



**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**

October 16, 2020

1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:13 a.m.

2) **Roll Call**

<b>Commissioner Name</b>		<b>Commissioner Name</b>	
Christopher Mixon, Secretary	Present	Barbara Sellers	Present
Jeffrey Elder	Present	Dr. Lance Stuke	Virtual
Ryan Brown	Present	Jeffrey Watson	Present
Tammy Gray	Present	Megan Marino	Virtual
Dr. Jeffrey Kuo	Absent	Tracy Wold	Virtual
Adam Oliver	Present	Toby Henry	Absent
		Quorum	Yes

**Bureau of Emergency Medical Services Staff**

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

3) **Approval of Minutes**

August 21, 2020 meeting minutes approved with reading waived. Motion made by Jeff Watson and 2<sup>nd</sup> by Chris Mixon. Motion carried unanimously.

Question: Does names have to be on the minutes to identify who made motions.

Tammy Gray Motion: made to amend minutes to remove names and record vote by tally.

2<sup>nd</sup> Ryan Brown

Unanimous

Motion to revise the agenda to discuss EMS using vials of Narcan for IM injections.

4) **Formal Disciplinary Proceedings**

<b>Name</b>	<b>Violation</b>	<b>Action</b>
Nicolas Achee	R.S. 40:1133.7. (2) Conviction of a crime or offense which reflects the inability of an emergency medical services practitioner to provide	Motion carried unanimously Remain suspended until voluntarily contacts the

	<p>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.</p> <p>R.S. 40: 1133.7. (12) Has had a certification or license to practice as an 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>	Bureau of EMS and remove from docket
Patrick Benfield	Reinstatement Request	Motion carried unanimously: Allow unrestricted license at whatever level he attains.
Brian Warren	Reinstatement Request	Motion carried unanimously: Allow unrestricted license at whatever level he attains.
Thomas Curtis	<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>	No appearance

<p>Dominique Fruge</p>	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.  LAC Title 46 Part XXXVIII §503 (D)(3)(h) Improper use of drugs, medical supplies or equipment, patient's records, or other items.  LAC Title 46 Part XXXVIII §503 (D)(3)(i) Misappropriating items of an individual, agency, or entity.  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.  R.S. 40: 1133.7. (9) Unprofessional conduct.  R.S. 40: 1133.7 (13) Is guilty of moral turpitude.  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>	<p>Motion carried unanimously: Remain suspended until voluntarily contacts the Bureau of EMS and remove from docket.</p>
<p>Kayla Livingston</p>	<p>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 (4) Is habitually intemperate in the use of or abuses alcohol or habit-forming drugs.  R.S. 40: 1133.7 (12) Has had a certification or license to practice as an emergency medical services practitioner or to practice as another health care provider</p>	<p>Motion carried unanimously: Probation for 2 additional years ending in February 28, 2023 and \$50.00 fine and enter EAP or outpatient alcohol treatment program that must be satisfactorily completed before December 31, 2021 and document completion in IMS.</p>

	<p>denied, revoked, suspended, or otherwise restricted.</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>	
Richard Pyke	<p>LAC Title 46 Part XXXVIII §503 (D)(8) 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>	<p>Motion carried unanimously: Probation until end of cycle and \$50 fine.</p>
Cody Rachal	<p>LAC Title 46 Part XXXVIII §503 (D)(2) Is guilty of a felony or is convicted of a crime or offense which reflects the inability to practice EMS with due regard for 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, non adjudication or pardon.</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. 40:1232.61133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p>	<p>Motion carried unanimously: Allow license.</p>
Daniel Salazar	<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>No appearance</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>	
Joshua Smith	<p>R.S. 40:1133.7 (12) Has had a certification or license to practice as an 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 §503 (D)(3)(q) Use of or being under the influence of alcoholic beverages, illegal drugs or drugs which impair judgment while on duty.</p> <p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment.</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>	No appearance
Kayla Quincy	<p>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.</p> <p>R.S. 40: 1133.7 (13) Is guilty of moral turpitude.</p>	Motion carried unanimously: Allow to possess unrestricted license.

	R.S. 40:1133.7 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart. R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.	
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**5) Public Comment:** None

**6) Recurring Business**

- a) EMS Practitioner Disciplinary Review of Decisions  
Motion carried unanimously
- b) Scope of Practice
  - i) EMR level use of Narcan  
Action Item: work between Bureau of EMS and Dr. Elder to ensure access to credible training; grants to get atomizers
  - ii) Administering Prescribed Vaccines in Health Emergency/Declared Disaster  
Change to EMT, AEMT and Paramedic to the statement. Put the same as the swab for EMT. Motion carried unanimously
  - iii) Medications AEMTs Can Administer  
Members of East Baton Rouge Parish EMS had questions about what medications an AEMT can administer, and can a patient be handed over to a lower level of care if a paramedic's treatment causes the patient's condition improve. The Commissioners addressed the questions.

**7) Old Business**

- a) Application Questionnaire  
Tabled until next meeting.
- b) Background Check  
NCIC background check should be required for all licenses, no specifics on who pays for it.

**8) New Business**

- a) RC Health Services
- b) Change the June, 2021 meeting date
- c) Public records requests  
Commissioners can request that their home addresses not be given it out  
Ask for an AG's opinion about releasing EMS practitioners home addresses.

**9) Next Meeting Date:** December 04, 2020

**10) Adjournment:** Motion carried unanimously to adjourn at 2:15 p.m.