

FINAL

**STATE BOARD OF EMERGENCY MEDICAL SERVICES
OHIO DEPARTMENT OF PUBLIC SAFETY
MEETING MINUTES
November 14th, 2007**

Chaired by Mr. Carl Jordan

Board Meeting Date and Location: November 14th, 2007, the American College of Emergency Physicians (ACEP), 3510 Snouffer Road, Suite 100, Columbus, OH, 43235

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

Board Members Absent: Mr. William Vedra, Mr. Mark Marchetta, Mr. John Kubincanek, and Mr. Mark Burgess

Staff Members Present: Richard Rucker, Dr. Carol Cunningham, Yvonne Tertel, Melissa Vermillion, Ellen Owens, Linda Mirarchi, John Kennington, Thomas Gwinn, Aleta Dodson, Bob Ruetenik, John Sands, Thomas Macklin, Chuck Milam, Joe Stack, and Jacqueline Tunson

Guest and Public Attendance: Laura Tiberi

Mr. Burgess called the November 14th, 2007 meeting to order at 10:01 a.m.

Roll Call

Mr. Carl Jordan	Here
Mr. Mark Resanovich	Here
Mr. Mark Marchetta	
Mr. Mark Burgess	
Mr. James Holcomb	Here
Mr. David Fiffick	Here
Ms. Charlene Mancuso	
Dr. Wendy Pomerantz	Here
Mr. Daryl McNutt	Here
Dr. Jonathan Groner	
Dr. Thomas Collins	Here
Mr. James Davis	Here
Mr. John Kubincanek	

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Mr. Mark Mankins	Here
Ms. Pamela Bradshaw	Here
Dr. John Pakiela	Here
Ms. Vickie Graymire	Here
Mr. Michael Senter	Here
Mr. William Vedra	
Mr. William Mallory	Here

REVIEW AND APPROVAL OF THE OCTOBER 17th, 2007 EMS BOARD MINUTES

ACTION: Motion to approve the October 17th, 2007 EMS Board minutes.
Holcomb first. Graymire second. None opposed. Motion approved.

OPEN FORUM

Ms. Tiberi greeted and welcomed the Board on behalf of the American College of Emergency Physicians (ACEP) and stated that they were happy to host the meeting and said that ACEP is more than happy to assist any member of the community who is in need of meeting space.

Public Rules Hearing

Notice of hearing to solicit public comment on the following proposed rules to the Ohio Administrative Code: **Rescission** of 4765-4-01 (State trauma registry), 4765-4-02 (Operation of state trauma registry), 4765-4-03 (Required reporting to state trauma registry), 4765-4-04 (Definitions), 4765-4-05 (Purpose of risk adjustment), 4765-4-06 (Risk adjustment of state trauma registry data), 4765-4-07 (Protected information within the state trauma registry), 4765-4-08 (Risk adjustment deliberations), 4765-10-01 (Complaint procedure), 4765-10-02 (Investigations by the board), 4765-13-01 (Definitions), 4765-13-02 (Purpose), 4765-13-03 (Required reporting), 4765-13-04 (Format), 4765-13-05 (Reporting deadlines), 4765-13-06 (Reports), 4765-13-07 (Notifications), 4765-13-08 (Failure to report), 4765-13-09 (Advisory committee), 4765-13-10 (Protected information within the EMS incident reporting system), and 4765-19-01 (Continuing education requirement); and **Adoption** of 4765-4-01 (Definitions), 4765-4-02 (Purpose), 4765-4-03 (Required reporting), 4765-4-04 (Risk adjustment), 4765-4-05 (Protected information), 4765-4-06 (Submission of data), 4765-4-07 (Reporting deadlines), 4765-4-08 (Failure to report), 4765-4-09 (Regional reporting), 4765-7-11 (Continuing education course requirements for Ohio EMS accredited and approved institutions), 4765-10-01 (Definitions for disciplinary actions), 4765-10-02 (Investigations), and 4765-19-01 (Continuing education for first responders and EMTs); and **Amendment** of 4765-10-03 (Administrative actions) and 4765-10-05 (Report of administrative actions).

Roll Call at 10:05 a.m.

Mr. Carl Jordan	Here
Mr. Mark Resanovich	Here
Mr. Mark Marchetta	

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

*******Ms. Mancuso arrived at 10:07 a.m.*******

ACTION: Motion to accept the rules as written for final filing with JCARR. Pakiela first. Fiffick second. None opposed. Motion approved.

A public hearing was held on the above noted rules and concluded at 10:14 a.m. A court reporter was present and full transcripts are available upon request.

CHAIR'S REPORT, CARL JORDAN

The Chairman posed a couple of questions to the Board. Mr. Jordan stated that coming out of their yearly retreat there were a number of issues that were on the front burner that required resolution before the year ended. The major issue dealt with accreditation and stated he felt that for the most part it has been completed. Continuing education is in the process of being finalized and asked the Board as a whole if there was anything else they felt needed to be moved to the fore front that is currently in committee or has been overlooked that can be discussed at the upcoming Board retreat. Mr. Jordan said that we will take the current issues that lie before us and move them forward as expeditiously as possible.

ASSISTANT ATTORNEY GENERAL, YVONNE TERTEL

Ms. Tertel said she is been very busy working through the case load. Ms. Vermillion and Ms. Tertel have some dates set a side to continue moving forward with clearing out the

back log and scheduling hearing. Ms. Tertel stated that a case that Ms. Karen Unver was finishing up regarding Duane Prokop, the appeal process is over.

Ms. Reed Frient added that Mr. Prokop did apply for an expungement of his conviction. Ms. Unver sent a statement to the judge in regards to the action that the Board took and included a copy of the report and recommendation.

Dr. Pakiela asked Ms. Reed Frient to explain what the expungement process is.

Ms. Tertel stated that Mr. Prokop would like to have his records sealed. It is up to the court to determine whether that will be allowed. The court will have the materials that Ms. Unver sent relating to the action that the Board took previously.

Ms. Reed Frient said that typically a person has to be a first time offender in order to be eligible and that there are certain offenses for which judges do not grant expungement.

Mr. Fiffick asked if the Board should write an additional letter.

Ms. Reed Frient stated that at this point Ms. Unver has already filed the records that need to go to the judge. Ms. Unver wrote a memo in support of the Board's decision and attached the Board order as well as a full copy of the Report and Recommendations.

Mr. Resanovich asked if Mr. Prokop is successful in his quest, what impact does that have on him reapplying through us or reapplying through other state agencies.

Ms. Vermillion stated that he would no longer have a prior conviction. However, the Board would not be obligated to reinstate his certificate.

Mr. Rucker said it was discussed recently at length at the EMS National Convention and he found out that there are a lot of states that do not certify or license anyone unless there is a background investigation performed and the applicant is responsible for payment of that check.

Mr. Resanovich asked if Mr. Prokop decides to seek reciprocity in a state to which he moves, would a request be sent to Ohio to validate that Mr. Prokop meets the requirements for certification? Ms. Vermillion stated that the Division often sends information to other states and/or receives requests for information from other states. Ms. Reed Frient also noted that disciplinary action is entered into HIPDB database, which other states can access to see whether an applicant has had any disciplinary action.

*****Dr. Cunningham arrived at 10:29 a.m.*****

STATE EMS MEDICAL DIRECTOR'S REPORT, DR. CAROL CUNNINGHAM

Dr. C. said she will meet with the RPAB Chairs on November 15th, for the All-Members meeting at 1 p.m. at the Ohio Department of Public Safety, Room 134. Dr. C stated there were a couple things that will be on the agenda that she would like to share with the Board. The Committee on the Accreditation on Education for the EMS Professions (CoAEMSP) normally has a physician available for site reviewers. They have a shortage of physicians and went to NASEMSO and NHTSA to try and eliminate that avenue. They came to National Council of State EMS Medical Directors (NCSEMSMD) meeting and we asked them to defer it a year to give us the opportunity to try and recruit interested physicians to become national site reviewers. Dr. C. asked the Board if they knew of any qualified emergency or EMS physicians that you know of that would be interested to please let her know. It is not a paying job, but they do cover expenses and they hope that anyone who applies will be agreeable to doing two site visits a year. The programs pay for the site visits.

There was some discussion as to what states were doing as regards to regional stemi and stroke centers. Dr. C gave an update on where we stand. Dr. C said she felt it was something that should be discussed at the Board retreat as to whether we want to develop that within the state.

One of the topics that Dr. C brought up in her status of Ohio report was the geriatric trauma research. The NCSEMSMD is very interested in the research. Once the trauma committee presents its final report, she would like to share it with that council.

In terms of the findings of the Institute of Medicine (IOM) report, one of the things she was happy to see Dr. Bob Bass add to his recommendations when he makes his presentation to Congress is that when EMS receives federal funding, the finding stream needs to be more direct than what it is now. We often receive federal funding through the CDC, Ohio department of Health, or other third-party agencies. Dr. Bass would like to see federal funds being directed directly to the State EMS offices.

The second draft of the National EMS education standards is out. Dr. C asked the Board and staff, particularly the Education Committee, to communicate any comments or suggestions to Deb Cason who is managing the development of the national standards or to Dr. C. It is expected that the next draft will be close to what will be finally accepted by NHSTA.

Dr. C. is on the implementation Team for the national EMS education standards. One of the things that they did at the meeting is to try and develop a time line on when the new educational standards are going to be implemented. The National Registry had their own ideas and we strongly suggested that we let the users have their input. During the meeting the state directors were able to give us some data points on time lines of when the thought they could start the new exams and the old exam. Some states need to actually make change in rule, some need to make change in laws, and there's going to need to be roll out time to inform all the people in their states about the educational standards that are going

to be implemented. So time lines are going to be prolonged more than what the registry initially wanted. The other issue is the publishers; certainly nothing can be done until the books are published.

Dr. C did an hour long presentation at The NCSEMSMD meeting on the implementation, again highlighting the changes that Ohio suggested on page 10 of the National EMS Scope of Practice Model document. Although the educational standards are going to be implemented, the EMS scope of practice remains under the state's authority. States can elect to go above the national scope, not adopt the scope, adopt part of it, or all of it. States can work with the scope to make it work best for their state because now it's considered the floor and not the ceiling.

Drew Dawson, Chief of EMS at NHTSA asked several of the implementation team members to go to Washington, DC some time in December to speak to the other organizations that need to be informed about the educational standards including the fire chiefs association, ACEP and some of the other publishers.

EXECUTIVE DIRECTOR'S REPORT, RICHARD RUCKER

Mr. Rucker stated that he received a suggestion from one of the Board members, Mr. Mark Marchetta that the Board take a look at HB283 and get language inserted for EMS training programs to be able to use the expired dangerous drugs in accordance with how HB283 is written.

The Executive Director informed the Board that he has not discussed the bill with the department's legislative liaison, because he wanted to get the Board's input and approval before moving forward.

The consensus of the Board was that it was a great idea and they are in support of it.

Mr. Rucker stated that with the Board's approval he will meet with Ms. Reed Frient and the legislative liaison at the Department of Public Safety and see if we can get some audience to sponsor the bill and see if we can add EMS into it.

Mr. Rucker shared with the Board that he had met with the Assistant Director of Public Safety, Mr. George Maier, who then met with Director Guzmán to discuss the expired certifications and the Board's recommendation to change the reinstatement rule (4765-8-18) so that instead of requiring the applicant to take the National Registry test, they would pay a fine/fee. They met with individuals from the Governor's Office and were given an approval to move in the Board's direction to work on changing the rule to putting a fine in rather than the mandate to retake the National Registry test.

Ms. Reed Frient asked for clarification on whether this charge would be called a fee or a fine. Mr. Rucker stated that it would be a fine. Ms. Reed Frient said that she and Mr.

Rucker would have to meet to discuss the legal distinctions in more detail.

Mr. Rucker said he appreciated the Board's participation in attending the first EMS Round Table meeting and getting us some information back.

Mr. McNutt stated there were a lot of issues brought forward and a lot of discussion – the major one was on the First Responder EMT and he got the feeling from speaking with Mr. Burgess that everyone does not want to lower the standard in the state.

Executive Director Rucker stated that one of the concerns that were brought up was that they wanted to be able to see or read the minutes as soon as possible after each month's meeting. Mr. Rucker said he was not sure how that could be done since the meeting minutes are not placed on the website until they're approved at the following month's Board meeting, but he wanted to make the Board aware.

With regards to First Responders, we have several companies around the state that provide industrial first responder courses. In the past, they have been able to go their workplace, complete a forty hour course in one week, and be tested right there at the factory. This is important to the company because they have employees that are on the clock and working, and they are able to complete the course at the company's site. This is no longer possible with the National Registry's on-line testing process, and it is causing some concerns. Mr. Rucker said he has told individuals that he would bring it to the Board for discussion.

Mr. Resanovich said he sympathized with the private industry doing the first responder courses, but the requirement for certification should be the same for all first responder EMS services throughout the state whether they elect to complete their course curriculum internally or external to their site of employment. We've discussed this; this is one of the ups and down sides. Mr. Resanovich stated that he didn't think that we should or could make an adjustment for that type of individual or business.

*****Dr. Groner arrived at 11:00 a.m.*****

STAFF REPORTS

Recommendation of Continuing Education Site Approvals, Ellen Owens

Initial Approvals

	Name	Personnel	Contingencies	County
1.	National Safety Council Northern Ohio Chapter	Program Coordinator – Eugene November Medical Director - Steven Frank M.D.	None	Mahoning
2.	North Baltimore EMS	Program Coordinator - John VanScoder Medical Director - Christopher Goliver	None	Wood

	Technology Center				
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ACTION: Motion to approve the above listed off-site training. Pomerantz first. Pakiela second. None opposed. Motion approved.

- **Extensions, John Kennington**

ACTION: Motion to ratify extensions that were processed for the period of October 1st, 2007 through October 31st, 2007 as requested. Holcomb first. McNutt second. None opposed. Motion approved.

ACTION: Motion to approve the request for exemption regarding continuing education for five individuals serving on active military duty. Davis first. Pakiela second. None opposed. Motion approved.

ACTION: Motion to ratify the 973 active EMS Certifications issued for the period of October 1st, 2007 through October 31st, 2007. Collins first. Senter second. None opposed. Motion approved.

EMS STAFF LEGAL COUNSEL, HEATHER REED FRIENT

Ms. Frient updated the Board on the status of several rules that had been filed. Regarding the accreditation rules (OAC Chapter 4765-7), Ms. Mirarchi attended the JCARR hearing and no questions were asked. Everything appears as if it's on schedule to final file these rules on November 19th, which means the rules would become affective on November 29th.

The second rule filing included investigation rules (OAC Chapter 4765-10), data rules (OAC Chapter 4765-4 and 4765-13), and on-line continuing education rules (4765-7-11 and 4765-19-01). The rules public hearing for these rules was held at the beginning of this Board meeting. If everything goes well, we will be scheduled to go to JCARR on December 3rd. There has been some word that they are probably going to cancel their December 20th JCARR meeting, as they had done last year. However, this change should not affect our rules. Ms. Frient stated that we should be final filing these rules on December 17th, and they will become affective December 27th.

The fire rules were filed November 9th, and the rules public hearing is scheduled for December 11th. The fire rules should be going to JCARR on January 7th, 2008, final filed on January 14th and effective January 24, 2008.

HB 375 REGIONS WORKGROUP, MARK RESANOVICH

Mr. Resanovich stated that the HB375 workgroup met and gathered information from

different stakeholders as to how the Board should we should realign the regions. Mr. Resanovich stated that he spoke with Mr. Vedra and the HB375 Committee, and we may try to align the RPAB regions with the Homeland Security Planning regions. One of the problems with the regions in Ohio is the physical size. There are several very large regions within the state. In large regions, there is less local interest and non-existent or minimal participation within the regions. Mr. Resanovich passed out a map with the different proposed regions and stated that the smaller regions were probably the more successful regions because they already had pre-existing relationships and they also work well together on a daily basis. The workgroup decided to take the HLS map and examine it as a potential regional system with the creation of sub-regions for the purpose of local planning issues, local medical direction issues. The current HLS regions would cover larger planning issues. Mr. Resanovich stated that hopefully this will force individuals from each of the regions to provide his group with feedback. He asked that the Board members review and map and send him any comments.

Ms. Frient stated that the law suggests that the Board is required to assign one RPAB over each region (in this case, the HLS regions), rather than RPABs over each sub-region.

Mr. Resanovich ended his report and then stated that the Board needed to nominate a Chair and Vice Chair during the November meeting.

ACTION: Motion to nominate Mr. Mark Burgess as Chair of the EMS Board.
Resanovich first. Fiffick second. None opposed. Motion approved.

ACTION: Motion to nominate Mr. James Davis as Vice Chair of the EMS Board.
Collins first. Resanovich second. None opposed. Motion approved.

RULES COMMITTEE, JIM DAVIS

Mr. Davis said that the Rules Committee met and reviewed the changes from the Medical Oversight Committee to the scope of practice rules. As there was much discussion during Rules over the substance of the changes, Mr. Davis respectfully requested to have a joint meeting with the Rules Committee and Medical Oversight Committee next month. He stated that both committees need to discuss the proposed changes to make sure that everyone is on the same page before the rules move forward for Board approval. The committee tentatively set a date of December 18th at 10 a.m.

*****Lunch Break 11:35 a.m. – 12:26 p.m.*****

ACTION: In the matter of EMS Case Number 2005-226-308, Firelands Chapter, American Red Cross, Accreditation Number 358, the board accepts the request for withdrawal of the Renewal Application at the First Responder Level, and moves to

close the case. Pomerantz first. Mancuso second. None opposed. Fiffick, Holcomb, Jordan and Mankins abstained. Motion approved.

GOLDMAN PROCEEDINGS

Goldman Proceedings were called to order at 12:28 p.m. on November 14th, 2007.

Roll Call

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

A majority of the Board members were present. Six adjudication proceedings were held for EMS Case Number 2007-106-304, Doreen R. Brown, EMS Certification Number 89376, EMS Case Number 2007-20-305, Eric S. Sherman, First Responder Applicant Number 164578, EMS Case Number 2007-38-305, Michael A. Silverwood, EMS Applicant Number 165000, EMS Case Number 2006-148-102, Randy L. Young, EMS Certificate Number 16681, EMS Case Number 2007-187-308, Metamora-Amboy Volunteer Fire Department, Approval Number 1126, and EMS Case Number 2006-212-308, Brown County General Hospital, Accreditation Number 202.

In lieu of a stenographic record being made, the original sworn affidavits and exhibits will be kept as the official record of proceedings in the aforementioned matter in the Board office.

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. Mancuso first. Bradshaw second. None opposed. Motion approved.

Since no further evidence was submitted to the Board, the Goldman Proceedings were closed at 12:32 p.m.

ACTION: Motion to go into closed session for the purpose of quasi-judicial deliberation in the matter of EMS Case Number 2007-106-304, Doreen R. Brown, EMS Certification Number 89376, EMS Case Number 2007-20-305, Eric S. Sherman, First Responder Applicant Number 164578, EMS Case Number 2007-38-305, Michael A. Silverwood, EMS Applicant Number 165000, EMS Case Number 2006-148-102, Randy L. Young, EMS Certificate Number 16681, EMS Case Number 2007-187-308, Metamora-Amboy Volunteer Fire Department, Approval Number 1126, and EMS Case Number 2006-212-308, Brown County General Hospital, Accreditation Number 202 by roll call vote at 12:33 p.m. Pakiela first. Mancuso second. None opposed. Motion approved.

Roll Call

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

*******Board returned from Executive Session at 12:41 p.m.*******

ACTION: In the matter of EMS Case Number 2006-148-102, Randy L. Young,

EMS Certificate Number 16681, the board finds Mr. Young was convicted of *Attempted Fleeing and Eluding*, a fourth-degree felony, in violation of Ohio Administrative Code 4765-10-03(B)(2)(a), therefore the board moves to revoke Mr. Young's emergency medical technician certificate to practice. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-106-304 Doreen R. Brown, EMS Certification Number 89376, the board the board finds that Ms. Brown 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 of violated 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. Brown's emergency medical technician certificate to practice. Pomerantz first. Graymire second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-20-305, Eric S. Sherman, First Responder Applicant Number 164578, the board finds that Mr. Sherman failed to submit documentation of his criminal conviction as required pursuant to Ohio Administrative Code 4765-8-02(E). Furthermore, the board finds that Mr. Sherman was convicted of *Theft*, a fourth-degree felony, which violates Ohio Administrative Code Section 4765-10-03(B)(2)(a), therefore the Board moves to deny Mr. Sherman's application for certification to practice as emergency medical technician-first responder. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-38-305, Michael A. Silverwood, EMS Applicant Number 165000, the board finds Mr. Silverwood failed to submit documentation of his criminal conviction as required pursuant to Ohio Administrative Code 4765-8-02(E). Furthermore, the board finds that Mr. Silverwood was convicted of *Receiving Stolen Property*, a first degree misdemeanor and concludes this misdemeanor conviction involves moral turpitude, which violates Ohio Administrative Code Section 4765-10-03(B)(2)(c), therefore the Board moves to deny Mr. Silverwood's application for certification to practice as emergency medical technician. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2007-187-308, Metamora-Amboy Volunteer Fire Department, Approval Number 1126, Renewal application, the board finds that Metamora-Amboy Volunteer Fire Department failed to demonstrate documentation of required files and records for any EMS continuing education classes for which the Metamora-Amboy Volunteer Fire Department had issued certificates of completion during the approval cycle June 1, 2004 - May 31, 2007.

Accordingly, Metamora-Amboy Volunteer Fire Department violated Ohio Revised Code § 4765.18(A) and Ohio Administrative Code §§ 4765-7-09(B)(3)(5)(6) and 4765-7-09(C)(1)(2)(3); therefore the Board moves to deny Metamora-Amboy Volunteer Fire Department's renewal application for a certificate of approval. Pomerantz first. Mallory second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter EMS Case Number 2006-212-308, Brown County General Hospital, Accreditation Number 202, Reinstatement Application at the First Responder and EMT-Intermediate Levels, the board finds that Brown County General Hospital failed to meet the requirements for renewal of the Certificate of Accreditation, specifically, failed to submit a renewal application no later than the Certificates of Accreditation expiration dates thus allowing their Certificates of Accreditation to expire at the FR and EMT-I levels, failed to demonstrate documentation of affiliation agreements with sufficient persons to provide clinical and prehospital internship opportunities to all EMS students at the EMT-I level, failed to demonstrate documentation of advisory committee meetings not less than two times each year, failed to demonstrate documentation of regular evaluation of student performance and achievement through practical testing prior to issuance of a certificate of completion at the EMT-I level, failed to demonstrate written policies were available to students at the FR level. Accordingly, Brown County General Hospital violated Ohio Revised Code § 4765.18(A) and Ohio Administrative Code §§ 4765-7-07(C)(1), 4765-7-07(C)(3), 4765-7-02(A)(5), 4765-7-02(A)(4), 4765-7-02(A)(18), and 4765-17-01(a-m); therefore the Board moves to deny Brown County Generals' reinstatement application for a Certificate of Accreditation to operate EMS Accredited Training Programs at the First Responder and EMT-Intermediate levels. Pomerantz first. Mancuso second. None opposed. Fiffick and 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 R.C.121.22(G)(3), and involves matters that are required to be kept confidential under R.C. 4765.102(B) by roll call vote at 12:51 p.m. Mankins first. Fiffick second. None opposed. Motion approved.

Roll Call

Mr. Carl Jordan	Here
Mr. Mark Resanovich	Here
Mr. Mark Marchetta	
Mr. Mark Burgess	
Mr. James Holcomb	Here
Mr. David Fiffick	Here
Ms. Charlene Mancuso	Here
Dr. Wendy Pomerantz	Here
Mr. Daryl McNutt	Here

Dr. Jonathan Groner Here
 Dr. Thomas Collins Here
 Mr. James Davis Here
 Mr. John Kubincanek
 Mr. Mark Mankins Here
 Ms. Pamela Bradshaw Here
 Dr. John Pakiela Here
 Ms. Vickie Graymire Here
 Mr. Michael Senter Here
 Mr. William Vedra
 Mr. William Mallory Here

*******Board returned from Executive Session at 1:52 p.m.*******

2006-275-102	2007-298-101
2006-341-305	2007-300-101
2006-382-101	2007-307-304
2006-477-101	2007-319-304
2007-33-305	2007-322-304
2007-112-502	2007-345-304
2007-189-303	2007-347-101
2007-224-302	2007-349-304
2007-235-101	2007-356-304
2007-252-305	2007-357-304
2007-258-101	2007-374-304
2007-262-101	2007-384-305
2007-271-305	2007-402-304
2007-282-101	2007-403-304

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

2004-298-000	2007-293-401
2006-473-602	2007-294-401
2007-44-102	2007-310-101
2007-57-305	2007-314-602
2007-108-102	2007-321-101
2007-165-102	2007-337-501
2007-168-101	2007-343-502
2007-291-201	2007-353-203
2007-292-201	2007-354-101

ACTION: Motion to close the above listed cases. Pomerantz first. Groner second.

None opposed. Fiffick and Holcomb abstained. Davis abstained from #2007-291-201 and 2007-292-201. Motion approved.

2003-285-304	2005-41-304
2004-15-101	2006-56-102
2004-144-101	2006-348-101
2004-382-304	

ACTION: Motion to close the above listed case and re-open if applicant re-applies. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

2004-416-304	2005-8-304
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ACTION: Motion to close the above listed case. The individual was audited and now meet the stipulations. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

2002-234-101	2006-251-101
2003-101-102	2007-129-305
2003-179-102	2007-142-101
2004-252-101	2007-178-305
2006-138-305 & 2007-158-602	2007-234-101

ACTION: Motion to close the above listed cases. The individuals have entered into Consent Agreements with the Board and they have now completed the stipulations of their Agreements. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

2007-16-305	2007-288-102
2007-51-201	2007-313-102
2007-52-201	2007-330-101
2007-267-304	2007-333-304

ACTION: Motion to issue Notices of Opportunity for Hearings for the above listed cases. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Davis abstained from 2007-51-201 and 2007-52-201. Motion approved.

2007-285-101	2007-361-305
2007-302-305	2007-363-101
2007-312-305	2007-364-305
2007-326-101	2007-366-101
2007-331-305	2007-368-101
2007-332-305	2007-383-101
2007-338-305	2007-386-305
2007-339-101	2007-387-102

2007-342-101	2007-390-305
2007-344-101	2007-392-101
2007-346-305	2007-393-101
2007-355-101	2007-397-101
2007-360-305	

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. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007–399–308, the Board moves to issue a Notice of Opportunity for Hearing for the First Responder accreditation and authorizes the A.A.G. to negotiate a Consent. The Board further moves to renew the EMT-Basic and EMT-Intermediate accreditations contingent upon submission, within 60 days and prior to initiation of a new class, updated policies which clearly and accurately reflect the requirements outlined in OAC 4765-7-02(A)(17) and (19), the submission of a plan to maintain current affiliation agreements, and for ensuring all instructors are aware of and meet the state required practical exam requirements. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007–329–308, the Board moves to issue a Notice of Opportunity for Hearing for the EMT-Basic, EMT-Intermediate and EMT-Paramedic accreditations. The Board further moves to renew the First Responder accreditation contingent upon submission, within 60 days and prior to initiation of a new class, updated policies which clearly and accurately reflect the requirements outlined in OAC 4765-7-02(A)(17). Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007–328–308, the Board moves to renew the First Responder accreditation. The Board further moves to issue a Notice of Opportunity for Hearing for the EMT-Basic accreditation and authorizes the AAG to negotiate a Consent. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007–380–308, the Board moves to issue a Notice of Opportunity for Hearing for the First Responder accreditation and authorizes the AAG to negotiate a Consent. The Board further moves to renew the EMT-Basic and EMT-Intermediate accreditations. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007-418-308, the Board moves to issue a Notice of Opportunity for Hearing for the First Responder accreditation and authorizes the AAG to negotiate a Consent. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007-381-308, the Board moves to issue a Notice of Opportunity for Hearing for the Certificate of Approval and authorizes the AAG to negotiate a Consent. Pomerantz first. Groner second. None opposed. Fiffick and Holcomb abstained. Motion approved.

ACTION: In the matter of Case # 2007-419-308, the Board moves to approve the off-site request by modification of the current consent agreement. Pomerantz first. Mankins second. Majority of Board members opposed. Fiffick and Holcomb abstained. *(Motion Failed)*

The two signed consent agreements below need to be entered into record....
EMS Case # 2007-295-308, Medina County Career Center, Accreditation # 122, a signed Consent Agreement for its First Responder accreditation.

EMS Case # 2007-278-308, Southern State community College, Accreditation #361, a signed Consent Agreement for its Paramedic accreditation.

OLD BUSINESS

No comments brought forward.

NEW BUSINESS

Dr. Collins asked the Chairman to write a brief letter on behalf of the Board to ACEP thanking them for the use of their facility.

The Chairman stated that he would send a thank you letter.

OPEN FORUM

No comments brought forward.

ADJOURNMENT

ACTION: Motion to adjourn. Resanovich first. Groner second. None opposed. Motion approved.

The meeting adjourned at 2:20 p.m.