

RESTRICTED DELIVERY CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

COPY

IN THE MATTER OF:

Case Number: 15-01-02

Archer Ambulance Service  
203 Sanford Street  
PO Box 25  
Archer, Iowa 51231-0025

NOTICE OF PROPOSED ACTION

CITATION AND WARNING

Service #: 2710900

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*

Specifically:

*Service program operational requirements. Ambulance and nontransport service programs shall:*

*IAC 641—132.8(3)*

*Utilize department protocols as the standard of care. The service program medical director may make changes to the department protocols provided the changes are within the EMS provider's scope of practice and within acceptable medical practice. A copy of the changes shall be filed with the department.*

*IAC 641—132.8(3)b*

*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)

*Pharmaceutical drugs and over-the-counter drugs may be carried and administered upon completion of training and pursuant to the service program's established protocols approved by the medical director.*  
IAC 641—132.8(4)c

*Medical director's duties include, but need not be limited to:*  
IAC 641—132.9(2)

*Monitoring and evaluating the activities of the service program and individual personnel performance, including establishment of measurable outcomes that reflect the goals and standards of the EMS system.*  
IAC 641—132.9(2)c

*Developing and approving an applicable continuous quality improvement policy demonstrating type and frequency of review, including an action plan and follow-up.*  
IAC 641—132.9(2)g

*Supervising physicians, physician designees, or other appointees [are not] defined in the continuous quality improvement policy referenced in 132.9(2)"g."*  
IAC 641—132.9(3)

*The medical director or other qualified designees shall randomly audit (at least quarterly) documentation of calls where emergency medical care was provided. The medical director shall randomly review audits performed by the qualified appointee. The audit shall be in writing and shall include, but not be limited to:*

- a. Reviewing the patient care provided by service program personnel and remedying any deficiencies or potential deviancies that may be identified regarding medical knowledge or skill performance.*
- b. Response time and the time spent at the scene.*
- c. Overall EMS system response to ensure that the patient's needs were matched to available resources including, but not limited to, mutual aid and tiered response.*
- d. Completeness of documentation.*

IAC 641—132.9(4)

*A service program shall:*  
IAC 641—136.2(3)

*Submit reportable data identified in 136.2(1) via electronic transfer. Data shall be submitted in a format approved by the department.*  
IAC 641—136.2(3)a

*Submit reportable data identified in 136.2(1) to the department for each calendar quarter. Reportable patient data shall be submitted no later than 90 days after the end of the quarter.*  
IAC 641—136.2(3)b


The following events have led to this action:

The Department performed an on-site inspection with the Archer Ambulance Service on October 20, 2014. At the time of the inspection, deficiencies were identified and the service was given 30 days to resolve the deficiencies. The service failed to correct the deficiencies identified above within 30 days.

The service is hereby **CITED** for failing to correct service program deficiencies within 30 days. The service is hereby **WARNED** that failing to correct deficiencies or violating the Department's rules in the future 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 and Trauma 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.**

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

1/23/15  
Date

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