

FINAL

**STATE BOARD OF EMERGENCY MEDICAL SERVICES
OHIO DEPARTMENT OF PUBLIC SAFETY
MEETING MINUTES
January 7 through 9, 2009**

Chaired by Mark Burgess and Dr. John Pakiela

Board Meeting Date and Location: January 7 through 9, 2009 at the BWC Occupational Safety and Health Building, 13430 Yarmouth Drive, Pickerington, Ohio 43147.

Wednesday, January 7, 2009

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

Board Members Absent: Mr. Mark Burgess, Mr. Craig Self

Staff Members Present: Alan Boster, Dr. Carol Cunningham, Aleta Dodson, Tim Erskine, Heather Frient, John Kennington, Thomas Macklin, Chuck Milam, Linda Mirarchi, Ellen Owens, Richard Rucker, Bob Ruetenik, Melissa Vermillion, Diane Walton

Guest and Public Attendance: Director Guzmán, John Lang

Dr. Pakiela called the January 7, 2009 meeting to order in Mr. Burgess' absence at 10:02 AM

Roll Call

Mr. Mark Burgess	
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
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here

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

Welcome, Director Guzmán

The Retreat was opened with a welcome from the Ohio Department of Public Safety (ODPS) Director Henry Guzmán. He congratulated the Board on the work they accomplished in 2008, acknowledging the benefits to the citizens of Ohio. Director Guzmán specifically pointed out the national recognition of the geriatric trauma triage study, which has drawn the attention of the CDC and could prompt widespread protocols. He noted the current budget issues will make the work of all state agencies more difficult, but that a permanent solution to fix the EMS funding problem has been approved by the Governor and will go to the general assembly shortly. Director Guzmán thanked the Board on behalf of Governor Strickland for their work in improving care for all Ohioans.

Legislative Update, John Lang

Mr. Lang reported there will be numerous committee changes. Bills that were introduced over the last several years with no movement could be re-introduced with different sponsors. ODPS has the policy of monitoring bills versus supporting or not supporting bills because last minute amendments might not be in line with what is best for ODPS. Mr. Lang and his staff are in daily contact with the Governor's office and work with them on federal initiatives. Some of the federal issues specific to EMS include reinstatement of the EMS trauma fund and EMSC is requesting a funding increase from \$115,000.

He elaborated on the budget issues referenced earlier by Director Guzmán, indicating the Governor's Executive Budget language is being drafted and is estimated to be signed at the end of March.

Mr. Lang updated the Board on various items of legislation and will e-mail the report to Board members.

- House Bill 212 proposing reduced staffing on emergency runs made by an ambulance was amended into SB 129 and allows for a First Responder and an EMT to be required to go on a run. The language was modified to define a volunteer agency as having 50% or more volunteers for 90 or more days to receive exemption as opposed to original version requiring only one week.
- House Bill 648, referred to as "Joe the Plumber" bill, is controversial as it could potentially create an undue burden on state agencies accessing personal information.
- HB 320 regarding making the booster seat bill primary versus secondary might get passed as primary because of a one time \$25 million federal funding available.

***** Dr. Dahl-Grove arrived at 10:42 AM*****

- The mine safety bill (SB 323) was passed and language was adjusted to rename the personnel “mine medical responder” instead of EMT so as not to create confusion. Also, they are required to be an EMT-Basic, Intermediate or Paramedic.
- A proposal to allow BMV and Deputy Registrars to issue all certifications on one card is being reviewed. However, there are 18 benchmarks the BMV must meet to issue ID-compliant driver’s license and identification cards to satisfy the requirements for entry into federal buildings and aircrafts. At issue is whether the federal government will give Ohio a card with that security. All deputy registrars would need separate printers and computers. Ideally, Ohio wants to merge the two systems, which would require grant funding.
- Currently he and Ms. Frient are meeting with the Board of Pharmacy regarding changing language in the rules from “administer drugs” to “dispense drugs” by EMTs in emergency situations.

Mr. Davis commented that the Board has done a lot of work to expand scope of practice in rural areas, and SB 129 undermines the Board’s work as well as safety in rural areas, which distresses him. Mr. Lang said the compromise in the bill was the lesser of two evils compared to the original version.

***** Break 11:00 AM – 11:05 AM *****

Annual Report and Accomplishments, Richard Rucker, Division of EMS Executive Director

Mr. Rucker gave a Power Point presentation highlighting the Division’s accomplishments for 2008. A “master calendar” of EMS Board and Committee meetings, a booklet with contact information and other essential information, and a tracking system for Board action items were created. Bios and pictures of the Board members were posted to the EMS website. Mr. Rucker thanked his assistant, Ms. Dodson, for her work on the projects.

A huge amount of work went into drafting, revising and implementing rules for initial training via the online and distance learning processes, a complete overhaul of instructor rules, incorporating additional skills to the scope of practice rules, implementation of a research study rule, and the fire rules were completed and effective January 24, 2008. Additionally, a rule was created to allow an individual to show proof of continuing education (CE) and pay an application fee to reinstate instead of taking the National Registry exam.

The Division created an online initial certification process with web based testing and an online continuing education tracking system, and a CT2 Ohio Board of Regents program was completed.

Grants were once again funded through a reimbursement process, which alleviates staff time spent retrieving distributed funds which were unaccounted or not spent.. This practice will result in an estimated savings of \$1,000,000 in unobligated funds. Unspent funds will carry over to the next grant year. As mandated, ten percent of grant programs were audited.

The Investigation Section combined the EMS and Fire investigative processes, resulting in a streamlined investigative process for the Division and the provider, saving time and money. The Declaration of Criminal History form was added to the online renewal applications for EMS and Fire, and work is being done to add the initial fire and EMS applications online. Investigations increased over 50% from last year with the institution of the firefighter renewal process. Over 700 investigations were opened in 2008, an all time record.

In May, Ohio EMS participated in a full scale exercise to test the Hospital CHEMPACK activation protocol. Three hospital and two EMS CHEMPACKS were moved very quickly and efficiently between multiple Ohio counties. The Division also mailed 2,000 Ohio EMS CHEMPACK Activation Protocol Training Program CDs to all Ohio hospitals, fire/EMS agencies, and EMS accredited/approved training institutions.

Mr. Rucker provided statistical data reflecting National Registry exam pass attempts, pass rates, and the number of accredited institutions. There was a reduction in the number of institutions in consent agreement. The Division's certification section created an online renewal for Firefighters and an online address change capability. Over 50,000 certification renewals were processed online in 2008.

In 2008, the Emergency Medical Services for Children (EMSC) program collected data for the EMSC Survey of Pediatric Prehospital Care Policies and Equipment (for EMS agencies) and EMSC Survey of Pediatric Interfacility Transfer Agreements and Guidelines (for hospitals) as part of the EMSC Performance Measures. Results showed that 72% of all EMS agencies have both on-line and off-line pediatric medical direction available at the scene of an emergency, 20% of all EMS agencies carry all recommended pediatric equipment in their vehicles, 67% of all Ohio hospitals have written pediatric interfacility transfer agreements and only 10% of all Ohio hospitals have written pediatric interfacility transfer guidelines that include all nine necessary components.

The Division's Research and Analysis section collected data on one million EMS runs from 1,300 EMS agencies. The section fulfilled over one hundred requests for EMS and trauma data to researchers, co-authored two peer-review journal articles, and assisted outside researchers with five studies leading to publication or presentation at scientific conferences. Additionally, probabilistic linkage was created that can link data in separate databases that do not contain a unique common identifier, such as name or SSN. The section is continuing work to upgrade the EMS Incident Reporting System (EMSIRS) to meet national EMS data standards. The section worked with the Ohio Department of Health on the Burden of Stroke Study and a CDC Promising Practices study to improve prehospital care of stroke victims. Based on research of Ohio's trauma data, triage rules for geriatric trauma victims leading to enhanced care of the injured elderly were created.

Mr. McNutt suggested the investigation numbers should be published in the SIREN. Mr. Marchetta asked if the attempted exams decreased across all EMT levels. Ms. Mirarchi stated that there was a decrease for all levels with exception of the paramedic, which increased 2%. She said the report numbers were not reflective of December graduations, which could alter the statistics.

*******Lunch Break 12:00 PM – 12:29 PM*******

On-Line Course Lectora® Demonstration, Doug Orahood, Fire & Testing Coordinator

Mr. Orahood gave a live demonstration of the CHEMPACK training course that is available on the EMS Online Learning System. This online tool allows for EMS and fire professionals to complete continuing education requirements 24/7, 365 days a year, and meets specialized training as approved by the State Board of EMS. The Division has a contract with Lectora® which allows the uploading of thirteen courses every year to the EMS website. Development of a course averages six months if based on a Power Point presentation as this format can be easily converted. However, if vocals or videos are desired, the time to develop the program averages one year. The program can print certificates upon successful completion of the course. The next program being developed is the trauma triage course. A brief discussion ensued about whether discipline could be given for someone who disseminates test information, and Ms. Vermillion informed the Board that a rule would need added to cover renewing or continuing education. Mr. Davis suggested developing courses for geriatric and pediatrics as these courses are often overlooked or difficult to find. He also wondered if grants could be given to agencies to develop courses to be put on the website. Mr. Boster said by law grants can only go to eligible to EMS departments and the funds cannot be used to develop online training. Mr. Orahood said if other institutions are willing to provide their courses to the state free of charge, they could be placed on the EMS website.

National Accreditation, Joe Schmider, Pennsylvania State EMS Director

Mr. Schmider gave an overview of the Pennsylvania EMS system and its challenges. Following his presentation, the discussion centered on challenges and questions regarding the national accreditation. National Registry certification still does not resolve reciprocity issues of working in different states as some states still would require additional skills and state card to practice. Additionally, border states still have the issue of transports back and forth where the provider may not be licensed in their state, which is a violation of state law.

Ms. Mirarchi presented preliminary results of the Division's national accreditation survey sent to Ohio EMT certificate holders. The Division is still accepting surveys until February 20, 2009, and she will provide another update after that time. Of the 240 responses, the majority of the respondents were paramedics. Approximately half the respondents felt it would be disadvantageous not to have the National Registry as the paramedic exam and nearly two-third felt that not having National Registry for reciprocity with other states would be a disadvantage. Seventy-two percent of respondents believe federal money will be attached to the national accreditation requirement similar to what happened with NIMS (first it was a good idea, and then it became a mandate). Responses were evenly split with regards as to whether respondents would choose their paramedic program based on whether it was a nationally accredited program or not. Seventy-three percent of respondents would drive up to an hour away to attend a paramedic school if one was not available locally. One hundred and four comments received were divided into three major categories: positive, negative and anti-National Registry. Twenty-two comments were for national accreditation, 46 were against national accreditation, and the remainder were anti-National Registry believing the card does not solve reciprocity among states.

Mr. McNutt asked if there was any way to determine if those taking the survey have kept their National Registry card. Ms. Mirarchi said she will have that data once the survey is completed. She said from these survey results, it appears that the Paramedics seem to retain their card, but the EMT-Basics and EMT-Intermediates do not. Dr. Collins asked Ms. Mirarchi if it appeared the majority of respondents were in favor of national accreditation, and Ms. Mirarchi responded that most are not in favor of it and did not believe it is a benefit or advantage for Ohio. Dr. Pakiela questioned whether the survey results were an adequate response because most results were from already certified paramedics, not EMT-Basics or EMT-Intermediates who want to become paramedics in the future.

After a lengthy discussion, concerns raised by Board members regarding national accreditation included:

- National accreditation does not resolve reciprocity issues because the scope of practice varies widely from state to state.
- If Ohio had their own test, it was doubtful reciprocity agreements with the rest of the country's states could be arranged.
- Goal of national accreditation is to raise the paramedic to a professional level similar to other national professions (i.e. nurse, physician).
- Developing a test for Ohio would have an astronomical cost and a huge liability issue. Even though the Division has a staff in place reviewing accredited sites, funds would be needed to create a test and have it validated.
- Out of the 50 Ohio institutions with paramedic programs, 47 are actively offering classes. A lot of those are non-academic institutions that probably would not apply for national accreditation due to the cost. Six schools have indicated they will apply to become CoAEMSP compliant.
- Potential loss of future federal funding if the state does not go with national accreditation.
- Potential loss of paramedic programs in rural areas where there is already a shortage of EMS providers.
- Discussed getting legislation changed to allow grant money to be used to subsidize schools becoming nationally accredited. However, some Board members felt only schools who perform well should receive financial assistance and noted that some schools already receive subsidies from hospitals.
- Proposed working with other states to shared the cost of developing a test they could all use; however, over 50% of states have decided to go with national accreditation.

In addition to the Board creating a national accreditation subcommittee to gather more data, the state needs to make their intention known one year from now to the National Association of State EMS Officials (NASEMSO). Ms. Bradshaw said most of the talk at the Instructors Society meetings show schools are waiting to see what the EMS Board does. With schools needing to become nationally accredited before 2013, immediate notification is needed in order for them to begin that process to comply in time.

ACTION: Motion to reach a final decision regarding the National Accreditation paramedic testing at the June 2009 Board meeting. Pakiela first. Davis second. None opposed. Motion approved.

Board member questions on the issue need to be submitted to Mr. Rucker by February 1, 2009.

ADJOURNMENT

ACTION: Motion to adjourn. Pakiela first. Pomerantz second. None opposed. Motion approved. **The meeting adjourned at 4:30 PM**

Thursday, January 8, 2009

Board Members in Attendance: Ms. Pamela Bradshaw, Mr. Mark Burgess, Dr. Thomas Collins, Dr. Deanna Dahl-Grove, Mr. James Davis, Mr. David Fiffick, Ms. Joyce Fischer, Ms. Vickie Graymire, Dr. Jonathan Groner, Mr. James Holcomb, Mr. John Kubincanek, Mr. William Mallory, Mr. Mark Marchetta, Mr. Daryl McNutt, Dr. John Pakiela, Dr. Wendy Pomerantz, Mr. William Quinn, Mr. Mark Resanovich, Mr. William Vedra

Board Members Absent: Mr. Craig Self

Staff Members Present: Alan Boster, Dr. Carol Cunningham, Tim Erskine, Heather Frient, John Kennington, Thomas Macklin, Linda Mirarchi, Doug Orahoad, Ellen Owens, Richard Rucker, Bob Ruetenik, Melissa Vermillion, Diane Walton

Guest and Public Attendance: Fire Marshal Bell and Chief Deputy Don Cooper, State Fire Marshal Office; David Gerstner, Dayton Fire Department; Denise Knotts, Toledo Emergency Critical Care; F. Barry Knotts, St. Vincent Mercy Medical Center; Laura Tiberi, Ohio American College of Emergency Physicians; Lynn Schweer, Cincinnati Children's Hospital

Mr. Burgess called the January 8, 2009 meeting to order at 8:10 AM

Roll Call

Mr. Mark Burgess	Here
Dr. John Pakiela	
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	
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here

Mr. Daryl McNutt Here
Mr. William Mallory Here
Mr. Mark Marchetta Here
Dr. Wendy Pomerantz Here
Mr. William Quinn, Jr. Here
Mr. Mark Resanovich Here
Mr. Craig Self
Mr. William Vedra Here

Burden of Stroke Update and ST-Segment Elevation Myocardial Infarction (STEMI) Update, Dr. Carol Cunningham, State Medical Director

Dr. Cunningham gave a presentation updating the Board on 2008 STEMI project. Stroke is the third leading cause of death in Ohio and leading cause of long-term disability for adults. Ohio has thirteen stroke centers and those participating in the study were from counties with a transport time greater than 45 minutes or a county with no hospital in their jurisdiction. The key components of the study included EMS education, medical directors revising their stroke protocols for improved treatment, and following the patient for a year through their triage/transportation/recovery. A contractor has been hired for data collection from the survey and a report should be ready for the Board at the February meeting.

In 2009 a grant from the Promising Practices Grant through the Center for Disease Control (CDC) was awarded and will be used for the Remote Evaluation of Acute Ischemic Stroke (REACH) telemedicine study. This will give facilities the ability to log on to a computer and visualize a patient performing the maneuvers of the Cincinnati Stroke scale or Miami Emergency Neurologic Deficit (MEND) Patient assessment tools. Hopefully, this will improve the evaluation of patients who may meet the criteria for cerebral interventional therapy. This will further assist in the appropriate transfer of stroke victims as approximately 2% of stroke victims will qualify for thrombolytic or interventional therapy as “brain attack” patients.

Participants will include two “hub” hospitals and their “spoke” hospitals. They are:

<ul style="list-style-type: none">• Riverside Methodist, Columbus<ul style="list-style-type: none">◆Doctor’s Hospital, Nelsonville (Athens County)◆Hocking Valley Community Hospital◆Pike Community Hospital	<ul style="list-style-type: none">• University of Toledo<ul style="list-style-type: none">◆Fulton County Health Center◆Henry County Hospital◆Community Hospital (Williams County)
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Patient evaluation and stroke severity assessment is viewed by a neurologist from the “hub” hospital. Stroke education has been well received in the EMS community, more is desired, and there are requests for a statewide stroke protocol.

Mr. Burgess suggested an online program could be developed for the EMS website for emergency room physicians to use.

Dr. Cunningham continued with the update of the ST-Segment Elevation Myocardial Infarction (STEMI). The goal of the American Heart Association (AHA) *Mission: Lifeline* project is to provide 12-lead EKG capabilities for all EMS units in the country, and they are currently creating an Ohio STEMI stakeholder group.

Suggestions for future consideration are creation of community education programs to improve stroke recognition and initiation of 9-1-1 response by victim, revision of state STEMI and stroke guidelines based upon study results, and creation of a state STEMI and stroke system to include a telemedicine network, prehospital transmission of EKG data, state prehospital patient protocols, and state triage rules.

Ethics, Reminders and Common Sense Update, Heather Frient

Ms. Frient distributed handouts regarding ethics and the Sunshine law. She briefly reminded members that all public bodies must have discussions in open sessions that are open to the public. Notices must be posted indicating when the meeting will be held and minutes should be posted in a timely fashion. This applies to all Board committees. If a member feels they have a conflict of interest and feel they cannot remain unbiased when voting, they should abstain. Sometimes even if a member feels they can remain unbiased in their voting, they should abstain due to the possible appearance of impropriety. However, members cannot abstain simply to avoid voting.

Ethics forms for 2008 were distributed to Board members. She gave an overview of guidelines and noted that in addition to the ethics law, the Governor's Executive Order (EO) 2007-015 only permits members to accept an item valued at \$20 per year per entity and public funds cannot be used for food during meetings.

Ms. Frient gave an overview of the "Common Sense" EO 2008-045 which requires boards to use common sense in developing rules to avoid unnecessary hardships for small businesses. It is recommended that first time paperwork violations be waived; however, the EMS Board will not waive penalties if doing so could create an actual or potential harm to public safety and/or security. An executive order does not have the full affect of law or rule. Mr. Burgess asked how long an executive order lasts and Ms. Frient stated it is throughout the term of the Governor.

Ms. Frient reminded Board members that when speaking in public, they need to clarify from the start that they are not speaking on part of the EMS Board, but for themselves or their nominating organization. Mr. Burgess reminded all Board members that they are in the public eye where statements and decisions are scrutinized and need to have a higher awareness of their public image on all important issues.

Ms. Frient will check with Ms. Dodson if current and new Board members must take the Ethics course this year and confirm the deadline by which it must be completed. She believes the Financial Disclosure forms are not due until April and the fee is paid by the Ohio Department of Public Safety. Ms. Frient is sending a letter to the Ethics Commission to request a waiver for newly appointed Board members from submitting a financial disclosure form for 2008 since they did not serve in an official capacity during that year.

Special Guest Speaker, Fire Marshal Bell

Ohio Fire Marshal Bell discussed his initiative concept of “Everyone Goes Home”. He said this does not just apply to firefighters, but all people of Ohio. Unfortunately in 2008, 183 people died in fires and six firefighters lost their lives. A strong educational component is necessary to meet the goal of everyone goes home. Marshal Bell is working on visiting various agencies around the state, from rural to suburban, from paid to volunteer, to work on bringing everyone together.

***** Dr. Pakiela arrived at 9:17 AM *****

It is essential that training be available in order to maintain certified firefighters. He discussed grappling with the issue of training all the personnel in the state more efficiently. Marshal Bell would also like to develop a course and career path for the Fire Chief position. He would like to work with the education training institutions to keep people from having to travel more than thirty miles to attend training, especially with the newly mandated continuing education.

A cultural change is occurring in their field. When he was taught to be a firefighter, it was to be aggressive. The whole attitude was to put your body in harm’s way. If you didn’t do that, you were a coward or something less. With the death of nine firefighters in the Carolinas, the firefighters in Wooster six years ago, and the ones closer to us, firefighters need to rethink how business is done. One of the saddest things he has done as a fire marshal is to go to Colerain when two firefighters were lost and speak at the funeral. As he looked at the caskets, he vowed to try and make a difference in the education of firefighters.

He joined the force to save lives. While he has rescued people from fires, he discovered he saved more of them in the EMS portion of the formula with CPR on heart attack victims. EMS is a critical portion of what is needed in the fire service and the standards the EMS Board has put in place for EMTs is necessary to provide service to those in need.

Ohio Chief Deputy Don Cooper gave an overview of the Fire Marshal’s organizational structure which is primarily a regulatory agency. It consists of eight bureaus: Administration, Bureau of Underground Storage Tank Regulation (BUSTR), Code Enforcement, Fire Prevention, Forensic Laboratory, Investigation Bureau, Ohio Fire Academy and Testing and Registration. Their educational section must continue to work closely together with the Division of EMS and the EMS Board on certification regulation and especially coordinating availability of education courses. The Fire marshal’s office supports the efforts of the EMS Board and Director Rucker regarding the Fire Fighter Safety and Instructors (FFSI) committee.

Dr. Collins asked what capacity can the EMS Board help your mission and what the Fire Marshal’s office can do to help the Board’s mission. Marshall Bell said continuing building a relationship with the EMS Board and assistance with the college and vocational school education initiative to get training to the firefighters. Mr. Rucker appreciates the relationship they have developed, especially including EMS in the education initiatives that include Mr. Orahod and Ms. Mirarchi on the committee. Dr. Pakiela asked how it would impact the fire department’s education initiatives if EMS goes with the National Accreditation plan for paramedic programs, and would Marshal Bell work with assisting in funding a school in a rural area. Marshal Bell

understands the complications and middle ground needs to be found. The rural areas will buy into it if they know it will make life better for their citizens, but they must first be able to understand the issue. He would be willing to help with stakeholders meetings to get the word out.

***** Ms. Graymire arrived at 9:48 AM *****

Mr. Davis asked where the Fire Marshal's office stood with online education. Deputy Chief Cooper said they are pursuing it. They know they cannot just teach courses in Columbus and education needs delivered in other parts of the state. They are looking at partnering with universities to use their infrastructure of broadband communication to provide online training and video-conferencing.

***** Break 9:50 AM to 10:13 AM*****

Mr. Rucker announced that Linda Mirarchi has been selected as the fourth quarter Excellence in Service award winner for the Ohio Department of Public Safety.

Board Open Discussion on National Scope of Practice

Mr. Burgess said in the past, the EMS Board has used the National Department of Transportation (DOT) Guidelines that define the scope of practice for review and modification to meet Ohio's needs, which also impacts other issues such as National Accreditation and National Registry testing. The Board needs to make a decision whether it will adopt the National EMS Scope of Practice Model as they are making changes to what EMS providers can do. Dr. Cunningham provided an overview of how the National EMS Scope of Practice Model came about through a National Review Team selected by the National Highway Traffic Safety Administration (NHTSA) to develop the EMS Agenda for the Future. The EMS Board challenged NHTSA on language that made the National EMS Scope of Practice Model the ceiling rather than the floor. Ultimately, the final document reiterated that fact that states have final authority for their scope of practice. She provided a comparison between the national scope and Ohio's, and she will e-mail to Board members. The five components to the EMS Agenda for the Future include: EMS Core Content, National EMS Scope of Practice Model, National EMS Education Standards, National Accreditation, and National Certification. The education agenda standards are scheduled to be released in January 2009. NHTSA has stated a desire to complete the education component before looking at national accreditation and testing. However, the National Registry moved forward independently and set the deadline of January 1, 2013, where paramedic candidates will have to graduate from nationally accredited schools to be eligible to take the National Registry test.

Overall, Ohio Has a higher level of skills scope of practice compared to the National EMS Scope of Practice Model; however, there are some additional skills at the paramedic level in the national scope that are not in the Ohio EMS scope of practice. Dr. Cunningham stated that if Ohio follows the national scope as written, some skills will be taken away at the lower EMS provider levels and some skills will need added at the paramedic level. A lengthy discussion ensued regarding the pros and cons. Mr. Rucker reminded Board members the discussion on the national scope of practice ended the same way last year with no action taken. He said a decision

needs to be made. Mr. Rucker pointed out that if the Board adopts the national scope, it does not mean the Board is agreeing to follow the National Registry.

MOTION: Adoption of the National EMS Scope of Practice Model as a minimum guideline for EMS providers for Ohio. Pomerantz first. Fiffick second. None opposed. Motion approved.

MOTION: Change all EMS provider level titles in the Ohio Revised Code and Ohio Administrative Code to align with the nomenclature in the National EMS Scope of Practice model. McNutt first. Bradshaw second.

The motion was opened for discussion. The Board's intent of the motion is not to immediately change, but to move forward on the issue. In the upcoming months, the EMS Board will pursue rule changes to implement the name changes. There was discussion about changing the names of EMTs in the statute, but Ms. Frient cautioned Board members whenever a statute is opened for changes, other items can be inserted into the legislation by others and she would need to consult with ODPS counsel. Mr. Davis said if he is voting on the motion to do this, he is under the assumption that the Board is making this a legislative priority of the Board and not that legal counsel is agreeable to pursuing it. He said there is absolutely no sense in pursuing this only if ODPS is agreeing with it. Ms. Frient said the EMS Board is within the Ohio Department of Public Safety and to an extent there are certain processes that need followed before getting a sponsor for the legislation.

Fiffick, McNutt, Resanovich opposed. Motion approved.

Dr. Cunningham asked if this motion should be explained in the SIREN to reassure providers About the Board's actions in adoption of the National EMS Scope of Practice Model as a minimum guideline. Mr. Burgess said it needs publicized or the office will be overrun with phone calls. He thanked Dr. Cunningham for volunteering to write the article.

Mr. Rucker and the Board recognized Diane Walton for arranging the lunch and snacks for the retreat.

*******Lunch Break 12:00 PM – 12:43 PM*******

CHEMPACK After Action Report, Dave Gerstner, Dayton Fire, Domestic Preparedness

Mr. Resanovich introduced Mr. Gerstner, who is with the Dayton Fire Department and serves as their Metropolitan Medical Response System (MMRS) and records management system (RMS) coordinator. He is also a member of the EMS Board Homeland Security committee. He said Mr. Gerstner took it upon himself to coordinate the exercise and training and thanked him. Mr. Gerstner gave a Power Point presentation regarding the full scale exercise on the deployment of the hospital CHEMPACK. The exercise had a wide array of partners from the Ohio Department of Health (ODH), Ohio State Highway Patrol (OSHP), the Emergency Management Agency (EMA), the Greater Dayton Area Hospital Association (GDAHA), and others. He wanted to

especially mention Elizabeth Kitchen (ODH), Tom Macklin (ODPS EMS), Dr. Cunningham, and Dr. Collins.

Mr. Gerstner said CHEMPACKs are federal assets that have antidotes for mass casualty incidents. It is a Third-tier response that involves a host hospital, non-host hospital, and EMS agencies utilizing EMS and/or hospital CHEMPACKs. HLS developed and revised the SOP for deployment and prepared and presented training across the state. The exercise had multiple objectives including testing the effectiveness and ability to deliver CHEMPACK.

Exercise objectives included: test the effectiveness of the State Operating Plan (SOP), assess ability of each host hospital to prepare and deploy CHEMPACK materials, test ability of two hospitals to receive and prepare to utilize the materials, assess effectiveness of the quantities, assess the ability of the Joint Dispatch Facility (JDF) to manage multiple simultaneous requests for CHEMPACK deployments, and determine time for delivery of CHEMPACKs to multiple sites.

An after-action report and improvement plan was developed from all the comments received after the exercise (approximately 200) and gave to the Homeland Security Committee. The primary areas of improvement for the SOP included: Simplify dosing charts (With an emphasis on auto-injectors including Duodotes®), consultation with the emergency department physician on whether to retain part of the CHEMPACK, allow use of ambulance and aeromedical for transporting CHEMPACK materials, host hospitals need 24/7 pharmacy coverage in-house, hospitals need to stock nitrile gloves (latex are transparent to phosphates), and every host hospital needs clear cut procedures for exactly how they will move the CHEMPACK.

Other recommendations include: training and checklist materials should be available in electronic format, county EMA and Health Department job aid needs to be defined, create job aid for law enforcement officers and others who do the transporting, CHEMPACK technical advisory teams are needed in every region, create mini-exercises for each participant type to use whenever they want, modify the Local Emergency Response Plan (LERP) procedures to mandate they tell host hospital everything they can about the incident, and add CHEMPACK notification protocol to the LERP system.

Mr. Gerstner said all participants did an excellent job. Job Aids and mini-exercises will be posted to websites of participants and other items will be followed-up on in the next several months. Mr. Resanovich thanked Mr. Gerstner for his work on this exercise.

Research Grant Recipient Presentation, Cincinnati Children's Hospital - Lynn Schweer

Dr. Richard Falcone and Ms. Schweer presented the results of their **Evaluation of the Etiology of Delayed Transport Times for Injured Pediatric Patients**. The Ohio Trauma System was created in 2002 and only 20% of injured patients arrive at an appropriate trauma center within 2 hours of injury. Study goals were to identify characteristics and timing of transfer of injured children, determine if patterns of delay are related to specific injury severities, transferring hospitals, or mode of transfer, and evaluate whether there were associations between pre-transfer evaluation and delays.

Study results found that their hospital see over 1,500 children annually, admits over 650 to the trauma service, one-third of all patients are transferred from outside institutions, and the overall mortality is 1.5%. There was no difference in population or mechanism of injury. 79% of all kids with severe injury arrived beyond two hours, 47% of all with severe head injuries arrived greater than two hours of injury, and 77% of those having an undesired outcome were in the arriving late group. It appears that performing CT imaging is associated with delays in transfer.

The next steps include surveying non-pediatrician emergency providers to better understand perceived indications of imaging prior to transfer and assess baseline knowledge in management of pediatric trauma patient, develop a pediatric trauma simulation course for non-pediatrician emergency providers, and publish the results.

******* Break 1:50 PM – 2:10 PM*******

EMS County by County Update, Ellen Owens

Ms. Owens presented a power point presentation providing statistics and differences in Ohio counties on accredited sites, continuing education sites, instructors, grants awarded, hospitals (trauma/pediatric/burn center), agency breakdown (volunteer vs. paid), and number of firefighters and EMTs by levels.

Mr. Marchetta said he expects Ohio to face an EMT shortage in the next ten to fifteen years based on the average age of an EMS provider being approximately between 36 and 43. In his county there are a low number of providers less than 25 years of age, indicating nobody is coming up through the ranks to replace those who will be retiring. Mr. Marchetta said the Recruitment and Retention program is even more important now to prepare for the future than ever before. Ms. Owens said since the Division is in the process of rewriting the database, the Board needs to let staff know about items such as this that the Board might want to track.

Hospital Council of Northwest Ohio, Dr. Knotts and Jane Riebe

The goal of the study was to examine trauma patient characteristics on their transfer time from local community emergency departments to verified Level I and II trauma centers in Ohio. The study included statistical analysis of 2003-2006 data from the Ohio Trauma Registry (OTR) for two Regional Trauma Systems, survey of emergency department (ED) nurse managers and physicians to examine perceived barriers to timely transfer of patients to Level I/II trauma centers, and Geographical Map of the ground and air travel times to trauma centers in Ohio.

One of the findings shows that every hospital-based emergency department in the state of Ohio is located within a 2-hour transit time to the nearest Level I/II trauma center regardless of transport mode. The study found that the final status of a patient is not significantly affected by the patient's ED length of stay at the non-trauma hospital; however, the patient's discharge disposition (Rehab, Home, ECF/SNF/NH, etc.) from the trauma center was significantly affected by the ED length of stay at the non-trauma hospital.

Recommendations from the study findings include re-doubling efforts to identify the most severely injured patients in the field and transport them directly to a trauma center eliminating delays associated with "re-triage", standards should clearly identify the geriatric population as a

group that needs care at a trauma center to accelerate their evaluation and transfer, and set standards at the State level to improve identification of those patients that will need trauma center care at the time of their arrival at a non-trauma hospital and establish priority protocols to immediately direct and transport to a trauma center.

Board Committee Assignments, What Is Their Role; What Is Their Charge, Mark Burgess, EMS Board Chair

Chairs of EMS Board committees gave a summary of accomplishments and current projects being worked on.

Homeland Security, Mark Resanovich

Projects worked on in past year included strategic plan reviewing training, Hospital CHEMPACK deployment protocol with completion of the regional training and the hospital exercise, updated Dr. Cunningham's EMS Health Crisis Planning course and added to website, sent EMS CHEMPACK DVD out and put online, created TEMS subcommittee, All Hazards mutual template and guideline survey was completed, working with OHA on new patient tracking computer software, and updated the WMD protocols on the website. The committee's goals for 2009 include working with partners in alternative standards of care for pandemic flu or disaster, drafting legislation on TEMS project, received OHA grant on CHEMPACK training, completing survey on the All Hazards piece of the 2008 MOU, assisting ODH with patient tracking and participating in the May drill, assisting ODH and the SMS on a full-scale drill July 9, 2009, and presenting the CHEMPACK presentation at the OHA annual conference.

Education, Jim Holcomb

Accomplishments in 2008 included reviewing, revising, and rewriting 75 rules in 7 chapters, assisting with the Career Technical Assurance Guide (C-TAGs), review and recommendation of changes to passing percentage requirements, and review of the guidelines for Healthcare Provider to Paramedic. Goals for 2009 are to create curriculum for the EMT Basic, Intermediate, and Paramedic classes and finalize several rules.

Medical Oversight Committee (MOC), Dr. Pakiela

Accomplishments in 2008 included completion of interfacility transfer position paper in collaboration with various Ohio agencies, production of a position paper on rapid sequence intubation (RSI), assisting the Rules Committee on rules they reviewed, and reevaluation of the scope matrix. Goals for 2009 include reviewing EMT-B intubation, assisting the Air Medical subcommittee, and introduce a discussion of destinations in the field regarding transportation issues, and conducting a position paper on STEMI.

EMSC, Dr. Pomerantz

In 2008, the EMSC Committee conducted a hospital survey with 85% response rate and presented the data to Board, conducted an agency equipment survey, held a strategic planning meeting that resulted in the formation of three workgroups to address the pediatric medical direction, pediatric prehospital equipment and pediatric preparedness for emergency departments, submitted 2009-2012 EMSC Partnership grant, distributed over 400 copies of the second edition of the Emergency Guidelines for Schools, and distributed over 2,500 copies of the participant handout for the First Aid for Child Daycare Personnel Course.

Grants, Daryl McNutt

The committee reviewed and approved grant applications, and beginning in January 2009, the Research and Grant committees will be merged together due to overlapping interests.

Recruitment and Retention, Daryl McNutt

The committee was formed in April 2008 and spent several months looking for committee members (still need more), and developing the website. In 2009, the committee will work with the Ohio Public Employees Retirement System (OPERS) to assist in disseminating information to providers.

Research, Dr. Collins

This was the first year for the committee. The only request this year was for scope of practice and the committee worked on establishing deliverables. In 2009 will combine the Grants committee and will work with Priorities II, III and IV grants to better reflect the desires the Board with regard to research and patient care.

Rules, Bill Mallory

This was an extremely busy year due to performance of the five-year rule review and filing seventy-four rules. Some highlights include implementation of research study rule, amending scope of practice for first responders and EMTs, allowing initial training to be taught online or distance learning formats, overhauled reinstatement rule to allow individuals to pay a fee and provide proof of CE versus retaking the National Registry reinstatement exam. Mr. Mallory thanked the staff for all their help.

Data, Tim Erskine

Probabilistic linkage of data sets is can now be done. Mr. Erskine is working on a pilot project linking EMS scene times to a patient's injury severity score.

Firefighter and FSI Committee, Phil McLean (Doug Orahood)

In 2009, the committee will be looking at new certification levels for fire hazard inspector and fire investigator. The big accomplishment will be the deadline for recertification of firefighters January 24, 2009. To date, approximately 45,000 have been received. The Firefighter I & II and Volunteer objectives have been reformatted using the NFPA 1001 standard instead of a particular textbook. The tests have been updated and will be updated and reviewed one more time, then the online testing will be based on the 2008 NFPA standard. The fire inspector code is being updated and the tests and objectives will need to be updated in 2009. Mr. Orahood plans on having an annual report for the EMS Board at the February meeting.

EMS Board Chair, Mr. Burgess

Mr. Burgess distributed copies of the Ethics financial disclosure form that is due to Aleta by April 1, 2009. The deadline to turn in to the Ohio Ethics Commission is April 15, 2009. Ms. Frient said every Board member must fill out a financial disclosure form. Ms. Walton will email out total expenses for 2008, and Ms. Frient will check with the Ethics Commission to see whether new Board members need to fill a financial disclosure form out in for 2008 since they did not actually do business.

Mr. Burgess stressed that the Board's work is done in the committees. Each member is asked to serve on at least two committees. Committees help to eliminate rehashing the same topics in open session. Responsibilities for the committee chairs include: schedule meetings, provide agenda and minutes (send to EMS staff for posting), and keep Board members updated. There have been complaints that agendas and minutes are not available in a timely fashion. If a committee is going to be canceled, try to do so at least one week in advance.

A discussion was held regarding reactivating the Air Medical committee and the make-up of members. Dr. Pakiela said permanent positions will be a chair who is not attached with an air medical company, State Medical Director, chief medical officer of OACCT, and EMS Board Trauma committee member, President and vice-president of OACCT, and a representative of the OMTB. Other members will be from a variety of air medical occupations. Representatives from FAA and NTSB can be consulted on issues; however, they cannot be a voting member of a committee. Mr. Burgess asked Mr. Fiffick to chair the committee and work with Dr. Pakiela for recommendations for committee members.

Mr. Burgess would like all committee chairs to have a roster of their members and scheduled meetings for distribution at the February Board meeting. Below is a listing of chairs for the EMS Board Committees for 2009:

Education – Jim Holcomb	MOC – Dr. Pakiela
EMSC- Dr. Pomerantz	National Accreditation Ad Hoc – Mark Burgess
Fire – Phil McLean	Recruitment and Retention – Daryl McNutt
Grants & Research – co-Chairs Dr. Collins and Daryl McNutt	Rules – Bill Mallory
HLS – Mr. Resanovich	TEMS – Mark Resanovich
IRSAC and EMSIRS – John Kubincanek	Trauma Registry – Dr. Barry Knotts

The master calendar will be revised to reflect the meeting schedule and meeting rooms. Mr. Burgess said timelines for pending rules or legislation and other pertinent deadlines need included on the calendar.

ADJOURNMENT

ACTION: Motion to adjourn. Burgess first. Graymire second. None opposed. Motion approved. **The meeting adjourned at 4:06 PM**

Friday, January 9, 2009

Board Members in Attendance: Ms. Pamela Bradshaw, Mr. Mark Burgess, Dr. Thomas Collins, Dr. Deanna Dahl-Grove, Mr. James Davis, Mr. David Fiffick, Ms. Joyce Fischer, Ms. Vickie Graymire, Dr. Jonathan Groner, Mr. James Holcomb, Mr. John Kubincanek, Mr. William

Ohio Department of Public Safety
State Board of Emergency Medical Services
Date: January 7 – 9, 2009
FINAL

Mallory, Mr. Mark Marchetta, Mr. Daryl McNutt, Dr. John Pakiela, Dr. Wendy Pomerantz, Mr. William Quinn, Mr. Mark Resanovich, Mr. William Vedra

Board Members Absent: Mr. Craig Self

Staff Members Present: Alan Boster, Dr. Carol Cunningham, Tim Erskine, Heather Frient, John Kennington, Chuck Milam, Linda Mirarchi, Ellen Owens, Carol Palantekan, Richard Rucker, Bob Ruetenik, Melissa Vermillion, Diane Walton

Guest and Public Attendance: Kathy, Joseph, and Randal Dance; Louis Rubenstein

Mr. Burgess called the meeting to order at 9:02 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
Dr. Jonathan Groner	
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	
Mr. William Vedra	Here

REVIEW AND APPROVAL OF THE DECEMBER, 2008 EMS BOARD MINUTES

ACTION: **Motion to approve the December 17, 2008 EMS Board minutes.** Holcomb first. Mallory second. None opposed. Motion approved.

Tactical EMS in Ohio, Mark Resanovich and Dr. Carol Cunningham

There is a specialized need for TEMS in Ohio and the Board needs to be the one leading this charge. A TEMS certification could open the door for federal funding and Ohio would be the first state to have a TEMS certification. The focus is on providing medical care and service to civilians, members of law enforcement, and perpetrators in austere settings such as hostage situations, riots, or disasters. Benefits of a designated TEMS/SRT certification include being an invaluable asset for Ohio's law enforcement agencies and communities and nurtures statewide

interoperability of TEMS units and SRTs. The committee has already drafted the scope of practice for a paramedic TEMS level. The committee continues to work on defining training requirements and continuing education needs.

***** Dr. Groner arrived at 9:10 AM *****

Committee goals for 2009 include finding avenues for TEMS testing, creation of a “grandfathering” path with possible bridge materials, and drafting legislation.

Mr. Quinn stated that his firefighters have tactical medics that local law enforcement agencies utilize, and some SWAT teams are looking at taking medics with them into the structure with the medics armed in a defensive mode. He asked if the committee is looking at firearm use in training for TEMS certification. Mr. Resanovich said that the committee is going to teach the medical standard of TEMS. The decision of whether or not a TEMS certified individual goes inside a structure is a local decision and is dependent upon how a TEMS agency will apply the TEMS provider in their austere situations. They will not be taught to be armed or to enter a structure in our curriculum. Those things can be taught at the local level dependent upon how the TEMS agency plan on using the TEMS provider.

Mr. Resanovich said when the committee is done and has legislation developed, the TEMS committee will come to the Board with the concept for the Board’s approval. Mr. Resanovich said a survey was done in 1993 that showed there is a huge request for tactical medical support. Mr. Davis asked whether there is a TEMS model in the National Scope of Practice, and with the Board’s motion yesterday, will the TEMS provider align with the certification levels with the National Scope. Dr. Cunningham said stated that although the TEMS provider level is not currently included in the National EMS Scope of Practice Model, the fact that NASEMSO wants it addressed tells her it is on the federal radar. The creation of a TEMS certification can be achieved in Ohio as the Board’s motion was to adopt the National EMS Scope of Practice Model as a minimum guideline. Mr. Burgess said Ohio leads the country in a lot of issues with training and certifications, and this is another case where Ohio is on the cutting edge. Dr. Cunningham believes if Ohio has a formalized program, it will attract paramedics from all over the country. Mr. Burgess said the Board agreed at last year’s retreat to move forward with creating a TEMS certification. If Ohio does not address this, providers and citizens are at risk. There are entities in the state advertising themselves as TEMS providers who want to function in an austere environment based upon varied quality or minimal TEMS training they have taken. Mr. Burgess said if a local fire or police departments hire someone to perform TEMS duties, they are assuming that the individuals are competent in it.

Members discussed that to get a TEMS certification, legislation would be required and others seeking specialty certification may impede the process. Board members felt it would be a good time to also look at including other items such as HAZMAT, flight paramedics, etc., as well as getting legislative flexibility for the Board to change and add other certifications when necessary. Other suggestions included finding another way to create a TEMS certification without requiring legislation or create a new certification level called “Advance Practice” level to serve as an umbrella for other specialty certifications to be included under so the law would not have to be amended every time a specialized certification was desired. If a legislative change was

necessary for TEMS, include the allowance of nomenclature to be written in the rules. Mr. Quinn asked whether the Buckeye State Sheriff's or Ohio Police Chiefs associations are supportive of the TEMS certification and Mr. Resanovich said law enforcement agencies have been active on the committee.

Mr. Burgess said if there are other committees out there that have pending legislation they want, they need to move in same direction as TEMS committee so they can all be rolled together and be done at the same time. Ms. Frient said if there is new legislation desired or a rule that is causing problems, please set up a meeting with her to discuss it.

REPORT AND RECOMMENDATION

Mr. Burgess said the EMS Board will be deliberating on one Report and Recommendation (R & R) in the matter of EMS Case Number 2006-502-102, Joseph J. Dance, EMS Certificate Number 105563. Mr. Burgess recognized Principal Assistant Attorney General, Yvonne Tertel, for the purpose of providing a brief synopsis and a recommendation for disciplinary action.

Ms. Tertel said this is a case that involves a serious situation. There is no argument at all or dispute about what happened or the seriousness of the event. The case went to hearing in July and Mr. Dance was not represented and did not appear as he was incarcerated at that time. The Board has had testimony from that for review where the Hearing Examiner said permanent revocation is warranted. Mr. Dance filed timely objections which the Board has been provided. Then Mr. Dance filed additional untimely objections and she responded by saying they should not have been submitted. Shortly after that Mr. Rubenstein appeared as counsel for Mr. Dance and filed materials that are mitigation in nature, and are rather extensive. The Board needs to determine whether they want to admit the amended additional objections of Mr. Dance and/or admit the additional materials his attorney has filed. Ms. Tertel did file objections, the record is closed, and technically due process has been completed. If the Board would like to know more or look at what has been submitted, they can do so under Chapter 119. Ms. Tertel said tragically an individual has died, but this is also adversely affected Mr. Dance's life. The Board can consider all of the factors during deliberation. Additionally, the Board need not decide today as the case can be discussed at the next Board meeting before a decision is made. Ms. Tertel said the only thing the Board cannot do is consider any media publication. Mr. Quinn asked if there is any penalty greater than permanent revocation and Ms. Tertel said there is not. She said the only difference between revocation and permanent revocation is that Mr. Dance could approach the Board at a future date to ask for reinstatement if the revocation is not permanent.

Mr. Burgess granted Mr. Rubenstein two minutes to address the Board. Mr. Rubenstein said a tragedy took place as Ms. Tertel said. Mr. Rubenstein submitted a tabbed book that contains a psychological report, Mr. Dance's letters to the family of the decendant, supportive letters for Mr. Dance from family, friends, and others, an autobiography written by Mr. Dance, Judge Ralph Winkler's order of judicial release that abbreviated Mr. Dance's sentence (imposing house arrest for two years and other restrictions), and Mr. Dance's incarceration record showing his behavior during that time. In a technical sense, the record may be closed, but due process is a fluid concept. This man's EMS license means the world to him and he is a decorated and celebrated firefighter whose whole life is about helping people and requested a suspension. Mr.

Rubenstein said if he had been involved from the start, he would have talked with the Assistant Attorney General and appeared at the initial hearing.

Mr. Davis asked Mr. Dance why the Board should not permanently revoke his certification. Mr. Dance said he always tried to help people and no more than ever would like to continue doing so. What he did was something very tragic and serious and would like an opportunity to help other people and make amends for what happened.

ACTION: Motion to accept additional information by Mr. Dance and objections. Quinn first. Kubincanek second. None opposed. Davis, Holcomb abstained. Motion approved.

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on this matter by roll call vote at 10:23 AM. Pakiela first. Marchetta 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
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	
Mr. William Vedra	Here

******* Board returned from private session at 11:48 AM *******

ACTION: In the matter of EMS Case Number 2006-502-102, Joseph J. Dance, EMS Certificate Number 105563, the Board accepts the findings of fact, the conclusions of law, however, modifies the recommendation issued by the hearing examiner. The board *revokes* Mr. Dance's EMT-Basic certificate to practice for his conviction for Aggravated Vehicular Homicide, in violation of Section 2903.06(A) of the Ohio Revised Code, a second-degree felony, in violation of Administrative Code 4765-10-03(B)(2)(c). The recommendation was modified due to the following mitigating circumstances: pre-release restrictions including

participation in Narcotics Anonymous and Alcoholics Anonymous counseling; psychological report; lack of prior convictions; lack of prior alcohol related offenses, and support of peers. Pomerantz first. Mallory second. None opposed. Fiffick, Holcomb abstained. Motion approved.

Mr. Rucker distributed a survey for the retreat and requested it be filled out and turned in.

******* Lunch 11:52 AM – 12:07 PM *******

STAFF REPORTS

State Medical Director, Dr. Cunningham

Two RPAB applications were recommended by Dr. Cunningham: Dr. Andrew Garlisi and Dr. James Sauto for Region IX.

MOTION: Motion to approve the two RPAB membership applications for Dr. Andrew Garlisi and Dr. James Sauto for Region IX. Marchetta first. Groner second. None opposed. Motion passed.

As discussed at yesterday's meeting, Dr. Cunningham drafted the statement for the EMS website to explain the Board's actions for adoption of the minimal standards of the National EMS Scope of Practice. She presented the statement to the Board for review.

EMS Staff Legal Counsel, Heather Friend

Ms. Friend will contact the Ethics commission and get back to the Board on answers to the questions raised during the retreat.

EMS Legislative Liaison, John Lang (Heather Friend)

Ms. Friend updated the Board on bills the Governor has signed:

- House Bill (HB) 129 regarding EMS staffing (formerly HB 212).
- HB 130 regarding providing hearings, which does not impact this Board.
- HB 320 booster seat was signed as a secondary offense (not primary as desired)
- HB 648 "Joe the Plumber" which affects the Division's daily activities. Staff will need to implement new restrictions and rules will need drafted regarding security and passwords.
- Senate Bill (SB) 129 does not impact EMS Board rules, but impacts individual EMS organizations as to whether they are volunteer versus non-volunteer.

Accreditations, John Sands (Linda Mirarchi)

Renewals

Approval #	Exp Date	Name	County	Levels	Contingencies	
1.	325	10/31/2008	Shawnee State University	Scioto	FR, EMT-B, EMT-I	None

ACTION: Motion to approve the above listed renewal(s) of certificate of accreditation without contingencies. Pomerantz first. Holcomb second. None opposed. Motion approved.

2009 Statistics to Date:

Total Accredited Institutions to Date -	94	Accredited Institutions Renewed to Date -	1
Total Certificates of Accreditation -	274	Initial Accredited Institutions to Date -	0
Accredited Institutions w/2009 Expiration -	36	Additional EMS Level Accredited -	0
Accredited Institutions Reinstated -	0		
Accredited Institutions Inactivated -	0		

Education, John Sands (Linda Mirarchi)

• **Recommendation of Continuing Education Site Approvals, Linda Mirarchi**

Renewals

	Approval #	Exp Date	Name	Contingencies	County
1.	2117	11/30/2008	Liberty Township Fire Department	None	Union
2.	2242	12/21/2008	Washington Twp. Fire & Rescue	None	Clermont
3.	1258	11/30/2008	West Chester Fire Dept.	None	Butler
4.	2127	1/31/2009	Jerusalem Township Fire Depart.	None	Lucas
5.	1250	09/30/2008	Vinton County EMS	None	Vinton
6.	2253	01/25/2009	KHL Training Associates	None	Hamilton
7.	1266	11/30/2008	Galion Fire Dept. Training Center	None	Crawford
8.	2125	1/31/2009	Beaver Twp. Fire & Rescue	None	Mahoning
9.	1224	11/30/2008	EMH Regional Medical Center	None	Lorain
Total:	9				

ACTION: Motion to approve the above listed renewals without contingencies. Burgess first. Pomerantz second. None opposed. Motion approved.

Ms. Mirarchi said there were no initial or reinstatement applications.

Expired or Relinquished Programs:

Union City Fire & Rescue #1261, Darke County, Failed to renew, expired 11/30/08

Union Fire Department #2243, Montgomery County, Failed to renew, expired 12/21/08

2009 Statistics:	New Programs – 0	# Certificate of Approvals due to renew in 2009: 124
	Renewals – 10	# Certificate of Approvals left to renew in 2009: 114
	Reinstatements – 0	
	Inactivated or Relinquished - 2	

Extensions and Certifications, John Kennington

ACTION: Motion to ratify extensions that were processed for the period of December 1, 2008 through December 31, 2008 as requested. Pomerantz first. Collins second. None opposed. Motion approved.

ACTION: Motion to approve the requests for exemptions regarding continuing education for two individuals serving on active military duty during the certification period. Pomerantz first. Davis second. None opposed. Motion approved.

ACTION: Motion to approve the two requests for reinstatement for two individuals during the certification period. Pomerantz first. Davis second. None opposed. Motion approved.

ACTION: Motion to ratify the 1,124 active EMS Certifications issued for the period of December 1, 2008 through December 31, 2008. Collins first. Pomerantz second. None opposed. Motion approved.

Rules, Bill Mallory

ACTION: Motion to approve four rules: 4765-02-04, 476-15-03, 4765-16-03 and 4765-71-02 including one minor wording change in 4765-15-03, 4765-16-03 and 4765-17-92 in section B. Mallory first. Fiffick second. None opposed. Motion approved.

Another brief discussion was held regarding reformation of the Air Medical committee. Dr. Pakiela said due to concerns regarding committee members, some positions were cut. Mr. Fiffick will work on membership, goals, and mission statement, and bring to the February meeting.

******* Mr. Burgess left at 12:49 PM*******

GOLDMAN PROCEEDINGS

Goldman Proceedings were called to order at 12:50 PM.

Roll Call

Mr. Mark Burgess	
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
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	
Mr. William Vedra	Here

A majority of the Board members were present. Eight Goldman adjudication proceedings were held for EMS Case Number 2004-385-304, Dayvid L. McCrary, Sr., EMS Certification Number 88964; EMS Case Number 2006-427-304, Theresa M. Danner, EMS Certification Number 67116; EMS Case Number 2007-270-304, Carl T. Beranek, Jr., EMS Certification Number 83328; EMS Case Number 2007-471-304, Kerrianna E. Williams, EMS Certification Number 111691; EMS Case Number 2008-108-304, Steven G. Eviston, EMS Certification Number 17532; EMS Case Number 2008-192-304, Andrea C. Skelly-Spellman, EMS Certification Number 83131; and EMS Case Number 2007-291-201, Deidrie Pierce, EMS Certification Number 20388. The Board reviewed evidence, including exhibits and affidavits from EMS investigators and/or staff, associated with the aforementioned cases. Dr. Pakiela asked for a motion to admit the sworn affidavits and the accompanying exhibits into evidence. In lieu of a stenographic record being made, let the minutes reflect the original sworn affidavits and exhibits shall be kept as official record of the meeting in the aforementioned matters in the office of the Division of EMS.

Ms. Tertel said these are straightforward affidavits. All the respondents were audited by the Division and failed to respond and provide documentation of their continuing education hours. None of the individuals requested a hearing. Through case review, the recommendation is to revoke the certificate holders.

ACTION: Motion to admit the sworn affidavits and the accompanying exhibits in the aforementioned cases into evidence. The social security number that is on the case will be redacted. Bradshaw first. Collins second. None opposed. Motion approved.

There being no further evidence to come before the Board, the Goldman Proceedings were closed at 12:54 PM.

Dr. Pakiela asked for a motion to deliberate on the sworn affidavits and exhibits. He noted that a written copy of the board's decision will be mailed to the respondent.

ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on the aforementioned cases by roll call vote at 12:55 PM. Pomerantz first. Collins second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess	
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
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here

Mr. John Kubincanek	Here
Mr. Daryl McNutt	Here
Mr. William Mallory	Here
Mr. Mark Marchetta	Here
Dr. Wendy Pomerantz	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here
Mr. Craig Self	
Mr. William Vedra	Here

Private session was closed at 1:00 PM.

ACTION: In the matter of EMS Case Number 2004-385-304 Dayvid L. McCrary, Sr., EMS Certification Number 88964, the Board finds that Mr. McCrary committed fraud, misrepresentation or deception in applying for the renewal of 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. McCrary's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2006-427-304, Theresa M. Danner, EMS Certification Number 67116, the Board finds that Ms. Danner committed fraud, misrepresentation or deception in applying for the renewal of a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that she had satisfied the requirements to renew her 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 Ms. Danner's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-270-304, Carl T. Beranek, Jr., EMS Certification Number 83328, the Board finds that Mr. Beranek committed fraud, misrepresentation or deception in applying for the renewal of 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. Beranek's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-471-304, Kerriane E. Williams, EMS Certification Number 111691, the Board finds that Ms. Williams committed fraud, misrepresentation or deception in applying for the renewal of a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that she had satisfied the requirements to renew her 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 Ms. William's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2008-108-304, Steven G. Eviston, EMS Certification Number 17532, the Board finds that Mr. Eviston committed fraud, misrepresentation or deception in applying for the renewal of 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. Eviston's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2008-192-304, Andrea C. Skelly-Spellman, EMS Certification Number 83131, the Board finds that Ms. Skelly-Spellman committed fraud, misrepresentation or deception in applying for the renewal of a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that she had satisfied the requirements to renew her 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 Ms. Skelly-Spellman's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-291-201 Deidrie Pierce EMS Certification Number 20388, the Board finds that Ms. Pierce committed fraud, misrepresentation or deception in applying for the renewal of a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that she had satisfied the requirements to renew her 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 Ms. Pierce's emergency medical technician certificate to practice. Pomerantz first. Marchetta second. None opposed. Davis, Fiffick, Holcomb abstained. Motion approved.

ACTION: Motion to go into Executive Session for the purpose of discussing proposed disciplinary action against certificate holders which is pending or imminent court action

under Revised Code 121.1.22(g)(3) and involves matters that are to be kept confidential under Revised Code 4765.102(b) at 1:10 PM Bradshaw first. Pomerantz second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess
 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
 Dr. Jonathan Groner Here
 Mr. James Holcomb Here
 Mr. John Kubincanek Here
 Mr. Daryl McNutt Here
 Mr. William Mallory Here
 Mr. Mark Marchetta Here
 Dr. Wendy Pomerantz Here
 Mr. William Quinn, Jr. Here
 Mr. Mark Resanovich Here
 Mr. Craig Self
 Mr. William Vedra Here

*******Board returned from Executive Session at 1:22 PM *******

2008-34-102	2008-614-304
2008-610-304	2008-643-101

ACTION: Motion to accept the Consent Agreements for the above listed cases. Pomerantz first. Marchetta second. None opposed. Holcomb and Fiffick abstained. Motion approved.

2007-215-102	2008-571-202
2007-216-102	2008-619-602
2007-247-304 *rescind the Notice of Opportunity for hearing	2008-630-101
	2008-639-101

ACTION: Motion to close the above listed cases. Pomerantz first. Marchetta second. None opposed. Holcomb and Fiffick abstained. Motion approved.

2008-559-401	2008-638-403
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ACTION: Motion to close the above listed cases and refer to local medical director. Pomerantz first. Marchetta second. None opposed. Holcomb and Fiffick abstained. Motion approved.

2002-332-402	2008-526-101
2005-378-101	2008-536-101
2008-495-101	2008-555-101
2008-517-101	

ACTION: Motion to close the above listed cases as the individuals have met the stipulations in their Consent Agreements. Pomerantz first. Marchetta second. None opposed. Holcomb and Fiffick abstained. Motion approved.

2007-179-304 rescind and re-issue	2008-488-102
2008-400-102	2008-613-304

ACTION: Motion to issue Notices of Opportunity for Hearings for the above listed cases. Pomerantz first. Marchetta second. None opposed. Holcomb, Fiffick abstained, Collins abstained for #2008-400-102. Motion approved.

2008-629-101	2008-692-101
2008-674-101	2008-693-101
2008-675-101	2008-694-101
2008-682-101	

ACTION: Motion to close the above listed cases 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. Pomerantz first. Marchetta second. None opposed. Holcomb and Fiffick abstained. Motion approved.

NEW BUSINESS

Mr. Rucker and Ms. Frient will request waivers from the Ethics Commission so new board members do not have to fill the Financial Disclosure forms for 2007 as they did not actively participate in official Board business. Ms. Frient had contacted the Commission to get an answer as to whether the address would be confidential as other areas were noted as being public record. The Ethics Commission said the disclosures are treated confidentially, but there are portions that may be made public record. If members want their home address to be confidential, they need to send a letter to the commission and request it be treated as such. As far as training, the dates will be on the Governor’s website. If current board members attended training in 2008, they do not have to take until 2010. However, if they attended in 2007, they need to attend this year. Ms. Frient said they had looked into a private training session for the Board, but a group of 50 or more people is required. Ms. Frient will have Ms. Dodson follow up with the Board members as to when they must complete their training.

OLD BUSINESS

Mr. Davis asked whether an answer had been obtained about the article on the death penalty issue in the The Other Paper. Ms. Frient said without doing a thorough investigation of the Department of Rehabilitation and Corrections and requesting internal procedure information, at this point she is not sure whether they are being used as employees and not paramedics. Dr. Pakiela said this is similar to the emergency department technician positions who are not operating as a paramedic in the emergency department, but as an employee. They have a prerequisite to be a paramedic for employment, but are not operating under the paramedic scope of practice.

Dr. Collins distributed pamphlets regarding the 2009 Star of Life awards which will be held May 20, 2009 in Columbus, Ohio, which is an EMS Board meeting date.

Dr. Pakiela thanked everyone for their diligent work during this year's retreat.

ADJOURNMENT

ACTION: Motion to adjourn with the exception of the Fire Board members, who will remain for discussion of fire issues. Bradshaw first. Fiffick second. None opposed. Motion approved. The meeting was adjourned at 1:36 PM.

FIRE BOARD MEMBERS

ACTION: Motion to go into Executive Session for the purpose of discussing proposed disciplinary action against fire certificate holders which is pending or imminent court action under Revised Code 121.22(G)(3) and involves matters that are to be kept confidential under Revised Code 121.22(G)(5) and 149.43 at 1:37 PM. Davis first. Resanovich 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	Here
Mr. William Quinn, Jr.	Here
Mr. Mark Resanovich	Here

*******Fire Board returned from Executive Session at 1:39 PM *******

2008-588-701	2008-512-701
2008-372-706	2008-525-701
2008-496-701	

Ohio Department of Public Safety
State Board of Emergency Medical Services
Date: January 7 – 9, 2009
FINAL

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

NEW BUSINESS

A discussion was held regarding the reinstatement issue for firefighters. One of the concerns are regarding no continuing education and would have to amend rule to allow for reinstatement. Consensus was to mirror the EMS rule and utilize the same process. Mr. Holcomb and Mr. Mallory will take concerns of the Board to the FFSI committee.

ADJOURNMENT

ACTION: Motion to adjourn the Fire Board members portion of the meeting. Holcomb first. Quinn second. None opposed. Motion approved. The Board fire members meeting adjourned at 1:55 PM.