

BEFORE THE BOARD OF RESPIRATORY CARE EXAMINERS
OF THE STATE OF IOWA

In Re:)	Case No. 05-002
)	
Shawn Rollins)	
1330 Brick Street)	
Burlington, Iowa 52601)	Cease and Desist Order by Agreement
)	
Respondent)	

The Iowa Board of Respiratory Care Examiners (Board) and Shawn Rollins, enter into this Cease and Desist Order by Agreement, pursuant to Iowa Code section 152B.9 (2005):

1. Shawn Rollins is not licensed to provide respiratory care services in the state of Iowa.
2. The Board received a complaint on April 6, 2005, alleging that Rollins was providing services that require a respiratory care license in Iowa and her business title mislead the public into thinking that she held a license to practice respiratory care in this state.
3. The Board's investigation revealed that while Rollins is not a licensed respiratory care therapist, she is responsible for advising customers, setting up equipment, training, following doctor orders and any other issues as they relate to ensuring appropriate care for the customer. Pursuant to 152B.2(5), the only services Rollins is able to provide without a license is sale of the equipment, delivery, assembly, setup, testing, or demonstration of respiratory care equipment in the home upon the order of a licensed physician. Demonstration does not include the actual teaching, administration, or performance of the respiratory care procedures.
4. The Board cautions Rollins that her business title should not imply by the wording that she is a licensed respiratory care practitioner. (Iowa Code section 152B.7)
5. This is Shawn Rollins' first offense. Rollins agrees to refrain from violating Iowa Code chapter 152B in the future. In light of the facts outlined in this Order, Rollins' cooperation with the investigation, and her agreement not to violate Iowa Code chapter 152B in the future, the Board believes informal resolution of this matter is appropriate.
6. Rollins is cautioned that in the event of any additional violations of Iowa Code chapter 152B, the Board has the authority to seek an injunction in district court pursuant to Iowa Code section 152B.9 or seek a misdemeanor prosecution pursuant to Iowa Code section 152B.8.

IT IS THEREFORE ORDERED this 23rd day of January, 2006, that Rollins cease and desist from any future violation of Iowa Code chapter 152B.

This cease and desist order by agreement is approved by the board on January 23, 2006.