



State of Louisiana
Louisiana Department of Health
Office of Public Health
Bureau of Emergency Medical Services

Emergency Medical Services Certification Commission

7273 Florida Blvd
Baton Rouge, LA 70806

Minutes

June 26, 2020

1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:16 a.m.

2) **Roll Call**

Commissioner Name		Commissioner Name	
Christopher Mixon, Secretary	Present	Barbara Sellers	Present
Jeffrey Elder, Chair	Present	Dr. Lance Stuke	Present
Ryan Brown, Vice-Chair	Present	Jeffrey Watson	Present
Tammy Gray	Present	Megan Marino	Virtual
Dr. Jeffrey Kuo	Virtual	Tracy Wold	Present
Adam Oliver	Present		
		Quorum	Yes

Bureau of Emergency Medical Services Staff

Susan Bailey, Director	Present
Stacy Barbay, EMSCC Facilitator	Present
David McCay, Bureau of Legal Services, DHH Attorney	Present

3) **Approval of Minutes**

February 7, 2020 Meeting Minutes approved with reading waived. Motion made by Ryan Brown and 2nd by Chris Mixon. Motion carried unanimously.

4) **Formal Disciplinary Proceedings**

Name	Action	Violation
Nicolas Achee	Defer to next meeting.	R.S. 40:1133.7. (2) Conviction of a crime or offense which reflects the inability of an emergency medical services practitioner to provide emergency medical services with due regard for the health and safety of clients or patients or enters a plea of guilty or nolo contendere to a criminal charge regardless of final disposition of the criminal proceeding, including but not limited to expungement or nonadjudication. R.S. 40: 1133.7. (12) Has had a certification or license to practice as an

		<p>emergency medical services practitioner or to practice as another health care provider denied, revoked, suspended, or otherwise restricted.</p> <p>LAC Title 46 Part XXXVIII §303 (A)(1) Knowingly falsifies any documents submitted to the bureau, commission or the EMS educational facility.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.</p> <p>R.S. 40: 1133.7. (13) Is guilty of moral turpitude.</p> <p>R.S. 40: 1133.7. (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p>
Brandi Leonard	<p>Motion made by Chris Mixon to take no action.</p> <p>2nd by Jeff Watson.</p> <p>Motion carried.</p>	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(k) Failure to act, or negligently or willfully committing any act that adversely affects the physical or psychosocial welfare of the patient.</p> <p>R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p>
Douglas Bellmore	<p>Ryan Brown made a motion, 2nd by Tracy Wold to deny the student license application and reconsider the request in 2 years.</p>	<p>LAC Title 46 Part XXXVIII §303 (A)(2) Has pled guilty, nolo contendere, been convicted of, or committed a: "crime of violence" as defined in R.S.14:2(13), or any of the following crimes: first degree feticide; second degree feticide; aggravated assault with a firearm; stalking; false imprisonment; incest; aggravated incest; molestation of a juvenile; sexual battery of the infirm; or crime which involves felony drug charges.</p> <p>R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p>
Thomas Curtis	<p>Defer to next meeting.</p>	<p>LAC Title 46 Part XXXVIII §305 (A)(2) Has a pending criminal charge that involves any violence or danger to another person, or involves a crime which constitutes a threat to patient care</p> <p>LAC Title 46 Part XXXVIII §503 (D)(8) Is guilty of moral turpitude.</p>

		<p>R.S. 40:1133.7 (9) Unprofessional conduct.</p> <p>R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p> <p>R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p>
Dominique Fruge	Defer to next meeting	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(h) Improper use of drugs, medical supplies or equipment, patient's records, or other items.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(i) Misappropriating items of an individual, agency, or entity.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(o) Has violated a rule or an order adopted by the commission or the bureau, or a state or federal law relating to the practice of professional EMS, or a state or federal narcotics or controlled substance law.</p> <p>R.S. 40:1133.7. (9) Unprofessional conduct.</p> <p>R.S. 40:1133.7 (13) Is guilty of moral turpitude.</p> <p>R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p> <p>R.S. 40: 1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p>
James Barrett	Requesting Continuance	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(j) Falsifying records.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(8) Is guilty of moral turpitude.</p> <p>R.S. 40:1133.7 (7) Endeavors to deceive or defraud the public.</p> <p>R.S. 40:1133.7 (9) Unprofessional conduct.</p> <p>R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p> <p>R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p>
Luis Suarez	<p>Voluntary Surrender</p> <p>Motion made by Chris Mixon and</p>	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.</p> <p>R.S. 40: 1133.7. (4) Is habitually intemperate in the use of or abuses alcohol or habit-forming drugs.</p>

	<p>2nd by Barbara Sellers to accept the voluntary surrender. Motion carried.</p>	<p>R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p>
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5) Public Comment: None

6) Recurring Business

- a) EMS Practitioner Disciplinary Review of Decisions – no questions or comments

7) Old Business

- a) Application Questionnaire – tabled until next meeting
- b) Disciplinary Fines – Motion by Jeff Elder and 2nd by Tammy Gray to accept as written except \$50.00 per cycle effective
 - i) August 1, 2020 start date.

8) New Business

- a) Governors Order/Proclamation for Out-of-State EMTs – no action
- b) Bureau of EMS’ Alternate Operations Plan – no action
- c) Paramedic SOP Additions

Dr. Kuo presented a request to add certain medications the are included in standing orders or ordered by a physician to the Louisiana SOP. Chris Mixon made a motion to add the statement to the Community Health Wellness section. “Expanded medications by physician’s direction.” (Check star) and add hospital to the title. 2nd by Ryan Brown.
Motion carried.
- d) Discussion about implementation of 50-state criminal background. Bureau of EMS will research statute and administrative rule regarding background checks and draft a letter of support for a 50-state background check. What is the cost of this background check?
- e) Insurance fraud accusation – refer to employer for investigation and submit records to the Commission.
- f) Mandatory reporting is in policy.
- g) Race relations reports - If bias is based toward patient safety or patient care issue, then it will be addressed by the Commission.
- h) Motion made by Chris Mixon and 2nd by Tammy Gray to have Stacy’s supervisor issue her a certificate of commendation for the improvements she has made on the Commission process.
- i) Chris Mixon made a motion to start a subcommittee to make a transparent process for impaired practitioners. 2nd Jeff Watson. Motion carried
 - Chris Mixon, chair

9) Next Meeting Date: August 21, 2020

10) Adjournment: Motion carried unanimously to adjourn at 12:41 p.m.