

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

<p>IN THE MATTER OF:</p> <p>Fruitland Fire Department 151 North Street Fruitland, IA 52749</p> <p>Service #: 9706000</p>	<p>Case Number: 10-06-33</p> <p style="text-align: center;">NOTICE OF PROPOSED ACTION</p> <p style="text-align: center;">SUSPENSION</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

A service program seeking ambulance authorization shall:
IAC 641-132.8(1)

One currently licensed driver. The service shall document each driver's training in CPR (AED training not required), in emergency driving techniques and in the use of the service's communications equipment. Training in emergency driving techniques shall include:

- 1. A review of Iowa laws regarding emergency vehicle operations.*
- 2. A review of the service program's driving policy for first response vehicles, ambulances, rescue vehicles or personal vehicles of an emergency medical care provider responding as a member of the service. The policy shall include, at a minimum:*

- Frequency and content of driver's training requirements.*
- Criteria for response with lights or sirens or both.*
- Speed limits when responding with lights or sirens or both.*
- Procedure of approaching intersections with lights or sirens or both.*
- Notification process in the event of a motor vehicle collision involving a first response vehicle, ambulance, rescue vehicle or personal vehicle of an emergency medical care provider responding as a member of the service.*

IAC 641-132.8(1)c.(2)

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

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

Preventative maintenance. Each ambulance service program shall document a preventative maintenance program to make certain that:
IAC 641-132.8(5)

Soiled supplies shall be appropriately disposed of according to current biohazard practices.
IAC 641-132.8(5)i

The following events have led to this action:

The Bureau of EMS performed an on-site inspection of Fruitland Fire Department on April 9, 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 April 30, 2010, was sent to Fruitland Fire Department, reiterating the deadline of May 9, 2010. Fruitland Fire Department failed to correct the deficiencies by May 9, 2010.

Fruitland Fire Department received a citation and warning for failure to correct identified deficiencies (Case # 10-05-13), issued May 19, 2010. Fruitland 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 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

7/9/2010
Date