

BEFORE THE IOWA BOARD OF BEHAVIORAL SCIENCE

<p>RE: Mental Health Counselor License of</p> <p>TIFFANY FLOWERS License No. 001597 Respondent</p>	<p>CASE NO. 19-0137</p> <p>COMBINED STATEMENT OF CHARGES, SETTLEMENT AGREEMENT, AND FINAL ORDER</p>
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COME NOW the Iowa Board of Behavioral Science (“Board”) and Tiffany Flowers (“Respondent”), 2121 Rockford Rd SW, Apt 7, Cedar Rapids IA 52404, and enter into this Combined Statement of Charges, Settlement Agreement, and Final Order (“Order”) pursuant to Iowa Code sections 17A.10 and 272C.3(4), and 645 IAC 12. The Board has jurisdiction over Respondent and the subject matter of this case pursuant to Iowa Code chapters 17A, 147, 154D, and 272C, and 645 IAC 33.

A. STATEMENT OF CHARGES

COUNT I

1. Respondent is charged with falsification of client records and acceptance of any fee by fraud or misrepresentation, and may be disciplined pursuant to Iowa Code section 147.55(8) and 645 IAC 33.2(9) and 33.2(10).

B. FACTUAL CIRCUMSTANCES

2. Respondent holds mental health counselor license number 001597, which is currently active through September 30, 2022.

3. Respondent documented and submitted insurance claims for two sessions, one in July 2019 and one in July 2020, for an individual despite never having met with the individual.

C. SETTLEMENT AGREEMENT AND FINAL ORDER

4. The Board has jurisdiction over the parties and the subject matter of this proceeding.

5. Respondent acknowledges that the allegations in the Statement of Charges, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

6. Execution of this Order constitutes the resolution of a contested case. Respondent has a right to hearing before the Board on the charges, but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board’s action, by freely and voluntarily entering into this Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.

7. Respondent acknowledges that she has the right to be represented by counsel on this matter.

8. Respondent agrees that the State's counsel may present this Order to the Board and may have *ex parte* communications with the Board while presenting it.

9. This Order is subject to approval by a majority of the full Board. If the Board does not approve this Order, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Order, it shall be the full and final resolution of this matter.

10. This Order 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.

11. This Order shall not be binding as to any new complaints received by the Board.

12. Respondent understands the Board is required by federal law to report any adverse action to the *National Practitioner Data Bank*.

13. This Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

14. The Board's approval of this Order shall constitute a **FINAL ORDER** of the Board.

IT IS THEREFORE ORDERED:

15. Respondent is **CITED** for falsification of client records and acceptance of any fee by fraud or misrepresentation and **WARNED** that future violations may result in further disciplinary action.


16. Within sixty (60) days, Respondent shall pay a **CIVIL PENALTY** in the amount of two hundred fifty dollars (\$250). The check shall be made payable to the "Treasurer of Iowa" and mailed to the Iowa Board of Behavioral Science, Attn: Tony Alden, Bureau of Professional Licensure, Iowa Department of Public Health, Lucas State Office Building—5th Floor, 321 East 12th St., Des Moines, IA 50319

17. Within sixty (60) days, Respondent shall complete six (6) hours of **CONTINUING EDUCATION** consisting of three (3) hours related to billing/recordkeeping and three (3) hours related to ethics. These hours are in addition to the standard continuing education requirements for license renewal and cannot be used to satisfy the required hours for license renewal. Respondent shall submit certificates of course completion to the Board via email to plpublic@idph.iowa.gov.


18. Should Respondent violate the terms of this Order, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 147, 154D, and 272C and 645 IAC 13 and 33.

11/21/21

Date


TIFFANY FLOWERS
Respondent

This Combined Statement of Charges, Settlement Agreement, and Final Order is approved by the Iowa Board of Behavioral Science on 12/9/21.


Tony Alden, Board Executive
Iowa Board of Behavioral Science