuing education requirements for licensure, and WARNED that his failure to comply with the law governing the practice of massage therapy in Iowa could result in further discipline against his Iowa massage therapy license, including suspension or revocation.
- 13. Respondent shall complete the nine (9) hours of continuing education he failed to complete in the prior renewal biennium. This nine hours shall be taken in accordance with the specifications in 645 Iowa Administrative Code rule 133.3(2) and reflecting the hours already submitted to the Board. Said continuing education shall be completed within three (3) months of Board approval of this Agreement. This course hour requirement cannot be used as part of the continuing education hours Respondent submits for renewal of his massage therapy license. Respondent shall provide copies of the certificates of completion as proof of successful completion of this requirement.

WHEREFORE, the terms of this Statement of Charges Informal Settlement
Agreement, and Consent Order are agreed to and accepted by the Iowa Board of
Massage Therapy and Respondent.

Dale Belding

CHAIRPERSON, IOWA BOARD OF MASSAGE THERAPY

Copies to:

CONSENT ORDER

IT IS THEREFORE ORDERED:

- 12. Respondent is hereby CITED for failing to met the continuing education requirements for licensure, and WARNED that his failure to comply with the law governing the practice of massage therapy in Iowa could result in further discipline against his Iowa massage therapy license, including suspension or revocation.
- Respondent shall complete the nine (9) hours of continuing education he 13. failed to complete in the prior renewal biennium. This nine hours shall be taken in accordance with the specifications in 645 Iowa Administrative Code rule 133.3(2) and reflecting the hours already submitted to the Board. Said continuing education shall be completed within three (3) months of Board approval of this Agreement. This course hour requirement cannot be used as part of the continuing education hours Respondent submits for renewal of his massage therapy license. Respondent shall provide copies of the certificates of completion as proof of successful completion of this requirement.

WHEREFORE, the terms of this Statement of Charges Informal Settlement Agreement, and Consent Order are agreed to and accepted by the Iowa Board of Massage Therapy and Respondent.

Dale Belding

CHAIRPERSON, IOWA BOARD OF

MASSAGE THERAPY

Mary Selier

Meghan Gavin Assistant Attorney General Iowa Attorney General's Office 2nd Floor Hoover Bldg. Des Moines, IA 50319 ATTORNEY FOR THE STATE

Dale Belding 9717 Alvarado Lane N. Maple Grove, MN 55311-1380 RESPONDENT