

BEFORE THE IOWA BOARD OF PSYCHOLOGY

<p>RE: Psychologist License and Health Service Provider Certificate of</p> <p>ANGELA PERKINS License No. 00995 Certificate No. 00486 Respondent</p>	<p>CASE NOS. 22-0114, 22-0243, 22-0250, 22-0328, 23-0022</p> <p>NOTICE OF HEARING, STATEMENT OF CHARGES, AND EMERGENCY ADJUDICATIVE ORDER</p>
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COMES NOW the Iowa Board of Psychology (“Board”) and files this Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order against Angela Perkins (“Respondent”), Cedar Rapids, pursuant to Iowa Code sections 17A.12(2), 17A.18(3), 17A.18A, and 272C.3(1)(e), and 645 Iowa Administrative Code (IAC) 11.6 and 11.28.

A. TIME, PLACE, AND NATURE OF HEARING

1. Hearing. A contested case hearing shall be held on March 31, 2023, before the Board. The hearing shall begin at 9:00 a.m. and shall be located in the 5th Floor Conference Room #526 at the Lucas State Office Building, 321 E. 12th Street, Des Moines, Iowa 50319.

2. Answer. Within twenty (20) days of the date you are served this Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order you may file an Answer pursuant to 645 IAC 11.12. The Answer should specifically admit, deny, or otherwise answer all allegations contained in sections C and D of this Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order.

3. Filing of Pleadings. Pleadings shall be filed with the Board at the following address: Iowa Board of Psychology, Lucas State Office Building, 5th Floor, 321 E. 12th St., Des Moines, Iowa 50319, by email to plpublic@idph.iowa.gov, or electronically using the Administrative Electronic Document Management System (adminhearings.iowa.gov/efile/).

4. Presiding Officer. The Board shall serve as presiding officer at the contested case hearing, but the Board hereby delegates to an Administrative Law Judge from the Department of Inspections and Appeals the authority to make initial rulings on prehearing matters, and requests the administrative law judge be present to assist and advise the Board at the contested case hearing.

5. Pre-hearing Conference. Any party may request a prehearing conference in accordance with 645 IAC 11.17 to discuss issues related to the hearing.

6. Hearing Procedures. The procedural rules governing the conduct of the hearing are found at 645 IAC chapter 11. At the hearing, you may appear personally or be represented by counsel at your own expense. You will be allowed the opportunity to respond to the charges against you, to produce evidence on your behalf on issues of material fact, cross-examine witnesses present at the

hearing, and examine and respond to any documents introduced at the hearing. If you need to request an alternative time or date for the hearing, you must comply with the requirements in 645 IAC 11.18. The hearing may be open to the public or closed to the public at your discretion.

7. Prosecution. The Office of Attorney General is responsible for representing the public interest (the State) in this proceeding. Copies of pleadings should be provided to counsel for the State at the following address: Laura Steffensmeier, Iowa Attorney General's Office, Hoover State Office Building—2nd Floor, 1305 E. Walnut St., Des Moines, Iowa 50319. Ms. Steffensmeier can also be reached by phone at (515) 281-6690 or by e-mail at laura.steffensmeier@ag.iowa.gov.

8. Communications. You may not contact individual Board members in any manner, including by phone, letter, or e-mail, regarding this Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order. Board members may only receive information about the case when all parties have notice and the opportunity to participate, such as at the hearing or in pleadings you file with the Board office and serve upon all parties in the case.

B. LEGAL AUTHORITY AND JURISDICTION

9. Jurisdiction. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 17A, 147, 154B, and 272C.

10. Legal Authority. If any of the allegations against you are founded, the Board has authority to take disciplinary action against you under Iowa Code chapters 147, 154B, and 272C, and 645 IAC chapters 13 and 242.

11. Default. If you fail to appear at the hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 645 IAC 11.21.

C. CHARGES

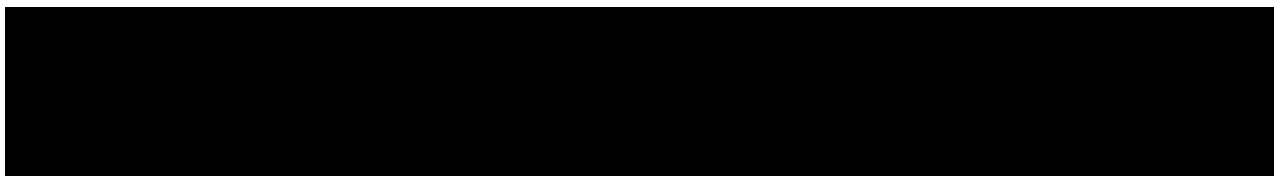
COUNT I

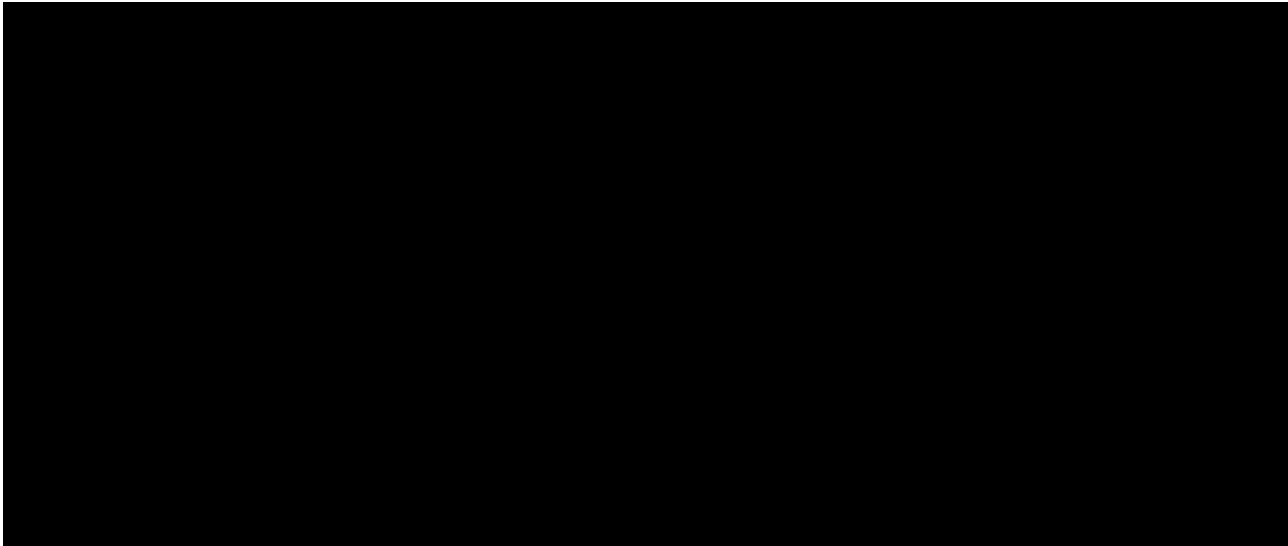
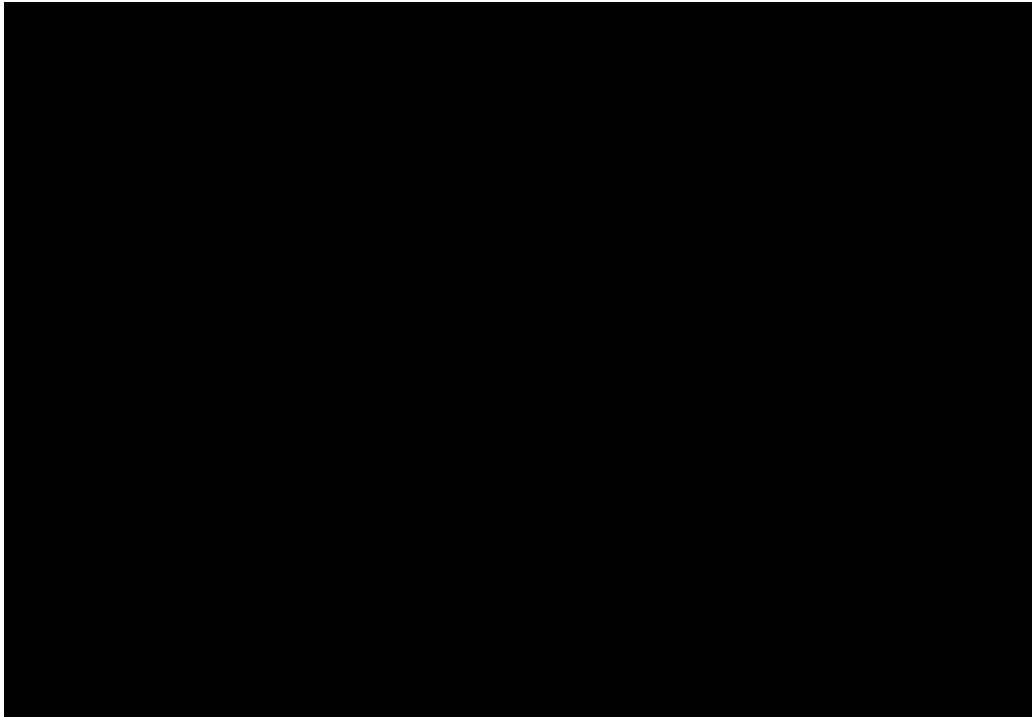
12. Respondent is charged under 645 IAC 242.2(13) with violation of a regulation, rule, or law of this state, another state, or the United States, which relates to the practice of psychology, specifically 645 IAC 243.8.

COUNT II

13. Respondent is charged under 645 IAC 242.2(4) with knowingly making misleading, deceptive, untrue or fraudulent representations in the practice of psychology or engaging in unethical conduct or practice harmful or detrimental to the public.

D. FACTUAL CIRCUMSTANCES





E. EMERGENCY ADJUDICATIVE ORDER

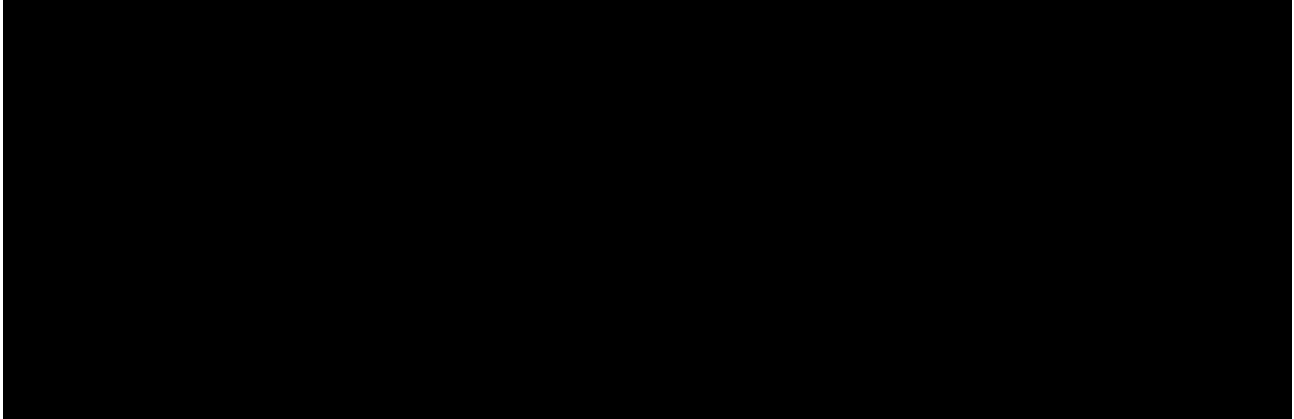
FINDINGS OF FACT

20. The Board finds sufficient evidence to support each factual circumstance identified in Section D, above.

CONCLUSIONS OF LAW

21. Based on these findings of fact, the Board concludes Respondent has violated the laws cited in Counts I and II, identified in Section C, above.

POLICY REASONS



ORDER

26. Respondent's license and certificate are **RESTRICTED** as follows:

- a. Effective immediately, Respondent may not initiate any new evaluations.
- b. Effective February 18, 2023, Respondent may only utilize her psychologist license and health service provider certificate to complete and send out neuropsychological evaluation reports for clients who have already completed testing. Respondent may not initiate any new evaluations or provide any clinical services while this restriction is in place. Respondent shall utilize the time period between the date of this Order and February 18, 2023, to refer any current clients who are receiving clinical services or who have not completed testing to another qualified provider.

27. This restriction shall remain in place until further order of the Board. To have this restriction lifted, Respondent must submit the requested report identifying all evaluations completed since January 1, 2021, and demonstrating that the ensuing report was completed and sent, including the date of completion and the date sent. This restriction will not be lifted until (1) a satisfactory report is received by the Board and (2) the Board can independently verify that the reports were provided for the five complaints identified in this Order.

28. The hearing regarding this Emergency Order, which will be held in conjunction with the disciplinary hearing for the underlying charges, is scheduled to take place as set forth in Section A, above.

F. SETTLEMENT

29. This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process are found at 645 IAC 12.1. If you are interested in pursuing settlement in this matter, please contact Assistant Attorney General Laura Steffensmeier at (515) 281-6690.

G. FINDING OF PROBABLE CAUSE

30. On February 3, 2023, the Iowa Board of Psychology found probable cause to file this Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order.

Handwritten signature of Tony Alden in black ink.

Tony Alden, Board Executive
Iowa Board of Psychology

PLEASE NOTE: If you require the assistance of auxiliary aids or services to participate in this matter because of a disability, immediately call 515-281-0233. (If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942).