

Before the Iowa Department of Health and Human Services

<p>IN THE MATTER OF:</p> <p>Broadlawns Medical Center 1801 Hickman Rd. Des Moines, IA 50314</p> <p>PETITIONER</p>	<p>CONSENT AGREEMENT</p> <p>PROBATION</p>
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COMES NOW the Iowa Department of Health and Human Services ("Department") and Broadlawns Medical Center ("Petitioner"), and pursuant to Iowa Code section 17A.10 and 641 Iowa Administrative Code 134.3 enter into the following settlement of this matter:

1. Petitioner is currently verified as a Level IV Trauma Care Facility with an expiration date of August 30, 2025.
2. On January 1, 2023 the Petitioner submitted a Self-Assessment Categorization Application for reverification as a Level IV Trauma Care Facility.
3. On May 17, 2023, the Department conducted an Onsite Survey Visit for verification in accordance with IAC 641-134.2(7).
4. During the Onsite Survey Visit, the Department determined the Petitioner failed to comply with criteria for Level IV Trauma Care Facility categorization, as evidenced by 29 criteria deficiencies, including three Type I deficiencies.
5. On June 4, 2023, the Petitioner was issued a Letter of Warning and a one-year trauma verification certificate with an expiration of April 1, 2024.
6. On July 13, 2023, the Department received a Plan of Correction from the Petitioner. This plan was approved by the Trauma Verification Survey Team.
7. On November 30, 2023, the Department conducted a virtual Focused Visit with the May 17, 2023 Trauma Verification Survey Team. Two criteria were resolved. The remaining 27 criteria deficiencies remained unresolved, including three Type I deficiencies.

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8. On December 14, 2023, the Petitioner was issued a Citation and Warning by the Bureau of Emergency Medical and Trauma Services for failure to comply with criteria for Level IV Trauma Care Facility categorization.
9. On January 5, 2024, the Department received a second Plan of Correction to resolve the criteria deficiencies. This plan was approved by the virtual Trauma Verification Survey Team.
10. On April 12, 2024, an Onsite Focused Visit for verification follow-up was conducted by the State Trauma Verification Survey Team to evaluate the progress of the trauma program. The survey team consisted of the same members from the previous two visits. The Petitioner successfully resolved 14 of the remaining 27 criteria deficiencies.
11. The Petitioner demonstrated a substantial commitment to improving the program. However, the facility failed to comply with 13 criteria for Level IV Trauma Care Facility categorization, as evidenced by the continued criteria deficiencies.
12. The Department may deny verification of a Trauma Care Facility if the facility has not been or will not be operated in compliance with Iowa Code section 147A.23 or IAC 641—134 (*IAC 641—134.3(1)*)
11. Petitioner agrees to enter into this Consent Agreement as a condition of maintaining verification as a Level IV Trauma Care Facility. Execution of this Consent Agreement by all parties constitutes the resolution of this case. Petitioner waives the right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Consent Agreement.
12. This Consent Agreement is subject to approval of the Department. If the Department approves this agreement, it becomes the final disposition of this matter. If the Department fails to approve this agreement, it shall be of no force or effect to either party.

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13. This Consent Agreement shall be part of the permanent record of Petitioner and shall be considered by the Department in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.
14. This Consent Agreement is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapters 22.
15. The Department's approval of this Consent Agreement shall constitute a FINAL ORDER of the Department and constitutes final agency action in this matter.

IT IS THEREFORE ORDERED:

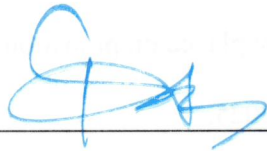
16. The Petitioner's verification as a Level IV Trauma Care Facility shall be placed on probation for a period of six months, effective September 10, 2024 to March 10, 2025.
17. Petitioner agrees to correct the following deficiencies by March 10, 2025 from the "Resources for the Optimal Care of the Injured Patient 2014" (6th Edition) and outlined in the Focused Trauma Review Final Report dated May 30, 2024:
 - a. Criteria 2-21
 - b. Criteria 3-1
 - c. Criteria 5-16
 - d. Criteria 15-3
 - e. Criteria 15-4
 - f. Criteria 15-6
 - g. Criteria 16(2-17)
 - h. Criteria 16(2-18)
 - i. Criteria 16(15-1)
 - j. Criteria 16(15-3)
 - k. Criteria 16-10
 - l. Criteria 16-11

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18. In the event the Petitioner violates or fails to comply with any of the terms or provisions of probation, the Department may initiate appropriate action to revoke or suspend Petitioner's verification or to impose other appropriate discipline.

19. There shall be no costs or monetary penalties issued as part of this Consent Agreement.

AGREED AND ACCEPTED:



Proctor Lureman
Broadlawns Medical Center, Des Moines
PETITIONER

Dated this 23rd day of October 2024

Copies mailed to:

Assistant Attorney General
Hoover State Office Building
Des Moines, IA 50319



Margot McComas, Bureau Chief
Emergency Medical and Trauma Services
Department of Health and Human Services

Dated this the 23rd day of October 2024