

**RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Before the Iowa Department of Public Health

IN THE MATTER OF: Iowa Western Community College 2700 College Road, Box 4-C Council Bluffs, Iowa 51502 Training Program 13	Case Number: 10-04-28 NOTICE OF PROPOSED ACTION CITATION AND WARNING
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Pursuant to the provisions of Iowa Code Sections 17A.18, 147A.7, and Iowa Administrative Code (I.A.C.) 641—131.8(2), 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 to a training program when it finds that the training program has failed to meet the applicable provisions of Iowa Administrative Code 641—131 (*IAC 641—131.8(2)*):

*Using an unqualified individual as an instructor or evaluator.
IAC 641—131.8(2)k*

*Course coordinators, outreach coordinators, and primary instructors used by the training program shall be currently endorsed as EMS instructors.
IAC 641—131.5(5)c*

The following incident resulted in this notice:

From the period of April 1, 2009 through March 20, 2010 you utilized an instructor with an expired certification and endorsement as the primary instructor for courses numbers B-13-372, B-13-373, PS-13-105 and PS-17-107.

You are hereby **CITED** for using unqualified staff as an instructor. You are **WARNED** that violating the Department's rules in the future may result in further disciplinary action, including suspension or revocation of your 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 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

5/6/2010
Date