

**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: 10-05-12</p> <p>NOTICE OF PROPOSED ACTION</p> <p><b>SUSPENSION</b></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 **Suspend** the service program authorization identified above.

The department may suspend a service program authorization 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

The following events have led to this action:

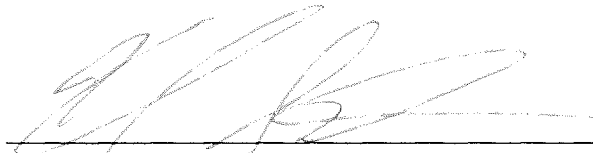
*The Bureau of EMS performed an on-site inspection of West Burlington Fire Department on February 24, 2010. At the time of the inspection, deficiencies were identified and the service was given 30 days to resolve the deficiencies. A follow-up letter dated March 22, 2010, was sent to West Burlington Fire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

*West Burlington Fire Department received a citation and warning for failure to correct identified deficiencies (Case # 10-04-05), issued April 13th, 2009. West Burlington Fire Department was warned that if the deficiencies were not remedied within 20 days of date of notice further disciplinary action would result. On the date of this action, the above deficiencies remain unresolved.*

Reinstatement of service authorization shall require submission of a new service application, on-site inspection and compliance with all service program rules and regulations

**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 12<sup>th</sup> 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

5/19/2010  
Date