

Before the Iowa Department of Public Health

IN THE MATTER OF:	Case: 13-02-25
Iowa Valley Community College 3702 South Center Street Marshalltown, Iowa 50138	CONSENT AGREEMENT
Petitioner	

COMES NOW the Iowa Department of Public Health ("Department") and Iowa Valley Community College ("Petitioner"), and pursuant to Iowa Code section 17A.10 and 641 Iowa Administrative Code 131.8 enter into the following settlement of this matter:

1. Petitioner is currently authorized as an EMS Training Program by the Department.
2. Petitioner is currently on probation until October 31, 2013.
3. The terms of the probation requires the Petitioner to:
  - a. Schedule and hold an Advisory Committee Meeting prior to July 1, 2012.
  - b. Submit a comprehensive program assessment including, but not limited to exit point completion, graduate satisfaction, employer satisfaction, job placement, state licensing examinations to the department by December 31, 2012.
  - c. Submit quarterly reports to the Bureau, filed no later than January 10, April 10, July 10 and October 10 to the department that includes:
    - i. Documentation of the medical director's involvement with the program.
    - ii. Documentation of any student counseling completed.
    - iii. Summative item analysis for each test item including, but not limited to, difficulty index and item discrimination, and include documentation of any test item revision resulting from the item analysis.
    - iv. Documentation from the Training Program Director verifying complete continuing education rosters submitted for all approved courses.

4. The training program has failed to meet the requirements of the probation by not holding an Advisory Meeting or submitting the required assessment and reports.
5. On April 18, 2012, the Petitioner named an interim EMS Training Program Director
6. On January 31, 2013, the Petitioner notified the Department of a permanent EMS Training Program Director.
7. The permanent EMS Training Program Director is not currently endorsed as an EMS-Instructor as required by Iowa Administrative Code 641—131.5(4) “c.”
8. Petitioner agrees to enter into this Consent Agreement as a condition of remaining authorized as an Iowa EMS Training Program. Execution of this Consent Agreement by all parties constitutes the resolution of this case. Petitioner waives the right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Consent Agreement.
10. This Consent Agreement is subject to approval of the Department. If the Department approves this agreement, it becomes the final disposition of this matter. If the Department fails to approve this agreement, it shall be of no force or effect to either party.
11. This Consent Agreement shall be part of the permanent record of Petitioner and shall be considered by the Department in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.
12. This Consent Agreement is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapters 22.
13. The Department's approval of this Consent Agreement shall constitute a FINAL ORDER of the Department and constitutes final agency action in this matter.

**IT IS THEREFORE ORDERED:**

14. The Petitioner agrees to not offer or conduct any EMR, EMT or AEMT courses until the following conditions are met:

- a. The Petitioner conducts an Advisory Council Meeting.
  - b. Petitioner completes the assessment and all reports specified in the probation notice.
  - c. The Training Program Director attains endorsement as an EMS-Instructor.
  - d. Documentation of the above is received, reviewed and approved by the Department
15. The Petitioner will continue to be authorized to approve EMS continuing education courses.
16. In the event Petitioner violates or fails to comply with any of the terms or provisions of probation, the Department may initiate appropriate action to revoke or suspend Petitioner's authorization or to impose other appropriate discipline.
17. This Notice shall be part of the permanent record of the Department and shall be considered by the Department in determining the nature and severity of any disciplinary action to be imposed in the event of future violations.

AGREED AND ACCEPTED:



Marla Williams  
EMS Training Program Director  
Iowa Valley Community College  
PETITIONER



Gerd W. Clabaugh  
DEPUTY DIRECTOR AND  
DIRECTOR, DIVISION OF ACUTE DISEASE  
DIRECTOR, DIVISION OF ACUTE DISEASE  
PREVENTION AND EMERGENCY RESPONSE

Dated this 27 day of March, 2013.

Dated this 4 day of April, 2013.

Copies mailed to:

Heather L. Adams  
Assistant Attorney General  
Hoover State Office Building  
Des Moines, IA 50319