

EMERGENCY MEDICAL SERVICES COMMISSION MEETING MINUTES

DATE: **Friday, November 13, 2009**

1:00 P.M.

LOCATION: Brownsburg Fire Territory
470 E. Northfield Drive
Brownsburg, IN 46112

MEMBERS PRESENT:

Gary Miller	(Private Ambulance)
Charles Valentine	(Municipal Fire)
Myron Mackey	(EMTs)
Terri Hamilton	(Volunteer EMS)
G. Lee Turpen II	(Paramedic)
Michael Olinger	(Trauma Physicians)
William Rutherford	(Emergency Physicians)
Sue Dunham	(Emergency Nurses)
Ed Gordon	(Volunteer Fire EMS)
Jane Craigin	(Hospital EMS)

MEMBERS ABSENT:

OTHERS PRESENT: Rick Archer (State EMS Director)

CALL TO ORDER: **Chairman Miller** called the meeting to order at 1:00 pm. Chairman Miller thanked the Brownsburg Fire Territory for the use of their facility. Mr. Miller read a letter from Division of Preparedness and Training Director James Bennett designating Mr. Rick Archer, State EMS Director, as his designee to represent the Division of Preparedness and Training of the Indiana Department of Homeland Security on the EMS Commission in accordance to **IC 16-31-2-2(a) (13)**.

No action was needed by the Commission. No action was taken.

ADOPTION OF MINUTES: Dr. Olinger offered a motion to accept the minutes as written and was seconded by Mr. Turpen. The motion passed unanimously.

State EMS Director Report

Rick Archer stated that there have been some leadership changes and that Director Thatcher stepped down and that Mr. James Bennett has been appointed as Division Director of the Preparedness and Training division.

Personnel Certification Report

Mr. Archer stated that the total number of certifications is just under 33,000 (thirty three thousand). The breakdown by 2009 quarters is as follows.

First Quarter

Basic EMT	823
Advanced EMT	85
EVOC Drivers	48
EVOC Instructors	00
First Responders	182
Paramedics	166
Primary Instructors	15
Intermediate EMT	6
Total	1,325

Second Quarter

Advanced EMT	34
Basic EMT	484
EVOC Drivers	00
First Responders	325
Intermediate	02
Paramedic	50
Primary Instructors	09
Total	967

Third Quarter

Advanced EMT	70
Basic EMT	858
EVOC Drivers	00
First Responders	239
Intermediate	06
Paramedic	96
Primary Instructors	15
Total	1, 366

Renewed Certifications October 1, 2009

Basic EMT	1,762
First Responder	555
Paramedic	250
Advanced EMT	154
EVOC Driver	47
Primary Instructor	35
Intermediate	18
Total	2,821

Certifications to expire January 1, 2010 are as follows

Basic EMT	954
First Responder	374
Paramedic	280
Advanced EMT	90
EVOC Driver	81
Primary Instructor	23
Intermediate	12
Total	1,814

Mr. Archer also stated that there have been 152 tests taken for National Registry for year to date.

Mr. Archer stated that the pass/fail report for National Registry written exam only is as follows:

Attempted the Exam	152
First Attempt Pass	103
Cumulative Pass 3 Attempts	115
Cumulative Pass 6 Attempts	116
Eligible for Retest	36

Dr. Rutherford stated that Mr. Archer made a statement that if someone doesn't pass the test within (3) three attempts, then they will not pass with (6) six attempts; however, by looking at the chart it shows that there are zero percent that failed all (6) six attempts. Dr. Rutherford stated that the only way that these numbers are correct is if nobody took the exam (6) times. Mr. Archer acknowledged that Dr. Rutherford's interpretation of the data is correct.

STAFF REPORTS:

EMS Personnel Waiver Request

Brian Sparks requested a waiver to have his First Responder reinstated due to submitting his in-service late. Expired 04/01/09.

Mr. Mackey offered a motion to approve the waiver request. The motion was seconded by Mr. Valentine. The motion passed with 1 nay vote.

Mr. Mackey asked where the Commission stands on late submissions. Mara Snyder stated that this will be part of the Technical Advisory Committee's responsibility to provide the Commission with recommendations on how to address this issue in revised Commission rules. Ms. Snyder stated that if the Commission wants to pull this back out and make a separate rule for late submissions and put it in process before the Committee is approved that is up to the Commission.

After discussion, Dr. Olinger offered a motion to instruct staff to draft rules to create a reinstatement after expiration of certification on a 60 to 90 day grace period with an administrative fee. The motion was seconded by Ms. Craigin. The motion passed.

The following requested a waiver to have their certifications reinstated due to submitting their in-service late. All expired 07/01/09.

Jacob Crist
 Jeffrey Moles
 Kamron Brubacher
 James Sanders
 Doug Laws
 Gene Zimmerman
 Dennis Spears
 Mike Goff

Olen Martin
 R. Matthew Bliss
 Nancy Joseph
 James Stauffer
 Mark Emmons
 Jeffrey Monroe
 JoAnna Pettit
 Roger Pennington

Dr. Olinger offered a motion to approve the above waiver requests due to submitting their in-service late. The motion was seconded by Mr. Valentine. The motion passed.

Mr. Miller directed staff to look into a policy for late submissions for the Commission to look over at the next meeting.

Roger Bell requested a waiver to have his First Responder certification reinstated due to submitting in-service late. Expired 10/01/09.

Mr. Gordon offered a motion to approve the waiver. The motion was seconded by Dr. Olinger. The motion passed.

The following requested an extension to complete their in-service hours. Hours were not completed prior to expiring. All expired 10/01/09.

Tonia Smith- 6 month extension to complete in service-hours.

Mr. Mackey offered a motion to allow 6 month extension to complete in-service hours. The motion was seconded by Terri Hamilton. The motion passed.

Della Suits- 4 month extension to compete in-service hours.

Dr. Olinger offered a motion to allow 4 month extension to complete in-service hours. The motion was seconded by Mr. Gordon. The motion passed.

Jared Wolski- requested an extension of his EMT-B expiration date to complete in-service hours. Staff recommended denial because Mr. Wolski only had ½ of the required hours and did not justify hardship.

Mr. Mackey offered a motion to deny the waiver. The motion was seconded by Dr. Rutherford. The motion passed. The waiver was denied.

Pete Englebert requested a waiver to have his EMT-B reinstated. Expired 10/01/08.

Staff had asked previously for appropriate forms of in-service to be turned in. No forms were submitted.

Mr. Mackey stated that this certification has been expired since 10/01/08.

Mr. Turpen offered a motion to deny waiver due to not submitting appropriate forms to the agency. After discussion, the motion was amended to deny the request because of the length of time the certificate has been expired and because the forms on which the in-service was submitted was not on agency-approved forms. The motion was seconded by Mr. Valentine. The motion passed.

Tracy Jones requested a waiver to allow her to challenge the EMT-BA exam due to not passing the EMT-P written exam after her sixth attempt.

Staff recommended approval of a six month extension.

Ms. Jones was present and asked the Commission to allow her to challenge the EMT-BA.

Dr. Olinger offered a motion to approve the waiver for extension of expiration date. The motion was seconded by Ms Craigin. The motion passed.

Joe Ward requested an extension to complete his PI internship to June 2010 due to not passing the PI written exam in time to complete his internship before the 1-year time limit expires. Mr. Ward is scheduled to do his internship in an EMT course that concludes June, 2010.

Mr. Valentine offered a motion to approve the waiver. The motion was seconded by Mr. Turpen. The motion passed.

Taneshia Black requested an extension to complete her EMT-B skills exam.

Staff recommended denial as there were over 30 practical skills exams conducted that Ms. Black could have taken.

Ms. Hamilton offered a motion to deny the waiver. The motion was seconded by Mr. Turpen. The motion passed.

Zachariah Zumwalt requested to have his EMT-B certification reinstated due to submitting in-service late.

Mr. Mackey offered a motion to approve the waiver. The motion was seconded by Mr. Valentine. The motion passed.

Probationary Orders

It was reported that the agency has issued the following Probationary Certifications

Order No. 26-2009 William Conyers

Order No. 39-2009 Derek Thomas

Order No. 45-2009 Dean Haas

Order No. 47-2009 Norman Herzog

No action was needed by the Commission. No action was taken.

EMS PROVIDER CERTIFICATION REPORT

Rescue Squad Organization

Basic Life Support Non-Transport	500
Ambulance Service Provider	116
EMT Basic- Advanced Organization	39
EMT Basic- Advanced Organization Non-Transport	13
EMT Intermediate Organization	09
EMT Intermediate Organization Non- Transport	00
Paramedic Organization	193
Paramedic Organization Non- Transport	17
Rotorcraft Air Ambulance	21
Fixed Wing Air Ambulance	03
Total	918

No action was needed by the Commission. None was taken.

EMS COMMISSION RULE WAIVERS:

Provider Waiver Requests

Jason Smith presented the following request to waive the proof of national accreditation for this program:

Ivy Tech Community College- IAC 836 4-2-1(g) Certified advanced life support training institutions conducting paramedic programs on or after July 1, 2008, shall show written proof of national accreditation of the program.

Discussion: Annabett Gardner-IVY Tech spoke on behalf of IVY Tech. Ms. Gardner stated that IVY Tech has done self studies before for medical assistance programs and that IVY Tech has been in contact with Commission of Accreditation of Allied Health (CAAHEP) and has begun to gather the paperwork necessary to move forward with gaining accreditation. Ms. Gardner stated that they would like to begin the program in January 2010.

Ms. Hamilton asked when IVY Tech last taught a paramedic course.

Ms. Gardner explained that the last class was one that started August 2006 and ended September 2007, (13) thirteen people started that class with (11) eleven that is now certified.

Commission asked where the nearest paramedic training institution is located relative to Madison County. Mr. Hugh Gardner, a colleague of Ms. Gardner, answered that the closest training institution is in Columbus, a 1 hour drive, with the next one being Harrison County, a 1:40 drive from Madison County.

Mr. Gordon offered a motion to approve a 2 year waiver so that the class would be completed prior to the waiver expiration. The motion was seconded by Mr. Turpen. The motion passed.

Becky Blagrove presented the following waiver request for Pike County EMS to allow Pike County EMS to acquire and transmit 12-lead ECGs:

IAC 836 4-7.1-3(e) Emergency medical technician-intermediates shall:

(1) Not perform a procedure for which the emergency medical technician-intermediate has not been specifically trained:

(A) In the Indiana emergency medical technician basic and the Indiana emergency medical technician-intermediate curriculums; or

(B) That has not been approved by the commission as being within the scope and responsibility of the emergency medical technician-intermediate;

Dr. Olinger offered a motion to approve 2 year waiver. The motion was seconded by Mr. Turpen. The motion passed.

Mr. Archer reported that IDHS was prepared to request a Waiver on behalf of EMT-I provider organizations to allow EMT-Is to administer H1N1 vaccine in vaccination clinics; however, on review of the Rules and in consultation with legal counsel, it was determined that a Waiver was not needed.

No Action was needed by the Commission. No action taken.

Confidential Complaints

No report was submitted.

EMS Education Report

No report was submitted.

Technical Advisory Committee

Mr. Archer reported that the EMS Commission met in Executive Session earlier in the day and reviewed the applications for the Technical Advisory Committee and identified a slate of candidates for recommendation to the Governor for approval to be presented at the Commission meeting today. Mr. Archer yielded to Dr. Olinger.

Dr. Olinger reported that there were 49 applications submitted for the committee, only 13 positions were to be appointed.

Dr. Olinger offered a motion to recommend the following personnel be recommended to the Governor for appointment to the Technical Advisory Committee created pursuant to IC 16-31-2-7, in the categories and for time periods listed; with reappointment at the pleasure of the commission and the governor:

FARIL WARD- EMS CHIEF OPERATING OFFICER- 1 YEAR

STEPHEN COX- EMS CHIEF OPERATING OFFICER- 2 YEARS

CHARLES FORD- EMS CHIEF EXECUTIVE OFFICER- 3 YEARS

SHERRY FETTERS- EMS CHIEF EXECUTIVE OFFICER- 1 YEAR

MICHAEL GAMBLE- EMERGENCY DEPARTMENT DIRECTOR- 2 YEARS

VALERIE MILLER- EMERGENCY DEPARTMENT DIRECTOR- 3 YEARS

EDWARD BARTKUS II- EMS MEDICAL DIRECTOR- 1 YEAR

SARA BROWN- EMS MEDICAL DIRECTOR- 2 YEARS

JOHN ZARTMAN- ALS TRAINING INSTITUTION PROGRAM DIRECTOR- 3 YEARS

LEON BELL III- ALS TRAINING INSTITUTION PROGRAM DIRECTOR- 1 YEAR

MICHAEL MCNUTT- BLS TRAINING INSTITUTION PROGRAM DIRECTOR- 2 YEARS

TINA BUTT- 1ST RESPONDER TRAINING INSTITUTION PROGRAM DIRECTOR- 3 YEARS

ELIZABETH WEINSTEIN- EMS FOR CHILDREN- 3 YEARS

The motion was seconded by Mr. Valentine. The motion passed.

EMS DATA REGISTRY

Mark Nelson submitted a report for informational purposes only. Chairman Miller reviewed the report with the Commission.

No action was needed by the Commission. None was taken.

ADMINISTRATIVE CASES

No report was submitted

New Business

Authorizations of Administrative Law Judge- Gary Bippus

Dr. Rutherford offered a motion to authorize Gary Bippus to serve as administrative law judge for the Commission, including, without limitation, the authority to:

- 1. Assume all pending administrative cases before the Commission.**
- 2. Act as administrative law judge for all new cases to come before the Commission;**
- 3. Hear and rule upon petition for stays of enforcement; and**
- 4. Hear and decide appeals to Emergency Orders issued with respect to one or more violations of the Commission's rules and applicable statutes.**

And ratify his actions with respect to Cause No. 09-02.

The motion was seconded by Dr. Olinger. The motion passed.

OLD BUSINESS

Tom Nowacki presented a waiver request from 836 IAC 1-3-3(d) (1) requiring the word "Ambulance" on the vehicle from Saint Joseph Regional Medical Center. The waiver request was tabled for further information at the EMS Commission meeting held September 17, 2009.

Mr. Nowacki advised that Saint Joseph Regional Medical Center would like to withdraw their waiver request.

No action was needed by the Commission. No action was taken.

Ronald Collins requested to have his Basic EMT reinstated due to late submission and out of state travel due to family illness. Waiver request was tabled at the Commission Meeting on September 17, 2009 for more information. All training was completed prior to expiration. Expired 07-01-09.

Mr. Valentine offered a motion to approve the waiver. The motion was seconded by Dr. Olinger. The motion passed.

Preston Franklin requested to have his Basic EMT reinstated. The Commission denied his waiver request at last EMS Commission meeting on September 17, 2009. The Commission requested a review of tape to confirm action in previous minutes. After further review, no sanctions were needed, No further action taken.

Trauma Protocol

No report was submitted

COMMISSION CHAIRMAN'S REPORT and DIRECTION:

Mr. Miller stated that Director Wainscott issued a directive of the H1N1vaccine to be administered by nasal or injection to be given by EMT-I, and paramedics only. No action was needed by the Commission. No action was taken.

Chairman Miller presented executive order 09-08, establishing the Indiana State Trauma Care committee.

2009 EMS COMMISSION MEETING DATES

Potential dates for EMS Commission Meeting for 2010

January 22, 2010- TBD

March 19, 2010- Plainfield Aquatic Center

651 Vestal Road
Plainfield, IN 46168

May 14, 2010- Buck Creek Township VFD

5809 W. Airport Blvd
Greenfield, IN 46140

July 23, 2010- Brownsburg Fire Territory

470 E. Northfield Drive
Brownsburg, IN 46112

September 17, 2010- Decatur County EMS

820 Lincoln Street
Greensburg, IN 47240

November 19, 2010- TBD

There being no further business, the meeting was adjourned at 2:30 p.m.

Approved _____ Date: _____
Gary Miller, Chairman