

**FINAL**

**STATE BOARD OF EMERGENCY MEDICAL SERVICES  
OHIO DEPARTMENT OF PUBLIC SAFETY  
MEETING MINUTES  
May 21, 2008**

Chaired by Mark Burgess

Board Meeting Date and Location: May 21, 2008, Ohio Department of Public Safety,  
1970 West Broad Street, Columbus, Ohio 43223

Board Members in Attendance: Mr. Mark Burgess, Ms. Pamela Bradshaw, Dr. Thomas Collins, Mr. James Davis, Mr. David Fiffick, Ms. Vickie Graymire, Dr. Jonathan Groner, Mr. James Holcomb, Mr. Carl Jordan, Mr. Daryl McNutt, Mr. Mark Mankins, Mr. Mark Marchetta, Dr. John Pakiela, Dr. Wendy Pomerantz, Mr. Mark Resanovich, Mr. William Vedra

Board Members Absent: Mr. John Kubincanek, Mr. William Mallory, Mr. Michael Senter

Staff Members Present: Dr. Carol Cunningham, Aleta Dodson, Tim Erskine, Heather Frient, Thomas Gwinn, John Kennington, Lorrie Laing, Carol MacDowell, Thomas Macklin, Linda Mirarchi, Sue Morris, Doug Orahood, Ellen Owens, Richard Rucker, Bob Ruetenik, John Sands, Joe Stack, Yvonne Tertel, Katie Toole, Melissa Vermillion, and Diane Walton

Guest and Public Attendance: Bob Walker, Robinson Memorial Hospital

Mr. Burgess called the May 21, 2008 meeting to order at 10:25AM after a brief ceremony honoring the Harrison Township Fire Department of Ashville, Ohio, in recognition of National EMS Week for their heroic efforts to treat an infant with breathing difficulties, while struggling to cross a flooded road in Pickaway County.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Mr. David Fiffick	Here
Ms. Vickie Graymire	Here
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. Carl Jordan	Here

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

Mr. John Kubincanek	
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Mankins	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Dr. Wendy Pomerantz	Here
Mr. Mark Resanovich	Here
Mr. Michael Senter	
Mr. William Vedra	Here

REVIEW AND APPROVAL OF THE MARCH 19, 2008 EMS BOARD MINUTES

**ACTION:** Motion to approve the April 16, 2008 EMS Board minutes with grammatical changes noted by Dr. Pakiela. Jordan first. Pomerantz second. None opposed. Motion approved.

OPEN FORUM

Nothing brought forward.

GOLDMAN PROCEEDINGS

The Goldman Proceedings were called to order at 10:28 AM

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Mr. David Fiffick	Here
Ms. Vickie Graymire	Here
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. Carl Jordan	Here
Mr. John Kubincanek	
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Mankins	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Dr. Wendy Pomerantz	Here
Mr. Mark Resanovich	Here
Mr. Michael Senter	
Mr. William Vedra	Here

A majority of the Board members were present. Four adjudication proceedings were held in the matters of EMS Case #2007-16-305, Tiffany A. Kongo, EMS Identification Number 165122, EMS Case #2007-267-304, Tamera R. Winnen, EMS Certification Number 124171, EMS Case #2007-313-102 James B. Howard, EMS Certification Number 39356, and EMS Case #2007-333-304 Ron B. Lewis, EMS Certification Number 101959.

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 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. Burgess recognized Principal Assistant Attorney General Yvonne Tertel for the purpose of providing a brief synopsis of the cases and the disciplinary action recommended from case review.

Ms. Tertel said the first three cases involve individuals who failed to respond to the Division. Ms. Kongo had previous convictions that are relatively old, attempts were made to contact her and she did not respond. Ms. Kongo is in violation of Ohio Administrative Code (OAC) Sections 4765-10-03(B)(2)(c). Ms. Winnen failed to respond to the audit and therefore is in violation of 4765-8-04(A)(2)(b), 4765-9-01(I), 4765-10-03(A), 4765-10-03(B)(1), and 4765-15-03. Mr. Lewis also failed to respond to the audit and in violation of 4765-8-04(A)(2)(b), 4765-9-01(I), 4765-10-03(A), 4765-10-03(B)(1), and 4765-15-03. Through case review, the recommendation is to deny application for certification for Ms. Kongo and to revoke certification to practice as an EMT for Ms. Winnen and Mr. Lewis.

The last case, James B. Howard, was convicted in August, 2007, in Clark County, Ohio, of Sexual Battery, a third-degree felony. Mr. Howard is in violation of Ohio Administrative Code 4765-10-03(B)(2)(a). Through case review, the recommendation is permanent revocation to practice as an EMT.

Mr. Burgess asked for a motion to admit the sworn affidavits and the accompanying exhibits into evidence.

**ACTION: Motion to admit the sworn affidavits and the accompanying exhibits in the aforementioned cases 2007-16-305, 2007-267-304, 2007-333-304 and 2007-313-102 into evidence.** Jordan first. Mr. Resanovich second. None opposed. Motion approved.

There being no further evidence to come before the Board, the Goldman Proceeding was closed at 10:35 AM.

Mr. Burgess asked for a motion to deliberate on the sworn affidavit and exhibits. He noted that a written copy of the Board's decision will be mailed to the respondents.

**ACTION: Motion to go into private session for the purpose of quasi-judicial deliberations on these matters by roll call vote at 10:36 AM** Dr. Pomerantz first. Fiffick second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Mr. David Fiffick	Here
Ms. Vickie Graymire	Here
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. Carl Jordan	Here
Mr. John Kubincanek	
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Mankins	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Dr. Wendy Pomerantz	Here
Mr. Mark Resanovich	Here
Mr. Michael Senter	
Mr. William Vedra	Here

**\*\*\*\*\*Board returned from private session at 10:39 AM \*\*\*\*\***

**ACTION: In the matter of EMS Case Number 2007-16-305 Tiffany A. Kongo, EMS Identification Number 165122, the Board finds that Ms. Kongo was convicted of Domestic Violence-Knowingly, a first-degree misdemeanor and Passing Bad Checks, a first-degree misdemeanor. The board concludes that these misdemeanors involve moral turpitude which violates Ohio Administrative Code Section 4765-10-03(B)(2)(c). The board moves to deny Ms. Kongo's application for certification as an EMT. Pomerantz first. Marchetta second. None opposed. Fiffick, Holcomb abstained. Motion approved.**

**ACTION: In the matter of EMS Case Number 2007-267-304 Tamera R. Winnen, EMS Certificate Number 124171, the Board finds that Ms. Winnen committed fraud, misrepresentation or deception in applying for a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that she had satisfied the requirements to renew her certificate to practice in violation 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. Winnen's emergency medical**

**technician certificate to practice.** Pomerantz first. Groner second. None opposed. Fiffick, Holcomb abstained. Motion approved.

**ACTION:** In the matter of EMS Case Number 2007-333-304 Ron B. Lewis, EMS Certificate Number 101959, the Board finds that Mr. Lewis committed fraud, misrepresentation or deception in applying for a certificate to practice as an emergency medical technician and failed to accurately document all continuing education requirements after attesting to the fact that he had satisfied the requirements to renew his certificate to practice in violation Ohio Administrative Code Sections 4765-10-03(A), 4765-10-03(B)(1), 4765-9-01(I), 4765-8-04(A)(2)(b) and 4765-15-03, therefore the Board moves to revoke Mr. Lewis'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 2007-313-102 James B. Howard, EMS Certificate Number 39356, the Board finds that Mr. Howard 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. Howard's first responder certification. Pomerantz first. Davis second. None opposed. Fiffick, Holcomb abstained. Motion approved.

## STAFF REPORTS

### Chair's Report, Mark Burgess

Mr. Burgess asked members to review the master calendar that listed the committee meetings and their room locations as well as the PowerPoint document with the lists of the committees and respective members. If there are any changes, please let Aleta Dodson know.

Mr. Fiffick asked whether the Aeromedical Committee was an active committee and Mr. Burgess confirmed it was, but it only meets on an as needed basis. Mr. Fiffick said he would be interested in being the chairman.

The June 18<sup>th</sup> Board meeting will begin at 9:00 AM in order to accommodate the public forum on the paramedic national accreditation issue. The meeting will be held at the BWC Health & Human Services facility, 13430 Yarmouth, Pickerington, Ohio. The format will be the same as the Grants public hearing held last fall, limiting how long people can speak and accepting written testimony. Mr. Davis will coordinate lunch since this is an offsite meeting.

Mr. Burgess was in Columbus last week for the Casualty Medical Care Advisory Committee that is part of Homeland Security. Information on the website will be of value and assistance to the EMS committees.

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

State Medical Director, Dr. Cunningham

Dr. Cunningham met with the Regional Physicians Advisory Boards (RPAB) chairs and proposed revisions to the Chapter 3 rules pertaining to the RPAB. She will submit this draft to Ms. Frient for review and language revision. A final draft should be available for review and comments before the end of summer. The deadline for the rule filing is January, but Dr. Cunningham indicated she would prefer to be ahead of schedule. The RPAB chairs also proposed revisions in the qualifications to serve as a medical director and suggest removing the grandfather clause, which expired three years ago.

Dr. Cunningham met with the regional representative of the American Heart Association (AHA). She encouraged them to continue their assessment of cardiac capabilities for hospitals in Ohio and share those results with the Board.

Interest in the Trauma Committee's recommendations for geriatric trauma triage based upon their study is continuing even though the rules are still being written. Dr. Cunningham has received an invitation to speak at a regional conference at the Cleveland Clinic Foundation in September 2008 and the annual Ohio International Trauma Life Support (ITLS) meeting this spring.

Dr. Cunningham sent out an e-mail with a link for comments to the NIMS revision, which will be accepted until June 2, 2008. Comments on the final draft of the National EMS Educational Standards are due May 31, 2008. She submitted comments on behalf of the National State Medical Directors Council and if anyone wishes her to submit them on behalf of the Board, please contact her.

Dr. Cunningham spoke with Drew Dawson who assured her a written response from the National Highway Traffic Safety Administration (NHTSA) would be sent by next week in order to expedite the Board's ability to review it prior to the June open forum on the national accreditation issue. Once she receives it, she will e-mail it to everyone. She requested the Board's permission to take the data obtained at the June forum and discuss it with Mr. Dawson for use at the National Association of State EMS Officials (NASEMSO) mid-annual meeting. The NASEMSO implementation team has planned a webnair that should occur in the next two weeks to hear concerns and challenges other states are having.

Principal Assistant Attorney General, Yvonne Tertel

Hearings are scheduled for June, July and August and the backlog of EMS cases should be completed by the end of August. After that, cases will be running on a current basis thanks to a lot of hard work by the Division staff.

The first fire case review team met yesterday and felt it went very well. There were only ten cases. The goal is to keep everything very consistent for both fire and EMS, and to minimize confusion for both the licensee and Board members.

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

Ms. Tertel stated the office of the Attorney General is committed to maintaining a level of professionalism and representation with our client base during this unsettling time.

EMS Staff Legal Counsel, Heather Frient

Ms. Frient final filed and the scope of practice rules and research rules (Ohio Administrative Code (OAC) chapters 4765-6-04, 4765-12-04, 4765-15-04, 4765-16-04, and 4765-17-03) on May 19th and these rules will become effective May 29th.

A number of rules were filed as "no change rules" on March 13, 2008, and are technically effective now, since there were no changes. They had their JCARR hearing and the 90-day jurisdiction is up on June 11th. These rules include Ohio Administrative Code (OAC) 4765-15-03, 4765-16-01, 4765-16-02, 4765-16-03, 4765-16-05, 4765-17-02, 4765-19-02, 4765-19-03, and 4765-19-04. Due to an outdated website address, rules 4765-15-01, 4765-15-02, and 4765-17-01 had to be pulled to update the reference.

She spoke with Mr. Kennington and Ms. Owens on the 4765-15-02 bridge course and was planning on just amending the website, however, they felt this rule could be eliminated. Rescinding this rule would be in keeping with the Directive from the Governors office that agencies should try to simplify rules to the extent that they can.

Ms. Frient asked for a vote to amend 4765-15-01 and 4765-17-01, and to rescind 4765-15-02. If approved, which would be filed June 12th, and the public hearing will be held July 16th. Instead of listing the actual NHTSA website, it will refer to the EMS website, which will have a link to the NHTSA website. JCARR was fine with this change.

**ACTION: Motion to amend Ohio Administrative Code rules 4765-15-01 and 4765-17-01, and to rescind 4765-15-02.** Dr. Pakiela first. Mankins second. None opposed. Motion approved.

On the outstanding items of Board projects, it shows the December 2007 continuing education requirement filing as pending. These rules became effective (rule 7-11 and 19-01) December 27, 2007. Ms. Dodson will make that correction.

In regards to House Bill (HB) 145, she thought that Tonia Fitros had e-mailed her that the message has been passed along to insert the language into HB 145, but the bill hasn't moved and probably won't for some time now.

Ms. Frient passed around an article regarding pictures taken at the scene of an accident. A lawsuit was filed because part of the patient's body was exposed. Mr. Frient said caution should always be taken when taking photographs at such a time.

EMS Legislative Liaison, John Lang/Tonia Fitros

The legislative liaisons were unable to attend, but Ms. Dodson said an update on all the legislative bills was included in today's handouts. The fiscal analysis of House Bill 431

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

(infectious disease/cancer) initially requested by Mr. Fiffick and provided by Ms. Frient was included in today's handouts.

Executive Director's Report, Richard Rucker

Mr. Rucker was disappointed that not everyone could make it for the group picture.

Board member Charlene Mancuso resigned effective May 1, 2008. She had resigned her position at the hospital, which rendered her ineligible to serve in her capacity with the Board. Ms. Mancuso served the Board for eight years and Mr. Rucker had a certificate of appreciation prepared for her. Letters have been sent to the nominating organizations to begin the process of securing a replacement.

At the Board retreat, Mr. Rucker promised the Board the online trauma triage would be up and running by February or March. The Division staff has completed everything needed, but due to a series of complications regarding IT, it still is not available online. The latest proposal is to contract out for a company to provide separate servers, at a cost of \$40,000 a year. The cost would be shared by several Department of Public Safety (DPS) agencies. Director Guzmán approved this proposal, but the Department of Administrative Services (DAS) denied it. Director Guzmán is appealing this. Mr. Rucker apologized for the delay. In the meantime, the current trauma triage information will be posted on the EMS website so it is accessible for people to use in their education programs.

The first town hall meeting was held May 8, 2008, in Canton, Ohio. Approximately 80 people attended. The staff received a lot of assistance from Mr. Jordan, Mr. Marchetta, Mr. Resanovich and their various organizations in arranging and setting up this meeting. From the difference in attendance at the morning and afternoon sessions, it was decided to combine the afternoon session with the morning one. Mr. Jordan would appreciate it if the Board would send a letter to the Mayor of Canton and others involved, thanking them for their assistance. Ms. Dodson said a letter was already sent to the Canton Fire Chief and the others will be sent. The next town hall meetings scheduled are: August 5, 2008, at the Findlay campus of Owens Community College, the first week of November for the southwest region and the first week in February 2009 for the southeast region.

Mr. Rucker will attend the National Registry's Board meeting after the June forum so he can bring forward all the concerns the schools addressed.

Included in the handouts for your review were the following Board action reports: April 2008, Outstanding Items and Completed Items.

Mr. Rucker asked Board members who have not already done should submit their bios to Ms. Dodson. Those in attendance today had pictures taken by Tim Erskine.

Mr. Rucker received a letter from Nationwide Children’s Hospital authored by Dr. Groner. The subject is *Alarming Rise in Pediatric Motor Vehicle Crash Deaths in Central Ohio* requesting the Division of EMS remind all Ohioans that seatbelts save lives. Mr. Rucker said he will work with China Dodley to publicize this information. He said four teens were killed in a car crash on I-270 this weekend where their car was flipped. None of them had seatbelts on. Unfortunately, the reality is that dozens and dozens of people are killed simply because they are not properly restrained. Dr. Cunningham has a graph comparing the mortality rates between belted and unbelted motorists and there is a huge peak at the age of five and older of unbelted passengers. Dr. Pomerantz reported that the booster seat bill (House Bill 320) passed the House 85-10 and is now in the Senate. Mr. Fiffick suggested the Board send a letter to Representative Jones in support of that legislation. Ms. Frient said it was already discussed and the Department of Public Safety’s position is neutral on the bill. Mr. Vedra requested the Board write a letter to Director Guzmán providing all the evidence and ask him to approach the governor about this. Voluntary seat belt laws aren’t working and proposed a mandatory seatbelt law until the age of twenty-one. Mr. Vedra wonders how many more deaths are going to have to occur before seat belt laws are revisited. Mr. Burgess asked for a motion to draft the letter.

**ACTION: Motion to go draft a letter from the Board to Director Guzmán in support of primary enforcement for mandatory front and rear passenger seatbelt usage until the age of twenty-one.** Vedra first. Holcomb second. None opposed. Motion approved.

Education, Lorrie Laing

**Initial Certificates of Approval(s)**

	Name	Personnel	Contingencies	County
1.	Henry County South Joint Ambulance District	Scott M. Buddelmeyer, Prg Coordinator Christopher Goliver, M.D.	None	Henry
2.	Doctors Hospital	Paula Taylor Vasu, Program Coordinator Robert Lowe, M.D., Medical Director	None	Franklin

**ACTION: Motion to approve the above listed initial certificate(s) of approval(s) without contingencies.** Jordan first. Collins second. None opposed. Motion approved.

**Certificate of Approval Renewal(s)**

	Accred #	Exp Date	Name	Contingencies	County
1.	1216	3-31-2008	Riverside Fire Department	None	Montgomery
2.	2230	6-15-2008	Greenville Fire Department	None	Darke
3.	2234	6-15-2008	Hamersville-Clark Twp.	None	Brown
4.	1229	5-31-2008	SHBWC Continuing Ed Program	None	Belmont
5.	2228	5-18-2008	Orange Twp. Fire Department	None	Delaware

Ohio Department of Public Safety  
 State Board of Emergency Medical Services  
 May 21, 2008  
**FINAL**

6.	2099	7-31-2008	City of Vandalia Division of Fire	None	Montgomery
7.	1202	3-31-2008	MetroHealth Medical Center	None	Cuyahoga
8.	2096	4-30-2008	Painesville Twp Fire Dept	None	Lake
9.	1219	5-31-2008	South Pointe Hospital EMS	None	Cuyahoga
10.	2100	7-31-2008	Allen Township Fire	None	Union
11.	2085	5-31-2008	Community Ambulance, Inc.	None	Muskingum
12.	1220	5-31-2008	EMS Education Partnership	None	Greene
13.	1243	7-31-2008	Salem-Morrow Fire Department	None	Warren
14.	1227	5-31-2008	Margaretta Twp Fire Dept	None	Erie
15.	2221	4-20-2008	Greentown Fire Dept	None	Stark
16.	2212	4-20-2008	Canton Twp. Fire Dept	None	Stark
<b>Total: 16</b>					

**ACTION: Motion to approve the above listed certificate renewal(s) with no contingencies.** Mankins first. Pomerantz second. None opposed. Collins, Jordan, Pakiela, Resanovich abstained. Motion approved.

Ms. Laing said there were no reinstatements this month. She reported both Mariemont Fire/Rescue #2226 and Pleasant Township Fire Department #2223, failed to renew and expired 4/20/08.

**Initial Accreditation Approvals**

	<b>Name</b>	<b>County</b>	<b>Level(s)</b>	<b>Personnel</b>	<b>Contingencies</b>
1.	Washington State Community College	Washington	EMT-B	Program Director- Thomas Reebel Medical Director Jeffery Patey-MD	None
2.	Greene County Career Center	Greene	EMT-P	Program Director- Denny Powell Medical Director C. Steven Dixon-MD	None

**ACTION: Motion to approve the above listed initial accreditation sites without contingencies.** Jordan first. McNutt second. None opposed. Motion approved.

**Accreditation Renewals**

	<b>Approval #</b>	<b>Exp.Date</b>	<b>Name</b>	<b>County</b>	<b>Level(s)</b>	<b>Contingencies</b>
1.	327	12/31/2007	Southeast Ohio EMS	Gallia	FR, EMT-I, EMT-P	None
2.	114	12/31/2007	Gallia-Jackson-Vinton JVS	Gallia	FR	None
3.	221	12/15/2007	Washington State Community College	Washington	EMT-I	None
4.	333	1/31/2008	Youngstown State University	Mahoning	FR, EMT-B, EMT-I, EMT-P	None
5.	106	3/31/2008	Canton City Schools	Stark	FR, EMT-B	None

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

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

2008 Statistics:

Certificate of Accreditations to expire in 2008: 33  
Certificates of Accreditation Renewed – 4  
Certificates of Accreditation Reinstated – 0

Initial Certificates of Accreditation – 1  
Additional Program Level – 2  
Total Accredited Institutions - 99

Certifications, John Kennington

**ACTION:** Motion to approve the request for extensions that were processed for the period April 1, 2008 through April 30, 2008. Collins first. Holcomb second. None opposed. Motion approved.

**ACTION:** Motion to approve six requests for exemption regarding continuing education for individuals serving on active military duty during the certification period. McNutt first. Pomerantz second. None opposed. Motion approved.

**ACTION:** Motion to ratify the 1,324 active EMS Certifications issued for the period of April 1, 2008 through April 30, 2008. Collins first. Holcomb second. None opposed. Motion approved.

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

**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 12:12 PM. Pakiela first. Jordan second. None opposed. Motion approved.

Roll Call

Mr. Mark Burgess	Here
Mr. James Davis	Here
Ms. Pamela Bradshaw	Here
Dr. Thomas Collins	Here
Mr. David Fiffick	Here
Ms. Vickie Graymire	Here
Dr. Jonathan Groner	Here
Mr. James Holcomb	Here
Mr. Carl Jordan	Here
Mr. John Kubincanek	
Mr. Daryl McNutt	Here
Mr. William Mallory	
Mr. Mark Mankins	Here
Mr. Mark Marchetta	Here
Dr. John Pakiela	Here
Dr. Wendy Pomerantz	Here

Ohio Department of Public Safety  
 State Board of Emergency Medical Services  
 May 21, 2008  
**FINAL**

Mr. Mark Resanovich            Here  
 Mr. Michael Senter  
 Mr. William Vedra            Here

**\*\*\*\*\*Board returned from Executive Session at 12:22 PM \*\*\*\*\***

2006-154-602	2008-112-501	2008-161-101
2006-462-102	2008-121-304	2008-163-304
2007-107-305	2008-122-403	2008-196-304
2008-50-101	2008-157-101	
2008-72-403	2008-160-101	

**ACTION: Motion to accept the Consent Agreements for the above listed cases.** Pomerantz first. Jordan second. None opposed. Fiffick, Holcomb abstained. Resanovich abstained on 2008-50-101. Motion approved.

2004-8-305	2004-261-101
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**ACTION: Motion to close the above listed cases and reopen if subjects reapplies.** Pomerantz first. Jordan second. None opposed. Fiffick, Holcomb abstained. Motion approved.

2007-52-201	2008-151-201
2007-292-201	2008-168-402
2007-401-101	2008-183-602
2008-64-401	2008-193-602

**ACTION: Motion to close the above listed cases.** Pomerantz first. Jordan second. None opposed. Fiffick, Holcomb abstained. Davis abstained on 2007-52-201 and 2007-292-201. Motion approved.

2007-51-201	2008-132-304
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**ACTION: Motion to close the above listed cases and defer to department for discipline.** Pomerantz first. Jordan second. Fiffick, Holcomb abstained. Davis abstained on 2007-51-201. None opposed. Motion approved.

2008-27-401	2008-174-602
2008-155-307	2008-182-403

**ACTION: Motion to close the above listed cases and refer to local medical direction.** Pomerantz first. Jordan second. Fiffick, Holcomb abstained. Motion approved.

2003-457-102	2006-521-305
2005-74-101	2007-441-101
2005-469-401	2008-43-101
2005-523-101	2008-73-101
2005-525-304	

**ACTION: Motion to close the above listed case. The individuals have met the stipulations in their Consent Agreement.** Pomerantz first. Jordan second. None opposed. Fiffick, Holcomb abstained. Motion approved.

2008-2-101	2008-116-304
2008-47-304	2008-120-304
2008-52-305	2008-133-304
2008-83-304	2008-154-304
2008-102-304	2008-195-304

**ACTION: Motion to issue Notices of Opportunity for Hearings for the above listed cases.** Pomerantz first. Jordan second. None opposed. Fiffick, Holcomb abstained. Motion approved.

2005-261-304	2008-199-602	2008-227-305
2008-81-101	2008-200-101	2008-238-305
2008-98-101	2008-201-101	2008-239-101
2008-158-101	2008-204-101	2008-240-305
2008-170-305	2008-211-101	2008-241-101
2008-189-101	2008-213-305	2008-242-305
2008-190-101	2008-215-101	2008-254-101
2008-197-101	2008-216-101	2008-255-101
2008-198-101	2008-224-101	2008-261-305

**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. Jordan second. None opposed. Fiffick, Holcomb abstained. Motion approved.

COMMITTEE REPORTS

Data, Tim Erskine

No report was given.

Education Committee, James Holcomb

The committee is working on making a few revisions to the online training and distance learning training rules and a few minor adjustments to the other training rules of 4765-7 for consistency. The online training rule will be posted online after the June education meeting so everyone will have an opportunity to review and provide comments.

The education workgroup proposed changes to 4765-18 to improve the consistency of the rules and to raise the bar. The special topic instructor rule will be filed as is because there are major changes being considered and the committee needs additional information and public comments before these changes can be moved forward. The committee expects to have the initial online training and instructors rules, except for the Special Topics Instructor, to the Board members prior to the June Board meeting. Mr. Holcomb encouraged members to look at the rules and make comments prior to the June Board. The rules must be presented at the July Board meeting and for approval at the August Board meeting to meet the filing deadline.

Ms. Laing reported a grant was received from the Board of Health to focus on continuing education (CE) workshops for EMS instructors to help them with effective question writing, analysis, and test development based on the approved Ohio EMS curriculum objectives. There will be approximately five different workshops held around the regions. This will be open to fire instructors as well.

Mr. Holcomb and Mr. Davis spoke about creating tighter guidelines for 4765-18-09 (Physician as EMS Instructor). The committee is looking for discussion on these items and need direction on how the Board wants the committee to look at these issues.

A lengthy discussion was held regarding criteria needed to become an EMS instructor. Mr. Davis said they are trying to make changes to the special topics instructor (STI) to try and ensure the education model and the people teaching EMS providers have more of a structured educational background. There have been concerns about physicians teaching EMS classes outside the scope of practice. The committee wants to make sure that if they are going to make EMS providers who want to be instructors sit through an 80 hour course that they ensure the educational model is delivered consistently. Concerns and suggestions discussed included reducing time commitment needed to become a certified EMT instructor, acknowledging that requiring 80 hours could cause major loss of expertise in the paramedic programs, including a line on application form attesting to having reviewed scope of practice rules, addressing problems as they arise on an individual basis, acknowledging that resident physicians already receive three to seven years teaching experience, and emergency medicine physicians core curriculum includes teaching EMS classes.

#### EMS-C Committee, Dr. Wendy Pomerantz

A copy of the third edition of the Emergency Guidelines for Schools published by the American Academy of Pediatrics (AAP) was distributed. Copies are available online in PDF file format and the hard copy is available from the AAP at a minimal cost around \$5. Copies of the second edition are available from Joe Stack at the Division of EMS.

The EMSC Committee is working with the Ohio Hospital Association on a voluntary system of pediatric categorization for emergency departments, which will be a performance measure the National EMSC will require. Joe Stack is coordinating a

meeting with Carol Jacobson and Nick Lashutka of the Ohio Children's Hospital Association. The committee has established a workgroup for this task; members include Gordon Gillespie, Melanie Erbaugh, Dr. William Cotton and Ms. Jacobson.

The EMSC Committee has requested data from the EMS Data Center to study similar trends to the recent Geriatric trauma study; Sue Morris presented preliminary data to the committee and several additional requests for data were made as a result of this presentation.

House Bill 320 passed the Ohio House of Representatives. This bill requires children aged four to eight to be restrained in a booster seat when in a motor vehicle. The Ohio Senate version of the bill is SB 27.

Firefighter and FSI Committee, Phil McLean (Doug Orahood)

Mr. Orahood said the Committee finalized the data on 1403 (live fire) and met with the Fire Alliance. The Alliance is looking at future expansion of the instructor training for 1403, which would be an optional training. They are also working with the Ohio Society of Fire Instructors on developing the driving training objectives.

A handout was distributed that indicated 6,600 volunteer firefighters, 1,800 Firefighter I (FFI), 11,900 Firefighter 2 (FFII) and 5,900 fire safety inspectors (FSI) have renewed to date. There is some concern about the low volunteer numbers and efforts are being made to ensure they all renew.

The online continuing education (CE) tracking system is nearly completed. Mr. Orahood hopes to present to the Board at the July Board meeting.

Grants Committee, Carl Jordan

At the June Board meeting, proposals regarding the grants awarding process will be presented to the Board for a vote.

Homeland Security Committee, Mark Resanovich

The Homeland Security Division of DPS gave a presentation at the committee meeting yesterday regarding the Communication and Information Management System (CIMS) software. This program will aid in communications and be a good management tool as it allows priorities and deadlines to be entered in the system. The program is set to be operational in early June and applications were distributed to committee members for access. Tom Macklin will be the administrator. Mr. Burgess said one of the benefits he can see is that everyone will be able to view the same up-to-date data at the same time.

The CHEMPACK drill was held May 1, 2008 in the Dayton area and Mr. Resanovich thanked all the individuals involved in making this event possible. Some communication and transportation issues were pinpointed and will be addressed for future training.

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

The Tactical EMS (TEMS) committee met and drafted a model for certification. Skill sets and scope of practice issues for the model will be discussed at the next committee meeting.

Mr. Resanovich recommended four more members for the TEMS sub-committee for Board approval. He recommended Chief Ken Hinkle, representing the Ohio Chief of Police Association, Dr. Donald Locasto, University of Cincinnati physician, Major Earle Smith, representative of the Ohio Buckeye Sheriff's Association and Smokey Solze, an EMT TEMS provider with the Franklin County Sheriff's Department.

**ACTION: Motion to accept Chief Ken Hinkle, Dr. Donald Locasto, Major Earl Smith and Smokey Solze as members of the Tactical EMS (TEMS) sub-committee of Homeland Security.** Resanovich first. Pomerantz second. None opposed. Motion approved.

Medical Oversight Committee, Dr. John Pakiela

The Rapid Sequence Intubation (RSI) controversy was discussed and a position paper will be drafted in hopes of presenting at the July Board meeting.

The scope of practice matrix was reviewed to ensure the rule changes are mirrored in the language. Ms. Frient is checking on some legal terms.

Dr. Pakiela requested permission from the Chair to investigate alternatives for representation on the committee due to a few individuals with attendance issues. If anyone has recommendations, please contact Dr. Pakiela. Dr. Pakiela reminded committee members of the Governor's request for meeting attendance and this is the first time they are trying to enforce that.

Recruitment & Retention Committee, Mr. Daryl McNutt

Contact has been made with the OAEMS and the OSFF requesting representatives for the committee.

Joe Stack is working on getting information posted to the EMS website in order to get feedback from the field regarding recruitment and retention issues across the state.

The committee is working on streamlining the process of becoming an instructor.

Research Committee, Dr. Tom Collins

Dr. Collins said the committee still needs one or two Board members and some members from the general EMS community. One of the three RPAB members recommended cannot attend and he asked Dr. Cunningham to recommend additional RPAB members for consideration. Tim Erskine is contacting epidemiologists from the Ohio Department of Health (ODH).

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

Rules Committee, William Mallory

The committee meeting was cancelled and there was no report.

Trauma Committee, Tim Erskine

The geriatric trauma triage criteria has been tabled temporarily as there were several new members who needed to have the process of converting the Ohio Administrative Code to clinical practice explained and wanted some clarification on the additional assessment of the potential impact of the triage criteria.

OLD BUSINESS

The National Accreditation issue was discussed earlier in the Executive Director's report. The open forum will be at the June Board meeting which will start at 9:00 AM to allow for testimony and discussion. Ms. Dodson will switch hotel reservations she has previously made for Board members to the hotel in Pickerington. If anyone would like a reservation made for them, please contact her.

Mr. Holcomb asked if anyone heard about the individual who found out six months later that they did not pass the National Registry test when they went to register for the paramedic course. Mr. Holcomb will get more information on this. He said the individual was never notified that they had failed. His concern is that those individuals were never notified, and in essence, were practicing without certification.

EMT Inter-facility Transport of Patients and the Scope of Practice

Dr. Pakiela and the Medical Oversight Committee distributed Draft 3.1 of the *Inter-facility Transport of Patients and the Scope of Practice* position paper. The committee received a letter back from the Ohio Medical Transportation Board (OMTB), who requested a third extension to review it, which was denied. The OMTB did respond in support of the position statement.

**ACTION: Motion to accept draft 3.1 of the *EMS Inter-facility Transport of Patients and the Scope of Practice* position paper.** Pakiela first. Davis second. None opposed. Motion approved.

Dr. Pakiela will forward the final draft to Ms. Dodson for publication on the EMS website.

NEW BUSINESS

The State EMS Board's position on *I.C.E. (In Case of Emergency)* was included in the Board packet for review, discussion, and any needed updates. There was discussion regarding a proposal by the BMV to have emergency contact information for law enforcement to use. Mr. Rucker will look into if there is any crossover. Ms. Frient said it is called the Drivers Protection Act (DPA). Dr. Collins suggested that if this is being done, perhaps a paragraph about *I.C.E.* could be included. It was felt that *I.C.E.* would be a more immediate tool. The Board concurred that the *I.C.E.* position paper is still valid

Ohio Department of Public Safety  
State Board of Emergency Medical Services  
May 21, 2008  
**FINAL**

as stands with the condition if we need to add something about the BMV DPA emergency notification.

Mr. Erskine said the Ohio Department of Health (ODH) formed a committee to review the DNR/POLST (Do not resuscitate/Physicians order for life sustaining treatment). Mr. Erskine, Mr. Rucker and a contingent of EMS providers attended a meeting and since then, the committee has tabled the revised rules. A law will be introduced to adopt the Physicians Order for Life Sustaining Treatment (POLST) paradigm. In Ohio, this will be adopted as Medical Orders for Life Sustaining Treatment (MOLST) because they want to expand the people who can sign this form so nurse practitioners and physician assistants can attest to the signature. Mr. Erskine will e-mail a draft of the legislation to Board members. It has not yet been introduced into the general assembly, but there is a sponsor for the bill and widespread acceptance of it. More information can be found by visiting POLST.org. The one thing that needs brought to the Board's attention is that the Do Not Resuscitate (DNR) and the Do Not Resuscitate/Comfort Care (DNRCC) orders will remain in effect as it will be much easier to introduce a parallel track for POLST/MOLST. Mr. Erskine said the way the law is being written, this will only apply to adults. The pediatric palliative care community wants to address pediatrics as a separate issue. Other concerns addressed were the education of nursing home staff and continuing to demand liability protection for EMS providers.

Mr. Burgess said next month's committee meetings will take place as usual at the ODPS Shipley Building.

#### ADJOURNMENT

**ACTION:** Motion to adjourn. Holcomb first. Mankins second. None opposed. Motion approved.

**The meeting adjourned at 1:34 PM**