

BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

ROBIN M. KEHRLI, R.D.H., RESPONDENT

RYAN, IOWA

STATEMENT OF CHARGES, SETTLEMENT AGREEMENT AND FINAL ORDER

(combined)

COMES NOW the Iowa Dental Board (the Board), and Robin M. Kehrli, R.D.H. (Respondent), on July 31st, 2014, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into the following combined Statement of Charges, Settlement Agreement and Final Order.

NOTICE OF HEARING

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Statement of Charges, Settlement Agreement and Final Order.
2. Respondent was issued license number 02378 to practice dental hygiene in the state of Iowa on January 24, 1994.
3. Respondent's Iowa dental hygiene license is current and will expire on August 31, 2015.

LEGAL AUTHORITY AND JURISDICTION

4. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 153 and 272C.

STATEMENT OF CHARGES

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

5. Respondent is charged pursuant to Iowa Code section 153.34(16)(2013) and 650 Iowa Administrative Code rule 10.4(2) for practicing beyond the scope of dental hygiene by prescribing a controlled substance, in violation of 650 Iowa Administrative Code rule 10.3.

STATEMENT OF MATTERS ASSERTED

6. Board rules allow licensed dentists to prescribe controlled substances to patients of record.
7. Board rules do not authorize dental hygienists to prescribe controlled substances.
8. The Board received information that Respondent was terminated by her employer for calling in a prescription to a pharmacy for a controlled substance for her husband.
9. Respondent's employer dentist did not authorize or have knowledge of the prescription being issued by Respondent.

SETTLEMENT AGREEMENT

THEREFORE IT IS HEREBY ORDERED that Respondent's license to practice dental hygiene in the state of Iowa is hereby placed on probation for a period of two (2) years. This probation is subject to the following terms and conditions:

10. Respondent shall disclose this Order to all current and future employers who employ her as a dental hygienist. Respondent shall report back to the Board with signed statements from all current employers within fourteen (14) days of the date of this Order, and thereafter within fourteen (14) days of any new employment relationship, indicating the employer has read and understands this Order.
11. Respondent agrees to submit a civil penalty in the amount of two hundred fifty dollars (\$250.00) to the Iowa Dental Board within sixty (60) days of the date of this Order made payable to Treasurer, State of Iowa, and deposited in the general fund.
12. Respondent shall upon reasonable notice, and subject to the waiver provisions of Board rule 650 Iowa Administrative Code 31.6, appear before the Board at the time and place designated by the Board.
13. Periods of residency outside of the state of Iowa may be applied toward the period of probation if prior approved by the Board. Any changes in residency must be provided to the Board in writing within fourteen (14) days of departure.
14. Respondent shall fully cooperate with random unannounced visits by agents of the Board to determine compliance with this Order.

FINAL ORDER

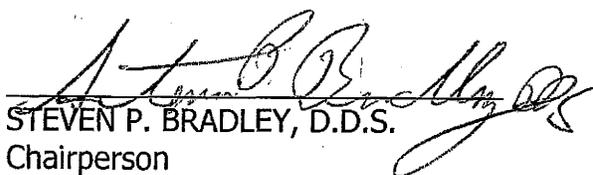
15. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
16. By entering into this combined Statement of Charges, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Matters Asserted, and waives any objections to the terms of this Settlement Agreement.
17. Respondent understands that by entering into this combined Statement of Charges, Settlement Agreement and Final Order, she cannot obtain a copy of the investigative file. Under Section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.
18. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
19. Respondent acknowledges that she has the right to be represented by counsel in this matter.
20. This combined Notice of Hearing, Settlement Agreement and Final Order becomes public record available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.
21. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank.

22. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured her, in any way whatsoever, to execute this Order.
23. This combined Statement of Charges, Settlement Agreement and Final Order, is subject to approval of the Board. If the Board fails to approve this combined Statement of Charges, Settlement Agreement and Final Order, it shall be of no force or effect to either party.
24. The Board's approval of this Statement of Charges, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.



Robin M. Kehrl, R.D.H.
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on July 31st, 2014.



STEVEN P. BRADLEY, D.D.S.
Chairperson
Iowa Dental Board
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cc: Sara Scott
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