

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

<p>IN THE MATTER OF:</p> <p>West Burlington Fire Department 301 Broadway St West Burlington, IA 52655-1242</p> <p>Service #: 9298100</p>	<p>Case Number: 10-04-05</p> <p style="text-align: center;">NOTICE OF PROPOSED ACTION</p> <p style="text-align: center;">CITATION AND WARNING</p>
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Pursuant to the provisions of Iowa Code Sections 17A.18, 147A.5 and Iowa Administrative Code (I.A.C.) 641--132.10(3), the Iowa Department of Public Health is proposing to issue a **Citation and Warning** to the service program identified above.

The department may issue a citation and warning when a service program has committed any of the following acts or offenses:

Failure or repeated failure of the applicant or alleged violator to meet the requirements or standards established pursuant to Iowa Code chapter 147A or the rules adopted pursuant to that chapter.
IAC 641-132.10(3)f

Failure to correct a deficiency within the time frame required by the department.
IAC 641-132.10(3)i

Ambulance and nontransport service programs shall:
IAC 641-132.8(3)

Ensure that personnel duties are consistent with the level of certification and the service program's level of authorization.
IAC 641-132.8(3)c

Implement a continuous quality improvement program that provides a policy to include as a minimum:
(1) Medical audits.
(2) Skills competency.
(3) Follow-up (loop closure/resolution).
IAC 641-132.8(3)m

Equipment and vehicle standards. The following standards shall apply:
IAC 641-132.8(4)

All drugs shall be maintained in accordance with the rules of the state board of pharmacy examiners.
IAC 641-132.8(4)d

Accountability for drug exchange, distribution, storage, ownership, and security shall be subject to applicable state and federal requirements. The method of accountability shall be described in the written pharmacy agreement. A copy of the written pharmacy agreement shall be submitted to the department.

IAC 641-132.8(4)e

Service program—incident and accident reports.

IAC 641-132.8(6)

A copy of the motor vehicle accident report required under Iowa Code subsection 321.266(2), relating to the reporting of an accident resulting in personal injury, death or property damage, shall be submitted to the department within seven days following an accident involving a service program vehicle.

IAC 641-132.8(6)b

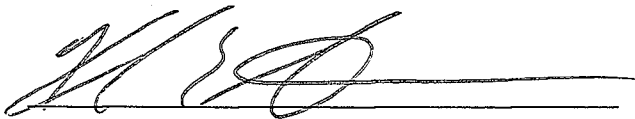
The following events have led to this action:

The Bureau of EMS performed an on-site inspection of West Burlington Fire Department on February 24, 2010. At the time of the inspection, deficiencies were identified and the service was given 30 days to resolve the deficiencies. A follow-up letter dated March 22, 2010, was sent to West Burlington Fire Department, reiterating the deadline of March 26, 2010. On the date of this action, the above deficiencies remain unresolved.

The service is hereby **CITED** for identified uncorrected service program deficiencies. The service is hereby **WARNED** that continued violation of the Department's rules may result in further disciplinary action, including suspension or revocation of Respondent's service program authorization.

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 Medical 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.



Kirk E. Schmitt, Bureau Chief
Emergency Medical Services

4/13/2010
Date