

Tony Evers  
Governor

Kirsten L. Johnson  
Secretary



**State of Wisconsin**  
Department of Health Services

**DIVISION OF PUBLIC HEALTH**

1 WEST WILSON STREET  
PO BOX 2659  
MADISON WI 53701-2659

Telephone: 608-266-1251  
Fax: 608-267-2832  
TTY: 711 or 800-947-3529

March 11, 2024

(Via E-Mail and Certified Mail)

[REDACTED]

**Re: Letter of Warning to [REDACTED]**

Dear Mr. [REDACTED]:

The Department of Health Services (Department), Emergency Medical Services (EMS) Section, hereby issues a letter of warning to you, [REDACTED], License [REDACTED], for not maintaining current Cardiopulmonary Resuscitation (CPR) certification throughout the triennial licensing period, as required by Wis. Admin. Code DHS § 110.13(4m).

**Factual Basis for the Department's Action**

On January 2, 2024, [REDACTED] Fire Department notified the Department that you, [REDACTED], had been operating as an Emergency Medical Technician (EMT) practitioner without current CPR certification.

On February 8, 2024, the Department requested from [REDACTED] Fire Department a copy of all your CPR certifications they had on file from 2022 to 2024 and the number of calls you responded to without a current CPR certification.

[REDACTED] Fire Department provided the Department a copy of your CPR certifications for 2023 that documented your CPR certification expired at the end of August 2023. The records provided by the [REDACTED] Fire Department documented that you did not renew your CPR certification until January 4, 2024.

On February 9, 2024, the [REDACTED] Fire Department provided the Department with documentation listing at least 104 emergency responses you, [REDACTED], had completed with the [REDACTED] Fire Department from September 1, 2023, to January 2, 2024, when you did not hold a current CPR certification.

The most recent CPR certification you had previously provided to the Department expired at the end of August 2023. You did not submit current CPR certification to the Department after January 4, 2024.

March 11, 2024

Page 2 of 3

Interview with you confirmed that you responded as an EMT practitioner without current CPR certification from September 1, 2023, until January 4, 2024.

### **Legal Authority for Department Action**

Under Wis. Admin Code DHS §110.55,

The department may issue a warning letter to a licensee, permit holder, or certificate holder if the department finds that the person has committed a minor, first-time violation of a requirement of this chapter or ch. 256, Stats., or a minor, first-time violation identified in s. DHS 110.54. The department shall retain a copy of the warning letter in the person's file and may consider it when determining what enforcement action is appropriate if the person commits subsequent violations...

Wis. Admin. Code DHS §110.54 provides:

The department may take any enforcement action under ss. 110.55 to 110.58, which it determines is appropriate against a person subject to the requirements of this chapter and ss. 256.12 to 256.18, Stats., for any of the following reasons:

(4) The person violated any provision of ch. 256, Stats., or this chapter.

(13) The person failed to maintain certification in CPR for health care professionals by completing a course approved by the department and has performed as an emergency medical responder or emergency medical services practitioner.

Wis. Admin. Code DHS § 110.13(4m) provides:

An EMS professional shall demonstrate current competencies in CPR at the healthcare professional level by maintaining documentation of successful completion of a CPR course at the healthcare professional level by a CPR organization specified under s. DHS 110.17(1) throughout the triennial license period.

### **Department Action**

Based on the records submitted, it has been determined that while licensed as an EMT, you did not maintain current CPR certification throughout the triennial licensing period, in violation of Wis. Admin. Code § 110.13(4m). The Department also determined that you provided patient care without current CPR certification in violation of Wis. Admin. Code § 110.54(13).

March 11, 2024

Page 3 of 3

You provided care to at least 103 patients while not having current CPR certification. CPR is a critical skill that can save lives in emergencies such as cardiac arrest. As an EMS provider, you often work in environments where patient's lives are at stake and having up to date CPR certification allows you to respond effectively when needed. Maintaining current CPR certification means you can provide immediate assistance to patients who experience sudden cardiac arrest, significantly increasing the chances of their survival.

In accordance with Wis. Admin. Code DHS §110.55, the Department will post a copy of summary of the letter of warning, which does not identify the recipient of the letter, on the Department's EMS website, will retain a copy of this letter of warning in your file, and may consider it in determining what further enforcement action may be appropriate if subsequent violations occur.

Pursuant to Wis. Admin. Code DHS § 110.55, the Department's issuance of this letter of warning is a final decision of the Department and is not subject to an administrative hearing.

If you have any questions regarding this decision, please contact me at 608-266-8853 or [mark.mandler@dhs.wisconsin.gov](mailto:mark.mandler@dhs.wisconsin.gov).

Sincerely,



Mark Mandler

EMS Section Mandler

Office of Preparedness and Emergency Health Care

Wisconsin Department of Health Services