DRAFT

STATE BOARD OF EMERGENCY MEDICAL SERVICES
OHIO DEPARTMENT OF PUBLIC SAFETY
MEETING MINUTES
December 16, 2009

Chaired by Mark Burgess

Board Meeting Date and Location: December 16, 2009, Ohio Department of Public Safety, 1970 West Broad Street, Columbus, Ohio 43223

Board Members in Attendance: Ms. Pamela Bradshaw, Dr. Thomas Collins, Dr. Deanna Dahl-Grove, Mr. James Davis, Mr. David Fiffick, Ms. Joyce Fischer, Ms. Vickie Graymire, Mr. James Holcomb, Mr. John Kubincanek, Mr. Mark Marchetta, Mr. Daryl McNutt, Dr. John Pakiela, Mr. William Quinn, Mr. Mark Resanovich, Mr. Craig Self, Dr. Steve Steinberg, Mr. William Vedra

Board Members Absent: Mr. William Mallory, Dr. Wendy Pomerantz

Staff Members Present: Alan Boster, Dr. Carol Cunningham, Aleta Dodson, Thomas Gwinn, Allie Imhoff, John Kennington, Chuck Milam, Linda Mirarchi, Sue Morris, Ellen Owens, Carol Palantekin, Richard Rucker, Bob Ruetenik, John Sands, Joe Stack, Yvonne Tertel, Melissa Vermillion, Diane Walton

Guest and Public Attendance: Steve Saltsman, Columbus Division of Fire

Mr. Burgess called the December 16, 2009 meeting to order at 10:01 AM.

Roll Call

Mr. Mark Burgess	Here
Dr. John Pakiela	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Dr. Deanna Dahl-Grove	Here
Mr. James Davis	Here
Mr. David Fiffick	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	
Mr. Mark Resanovich	Here
Mr. Craig Self	Here
Mr. William Vedra	Here

New Board member, Dr. Steve Steinberg, Trauma Medical Director and Vice-Chair of the Department of Surgery at The Ohio State University, was welcomed and a brief biography of his experience was provided.

******* Ms. Vickie Graymire, Mr. William Quinn arrived at 10:06 AM *******

REVIEW AND APPROVAL OF THE CONSENT AGENDA ITEMS

ACTION: Motion to approve the consent agenda items including: the October 21, 2009 EMS Board minutes; EMS certifications, continuing education extension, and reciprocity granted for the period of October 1, 2009 through November 30, 2009; initial and renewal applications for education certificates of approval and accreditation for the period of October 1, 2009 through November 30, 2009; approval of three revised grant application forms; and, approval of granting expiration extensions for 70 approved EMS CE Training Programs, moving the expiration dates from April 2010 for 13 sites to February 28, 2011, 28 sites to February 28, 2012, and 29 sites to April 1, 2012. Marchetta first. Resanovich second. None opposed. Motion approved.

OPEN FORUM

Captain Steve Saltsman of the Columbus Division of Fire gave a presentation on the dangers and challenges facing EMT and firefighters from foreign and domestic terrorism. He discussed measures to recognize such threats and how EMS providers and firefighters can protect themselves when responding to such an event.

GOLDMAN PROCEEDINGS

The Goldman Proceedings were called to order at 10:45 AM.

Roll Call

Mr. Mark Burgess	Here
Dr. John Pakiela	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Dr. Deanna Dahl-Grove	Here
Mr. James Davis	Here
Mr. David Fiffick	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	Here
Dr. Steve Steinberg	Here

Mr. William Vedra Here

A majority of Board members were present. Two adjudication proceedings were presented in the matters of EMS Case Number 2009-427-304, Seth A. Schumacher, EMS Certification Number 111635 and EMS Case Number 2008-613-304, David A. Funk, EMS Certification Number 25381. As the respondents did not properly request a hearing, they do not have the ability to submit written or oral testimony today, but may be present to hear the proceedings and outcome.

The Board reviewed evidence, including exhibits and affidavits from EMS investigators and/or staff, associated with the aforementioned cases. In lieu of a stenographic record, let the minutes reflect that the original sworn affidavits and exhibits shall be kept as the official record of the proceedings in the aforementioned matters in the office of the Division of EMS. Mr. Burgess recognized Principal Assistant Attorney General Yvonne Tertel for the purpose of providing a brief synopsis of the cases and recommendations for disciplinary action.

Ms. Tertel said both cases were random audits and the individuals failed to provide documentation of their continuing education. The recommendation for both is revocation.

ACTION: Motion to admit the sworn affidavit(s) and the accompanying exhibit(s) in the aforementioned case(s) into evidence. Collins first. McNutt second. None opposed. Fiffick, Holcomb abstained. Motion approved.

There being no further evidence to come before the Board, the Goldman Proceedings were closed at 10:48 AM. Mr. Burgess asked for a motion to deliberate on the sworn affidavits and exhibits. A written copy of the Board's decision will be mailed to the respondents.

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on these matters by roll call vote at 10:49 AM. Collins first. Self second. None opposed. Motion approved.

<u>Roll Call</u>

Mr. Mark Burgess	Here
Dr. John Pakiela	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Dr. Deanna Dahl-Grove	Here
Mr. James Davis	Here
Mr. David Fiffick	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Marchetta	Here

Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	Here
Dr. Steve Steinberg	Here
Mr. William Vedra	Here

The Board returned from private session at 10:51 AM.

ACTION: In the matter of EMS Case Number 2009-427-304 Seth A. Schumacher, EMS Certification Number 111635, the Board finds that Mr. Schumacher committed fraud, misrepresentation or deception in applying for a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that he had satisfied the requirements to renew his certificate to practice in violation of Ohio Administrative Code Sections 4765-10-03(A), 4765-10-03(B)(1), 4765-9-01(I), 4765-8-04(A)(2)(b) and 4765-17-02; therefore, the Board moves to revoke Mr. Schumacher's emergency medical technician certificate to practice. Resanovich first. Marchetta second. Fiffick, Holcomb abstained. Motion passed.

ACTION: In the matter of EMS Case Number 2008-613-304 David A. Funk, EMS certification Number 25381, the Board finds that Mr. Funk committed fraud, misrepresentation or deception in applying for a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that he had satisfied the requirements to renew his certificate to practice in violation of Ohio Administrative Code Sections 4765-10-03(A), 4765-10-03(B)(1), 4765-9-01(I), 4765-8-04(A)(2)(b) and 4765-15-03; therefore, the Board moves to revoke Mr. Funk's emergency medical technician certificate to practice. Resanovich first. Marchetta second. Fiffick, Holcomb abstained. Motion passed.

STAFF REPORTS

Chair's Report, Mark Burgess

Mr. Burgess announced this would be his last meeting as he has resigned from the Board due to accepting a new job. He thanked Board members and challenged them to continue their important committee work to lead EMS in Ohio. Mr. Burgess said the Board is one way to have an impact on patients everywhere in Ohio. The Chair and Vice-Chair elections will occur later today.

State EMS Medical Director, Dr. Cunningham

Dr. Cunningham presented reappointment applications for various Regional Physician Advisory Board (RPAB) regions for approval. They are:

Region I – Dr. Bruce M. Ashley
Region II – Dr. Charles J. McIntosh
Region IV – Dr. Frank B. Knotts, Dr. David A. Miramontes, Dr. John E. Schill
Region VII – Dr. Joe Bocka

Region VIII – Dr. Richard E. Gradisek, Dr. Chris G. Kyriakedes, Dr. Francis Mencl
Region IX – Dr. Kim Bowen
Region X – Dr. David B. Levy

ACTION: Motion to approve the above physicians as members of the Regional Physicians Advisory Board to the respective regions. Marchetta first. Collins second. None opposed. Pakiela abstained - Brown, Gradisek, Kyriakedes; McNutt abstained - Dr. Miramontes; Steinberg abstained - all. Motion passed.

Dr. Cunningham reported that the RPAB Region I updated their emergency department capabilities list. Region X has recently regrouped and will hold meetings in 2010. RPAB Region VI still needs members as there are no physicians serving on this RPAB currently.

A discussion was held regarding the American Heart Association (AHA) Mission Lifeline project. Dr. Cunningham said the AHA 12-lead EKG training module is available, but is cost prohibitive for many agencies. The Medical Oversight Committee (MOC) has agreed to take the lead on the project and will develop a 12-lead course that can be accessed through the Division's website for EMS instructors. She is presenting this proposal to the Board for their thoughts on this educational project as well as possibly creating an ad hoc committee for this. Mr. Davis said if there is a way toprovide12-lead EKG education out, the Board should embrace it. Dr. Cunningham said the benefit of such education is if the technology fails and the EKG cannot be transmitted, trained EMTs would be able to interpret the EKG and give a verbal report. Ms. Fischer asked whether the Board would need DPS legal counsel to make sure this is not stepping on AHAs toes by creating our own training. Dr. Cunningham said the Board has not needed permission from other organizations in the past to create education for EMS providers. Mr. Burgess will let the incoming chair decide whether to create an ad hoc committee.

The Federal Drug Administration (FDA) recently sent a letter of reprimand to manufacturers of the King LT airway device because they were marketing it for emergent use prior to obtaining FDA approval. Dr. Cunningham forwarded the letter to Board members. Ohio's current protocol allows supraglottic airways and is on the grant equipment list. The MOC committee discussed the use of state grant dollars for devices that are not FDA-approved. She said our number one goal is to take care of patients. Dr. Cunningham said local medical directors might write their protocols differently and her local EMS system uses supraglottic airway as a rescue device, not as a primary device. The MOC said the current grant application has a clause that states all EMS items are to be utilized under the Ohio scope of practice and within the protocols provided by the local medical director. The committee is requesting the Board add a statement to the grant application that communicates a message that "the local EMS medical director also retains responsibility to determine and oversee equipment, medications, and procedures that are implemented in an off-label manner (for example non-FDA approved)". This reinforces the message that it is the medical director's responsibility to review the indications of use for the equipment and medications that they incorporate in their protocols and make the decision for their department. Mr. Fiffick asked what the ramifications of not using an FDA-approved product are. Dr. Cunningham said if an adverse reaction occurs, it would potentially have to be defended in a court of law. She said the MOC did not want to make the language specific to the King LT, but more generic to cover all such issues in order to protect the Division and to not

have to address every device that is added in the future. Using supraglottic airway devices as an example, some are approved for emergent procedures and some are not. The local medical director is the one responsible to determine which type of device is acceptable. Dr. Steinberg asked whether any devices for emergent care have FDA approval. He would question why the manufacturer hasn't gone ahead and tried to give the FDA an indication that this is how they want to market the device. Dr. Cunningham said she can't speak for the manufacturer, but having been in EMS for a long time, a lot of good things have happened in emergency and pre-hospital medicine based on steps that EMS has taken. She believes this is a case where a device is being used with success, but the research isn't there to support the positive outcomes of the King LT. It is ultimately up to the medical director to decide what type of equipment to use and in what manner. Ms. Graymire felt the Board should look at the entire equipment list to identify other brand name items that should be made more generic. Mr. Davis asked if the Board needs to make the statement more generic instead of giving innuendo that implies that the Board supports using items that are not FDA-approved, and specifically state that the medical director has the responsibility to do the research and due diligence to use the product appropriately and leave the FDA-approved example out of the statement. Dr. Cunningham said the language present was just a rough draft to give the Board an idea of what the MOC is trying to communicate and the committee wants Ms. Frient to write the language. Dr. Cunningham will work with Ms. Frient on the language and bring to the February meeting. Mr. Burgess said there are also grant applications to be approved today and such changes should be decided and included in the applications. Mr. Boster said the equipment training list can be postponed and presented at the February meeting.

Dr. Cunningham received two requests from constituents for the Board to consider. The first one, exploration of rehabilitation programs for impaired practitioners, has been discussed previously. The second is to submit to the legislative committee to look at changing current language in law for reporting child /geriatric abuse as it does not name EMS specifically. Dr. Cunningham says it refers to healthcare professionals, doctors, and nurses, but does not specify EMS.

Mr. Rucker and Dr. Cunningham were appointed to a newly formed State Medical Coordination Advisory Committee. The OHA received an ASPR grant to create an Ohio plan to refine disaster planning and management when there are scarce resources. The committee will be forming several workgroups which should begin their work on the project this summer.

Dr. Cunningham will be attending the NAEMSP annual meeting in January. In February, she will attend a NASEMSO Executive Council meeting and a DHS/FEMA NIMS workgroup annual meeting.

<u>Principal Assistant Attorney General, Yvonne Tertel</u>
Ms. Tertel said there are two hearings scheduled this month and there is a possibility that the report and recommendation results could be presented during the February Board meeting.

<u>EMS Staff Legal Counsel, Heather Frient</u>
No report was provided.

Executive Director's Report, Richard Rucker

Mr. Rucker congratulated the reappointed Board members, Pam Bradshaw, Daryl McNutt, Mark Marchetta, Bill Quinn, Mark Resanovich, and Craig Self, and newly appointed member Dr. Steve Steinberg. He said Ms. Dodson and Mr. Gwinn will work with these members to fill out and notarize their appointment paperwork today.

He introduced new Division employee, Allie Imhoff, who is an administrative assistant working in the Education section.

The February Board retreat will be held on Wednesday, February 24 (9:00 AM to 5:00 PM) and Thursday, February 25 (8:00 AM to 5:00 PM). The public forum will be held in the ODOT auditorium to accommodate attendees. Committees will meet on Tuesday, February 23.

Mr. Rucker presented a certificate to Mark Burgess in appreciation and recognition for his service, dedication, and commitment to the EMS Board since 1997. Mr. Resanovich said not only will the Board miss Mr. Burgess' leadership, but his friendship will be missed as well.

Certifications, John Kennington

Mr. Kennington presented three requests for exemption for continuing education by certificate holders due to active military service.

ACTION: Motion to approve the request(s) for exemption(s) for continuing education for three individual(s) serving on active military duty during the certification period. Davis first. Quinn second. None opposed. Motion approved.

Mr. Kennington said one request for exemption due to medical hardship was tabled in October in order to get further details. He said he has not received any further information on this.

ACTION: Motion to not approve the medical exemption request due to medical hardship. Quinn first. Davis second. None opposed. Motion passed.

******* Lunch 11:30 AM – 12:23 PM *******

COMMITTEE REPORTS

Committee Report Agenda

A yearly report from the Education committee and an updated legislative report from the Department of Public Safety (DPS) EMS Legislative Liaison staff highlighting Ohio bills impacting EMS was provided to the Board. The committee report is available for viewing on the EMS Division website at http://ems.ohio.gov/emsb/BoardMeetingMinutes/emsboardminutes_master.html.

Education Committee, James Holcomb

Mr. Holcomb said the Education Committee's 2009 report was included in the Committee Report Agenda. He said there are several items for approval today that John Sands will present. Mr. Sands said today's consent agenda approved 70 CE site renewal date changes and the

committee wants to do something similar for accreditation sites. Currently there are five accreditations pending that they proposed be moved to one date. The rules are being drafted and are not completed yet, but under the spirit of the ORC, the committee and staff request these dates be moved for these five institutions prior to the rules being finalized. The institutions are: City of Cleveland Public Safety, Clark State Community College, Collins Career Center, Summa St. Thomas Hospital, and Trumbull Memorial Hospital Forum (Health Institute for Prehospital Care).

ACTION: Motion to approve the five accredited institutions listed above renewal dates prior to the rules being finalized. Fischer first. Graymire second. None opposed. Bradshaw abstained - Collins Career Center. Motion approved.

Mr. Sands presented the one expiration date for all levels of certification concept. The proposal is that all certification levels will move to one expiration date, whether it is an instructor, EMT, or Fire certification. If a certificate holder has a Fire card, all certifications will expire on the date already in place on the fire card. The plan is to have this effective December 10, 2010 and institute in January, 2011. Continuing Education (CE) hours will be adjusted to account for the merge cycle similar to what was done with the Fire certifications. The committee is requesting the Board approve the concept so the committee and Division staff can move forward on the project as the committee does not want to undertake drafting rules unless the Board agrees.

ACTION: Motion to approve the concept for one card/one expiration date for all certifications. Fischer first. Bradshaw second. None opposed. Motion passed.

Mr. Holcomb pointed out that if someone goes from an EMT-Basic to an EMT-Paramedic in mid-cycle that would fall under the auspices of continuing education, which adjusts the percentage of CE hours required.

Mr. Sands presented the Physician as EMS Instructor application form for review. The committee is requesting amending the CE instructor rule to include physicians with an MD training certificate or a DO training certificate, allowing them to be CE instructors until they receive their physician's license and become eligible to apply for the full EMS Instructor certification. This allows them to be able to teach CE and refreshers without another instructor present. The committee wanted to keep the EMS Instructor certification only available to licensed physicians. Currently, the Division has twenty-two applications and is requesting those be approved today prior to the CE Instructor rule becoming effective.

ACTION: Motion to approve the twenty-two applications prior to the CE Instructor rules becoming effective. Pakiela first. Davis second.

Mr. Davis wanted to clarify that under section (A) (1), part of their requirement is that they are an active medical director in an EMS agency, and inquired how this segment of the rule could be met noting that physicians in training may not be able to fulfill this requirement. Mr. Sands said (A) (1) also states "as recommended by the local RPAB or by the local program director or program medical director of an accredited or approved training institution". Dr. Cunningham said the training certificate is primarily given to a Physician in Training until they complete their

internship, at which point they would take the third part of their Board examination and become eligible to obtain an Ohio license. However, due to the restrictions on residents and some programs on moonlighting, a lot of those physicians will elect to maintain their training certificate throughout their entire residency and defer getting their license until after they have completed their residency. (A) (1) would apply to a physician in training who has received their license. By including the physician in training certificate in the CE Instructor category, they would be able to serve in this role throughout their entire residency. However, if they obtain their Ohio medical license and are still in training, they would need the approval of their program director.

None opposed. Motion passed.

Mr. Sands requested approval for the revised Certificate of Approval and Certificate of Accreditation Initial and Renewal application forms.

ACTION: Motion to approve the Certificate of Approval and Certificate of Initial and Renewal application form revisions. Resanovich first. McNutt second. None opposed. Motion passed.

Ms. Mirarchi presented an off-site request from Central Ohio Technical College. Their program is in a consent agreement for their EMT-Basic and EMT-Paramedic levels. Their EMT-Basic program is only at a 65% overall pass rate. They have only had one basic class. The rest of the classes have been cancelled and deferred to a local school because they wanted to work on their advanced training program first. Ms. Mirarchi said the changes are working as there have been improvements. The school received a request from Kenyon College to teach an EMT-Basic course there. COTC feels that if they can teach the EMT-Basic at Kenyon, they could implement the changes to the program and hopefully be able to increase their pass rate. The staff recommends for approval.

ACTION: Motion to approve Central Ohio Technical College to provide an off-site EMT-Basic class at Kenyon College. Davis first. Holcomb second. None opposed. Motion passed.

<u>Emergency Medical Services, Dr. Wendy Pomerantz (Dr. Dahl-Grove)</u>
Dr. Dahl-Grove gave a summary of the 2009 year end summary report. The committee established workgroups for three performance measures (medical direction, pre-hospital equipment, and emergency department categorization), awarded 19 intubation mannequins to schools, received an EMSC $390,000 federal grant funding for the next three years. EMSC staff representative Joseph Stack attended a variety of conferences throughout the years, a lawnmower safety flyer was released to the media, and the committee's ambulance equipment list for pre-hospital agencies was approved by the Ohio EMS Board. The analysis of the EMSC performance measure survey showed little regional differences in pediatric equipment reporting by EMS agencies, and 73 Nita Newborn mannequins were received to replace defective mannequins for disbursement. A presentation of the "Emergency Departments: Prepared for Pediatrics" was given to the Ohio American College of Emergency Physicians (ACEP) Board resulting in ACEP's desire to work with the Ohio EMSC committee to create a viable system to categorize emergency departments to take care of children across the state. The committee

continues developing a survey on rural access to pediatric pre-hospital education for EMTs. The committee plans to resurvey EMS pediatric equipment in March 2010.

Firefighter and Fire Safety Inspector Committee (FFSI), Phil McLean (John Sands)
The Division of EMS hosted the 16 Life Safety Initiative seminar and over fifty people attended. The seminar was presented by Bob Colameta, the Courage to Be Safe National Program Director. Steve Kimple and Rick Best, Ohio advocates for this program, were also in attendance to discuss the program with attendees. The Department of Public Safety and the Division of EMS has agreed to support the program and will be initiating several projects to include the National Fallen Firefighters Foundation and the Everyone Goes Home programs.

Homeland Security, Mark Resanovich
Mr. Resanovich said the committee is participating with the Ohio Department of Health (ODH) in the development of two requirements for EMS to provide vaccinations. The two requirements for EMS to participate in the vaccination program are: provide training and medical protocols. These have been met and submitted to ODH

The committee discussed a clarification request to OSHA regarding N95 masks being a scarce item that agencies are experiencing difficulty to obtain. Requests have been made to Ohio EMA to release some of the caches and as a result, there have been some changes in the recommendations which now include a surgical mask. Unfortunately OSHA does not recognize that change and this is creating questions. The committee has asked Mr. Rucker if he can partner with ODH and EMA to get a clarification from OSHA on the standard that has been changed due to the scarcity of N95 masks. They want to ensure providers are taken care of in all aspects of a pandemic event.

The committee looked at HB 357 which was not included in the legislative spreadsheet in the Board packet. The bill contains language that will allow EMS to dispense, which the Board of Pharmacy agreed upon. This would assist EMS providers in a disaster event in order to dispense medication as opposed to just administer.

Mr. Resanovich said the TEMS committee is resetting to change to a sub-specialty program that will allow the Board to expand to meet future needs per the Board's direction. Ms. Frient is drafting legislation and will submit to the Legislative Committee for review. The committee continues work on the TEMS portion, and assignments have been made to draft legislation, develop CE requirements, create testing, and set grandfathering guidelines. Mr. Resanovich hopes to have information to present to the Board in February.

Legislative and Rules Committee, Bill Mallory
There was no report given.

Medical Oversight, Research, and Grants Committee (MORG), Daryl McNutt
Mr. McNutt reported no research items were discussed at the meeting. Dr. Collins gave a 2009 summary of the research portion of the committee's work. They are primarily focused on evaluating grants and applications, looking at the results of grants that have been funded for research, and dealing with research requests that are outside the scope of practice.

Dr. Pakiela said that in 2009 the Medical Oversight portion of the committee primarily reviewed positions papers and the scope of practice matrix. He said there are some questions that will need to be reviewed at the February meeting regarding the continued use of intubation as a skill for EMT-Basics. If the Board chooses not to continue to include this skill within the scope of practice, they will need to decide whether another skill should replace it or not.

Mr. McNutt said the list of approved grant equipment items will be revised and presented for approval in February. He presented revised grant application forms for priorities I, II, III and IV need reviewed and approved today. Priority I amounts remain the same: minimum of $15,000 for five grantees, minimum of $2,500 for a transporting agency, and $1,500 for a non-transporting agency.

ACTION: Motion to approve the revised Priority I grant application. Collins first. Dahl-Grove second. None opposed. Motion passed.

The Priority II applications have a few changes that were recommended by the Trauma committee to add motor vehicle, motorcycle, and motorized bicycle crashes to the focus. The other change is the applicant must receive IRB approval prior to applying for a Priority II grant.

ACTION: Motion to approve the revised Priority II grant application. Resanovich first. Quinn second. None opposed. Motion passed.

The Priority III and IV applications were revised to include the IRB approval prior to submitting a grant application, revised supraglottic airway was changed to generic terminology as opposed to naming a specific brand, and a few changes to adult/pediatric documentation.

ACTION: Motion to approve the revised Priority III and IV grant applications. Resanovich first. Collins second. None opposed motion passed.

The committee received a request from the Greenville Township Rescue to approve communication payments so they can purchase radio equipment. The request is a result of the Federal Communications Commission (FCC) changing narrow banding radio by January 1, 2013. The committee discussed at length and felt it was not an appropriate use of grant funds.

National Accreditation Ad Hoc Committee, Mark Burgess

Mr. Burgess deferred to Mr. Resanovich to give the report. Mr. Resanovich discussed the upcoming public forum regarding national accreditation. The committee decided the two options are to choose a transition to a national accreditation or to maintain a state accreditation program. This is how it will be directed to the stakeholders and they will be invited to address the Board specifically on the impacts of national accreditation versus state accreditation. They do not want to get into past history and will provide a list of questions for constituents to speak to. They would like written testimony submitted to the Board two weeks prior to the meeting, and if in attendance, the Board members can ask questions. A time limit will be set to allow everyone to speak. Mr. Resanovich said the accreditation issue has a wide variety of impact throughout the state. It is an emotional subject for a lot of people, and allowing stakeholders affected by this decision to address their concerns is important in the Board's decision making process. The

committee recommended bringing in a neutral person to facilitate the public forum. Mr. Rucker will find out if Laura Tiberi of Ohio ACEP is agreeable to do this. A draft of the questions will be forwarded to Board members after the holidays for review. The plan is to have these questions sent to all stakeholders at least six weeks prior to the meeting. Dr. Cunningham said the information should also be posted on the EMS website and sent through the Listservs.

Recruitment & Retention Committee, Daryl McNutt
Mr. McNutt said the committee did not meet. A 2009 summary of the committee's work was given. Highlights included a presentation by OPERS regarding part-time firefighters retirement, review of the EMT-Intermediate to EMT-Paramedic transition course, a tax credit for volunteer EMT and Firefighters was introduced in the House, the Ohio Fire Chiefs Association is applying for a Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response Grants (SAFER) grant for recruitment and retention advertising, and the Recruitment/Retention page was developed and is available on the EMS website.

Trauma Committee, Dr. John Crow (Tim Erskine)
No report was given.

OLD BUSINESS
Secret ballots for the election for Chair and Vice-Chair were distributed. Mr. Davis and Mr. McNutt were candidates for the Chair position and Dr. Collins and Mr. Resanovich were the Vice-Chair candidates. Board Secretary Dodson tallied the votes and Mr. Burgess reported that Mr. Davis is the new chair and Mr. Resanovich is the new Vice-Chair.

NEW BUSINESS
A motion was made to destroy the secret ballots.

ACTION: Motion to approve destroying the secret ballots. Holcomb first. Collins second. None opposed. Motion passed.

Investigations, Melissa Vermillion
ACTION: Motion to go into Executive Session for the purpose of discussing proposed disciplinary action(s) against certificate holder(s) which is pending or imminent court action under Revised Code 121.22(G)(3) and involve matter(s) that are required to be kept confidential under Revised Code 4765.102(B) at 1:11 PM. Marchetta first. Fiffick second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Dr. John Pakiela	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Dr. Deanna Dahl-Grove	Here
Mr. James Davis	Here
Mr. David Fiffick	Here
Ms. Joyce Fischer	Here

Ms. Vickie Graymire	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	Here
Dr. Steve Steinberg	Here
Mr. William Vedra	Here

******* Board returned from Executive Session at 1:48 PM *******

ACTION: In the matter of EMS Case 2009-676-308, motion to issue a Notice of Opportunity for Hearing granting permission for the Assistant Attorney General to negotiate a Consent Agreement at the EMT-Intermediate level to include a written reprimand, submission of an educational improvement plan, and a format approved by the EMS Board, and a three year probation to run concurrently with the accreditation cycle. Resanovich first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

2009-258-101	2009-512-101	2009-565-101	2009-637-304
2009-271-102	2009-513-101	2009-567-101	2009-638-304
2009-326-503	2009-528-102	2009-573-101	2009-648-101
2009-372-102	2009-534-304	2009-574-304	2009-677-101
2009-459-101	2009-545-304	2009-599-602	
2009-501-101	2009-551-101	2009-607-101	

ACTION: Motion to accept the Consent Agreement(s) for the above listed case(s). Resanovich first. Collins second. Davis abstained - 2009-459-101; Quinn abstained - 2009-326-503; Fiffick, Holcomb abstained. None opposed. Motion approved.

2003-16-102	2009-491-101	2009-582-602
2008-425-102	2009-536-101	2009-590-102
2008-452-602	2009-549-602	2009-616-101
2009-202-101	2009-555-308	2009-624-101
2009-244-302	2009-561-101	2009-626-308
2009-400-101	2009-578-602	2009-658-602

ACTION: Motion to close the above listed case(s). Resanovich first. Dahl-Grove second. Collins abstained - 2008-452-602, Fiffick, Holcomb abstained. None opposed. Motion approved.

2005-334-102	2006-362-304

ACTION: Motion to close the above listed case(s) and reopen if reapplies. Resanovich first. Marchetta second. Fiffick, Holcomb abstained. None opposed. Motion approved.

2004-274-102 2006-417-301 2009-238-101 2009-254-101	2009-313-101 2009-370-101 2009-417-101

ACTION: Motion to close the above listed case(s) as the individuals have met the stipulations of their Consent Agreement(s). Resanovich first. Marchetta second. Fiffick, Holcomb abstained. None opposed. Motion approved.

2008-497-102 2009-92-102 2009-165-102 2009-196-102	2009-251-102 2009-290-101 2009-479-304 2009-490-304	2009-580-102 2009-633-304 2009-635-304

ACTION: Motion to issue a Notice of Opportunity for Hearing(s) for the above case(s). Resanovich first. Marchetta second. Davis abstained - 2008-497-102; Fiffick, Holcomb abstained. None opposed. Motion approved.

2009-529-101 2009-566-304 2009-627-101 2009-634-304 2009-636-304 2009-640-101	2009-642-602 2009-644-101 2009-646-101 2009-650-101 2009-660-101 2009-667-101	2009-670-101 2009-673-101 2009-675-101 2009-681-101 2009-683-101 2009-702-305	2009-703-305 2009-705-101 2009-716-101 2009-718-101

ACTION: Motion to close the above listed case(s) for one of the following reasons: inadvertently marked yes to conviction question, misdemeanor convictions which the Board has previously deemed "not involving moral turpitude," continuing education cases which now meet the requirements, local non-patient care issues, and grandfathering issues of certification/conviction. Resanovich first. Marchetta second. Fiffick, Holcomb abstained. None opposed. Motion approved.

ADJOURNMENT

ACTION: Motion to adjourn with the exception of the Fire Board members, who will remain for discussion of fire issues. Resanovich first. Marchetta second. None opposed. Motion approved. The meeting was adjourned at 1:53 PM.

FIRE BOARD MEMBERS

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on these matters by roll call vote at 2:02 PM. Resanovich first. Mallory second. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Joyce Fischer	Here
Mr. James Holcomb	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

******* Fire Board returned from Private Session at 2:05 PM *******

It was noted for the record that Executive Director Richard Rucker was also in attendance. Mr. Resanovich gave a brief synopsis and recommendation to the committee on the case in Ms. Tertel's absence. In Fire Case Number 2009-342-706 Shaun M. Sharp, Fire Identification Number 178527, the applicant answered yes to the conviction question on his application form. Mr. Sharp did not submit the required court records, law enforcement report, and the background check, nor did he respond to Division communications. The recommendation is to deny Mr. Sharp's application.

ACTION: Motion to admit the sworn affidavit(s) and the accompanying exhibit(s) in the aforementioned case(s) into evidence. Quinn first. Fischer second. None opposed. Holcomb abstained. Motion approved.

There being no further evidence to come before the Board, the Goldman Proceedings were closed at 2:06 PM. Mr. Burgess asked for a motion to deliberate on the sworn affidavits and exhibits. A written copy of the Board's decision will be mailed to the respondents.

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on these matters by roll call vote at 2:07 PM. McNutt first. Fischer second. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Joyce Fischer	Here
Mr. James Holcomb	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

******* Fire Board returned from Private Session at 2:09 PM *******

ACTION: In the matter of Fire Case Number 2009-342-706 Shaun M. Sharp, Fire Identification Number 178527, the Committee finds that Mr. Sharp applied for

certification as a volunteer firefighter; however he failed to submit a completed application. He failed to supply documentation of his criminal conviction to include the court records, law enforcement report and the background check. These actions are in violation of sections 4765-23-02(A)(1) & (2) and 4765-20-04(D) of the Ohio Administrative Code; therefore, the Committee recommends to the Executive Director to deny Mr. Sharp's application for a certificate to practice as a firefighter. Resanovich first. Fischer second. None opposed. Holcomb abstained. Motion passed.

ACTION: Motion to go into Executive Session for the purpose of discussing proposed disciplinary actions against fire certificate holders which is pending or imminent court action under Revised Code 121.22(G)(3) and involves matters that are required to be kept confidential under Revised Code 149.43 at 2:11 PM. Quinn first. Fischer second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Joyce Fischer	Here
Mr. James Holcomb	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

*******Fire Board returned from Executive Session at 2:25 PM *******

2009-263-702 2009-460-701 2009-552-701 2009-576-701	2009-581-702 2009-584-701 2009-608-701 2009-678-701

ACTION: Motion recommending that the Executive Director accept the above Fire case(s) consent agreement(s). Resanovich first. Fischer second. Davis abstained - 2009-460-701; Holcomb abstained. None opposed. Motion approved.

2009-158-706 2009-203-701 2009-306-706 2009-398-702 2009-537-701	2009-562-701 2009-585-701 2009-609-705 2009-625-701

ACTION: Motion recommending that the Executive Director close the above Fire case(s). Resanovich first. McNutt second. Holcomb abstained. None opposed. Motion approved.

2009-59-701	

ACTION: Motion recommending that the Executive Director close the above Fire case(s) and reopen if applies for certification. Resanovich first. McNutt second. Holcomb abstained. None opposed. Motion approved.

2009-117-701	2009-181-706	2009-314-701

ACTION: Motion recommending that the Executive Director close the above Fire case(s) as the individuals have met the stipulations of their Consent Agreements. Resanovich first. McNutt second. Holcomb abstained. None opposed. Motion approved.

2008-492-702	2009-248-702
2009-93-702	2009-291-701
2009-166-702	2009-369-702
2009-195-702	2009-497-706

ACTION: Motion recommending that the Executive Director issue(s) a Notice of Opportunity for Hearing for the above Fire case(s). Resanovich first. McNutt second. None opposed. Davis abstained - 2009-492-702; Holcomb abstained. Motion approved.

No old or new business was brought forward.

ACTION: Motion to adjourn the Fire Board members portion of the meeting. Fischer first. Quinn second. None opposed. Motion approved.

The meeting adjourned at 2:35 PM.