

**BEFORE THE BOARD OF MORTUARY SCIENCE EXAMINERS  
OF THE STATE OF IOWA**

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|                                      |   |                      |
|--------------------------------------|---|----------------------|
| IN THE MATTER OF:                    | ) |                      |
|                                      | ) | Case Nos. MS-05-004  |
|                                      | ) | and MS-05-017        |
| RANDY SIETSEMA, F.D.                 | ) |                      |
| Lic. # 104-02248,                    | ) |                      |
|                                      | ) | STATEMENT OF CHARGES |
| and                                  | ) |                      |
|                                      | ) |                      |
| SIETSEMA FUNERAL HOME                | ) |                      |
| Lic. # 151-00189,                    | ) |                      |
|                                      | ) |                      |
| and                                  | ) |                      |
|                                      | ) |                      |
| SURLS FUNERAL HOMES                  | ) |                      |
| Lic. # 151-00186 (Alden)             | ) |                      |
| Lic. # 151-00187/00188 (Iowa Falls), | ) |                      |
|                                      | ) |                      |
| Respondents.                         | ) |                      |

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COMES NOW the Complainant, Ella Mae Baird, and states:

1. The Complainant is the Administrator of the Iowa Board of Mortuary Science Examiners (Board) and files these charges on behalf of the Board solely in her official capacity.
2. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 156, and 272C (2003, 2005).
3. Respondent Randy Sietsema (Sietsema) was first licensed as a funeral director in Iowa on October 21, 1982. Sietsema was issued license number 104-02248. His license lapsed on July 15, 2003, and was not reinstated until August 15, 2005. His license is currently in good standing and scheduled to expire on July 15, 2007.
4. Respondent Sietsema Funeral Home was first issued a funeral establishment license on July 7, 1997, license number 105-00189. Sietsema Funeral Home's establishment license is currently in good standing and scheduled to expire on June 30, 2006. Respondent Surls Funeral Homes is the name used for three

funeral establishments, license numbers 105-00186, 105-00187, and 105-00188, all of which are associated with Randy Sietsema, and all of which are currently in good standing.

5. When gathering background information on an unrelated complaint, the Board discovered that Sietsema's license to practice mortuary science had expired on July 15, 2003.

6. Pursuant to Iowa Code section 156.4(2) persons shall not engage in the practice of mortuary science unless licensed. Pursuant to 645 Iowa Admin. Code funeral directors are prohibited from practicing mortuary science on a lapsed license, and are subject to discipline if they do perform acts requiring licensure after a license lapses and prior to reinstatement.

7. Pursuant to Iowa Code section 156.15(2)(b), the funeral establishment licenses of Sietsema Funeral Home and Surls Funeral Homes can be disciplined based on Sietsema's violation of the law, and their own actions in relation thereto.

8. At its meeting on September 8, 2005, the Board found probable cause to charge the Respondents, as follows:

#### **Count I**

Respondent Randy Sietsema has repeatedly practiced mortuary science on a lapsed license, in violation of Iowa Code sections 147.55(8) and 156.4(2) and Iowa Administrative Code Rules 101.10(7) and 103.3(5)a.

#### **Count II**

Respondent Sietsema Funeral Home and Surls Funeral Homes have repeatedly allowed a funeral director to perform mortuary science services while holding a lapsed license, in violation of Iowa Code section 156.15(2)(b)(2003, 2005) and Iowa Administrative Code Rule 103.4(3).

WHEREFORE, the Complainant prays that a hearing be held in this matter and that the Board take such action as it deems appropriate under the law.

**This statement of charges is approved by the board on December 8, 2005.**