

BEFORE THE IOWA DEPARTMENT OF PUBLIC HEALTH

IN THE MATTER OF:
RICHARD J. THOMAS
1340 South Ridge Road
Osceola, Iowa 50213
EMT- Intermediate I-08-201-91

CASE NUMBER: 14-09-02

CONSENT AGREEMENT

COME NOW the Iowa Department of Public Health (“Department”) and Richard J. Thomas (“Thomas”), and pursuant to Iowa Code sections 17A.10 and 272C.3 (4), enter into the following Consent Agreement:


1. Thomas is certified as an Emergency Medical Technician – Intermediate (EMT-I), certification number I-08-201-91.
2. On March 31, 2014, Thomas completed and submitted an affirmative renewal of his EMT-I certification to the Department indicating that he had completed the minimum continuing education requirements for his certification as identified in IAC 641-131.4(5).
3. Thomas was selected by the Department on April 17, 2014 for an audit of his continuing education during the certification period of April 1, 2012 through March 31, 2014 in accordance with IAC 641-131.4(5).
4. Thomas failed to submit adequate documentation to the Department verifying he had met the minimum continuing education requirements for renewal of his EMT-I certification during the certification period of April 1, 2012 through March 31, 2014.
5. Thomas submitted documentation with false dates and times for part of his audit.
6. Thomas did submit adequate documentation to meet the renewal standard for an EMT.
7. Thomas has requested to voluntarily surrender his EMT-I certification within tendays following the effective date of this consent agreement. The Department will issue an EMT certification valid until March 31, 2016 to Thomas upon surrendering of his EMT-I certification and payment of a civil penalty.
8. Thomas will participate in an audit by the Department of his EMS approved continuing education from April 1, 2014 through March 31, 2016.

9. Execution of this Consent Agreement by all parties constitutes the resolution of this case. Thomas waives his right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Content Agreement.
10. This Consent Agreement is subject to the 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 Thomas's permanent record. This Consent Agreement is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.
12. The Department has jurisdiction over the parties and subject matter of this action.
13. The Department's approval of this Consent Agreement shall constitute a FINAL ORDER of the Department and constitutes final action in this matter.

IT IS THEREFORE ORDERED:

14. Thomas is hereby CITED for submitting false records of continuing education during an audit of his EMT-Intermediate renewal period of April 1, 2012 through March 31, 2014, and WARNED that future violation of the Department's rules could result in disciplinary action against his certification, including suspension or revocation of his certification.
15. Thomas agrees to voluntarily surrender his EMT-I certification. By voluntarily surrendering his certification, Thomas agrees not to use any words or titles which imply or represent that he is an EMT-Intermediate or to otherwise hold himself out to the public as an EMT-Intermediate or to engage in the provision of emergency medical services for which he is not certified to perform.
16. Thomas shall be assessed and shall remit a civil penalty of \$100.
17. The Department shall issue an EMT certification, valid until March 31, 2016, to Thomas upon the surrendering of his EMT-I certification and payment of the civil penalty.
18. Thomas shall complete an audit by the Department of his EMS approved continuing education used for renewal of his EMT certification for the certification period of April 1, 2014 through March 31, 2016.


AGREED AND ACCEPTED:



Richard J. Thomas

10-3-10

Date



Rebecca Curtiss, Chief
Bureau of Emergency and Trauma Services

10-8-14

Date

Copies of executed Consent Agreement provided to:

Richard Thomas
1340 South Ridge Road
Osceola, Iowa 50213

Heather Adams
Assistant Attorney General
Hoover State Office Building

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