

### **147A.7 Denial, suspension or revocation of certificates hearing appeal.**

1. The department may deny an application for issuance or renewal of an emergency medical care provider certificate, or suspend or revoke the certificate when it finds that the applicant or certificate holder is guilty of any of the following acts or offenses:

*a.* Negligence in performing authorized services.

*b.* Failure to follow the directions of the supervising physician.

*c.* Rendering treatment not authorized under this subchapter.

*d.* Fraud in procuring certification.

*e.* Professional incompetency.

*f.* Knowingly making misleading, deceptive, untrue or fraudulent representation in the practice of a profession or engaging in unethical conduct or practice harmful or detrimental to the public. Proof of actual injury need not be established.

*g.* Habitual intoxication or addiction to the use of drugs.

*h.* Fraud in representations as to skill or ability.

*i.* Willful or repeated violations of this subchapter or of rules adopted pursuant to this subchapter.

*j.* Violating a statute of this state, another state, or the United States, without regard to its designation as either a felony or misdemeanor, which relates to the practice of an emergency medical care provider. A copy of the record of conviction or plea of guilty is conclusive evidence of the violation.

*k.* Having certification to practice as an emergency medical care provider revoked or suspended, or having other disciplinary action taken by a licensing or certifying authority of another state, territory, or country. A certified copy of the record or order of suspension, revocation, or disciplinary action is conclusive or prima facie evidence.

2. A determination of mental incompetence by a court of competent jurisdiction automatically suspends a certificate for the duration of the certificate unless the department orders otherwise.

3. A denial, suspension or revocation under this section shall be effected, and may be appealed in accordance with the rules of the department established pursuant to chapter 272C.

[C79, 81, § 147A.7]

84 Acts, ch 1287, § 7; 89 Acts, ch 89, §10; 93 Acts, ch 58, § 4, 7; 95 Acts, ch 41, §15, 16; 99 Acts, ch 141, §23