

**RESTRICTED DELIVERY CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

COPY

Before the Iowa Department of Public Health

<p>IN THE MATTER OF:</p> <p>Des Moines Area Community College (DMACC) 2006 South Ankeny Boulevard Ankeny, Iowa 50021</p> <p>Training Program #: 11</p>	<p>Case Number: 16-11-08</p> <p><b>NOTICE OF PROPOSED ACTION</b></p> <p><b>CITATION AND WARNING</b></p>
--	---

Pursuant to the provisions of Iowa Code Sections 17A.18, 147A.7 and Iowa Administrative Code (I.A.C.) 641—131.8(3), the Iowa Department of Public Health is proposing to issue a **Citation and Warning** to the training program identified above.

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

*641 IAC 131.8(3) The department may impose any of the disciplinary sanctions provided in subrule 131.8(2) when it finds that the training program or applicant has failed to meet the applicable provisions of these rules.*

*641 IAC 131.4(1)(a) Applicants shall complete the EMS Student Registration within 14 days after the beginning of the course. The EMS Student Registration shall be completed via the bureau of EMS Web site at <http://idph.iowa.gov/BETS/EMS>*

*(b) Upon satisfactory completion of the course and all training program requirements, including payment of appropriate fees, a candidate shall be recommended by a training program to take the appropriate NREMT certification examination. A candidate is not eligible to continue functioning as a student in the clinical and field settings and must obtain state certification to perform appropriate skills.*

*641 IAC 131.3(1) Authority of emergency medical care personnel.*

*b. Function in any hospital or any other entity in which health care is ordinarily provided only when under the direct supervision of a physician when:*

*(1) Enrolled as a student in, and approved by, a training program*

The following incident resulted in this notice:

On August 1, 2016 the Department issued a Letter of Warning to DMACC for allowing a student who had not registered with the Department to complete an emergency medical care program including clinical and field time. The Letter of Warning stated that additional violations of the statutes or administrative rules could result in disciplinary actions.

In November of 2016, the Department became aware that DMACC allowed another student who had not registered with the Department to complete an EMT course including clinical and field time. On November 11, 2016 DMACC submitted a request for variance to IAC 641-131.4(1) and 641-131.3(1) for a student that had been allowed to complete a class that ended May 31, 2016. This student also completed required clinical, field time and the practical examination without being registered as an EMS student with the Department. On November 17, 2016, the Department denied DMACC's request for a variance.

Des Moines Area Community College Training Program is hereby **CITED** for failing to ensure student are registered with the Department prior to allowing the student to complete coursework and clinical and field time. Des Moines Area Community College Training Program is hereby **WARNED** that violating the Department's rules in the future may result in further disciplinary action, including suspension or revocation of DMACC's training 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

3/15/2017  
Date