



Response to DE Employee Request for Consent to Sell

Employee Name and Job Title: David Wempen, Licensing Consultant

Division, Bureau: Board of Educational Examiners

Date of Request: 10/14/2013

Date of Agency Determination: 11/6/2013

Determination¹: Consent granted on the condition that if a situation which would present a possible conflict comes up that Mr. Wempen seek additional guidance to ensure there is no conflict of interest.

Summary of Request and Rationale for Determination:

David Wempen seeks permission to sell the service of officiating wrestling matches over grades K-12 for various school districts, AAUs, or private tournaments. Wrestling season is from November to April each year. All events would be scheduled after 4:30 p.m. on weekdays and on Saturdays and Sundays.

The Iowa Board of Educational Examiners (BOEE) processes coaching endorsements and authorizations however, this is not part of Mr. Wempen's duties. Mr. Wempen does have contact with schools and school districts in his position as a consultant with the BOEE however, the possibility of a conflict of interest is very remote.

Therefore, the sale of the service of officiating wrestling matches will not cause Mr. Wempen to advocate on behalf of any entity, does not benefit or prejudice any regulated person or entity, and does not result in a conflict of interest per section 68B.2A.

¹ If the determination is a denial or a conditional consent, the employee may file an appeal with the Iowa Ethics and Campaign Disclosure Board pursuant to rule 351—IAC 6.11(6).



STATE OF IOWA

TERRY BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF EDUCATION
JASON E. GLASS, DIRECTOR

DE Employee Request for Consent to Sell

Date of Request 10/14/13
Employee Name David Wempen
Job Title at DE Consultant, Board of Educational Examiners
Division, Bureau at DE B.O.E.E.
Immediate Supervisor at DE D.T. Magee
Proposed outside employer various School Districts, AAU or Private Tournaments
Proposed services to sell to outside employer
officiate wrestling matches grades K-12

(E.g., if teaching classes, which classes, graduate or undergraduate level)

How will selling this service not conflict with your DE duties?
Officiating wrestling will not conflict with licensure duties as I am not in charge of processing coaches Endorsements or authorizations. The coaching licensure issues are processed by Steve Mitchell.

I certify that I have the permission of my DE supervisor, above named, to make this request of the Department of Education.

[Signature]
Signature of Employee

Return to our Attorney – Nicole Proesch