DRAFT

STATE BOARD OF EMERGENCY MEDICAL SERVICES
OHIO DEPARTMENT OF PUBLIC SAFETY
MEETING MINUTES
April 20, 2011

Chaired by James Davis

Board Meeting Date and Location: April 20, 2011, 1970 W. Broad Street, Columbus, Ohio 43223.

Board Members in Attendance: Ms. Pamela Bradshaw, Dr. Deanna Dahl-Grove, Mr. James Davis, Mr. Geoff Dutton, Ms. Joyce Fischer, Ms. Vickie Graymire, Ms. Deanna Harris, Mr. John Kubincanek, Mr. William Mallory, Mr. Mark Marchetta, Mr. Daryl McNutt, Dr. John Pakiela, Mr. James Parrish, Mr. William Quinn, Mr. Mark Resanovich, Mr. Craig Self, Mr. Bruce Shade, Dr. Brian Springer, Dr. Steve Steinberg

Board Members Absent: Dr. Wendy Pomerantz

Staff Members Present: Alan Boster, Summer Boyer, Judy Celnicker, Dr. Carol Cunningham, Aleta Dodson, Tim Erskine, Thomas Gwinn, John Kennington, Tom Macklin, Craig Mayton, Vanessa Mertz, Sue Morris, Doug Orahood, Carol Palantekin, Richard Rucker, Bob Ruetenik, John Sands, Joe Stack, Yvonne Tertel, Toni Tester, Melissa Vermillion, Diane Walton

Guest and Public Attendance: Suzanne Hoholik, Columbus Dispatch; Kathy Haley, EMS Board Trauma Committee

OPEN FORUM

Mr. Davis called the meeting to order at 9:08 AM.

Roll Call

Mr. James Davis	Here
Mr. Mark Resanovich	Here
Ms. Pamela Bradshaw	
Dr. Deanna Dahl-Grove	Here
Mr. Geoff Dutton	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Ms. Deanna Harris	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Mr. James Parrish	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Craig Self	Here
Mr. Bruce Shade	
Dr. Brian Springer	Here
Dr. Steve Steinberg	Here

Mr. Davis noted for the record that a quorum was present to conduct business.

OPEN FORUM

No issues were brought forward.

CONSENT AGENDA

A revised listing of initial CE site applications was included in the Board packet. Board members were requested to review it regarding schools seeking initial approval that were changed due to the authorizing agency submitting some changes in their administrative staff. With that stipulation, Mr. Davis requested the Consent Agenda be approved.

ACTION: Motion to approve the consent agenda as posted on the website, items including: February 15 – 17, 2011 EMS Board minutes; EMS certifications granted for the period of January 1, 2011 through March 31, 2011 and continuing education extensions granted for the period of February 1, 2011 through March 31, 2011; and initial and renewal applications for education certificates of approval for the period of February 1, 2011 through March 31, 2011 with the revised listing of initial CE site applications. Marchetta first. Dahl-Grove second. None opposed. Motion passed.

Board Chair Report

Mr. Davis received a letter from the Ohio Society of Trauma Nurse Leaders (OSTNL) thanking Vickie Graymire for her outstanding contribution during their recent Trauma Outcomes Improvement Course.

Mr. Davis presented a letter sent to the Board dated March 28 from the Central Ohio Trauma System (COTS) Executive Director Nancie Bechtel. COTS would like to address the Board regarding their adoption of the SMART® triage system with use of the START (Simple Triage and Rapid Treatment) Triage Disaster System for statewide use in a mass casualty event. The letter said their decision was based on preparedness work being done in the region between EMS and hospitals and in support of a 2004 report encouraging establishment of community wide systems that would support the triage treatment and disposition of five-hundred adult and pediatric patients per million population who suffer from acute illness or trauma requiring hospitalization. Since that time, central region hospitals and EMS have continued to develop a unified disaster triage system as have other regions in the state. Mr. Davis said the Board has addressed the issue before, but wanted to readdress.

***** Bruce Shade arrived at 9:11 AM *****

Dr. Cunningham said there is a lot of debate on this nationally. The National Association of EMS Officers (NASEMSO) believe states have the right to adopt whatever vendor they like for triage, and elected not to endorse a position paper on the Center for Disease Control (CDC) field guidelines or any triage program because extensive research on various triage systems has never been done. She said the CDC hoped all states would adopt their field triage system, but more evidence-based research is needed before any triage system can be touted as better than another one. Mr. Davis said if UPS and Federal Express can track a package across the country, then EMS should be able to track a patient across a city, county, or state. Dr. Cunningham clarified that patient tracking is an element of field triage and that the Ohio Hospital Association (OHA) has already implemented OH Trac as a statewide patient tracking system. Mr. Davis asked members how he should respond to their letter. Dr. Cunningham said the EMS Homeland Security Committee (HLS) has incorporated the START triage system in their strategic plan. Ellen Owens thought the Board's approval of the START triage was based on a request from Homeland Security because they wanted a standardized system for Ohio. It is the only triage tagging system that is eligible for grant funding. Mr. Davis recommended that COTS be invited to make a presentation before the EMS/Homeland Security Committee, and the Board agreed.

The Executive Director search was discussed. Mr. Davis had conversations with Mr. Rucker and Board members about interest in serving on a committee. Mr. Davis received overwhelming interest from 75% of Board members to be on the search committee. He thinks the committee should consist of about five to seven members. His only interest is to ensure that the committee members represent the diversity of the Board. Mr.

Resanovich gave an overview of the process that occurred during a previous search for an Executive Director. The committee created a criteria list for consistency, graded applicants accordingly, created interview questions, and selected the candidates to interview. The committee's work took approximately six full days over a month and a half period. Mr. Davis said the only restriction Director Charles indicated was to be mindful of the state ethics and public record laws.

***** Ms. Bradshaw arrived at 9:18 AM *****

State Medical Director Report, Dr. Carol Cunningham
Dr. Cunningham presented individuals for appointment to the Regional Physician Advisory Board (RPAB).

ACTION: Motion to appoint the following to the Regional Physician Advisory Board (RPAB): Dr. Nathan Walters, Region III, and Dr. Brandice Alexander, Region VI. Marchetta first. Dahl-Grove second. None abstained. None opposed. Motion passed.

Dr. Cunningham reported that the Region VI is now functional and, with three RPAB members after many years without representation, is now officially a Board. She commended Dr. Stuart Chow, the RPAB Region VI chairman, for his energetic and aggressive recruitment of physicians to increase the interest in EMS leadership via the RPAB in that region.

Dr. Cunningham had distributed the draft Board position paper on capnography via e-mail for review. She said the Board had wanted to include the scope of practice regarding intubation by EMT-Basics; however, while composing the document, it did not fit well and may be best communicated in the Siren newsletter.

ACTION: Motion to approve the position paper on capnography as presented. Fischer first. Marchetta second. None opposed. Motion approved.

Dr. Cunningham said the paper will need posted to the Division website.

Dr. Cunningham reported on a discussion she had with Kyle Parker, Ohio State Board of Pharmacy (BOP), expressing concern on two subjects: fetanyl use in the pre-hospital setting and the implementation of just-in-time protocols by local EMS medical directors. Dr. Cunningham said the BOP reported that they had received a call from a cardiologist expressing concern that if fetanyl was given to a STEMI patient, there might be a bad outcome. She requested a copy of the complaint but never received it or the name of the complainant, nor could Mr. Parker cite a report of any case of a bad patient outcome. She explained the structure of medical directors' authority and Ohio's scope of practice to him. Both the Regional Physician Advisory Board (RPAB) chairmen and the Medical Oversight Committee (MOC) support fetanyl administration in a pre-hospital setting and believe that the development and implementation of just-in-time protocols are a responsible action by a medical director. Dr. Cunningham plans to respond to Mr. Parker in writing, but wanted to discuss the issues with the Board to see if they support the findings of the RPAB chairmen and the MOC on those issues, and the Board concurred. Dr. Cunningham will send a letter to Mr. Parker and copy the RPAB chairs, EMS Board Chair, Dr. Dahl-Grove (MOC Committee chair), and Ms. Dodson, who will forward it to all Board members.

Dr. Cunningham is serving on the Ohio Department of Health committee that will assess Modular Emergency Medical System (MEMS) cache, which is a holding area to treat patients with illnesses during a mass casualty event to prevent overloading the hospitals. During the month of May, she will be attending meetings at the Ohio Hospital Association State Medical Coordination Committee, Ohio Mission:Lifeline, the mid-annual NASEMSO conference, and EMS on the Hill.

She was selected to be part of the Federal Department of Homeland Security Executive Leadership Program to be held at the Center for Homeland Defense and Security and there are four one-week modules where attendance is mandatory. The fall module conflicts with the October Board meeting. Due to the fact that she is contractually required to attend the Board meetings, Dr. Cunningham requested permission to miss the October Board meeting and submit a written report in lieu of a verbal report.

ACTION: Motion to approve Dr. Cunningham to attend the Federal Department of Homeland Security Executive Leadership Program and be absent from the October 19, 2011, Ohio EMS Board meeting. Marchetta first. Dahl-Grove second. None opposed. Motion approved.

Executive Director, Richard Rucker

Mr. Rucker will be stepping down as Executive Director and taking another position. He has enjoyed his position at EMS for the past eight years, but felt that it is time for a change. During his tenure, many things have been done to improve patient care in the state. He appreciates everyone's involvement in this Board, especially their voluntary time that goes unrewarded. With the recent NHTSA re-assessment and the strategic plan being developed, it provides a solid direction for the future and the new Executive Director.

The May Board meeting will celebrate National EMS week, and the Division awards will be presented along with the Ohio American College of Emergency Physicians (ACEP) Star of Life awards. Mr. Rucker said the Governor has expressed interest in attending the ceremonies, but this has not been finalized. The Board will have their annual picture taken at that time.

Mr. Rucker reported that two of the three available Trauma positions have been filled. Toni Tester, epidemiologist statistician, and Summer Boyer, data manager, were introduced to the Board. Interviews are being scheduled for the Researcher position.

Certifications, John Kennington

Mr. Kennington presented one request for exemption from continuing education for certificate holder 131903 due to active military service.

ACTION: Motion to approve one request for exemption from continuing education for individual serving on active military duty during the certification period. Quinn first. McNutt second. None opposed. Motion approved.

Mr. Kennington said the discontinuation of mailed renewal applications for EMTs was discussed at the Board retreat and tabled for this meeting. Mr. Davis said 90% of renewals are done online. Mr. Kennington said it is in rule that the Division has to notify a certificate holder of the need to renew at least sixty days in advance of the certificate's expiration date. The Division is not discontinuing making notification. Postcards that used to go out 180 days prior to expiration are now being sent 90 days prior to expiration to the certificate holder's last known address. Mr. Kennington said Firefighters are now included as well. Mr. Kennington said the online process is proven to work and Division staff is always available to assist individuals having difficulty using the online process. Mr. Davis said there is interest in what has been brought forward and would ask Mr. Mallory and the Rules committee to review with Mr. Kennington to see how discontinuation of mailing renewal letters could be interacted within our current system.

Mr. Self asked about whether discontinuing of wallet certification cards has been considered. Mr. Kennington said it has been discussed with Legal and there is nothing in law requiring a card. Mr. Resanovich said there are reasons why a card is needed for verification, and some of them included reporting to disasters across state lines, paramedics showing credentials at hospital drug boxes, and during Board of Pharmacy EMS agency inspections.

Education, John Sands
Mr. Sands said there are two offsite requests that need to be discussed in Executive Session before moving forward.

Mr. Davis thanked Mr. Rucker for his service on behalf of the Board. He and Melissa Vermillion will work on scheduling a dinner on Tuesday, May 17th, around 6:00 or 6:30 in the evening.

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 9:53 AM. Dahl-Grove first. Self second. None opposed. Motion approved.

Roll Call

Mr. James Davis	Here
Mr. Mark Resanovich	Here
Ms. Pamela Bradshaw	Here
Dr. Deanna Dahl-Grove	Here
Mr. Geoff Dutton	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Ms. Deanna Harris	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Mr. James Parrish	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Craig Self	Here
Mr. Bruce Shade	Here
Dr. Brian Springer	Here
Dr. Steve Steinberg	Here

***** Board returned from executive session at 10:37 AM *****

2010-407-BE500	2011-667-E100	2011-709-E300
2010-478-E100	2011-673-E100	2011-714-E100
2010-524-E100	2011-703-E100	2011-760-E300
2011-637-E500	2011-706-E300	2011-761-E300
2011-663-BE100	2011-708-E300	

ACTION: Motion to accept the Consent Agreement(s) for the above listed case(s). Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained; Quinn abstained 2010-407-BE500. Motion approved.

2010-608-E500	2011-664-E500	2011-700-E500
2010-609-BE500	2011-668-E300	2011-707-E300
2011-636-E100	2011-688-E100	2011-720-E300

2011-654-BE100	2011-697-E100	2011-732-E100

ACTION: Motion to close the above listed case(s). Dahl-Grove first. Marchetta second. Bradshaw, Resanovich abstained. None opposed. Motion approved.

2010-587-BE500 *(refer to local medical director)*	2011-719-E400 *(refer to local medical director)*

ACTION: Motion to close the above listed cases and refer to local medical director/department. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

2007-191-101	2008-196-304	2010-149-BE100	2010-400-E100
2008-33-101	2008-530-304	2010-157-E100	2010-454-BE100
2008-70-101	2009-84-102	2010-210-E100	2010-471-E100

ACTION: Motion to close the above listed cases; individuals have met the stipulations of their Consent Agreements. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

2009-97-501	2010-218-BE100	2010-585-BE100

ACTION: Motion to issue Notices of Opportunity for Hearings for the above listed cases. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained; McNutt abstained 2010-218-BE100. Motion approved.

2011-658-E100	2011-735-E100	2011-758-E300	2011-817-E100
2011-666-E100	2011-736-E100	2011-763-BE100	2011-818-E100
2011-686-BE100	2011-739-BE100	2011-772-BE100	2011-826-BE100
2011-691-BE100	2011-740-E100	2011-778-BE100	2011-833-E300
2011-699-BE100	2011-741-E100	2011-791-BE100	2011-837-E300
2011-701-E100	2011-742-BE100	2011-795-E100	2011-841-E300
2011-702-BE100	2011-743-E100	2011-807-E100	2011-842-E300
2011-725-BE100	2011-745-BE100	2011-808-E300	2011-852-BE100
2011-727-E100	2011-754-E100	2011-812-E100	2011-856-E100
2011-728-BE100	2011-755-BE100	2011-813-E100	
2011-730-BE100	2011-756-E100	2011-815-E100	

ACTION: Motion to close the above cases due to 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. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

ACTION: In the matter of EMS Case 2009-337-308, close case, re-open if re-applies. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

ACTION: In the matter of EMS Case 2011-776-E300, Issue Notice of Opportunity for Hearing, granting permission for the Assistant Attorney General to negotiate a consent agreement at the First Responder and EMT-B levels. Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

ACTION: In the matter of EMS Case 2011-777-E300:

- **Issue a provisional certificate of accreditation to expire on 4/30/2012.**
- **The EMS Board shall inform the accredited institution, in writing, of its violations of section 4765.16 of the Revised Code or rules 4765-7-02 and 4765-7-07 of the Administrative Code, and the conditions of compliance.**
- **Within 60 days, the accredited institution must submit an educational improvement plan in a format approved by the EMS Board. Staff will complete a site visit and records review prior to March 30, 2012.**
- **If the institution meets the specified conditions, the EMS Board will grant the certificate of accreditation with an expiration date of 10/31/2013. The accredited institution will complete bi-annual reports through 10/31/2013.**
- **If the accredited institution does not meet the specified conditions, the provisional certificate will expire and the institution will no longer be authorized to operate an EMS training program. The institution must then apply for reinstatement of its provisional certificate in accordance with rule 4765-7-08 of the Administrative Code.**
- **Subject to site visits.**

Dahl-Grove first. Marchetta second. None opposed. Bradshaw, Resanovich abstained. Motion approved.

ACTION: In the matter of EMS Case 2010-416-E300, the Board moves to deny the request for two off-sites. Dahl-Grove first. Marchetta second. Bradshaw, Resanovich abstained. None opposed. Motion passed.

GOLDMAN PROCEEDINGS

Mr. Davis called the proceedings to order at order at 10:47 AM. Members of the Board present for the proceedings included:

Roll Call

Mr. James Davis	Here
Mr. Mark Resanovich	Here
Ms. Pamela Bradshaw	Here
Dr. Deanna Dahl-Grove	Here
Mr. Geoff Dutton	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Ms. Deanna Harris	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Mr. James Parrish	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Craig Self	Here
Mr. Bruce Shade	Here
Dr. Brian Springer	Here
Dr. Steve Steinberg	Here

Mr. Davis said a majority of Board members were present. Three adjudication proceedings will be heard today in the matters of: EMS Case Number 2010-92-E100 Edward S. Beatty, EMS Applicant Number 182158; EMS Case Number 2010-112-E100 David A. Clark, EMS Certification Number 97445; and EMS Case Number 2010-143-BE100 Brian L. Wilms, EMS Certification Number 63551. These proceedings are an affidavit-based adjudication relative to a Notice of Opportunity for Hearing mailed to the respondents and served according to the Administrative Procedures Act (Chapter 119. of the Ohio Revised Code). 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. Davis recognized Assistant Attorney General Yvonne Tertel for the purpose of providing a brief synopsis of each case and recommendations for disciplinary action.

Ms. Tertel said in the cases of Mr. Beatty and Mr. Clark, both applied for EMS certificates and had criminal convictions, but did not provide the documentation necessary, nor did they respond to staff inquiries. The recommendation is to deny their applications.

In the case of Mr. Wilms, he is currently incarcerated for a third-degree felony of sexual battery. Ms. Tertel referred Board members to the affidavit, specifically paragraph 5(D) to refresh their memory. The crime consisted of sex acts with his own child and other inappropriate contact with a step-daughter. Ms. Tertel said the recommendation is for permanent revocation due to the nature of the crime.

ACTION: **Motion to admit the sworn affidavits and accompanying exhibits in the aforementioned case into evidence.** Shade first. Fischer second. None opposed. None opposed. Motion passed.

There being no further evidence to come before the Board, the proceedings were closed at 10:53 AM. The procedural and jurisdictional matters having been satisfied, the Board continued with the proceedings by deliberation on the sworn affidavits and exhibits. A written copy of the Board's decision will be mailed to the respondents.

Ms. Tertel said since Ms. Frient is unexpectedly absent today, if Board members feel they need guidance, it can be arranged. Board members did not request counsel.

ACTION: Motion to go into Private Session for the purpose of quasi-judicial deliberation on these matters at 10:54 AM. Self first. Marchetta second. None opposed. Motion approved.

Roll Call

Mr. James Davis	Here
Mr. Mark Resanovich	Here
Ms. Pamela Bradshaw	Here
Dr. Deanna Dahl-Grove	Here
Mr. Geoff Dutton	Here
Ms. Joyce Fischer	Here
Ms. Vickie Graymire	Here
Ms. Deanna Harris	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here

Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Mr. James Parrish	Here
Dr. Wendy Pomerantz	
Mr. William Quinn, Jr.	Here
Mr. Craig Self	Here
Mr. Bruce Shade	Here
Dr. Brian Springer	Here
Dr. Steve Steinberg	Here

The Board returned from private session at 11:08 AM.

ACTION: In the matter of the EMS Case Number 2010-143-BE100, Brian L. Wilms, EMS Certificate Number 63551, the Board finds that Mr. Wilms was convicted of Sexual Battery, a third-degree felony, in violation of Ohio Administrative Code 4765-10-03(B)(2)(a); therefore the Board moves to permanently revoke Mr. Wilms' certificate to practice as a first responder. Dahl-Grove first. Marchetta second. Bradshaw abstained. None opposed. Motion approved.

ACTION: In the matter of EMS Case Number 2010-92-E100 Edward S. Beatty, EMS Applicant Number 182158, the Board finds that Mr. Beatty applied for a certificate to practice as an EMT-Basic. He failed to supply documentation of his criminal conviction to include the court records, law enforcement report, and the background check, as required pursuant to Ohio Administrative Code 4765-10-03(B)(1) and 4765-8-02(E), therefore the Board moves to deny Mr. Beatty's application for certification to practice as an emergency medical technician. Dahl-Grove first. Marchetta second. Bradshaw abstained. None opposed. Motion approved.

ACTION: In the matter of EMS Case Number 2010-112-E100 David A. Clark, EMS Certificate Number 97445, the Board finds that Mr. Clark applied for a certificate to practice as a First Responder. He failed to supply documentation of his criminal conviction to include the court records, law enforcement report, and the background check, as required pursuant to Ohio Administrative Code 4765-10-03(B)(1) and 4765-8-02(E), therefore the Board moves to deny Mr. Clark's application for certificate to practice as a first responder. Dahl-Grove first. Marchetta second. Bradshaw abstained. None opposed. Motion approved.

Mr. Rucker introduced Craig Mayton, Assistant Director of the Department of Public Safety. Mr. Rucker said Mr. Mayton assisted him in getting authorization to hire the additional personnel for trauma. Mr. Mayton thanked the Board members for their efforts and said he and Director Charles want to support the Board in any way they can. Mr. Davis and Ms. Graymire thanked Assistant Director Mayton for being instrumental in their meeting with Representative Carney regarding data collection. Ms. Graymire said the Trauma Committee is thankful for all the support in getting additional FTEs to support the Registry data collection. Mr. Mayton said the work is very important and could save lives.

Assistant Attorney General, Yvonne Tertel
Ms. Tertel had nothing to report.

EMS Staff Legal Counsel, Heather Frient
Ms. Frient was unable to attend and no report was given.

Legislative Liaison, Andrew Spencer
Mr. Spencer was unable to attend, but a current legislative matrix was provided and distributed.

COMMITTEE REPORTS

Education Committee, John Kubincanek

ACTION: Motion to add pulse oximetry and capnography equipment/reading to the rules for the curriculum and the rules for the Ohio EMS scope of practice for the First Responder level in Ohio. Kubincanek first. Pakiela first.

Mr. Kubincanek said both the Education and MOC committee agree. The rationale is that many first responders already have pulse oximeters available to them, but the Board does not allow them to utilize the device as pulse oximetry is not within their scope. It would be in the best interest of the patients to have this available. Dr. Dahl-Grove said since First Responders are allowed to use oxygen in the field and with the new recommendation of the American Heart Association which indicate that pulse oximetry should be monitored during oxygen delivery, the committee felt this was a necessary move forward to teach this technology to that group.

ACTION: Motion to add pulse oximeter and capnography equipment/reading to the rules for the curriculum and the rules for the scope of practice for the First Responder level in Ohio. Kubincanek first. Pakiela first.

None opposed. None abstained. Motion passed.

Mr. Kubincanek said both the Education and Medical Oversight committees request a motion to add lidocaine to the list of approved medications for the EMT-Intermediate scope of practice, and specifically for the injection at the I/O site after intraosseous infusion (IO), for pain relief, and include in the rules for the curriculum and scope of practice in Ohio. This is also the recommendation of the manufacturer.

ACTION: Motion to add lidocaine to the list of approved medications for the EMT-Intermediate scope of practice specifically for the injection at the intraosseous infusion (IO) site after an IO for pain relief and include in the rules for the curriculum and scope of practice in Ohio. Kubincanek first. Shade second.

Mr. Kubincanek said he has received multiple calls on this issue. When the committee looked at the initial drilling of the bone during IO, discomfort is not the problem. Discomfort occurs after the administration of fluids that is most painful for patients. He believes part of an EMS provider's role is to alleviate pain and that injecting lidocaine would be a reasonable process. Mr. Marchetta said administration of lidocaine is acceptable as long as it is clear that it is after initiation. Lidocaine needs to be preservative-free and there is no local anesthetic at the site before insertion. Dr. Cunningham said it should clarify that it would be lidocaine rather than lidocaine with epinephrine. Mr. Kubincanek said this skill would not add much time to the scope of practice as far as teaching it in initial training. Ms. Owens would like to request that the motion clarify whether you are adding it to the scope of practice now or adding it with the change of the curriculum. The motion will be revised to reflect including **"--for the curriculum and add now to the scope of practice in Ohio"** at the end of the motion. [*Motion to add lidocaine to the list of approved medications for the EMT-Intermediate scope of practice, and specifically for the injection at the /O site after Intraosseous Infusion (I/O), for pain relief, and include in the rules for the curriculum and* **add now** ***to the scope of practice in Ohio.***]

None opposed. None abstained. Motion passed.

Mr. Kubincanek said the Education Committee would like to request a motion for the Ohio Division of EMS staff to approve the advanced emergency medical technician (AEMT) written examination from the National Registry of Emergency Medical Technicians (NREMT) for Ohio EMT-Intermediate candidates seeking initial EMT-Intermediate certification. Mr. Kubincanek says the provision will be resolved after the EMT I-88 and I-99 transition to the National EMS scope of practice model.

ACTION: Request the Ohio Division of EMS staff to approve the advanced emergency medical technician (AEMT) level of the National Registry of Emergency Medical Technicians (NREMT) Intermediate written examinations for students testing for the initial Ohio EMT-Intermediate level certification. Kubincanek first. Shade second.

Mr. Kubincanek said Linda Mirarchi has reviewed the Ohio EMT curriculum and concluded that we currently teach everything in the I-99 curriculum. Since the National Registry exams will be testing at the I-99, it would be in the best interest of our Intermediates since we teach it already. Ms. Owens asked for clarification if the request is to allow Intermediate students to take the I-99 exam or the new Advanced EMT examination based on the new educational guidelines and scope of practice. Mr. Kubincanek said it is the new curriculum standards. Mr. Shade asked if we didn't also want them to be able to take the I-99 exam. Ms. Owens stated Ohio's current Intermediate curriculum does not meet the objectives of the I-99 curriculum, which is why our students currently take the I-85 examination with additional required testing by the schools. The new educational guidelines and scope of practice are more closely aligned with Ohio's current Intermediate curriculum.

Mr. Davis said an amendment to the motion would be needed. Mr. Davis had Ms. Dodson read the motion back and Mr. Davis asked if that motion meets the need of the committee. Mr. Kubincanek stated that it does. Mr. Sands said when students graduate from the EMT-Intermediate programs, the program coordinators do not have the authority to approve students to sit for the advanced test that the Registry is giving. This will allow the programs to authorize the students take the advanced NREMT test. Mr. Davis asked the Education staff if the wording of the amendment met the request. Mr. Sands said what Ms. Dodson read back is fine.

Mr. Marchetta asked for clarification that the Board is making a motion for when the new exam takes effect in 2013. Ms. Owens said the new Advanced EMT exam will become available in July 2011. The I-85, I-99 and new Advanced EMT examinations will all be available during a transition period. If we do not state that Ohio EMT-Intermediates meet the curriculum requirements and are approved to take the new examination when it becomes available, the EMT-Intermediates will are going to have to take the test and pay another fee if they wish to renew their NREMT certificate. Dr. Cunningham said the NREMT has an overlap period for the exams for all levels of EMS providers and that both tests will be offered (both the new scope and the old titles) simultaneously before the NREMT phases out the old titles. Mr. Davis said that clarifies things, but there is a motion on the floor and he needs an amendment if we want to change the title of the level of provider. Mr. Kubincanek said to be consistent with the national scope we need to change it, but inquired if it has been changed in law. Staff and Board are comfortable with how the language is written currently.

None opposed. None abstained. Motion approved.

<u>EMS-Children, Dr. Dahl-Grove for Dr. Wendy Pomerantz</u>

- The University Hospital system is working with the EMSC Committee to pilot the Emergency Department Pediatric Preparedness program. The first site visit is scheduled for June 16 to 17. The Lake Health System has also expressed interest in the program.

- Surveys from EMS agencies and hospitals regarding medical direction and ambulance equipment received responses. The response rates were 52% of hospitals and 62% of EMS agencies. The results should be available from the National EMSC Data Analysis Resource Center (NEDARC) in the next week or two to the EMS-C committee members.
- The committee is planning for a pediatric disaster preparedness stakeholder meeting to be held in August or September 2011, and the committee is identifying stakeholders. The focus will be on integrating pediatric practices on a statewide basis.
- Joe Stack and Dr. Amyna Sabir will make a presentation on the Emergency Department Pediatric Preparedness program at the 2011 Ohio Pediatric Trauma Symposium.
- Toni Tester provided a presentation on data analysis she completed on trauma patients in age ranges from 0 to 25. The report included a comparison of outcomes broken down by non-trauma centers, adult trauma centers, and pediatric trauma centers.

Julie Burton has resigned from the committee and Dr. Dahl-Grove requested approval to add Jeffrey Heist and Heather Koss to the committee.

ACTION: Motion to approve adding Jeffrey Heist and Heather Koss to the EMSC committee. Dahl-Grove first. Marchetta second. None opposed. Motion approved.

Firefighter and Safety Inspector Committee (FFSI), Doug Orahood for Jim Steele
Items of note include:

- Mr. Orahood reported that Chief Jim Steele is the new Chair and Chief Dudley Wright is the new Vice-Chair of the FFSI committee.
- The Division of EMS has completed work with the Ohio Board of Regents and now can offer college credit to not only the firefighter and fire safety inspectors, but also for fire instructors. Students who attend a state-funded school can receive college credit toward their fire science degrees by using the Volunteer, Firefighter I and II, Fire Safety Inspector, and Fire Instructor certification courses offered by the Division.
- The committee continues to work on the practical skill sheets for practical skills testing for the Pro Board national accreditation. The skill sheets have been completed, are approved, and are developing the testing process for practical skill testing for all certification courses in Ohio.
- The committee is developing an evaluator training course that the practical skills evaluators will take to be able to evaluate a practical skills station when a student completes their course.
- The committee held a session to work on online/distance learning and testing rules to prevent compromises that could occur and hurt the validation process. They are also addressing equivalency rules to create more consistency between people coming from out of state into Ohio to receive certification.
- Mr. Orahood serves on two Ohio Fire Chiefs committees: volunteer firefighter and education. He will assist in developing courses for volunteer chiefs and firefighters to aid in recruitment and retention.

Homeland Security, Mark Resanovich
Mr. Resanovich said the committee is reviewing membership and active participation. He is requesting the addition of Dr. Brendan Hawthorn, Dr. Michael Zorko, and Ray Friedmann to the committee.

ACTION: Motion for the Board to approve adding Dr. Brendan Hawthorn, Dr. Michael Zorko, and Ray Friedmann to the Homeland Security Committee. Resanovich first. McNutt second. None opposed. Motion approved.

The committee spoke with the Ohio Emergency Management Agency (EMA) and they have assigned a permanent person to the Homeland Security committee. His input and participation has been very welcome.

Prior to Dr. Thomas Collins' resignation from the Board, he had brought up the issue of an online Blast Injury course offered by the Centers for Disease Control (CDC). The course is approved by the Ohio Nursing Board for continuing education (CE), so by our rules, EMS personnel can take that and receive CE for it. They would like to provide a link to the course on the EMS website.

Mr. Resanovich serves on the Ohio Department of Health (ODH) and the Ohio Hospital Association (OHA) Medical Coordination Plan committee. At the last meeting, the briefing was on liability issues during scarce resourcing and all the language that the legal group is putting together which includes liability protection for EMS. As soon as he receives the final document in May, he will forward to the Board. The scarce resource crisis management project will be submitted to the steering committee at the May meeting. Work still remains for EMS on how to prepare and what guidance to give EMS providers if Ohio is in a scarce resource event (personnel, perishable goods, etc.). Dispatching, which is the portal into the health care system, was identified as an issue and will be brought to the Board. Mr. Davis asked whether an ad hoc committee should be created and Mr. Resanovich responded affirmatively. Mr. Self said the NHTSA reassessment cited dispatch as a key initiative and will be in the strategic plan. Mr. Resanovich said the HLS committee does not want to tackle the issue of dispatch at this time, but it has been identified as an integral part of the planning process for scarce resourcing. There is no national curriculum or standard for dispatching services. The next committee meeting is scheduled for May 13th from 10:00 to 3:00 and will create a proposal for the Board to review.

Specialty Care/TEMS, Dr. Brian Springer

Dr. Springer spoke with Mr. Resanovich and Mr. Kennington and received all committee materials for review. He will contact stakeholders involved (fire/EMS chiefs, law enforcement, and committee members) and plan to meet in July. They need to meet with legal counsel to draft legislation on specialty care and encompass TEMS. They are now once again starting to move forward.

Medical Oversight Committee, Dr. Deanna Dahl-Grove

Dr. Dahl-Grove said the committee met yesterday and had a lengthy discussion on the administration of fetanyl as an alternative to morphine when it is not available and regarding recommendations from the RPAB for amending rule number 4765-3-05. Dr. Cunningham said the proposal from the RPAB was distributed to the Board on amending one of the rules and law.

The RPAB recommended amending rule 4765-3-05, the qualifications for a physician to serve as medical director of an EMS agency, to include those physicians who have completed an EMS fellowship as well as board-certified pediatricians who have completed a pediatric emergency medicine fellowship. This amendment would allow them to serve as medical directors without being required to petition the Board for a waiver. The Medical Oversight Committee also concurred with the RPAB recommendation from their May 10, 2011 chairmen's meeting to eliminate the requirement for a physician who is compliant with 4765-3-05 and is serving as the medical director of an EMS agency to be mandated to acquire review and approval from a trauma surgeon for education programs or lectures on the topic of trauma. Dr. Cunningham noted that the Board has raised the bar for qualifications for an EMS medical director since the trauma triage legislation was written and implemented, and she believes that any physician who meets the current medical director qualifications should not have to go to a trauma surgeon for consultation and approval of education they are providing to their agencies.

ACTION: Motion to accept the changes as recommended from the RPAB that were sent with the additional amendment of the pediatric emergency medicine fellowship as well as the item regarding no

longer requiring a trauma surgeon to review and approve any trauma lecture to be given by a Continuing Education Medical Director to their agencies. Dahl-Grove first. Kubincanek second.

A lengthy discussion ensued regarding whether a trauma surgeon is still needed to review medical director programs having to do with trauma. Dr. Steinberg said when the law was promulgated this was included because trauma surgeons had a unique skill set or knowledge to bring to the education and inquired if this is no longer the case. Dr. Cunningham stated that the way the law is currently written, an EMS medical director would have to get approval from a trauma surgeon for any type of program on trauma they would present to their EMS agency. Dr. Steinberg said he thought it was only in regards to the trauma content. Dr. Cunningham said that is correct, but if one has an hour to provide training to a provider, one typically restricts the material to one topic. If she was to do a trauma lecture, she would have to get approval of that content by a trauma surgeon and that is what they want to change for those physicians who meet the qualifications of a medical director of an EMS agency. Dr. Pakiela said he thinks what Dr. Cunningham is saying is that it is within the scope of practice of a board-certified or board-eligible emergency physician who is an EMS medical director of their agency to speak an hour on head trauma or abdominal trauma without having to have the lecture reviewed by a trauma surgeon. Dr. Steinberg said there are plenty of trauma topics that emergency medicine physicians are perfectly capable of presenting, he is not suggesting otherwise. But does that mean they are capable of presenting all trauma topics without any input from a trauma surgeon? Dr. Pakiela said he thinks they are looking at what services are provided in the field--how to stabilize patients, not specific to operating room procedures. Dr. Springer said when an emergency physician medical director is giving a lecture to their EMS community about other medical topics there is nothing on the books that says they need the approval of a cardiologist for heart disease topic, or a neurologist for stroke topics, or a pediatrician for pediatric emergency topics. They are teaching things that are relevant to the EMS providers within the scope of their practice. Carol Palantekin commented that when she evaluates the continuing education (CE) sites, one of the things she discusses during the evaluation is trauma education and whether each site has access to a trauma surgeon. A lot of sites are no longer teaching trauma because of this law and the students are receiving less trauma education because of this requirement. In some parts of the state, a CE site is doing well to get an emergency physician to be their medical director and do not have the resources of a trauma surgeon available to them. Dr. Cunningham said the committee is not asking the law be changed for anybody who is presenting trauma, but specifically for a physician who meets the qualification to serve as an EMS medical director in the state of Ohio. She said when the trauma laws were written over ten years ago, qualifications to serve as a medical director for an EMS agency were well below what they are now. The bar has been raised and Ohio is one of the few states in the nation that require a physician be board-certified in emergency medicine followed by successful completion of an emergency medicine residency from a program accredited by the American Board of Medical Specialties or the American Osteopathic Association. A Board-certified emergency physician through completion of an emergency medicine residency has certainly acquired sufficient education to manage trauma and teach these skills in the emergent and pre-hospital setting.

Mr. Davis said there is a motion on the floor. For clarification, Dr. Dahl-Grove repeated it: *To accept the recommendations that Dr. Cunningham brought to the MOC from the RPAB Chair meeting in March to add qualifications for EMS medical directors to include EMS fellowships as well as pediatric emergency medicine Board eligible or certified physicians in addition to eliminating the need for a trauma surgeon to approve trauma continuing education requirements for physicians who meet the qualifications of 4765-3-05.*

Resanovich, Steinberg opposed. None abstained. Motion passed.

The rule pertains to qualifications for medical directors to serve as an EMS agency medical director. Just-in-time protocols were reviewed by the MOC and the committee agreed with the RPAB and their findings. Dr. Cunningham will write a letter of response to Mr. Parker and copies of the letter will go to the RPAB Board Chairs and to Ms. Dodson to send to Board members.

ACTION: Motion for the Board to approve two new committee members to the MOC committee: Martin Fuller and Allen Young. Dahl-Grove first. Pakiela second. Mallory, McNutt abstained. None opposed. Motion approved.

National Accreditation, James Davis
Mr. Davis said on June 9th, George Hatch from the Committee on Accreditation of Educational Programs for the Emergency Medical Services Professions is coming in to do statewide training for our programs that will be going through their national accreditation process. Six institutions have made application and two site visits are scheduled in July. Linda Mirarchi and Tom Macklin will be going to Youngstown State on May 2nd where they will be involved with a dual accreditation. The Board discussed trying to align our state accreditation process with the national accreditation process to streamline it. This will be the first dual accreditation visit, and they will provide the Board with a report.

The next committee meeting is May 5th from 1:00 to 3:00.

Recruitment and Retention Committee, Daryl McNutt
Mr. McNutt has been working with Mr. Stack to set up a meeting next month and get more involvement.

Research and Grants, Daryl McNutt
Mr. McNutt reported that the grant applications received for Priority 1 totaled 780, up 80 from the prior year. Priority 2 had 8 applications, Priority 3 had six applications, and Priority 4 had six applications.

ACTION: Motion for the Board to approve adding Keith Loreno to the Research and Grants committee. McNutt first. Mallory second. None opposed. None abstained. Motion approved.

Rules, William Mallory
Mr. Mallory said the Rules committee met briefly to discuss writing a rule for informing students about if they are in a nationally accredited program or not, and Legal has advised it be sent to the National Accreditation ad hoc committee for a package of rules that will come out of that committee. Mr. Davis said the National Accreditation meeting May 5th will discuss this with the Rules Committee.

Strategic Planning/NHTSA, Craig Self
Mr. Self has resigned from the Trauma Visionary Committee and Mr. Davis said if there is anyone who would like to replace him, please let the Board know.

Copies of the draft 2015 strategic plan were distributed for Board member review. He thanked Ellen Owens and Brian Pfeffer for their work on the document. The committee drafted goals from the SWOT analyses and NHTSA data points. The committee needs to spend some time on how to incorporate the great work of the Trauma Committee/Visionary Committee into the overall strategic plan without slowing down the process. They have begun work to develop a dashboard that will allow the Board to view the progress for each tactic goal. Mr. Self expects the committee will have the final document ready for the June Board meeting. The committee discussed the decision-making priorities, and some of the comments were that decisions are often driven by individual organizations or political pressure. The committee suggested putting in writing the priorities for making decisions. Decisions should be based on what is best for patients first, what is best for state EMS system second, and finally what is best for the individual partner organizations in Ohio.

The Vision, Mission, and Value statements were presented for review. There were some word changes to make the statement more proactive. Mr. Davis said the Executive Director has been required by the Governor's office to review that and forward to him today. He will need a motion to accept the content of the vision, mission, and value statements, not the document. Dr. Cunningham said she would recommend

amending the language under the Integrity statement. Instead of saying "doing the right thing", amend it to "take the appropriate actions". Mr. Self said there are some wordsmithing changes that need made. Mr. Rucker said if it is not approved today, documentation will have to be submitted as to why it wasn't approved and what we are doing. If we need to report that the Board wants to revise it, we will send the documentation in to that effect. Mr. Davis said the Governor's office will have to understand that they have put restrictions on this Board as far as meeting. He said it is on him as the Chair of the Board, not the Division Staff. They can speak to him about the delay. Mr. Davis said Mr. Self needs to work with Mr. Rucker to get this completed.

Trauma Committee, Kathy Haley

Ms. Haley informed the Board that there are now 44 trauma centers in Ohio, 18 of those are Level IIIs. Two additional hospitals are exploring provisional Level III status. Ohio currently has more American College of Surgeons (ACS) verified Level III trauma centers than all other states in the country.

The TRAS committee thanked the Board for supporting the 5.5 additional FTE positions. Since two positions have been filled and potentially a third, this allows additional data analysis necessary for the Trauma Registry.

The pre-hospital trauma triage guidelines must be reviewed every three years and the committee has begun reviewing this. They talked at length about the seriousness of the analysis of any recommendations to change pre-hospital trauma triage guidelines and are methodically looking at each suggestion for revision. The timeline is relatively tight to make any recommendations to the Board to allow public hearings for feedback. Ms. Haley is unsure whether they will have any recommendations to meet that timeline. If they do, they would be presented at the June Board meeting.

The Board had challenged the committee several months ago regarding improving submissions for the Priorities 2, 3, and 4. Ms. Haley said this year, each category has received an average of six to eight applications in each priority. In past years, there have not been any submission for the rehab grant.

Ms. Haley said the performance improvement report of under/over triage is delayed due to the organization of the performance improvement committee and the ability to navigate through data. She expects a report from the Trauma Committee giving insight into over/under triage will be ready in the fourth quarter report.

Trauma Visionary Committee (TVC), Vickie Graymire

Ms. Graymire said everyone should have received Goal 8 for the trauma system registry infrastructure. The TVC continues to move forward with developing each goal. This is their final edit of Goal 8 with a few changes. The data needs to be risk adjusted and the committee feels a need for a joint oversight registry committee for all the Ohio registries (EMSIRS, TRAS, Rehab) as they felt there isn't a cohesiveness of all the different data points. Ms. Graymire would like to open this up for discussion to get the Board's perspective. Dr. Steinberg said specifically the group wanted to bring a motion to the EMS Board to create a Joint Oversight Committee of all three of the databases in order to be able to view the trauma system data as a whole. Right now they are in separate buckets, although somewhat managed by the same people.

ACTION: Motion for the Board to approve the creation of a Joint Oversight committee of all three Ohio databases to be able to review the trauma system data a whole. Steinberg first. Marchetta second.

Mr. Davis asked Mr. Erskine to share his opinion on this topic. Mr. Erskine said where those databases overlap, it is important that some entity look at the three databases from a collective view. Mr. Davis asked Dr. Steinberg how he would structure the committee. Dr. Steinberg didn't have an answer, but felt expanding the TRAS committee to include appropriate representation from all three database groups and metamorphosize into one group is an option. He is not sure if they should report to the Trauma Committee or

the Board. Mr. Resanovich recommended a dual reporting system where they report to both the Trauma Committee and the Board. If we are working to implement the framework that the Board approved, eventually that group might fall under whoever becomes the lead agency to take over trauma in Ohio, whether it's the EMS Board, the Trauma Committee, or a new board. He said that has not been decided or discussed, but is part of the work they are doing. Mr. Davis suggested tabling the motion, discuss with the committees involved, and come back to the Board with a proposal. He did not want to dismantle the TRAS committee without their involvement. Mr. Davis said members were in agreement that Dr. Steinberg's proposal is worth investigating. Dr. Steinberg asked if it is allowable to have a dual reporting committee and Ms. Graymire said the Ohio Revised Code should be reviewed to see what the relationship with TRAS and the current reporting structures are and consult with Ms. Frient.

Dr. Steinberg withdrew the motion.

Ms. Graymire continued with the TVC report and they recommended including a financial module within the registry as it is a data point many hospitals don't comply with. The group felt strongly this be included so the financial impact of care being provided can be reviewed. They propose hospitals would be required to report the information within a year after final discharge of the patient.

The TVC created a group to develop metrics to measure the system progress by January 2012 and develop some report templates. TVC members of this work group include: Lynn Haas, Carol Jacobson, Todd Glass, Mark Resanovich, Dr. Steinberg, and Tim Erskine. Vickie Graymire and Kathy Haley will also participate.

Mr. Davis asked Ms. Haley and Ms. Graymire to take back to the committee the good work that Nancie Bechtel and Lynn Haas are doing.

Ms. Haley reported that the framework document is becoming better known within their community and at their last meeting, two representatives from the Governor's Council on People With Disabilities attended because they saw the framework and wanted to be engaged in the process of furthering/improving care for people with disabilities. Mr. Davis told Director Mayton that this group is putting forward a framework document on where we would like to see trauma five and ten years from now.

The TVC reprioritized all their goals within the framework. One of the important pieces within that goal is the authority over the trauma system. Ms. Graymire invited Board members to submit ideas, concerns, or concepts to them. Mr. Davis reminded everyone that the EMS Board is the lead agency for Trauma.

OLD BUSINESS

Mr. Davis asked Board members to share the NHTSA report and recommendations with their respective nomination organizations and the public as whole. Mr. Self said a disclaimer should be added that the NHTSA assessment is a data point, not a Board plan to alleviate potential organizations' concerns.

NEW BUSINESS

Mr. Resanovich reported the Homeland Security committee had a debriefing regarding a potential dam failure in West Virginia that could impact Ohio. He said the estimated time to repair the dam is about ten years. The concern is that if a hurricane parks over the area and dumps three inches or more of rain, the dam could be breached. Mr. Resanovich said they should be able to predict the failure 24 to 48 hours before it occurs. Approximately 300 ambulances will be needed to move patients in Ohio, and 1,800 ambulances in West Virginia. Mr. Shade emphasized the need to consider the role of private providers to aid so that not all EMS personnel are removed from their communities, leaving them vulnerable and without service.

Dr. Pakiela recommended the job description for Mr. Rucker's position be scanned and shared with Board members and their nominating organizations.

ADJOURNMENT

ACTION: Motion to adjourn with the exception of the Fire Board members, who will remain for discussion of fire issues. Dahl-Grove first. Marchetta second. None opposed. Motion approved.

The meeting was adjourned at 12:22 PM.

FIRE BOARD MEMBERS

Mr. Davis brought the meeting of the EMS Fire Board members to order at 12:34 PM.

Roll Call

Mr. James Davis	Here
Ms. Joyce Fischer	Here
Ms. Deanna Harris	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. James Parrish	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

He noted that a majority of the members were present, there was a quorum to conduct business, and Executive Director Richard Rucker was also in attendance.

FIRE GOLDMAN PROCEEDINGS

Mr. Davis called the proceedings to order at 12:35 PM. Fire members of the Board present for the proceedings included:

Roll Call

Mr. James Davis	Here
Ms. Joyce Fischer	Here
Ms. Deanna Harris	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. James Parrish	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

There were two adjudication proceedings in the matter of Fire Case Number 2010-143-BF100, Brian L. Wilms, Fire Certificate Number 63551 and Fire Case Number 2010-135-F100, Joshua D. Frye, Fire Applicant Number 180764.

Members reviewed evidence, including exhibits and affidavits from EMS investigators and/or staff, associated with the aforementioned cases. In lieu of a stenographic record being made, 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. Davis recognized Principal Assistant Attorney General Yvonne Tertel for the purpose of providing a brief synopsis of the cases and recommended disciplinary actions. Ms. Tertel said the information is basically the same as what was heard during the EMS Board meeting. In the case of Mr. Wilms, he was convicted of sexual battery and the recommendation is for permanent revocation of both his Firefighter II and Fire Safety Inspector certificates. In Mr. Frye's case, the recommendation is to deny the application for Firefighter I as he did not submit the appropriate documentation.

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

There being no further evidence to come before the Board, Mr. Davis closed the proceedings at 12:37 PM. It was noted for the record that Ellen Owens would remain in private session for training purposes. A written copy of the Executive Director's decision will be mailed to the respondents.

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on the Goldman's by roll call vote at 12:38 PM. Mallory first. McNutt second. None opposed. Motion approved.

Roll Call

Mr. James Davis	Here
Ms. Joyce Fischer	Here
Ms. Deanna Harris	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. James Parrish	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

*******Fire Board returned from Private Session at 12:39 PM *******

ACTION: In the matter of the Fire Case Number 2010-143-BF100 Brian L. Wilms, Fire Certificate Number 63551, the committee finds that Mr. Wilms was convicted of Sexual Battery, a third-degree felony, in violation of Ohio Administrative Code 4765-23-02(A)(1)(a); therefore, the committee recommends to the Executive Director to permanently revoke Mr. Wilms' certificates to practice as a level II firefighter and fire safety inspector. Mallory first. Quinn second. None opposed. Resanovich abstained. Motion passed.

ACTION: In the matter of Fire Case Number 2010-135-F100 Joshua D. Frye, Fire Applicant Number 180764, the committee finds that Mr. Frye applied for a level I firefighter. He failed to supply documentation of his criminal conviction to include the court records, law enforcement report, and the background check as required pursuant to Ohio Administrative Code 4765-23-02(A)(2), 4765-20-02(A)(1), and 4765-20-04(D); therefore, the committee recommends to the Executive Director to deny Mr. Frye's application for a level I firefighter. Mallory first. McNutt second. None opposed. Resanovich 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 12:41 PM. Mallory first. Parrish second. None opposed. Motion approved.

Roll Call

Mr. James Davis	Here
Ms. Joyce Fischer	Here
Ms. Deanna Harris	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. James Parrish	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

*******Fire Board returned from Executive Session at 12:47 PM *******

2010-407-BF500 2010-603-F100 2011-632-F100 2011-663-BF100	2011-675-F100 2011-729-F100 2011-746-F100 2011-748-F100

ACTION: Motion recommending that the Executive Director accept the above Fire case(s) consent agreement(s). Mallory first. McNutt second. Resanovich abstained; Quinn abstained 2010-407-BF500. None opposed. Motion approved.

2010-609-BF500 2011-633-F100	2011-654-BF100 2011-693-F200 *(refer to prosecutor)*

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

2008-663-702 2008-686-706 2010-149-BF100	2010-454-BF100 2010-596-F500

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

2010-218-BF100 2010-489-F100	2010-563-F100 2010-585-BF100

ACTION: Motion recommending that the Executive Director Issue Notice(s) of Opportunity for Hearings for the above Fire case(s). Mallory first. Parrish second. Resanovich abstained, McNutt abstained 2010-218-BF100. None opposed. Motion approved.

2011-731-F500

ACTION: Recommend to the Executive Director to propose consent agreements for the above reinstatement case. Mallory first. McNutt second. Resanovich abstained. None opposed. Motion approved.

2011-686-BF100 2011-691-BF100	2011-730-BF100 2011-739-BF100	2011-763-BF100 2011-765-F100	2011-783-BF300 2011-788-F100	2011-806-F100 2011-826-BF100

2011-699-BF100	2001-742-BF100	2011-770-F100	2011-790-F100	2011-827-F100
2011-702-BF100	2011-744-F100	2011-772-BF100	2011-791-BF100	2011-832-F100
2011-715-F500	2011-745-BF100	2011-775-F100	2011-792-F100	2011-846-F500
2011-716-F500	2011-747-F500	2011-778-BF100	2011-794-F100	2011-849-F100
2011-724-F100	2011-749-F100	2011-780-F100	2011-798-F500	2011-852-BF100
2011-725-BF100	2011-750-F100	2011-781-F100	2011-800-F100	2011-857-F100
2011-728-BF100	2011-755-BF100	2011-782-F100	2011-801-F100	

ACTION: Motion recommending that the Executive Director close the above Fire cases due to one of the following reasons: inadvertently marked yes to conviction question, misdemeanor convictions that have previously been deemed "not involving moral turpitude", local non-patient care issues, and grandfathering issues of certification/conviction. Mallory first. McNutt second. Resanovich abstained. None opposed. Motion approved.

OLD BUSINESS

Mr. Rucker said he had met with Bernie Ingels and Mike Warner of the Ohio Fire Chief's Association regarding the fire reinstatement rules. A meeting is being set up to include the Ohio Fire Chief's and other fire organization representatives Mark Sanders, Mark Roberts, Jim Steele, and EMS staff John Kennington, Doug Orahood, John Sands, and Ellen Owens. Mr. Rucker said right now consent agreements are being utilized.

NEW BUSINESS

Mr. Davis discussed the selection committee make-up for finding the next Executive Director. A large number of Board members volunteered to be on the committee. Mr. Davis stated fire makes up the largest segment of the Board, but all eight of the committee members cannot be on the selection committee as a cross representation of the entire Board is required. He asked them to help him determine which of the eight committee members should serve on the selection committee. Mr. Resanovich said that if the total membership of the selection is seven, then he thinks three from this group would be appropriate. Ms. Fischer removed herself from consideration. No conclusion was reached.

ACTION: Motion to adjourn the Fire Board members portion of the meeting. Parrish first. Mallory second. None opposed. Motion passed.

The meeting adjourned at 12:55 PM.