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RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

IN THE MATTER OF: Sarah Carter 1602 S56 Promise City, Iowa 52583 Certification: EMT-14-334-12	Case Number: 13-06-17 NOTICE OF PROPOSED ACTION SUSPENSION
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Pursuant to the provisions of Iowa Code Sections 17A.18, 147A.7, and Iowa Administrative Code (I.A.C.) 641—131.7, the Iowa Department of Public Health is proposing to indefinitely **SUSPEND** the emergency medical care provider certification identified above.

The department may suspend an EMS certification when it finds that the applicant or certificate holder has committed any of the following acts or offenses:

Knowingly making misleading, deceptive, untrue or fraudulent representations in the practice of the profession or engaging in unethical conduct or practice to harmful or detrimental to the public. Proof of actual injury need not be established. Acts which may constitute unethical conduct include, but are not limited to:

(5) Falsification of medical records.

Iowa Code Section 147A.7(1)f and IAC 641—131.7(3)f

Failure to comply with a subpoena issued by the department or failure to cooperate with an investigation of the department.

IAC 641—131.7(3)h

Violating a statute of this state, or the United States, without regard to its designation as either a felony or misdemeanor, which relates to the provision of emergency medical care, including but not limited to a crime involving dishonesty, fraud, theft, embezzlement, controlled substances, substance abuse, assault, sexual misconduct, or homicide. A copy of the record of conviction or plea of guilty is conclusive evidence of the violation.

Iowa Code Section 147A.7(1)j and IAC 641—131.7(3)t

Failure to respond within 30 days of receipt, unless otherwise specified, of communication from the department which was sent by registered or certified mail.

IAC 641—131.7(3)ab

The following incident resulted in issuance of this proposed action:

On March 19, 2013, you completed a renewal application for your EMT certification. On the renewal, you indicated that, during the certification period, you had been convicted of, found guilty or entered a plea of no contest to a felony or misdemeanor crime.

On June 18, 2013, a letter was delivered to your residence requesting information concerning your answer. The letter instructed you to provide the requested information within 30 days. As of the date of this notice, you have failed to provide the requested information.

In addition, you have previously been convicted of:

- 1) Possession of alcohol under age in 2004.
- 2) Public intoxication in 2009.

You have denied being convicted of a misdemeanor or felony crime on the following occasions:

- 1) October 13, 2008 when completing the student registration for course B-14-334.
- 2) March 14, 2009 when submitting the certification application for certification B-14-334-12.
- 3) March 26, 2011 when renewing certification B-14-334-12.

Your certification shall be suspended until:

- 1) You provide an explanation to the Department of the answers you provided as described in the previous letter.
- 2) You explain why your previous convictions were not reported to the Department.
- 3) The information is reviewed and approved by the Department.

You have the right to request a hearing concerning this notice of disciplinary action. A request for a hearing must be submitted in writing to the Department by certified mail, return receipt requested, within twenty (20) days of receipt of this Notice of Proposed Action. The written request must be submitted to the Iowa Department of Public Health, Bureau of Emergency and Trauma Services, Lucas State Office Building, 321 E 12th St, Des Moines, Iowa 50319. If the request is made within the twenty (20) day time limit, the proposed action is suspended pending the outcome of the hearing. Prior to or at the hearing, the Department may rescind the notice upon satisfaction that the reason for the action has been or will be removed.

If no request for a hearing is received within the twenty (20) day time period, the disciplinary action proposed herein shall become effective and shall be final agency action.



Rebecca Curtiss, Bureau Chief
Iowa Department of Public Health
Bureau of Emergency and Trauma Services

10-1-14
Date

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