



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

February 18, 2022

- 1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:07 a.m.
- 2) **Pledge of Allegiance**
- 3) **Roll Call**

Commissioner Name		Commissioner Name	
Jeffrey Elder, MD, Chair	Present	Meghan Marino, MD	Virtual
Ryan Brown, Vice Chair	Present	Adam Oliver	Present
Christopher Mixon, Secretary	Present	Barbara Sellers	Present
Tammy Gray	Present	Lance Stuke, MD	Present
Toby Henry	Present	Jeffrey Watson	Absent
Jeffrey Kuo, MD	Present	Tracy Wold	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

4) Approval of Minutes

The December 03, 2021 meeting minutes were approved with reading waived. Motion made by Chris Mixon and 2nd by Ryan Brown. Motion carried unanimously.

5) Formal Disciplinary Proceedings

Name	Violation	Action
Brad Petersen	<ul style="list-style-type: none"> • 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. 	<p>Decision: Probation until 3/2025 and submit quarterly drug screens by a monitored and \$100.00 fine.</p> <p>Motion: Chris Mixon</p>

	<ul style="list-style-type: none"> • 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 (9) Unprofessional conduct. • LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII. • R.S. 40: 1133.7. (3) Is unfit or incompetent by reason of negligence, habit, or other cause. 	<p>Second: Barbara Sellers Motion carried.</p>
<p>Jack Spinney</p>	<ul style="list-style-type: none"> • LAC Title 46 Part XXXVIII §503 (D)(3)(r) Failure to cooperate with the commission or bureau by (i) not furnishing in writing a full and complete explanation covering a matter requested in writing by the commission or bureau; or (ii) not responding to subpoenas issued by the commission in connection with any investigation or hearing. • R.S. 40: 1133.7 (9) Unprofessional conduct. • LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII. • R.S. 40: 1133.7. (3) Is unfit or incompetent by reason of negligence, habit, or other cause. 	<p>Decision: Suspend until fine of \$500 is paid and probation until 3/2025</p> <p>Motion: Ryan Brown Second: Barbara Sellers Motion carried</p>
<p>Kayla Livingston</p>	<ul style="list-style-type: none"> • LAC Title 46 Part XXXVIII §503 (D)(3)(r) Failure to cooperate with the commission or bureau by (i) not furnishing in writing a full and complete explanation covering a matter requested in writing by the commission or bureau; or (ii) not responding to subpoenas issued by the commission in connection with any investigation or hearing. • R.S. 40: 1133.7 (9) Unprofessional conduct. • LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. 	<p>Did not appear</p>

	<p>Rules of Procedure of LAC Title 46, Part XXXVIII.</p> <ul style="list-style-type: none"> R.S. 40: 1133.7. (3) Is unfit or incompetent by reason of negligence, habit, or other cause. 	
Cheryl Bell	<ul style="list-style-type: none"> 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. R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. 	<p>Decision: Reinstate paramedic license and probation for 1 cycle once license is obtained and \$50.00 fine payable in 90 days.</p> <p>Motion: Ryan Brown Second: Barbara Sellers 8 Ayes 1 Nay Motion carried.</p>
Jason Fore	<ul style="list-style-type: none"> LAC Title 46 Part XXXVIII §503 (D)(3)(j) Falsifying records 	<p>Decision: Allow to license, \$100 fine payable in 90 days.</p> <p>Motion: Ryan Brown Second: Chris Mixon Motion carried.</p>
Charles Joffrion		<p>Decision: Allow to license without restriction or disciplinary action.</p> <p>Motion: Toby Henry Second: Adam Oliver Motion carried.</p>
James Naylor	<ul style="list-style-type: none"> 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 	<p>Decision: Allow to license, Probation for 1 cycle/2 years and \$100 fine payable in 90 days</p>

	<p>to a criminal charge regardless of final disposition of the criminal proceeding, including but not limited to expungement or nonadjudication.</p> <ul style="list-style-type: none"> • 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. 	<p>Motion: Chris Mixon Second: Barbara Sellers Motion carried.</p>
<p>Samantha Wimpey</p>	<ul style="list-style-type: none"> • 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. • 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. • R.S. 40: 1133.7 (9) Unprofessional conduct. • LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII. • R.S. 40: 1133.7. (3) Is unfit or incompetent by reason of negligence, habit, or other cause. 	<p>Did not appear.</p>

6) Public Comment: None

7) Recurring Business

- a) EMS Practitioner Disciplinary Review of Decisions: Reviewed and approved.
- b) Scope of Practice
 - i) Review of Changes to Scope of Practice from Last Meeting: Chris Mixon reviewed the previous changes as well as presented new format changes. Commission voted to move forward with the edits. Motion Ryan Brown, 2nd Chris Mixon. Motion carried.
 - ii) Scope of Practice Expansion Letter: Vice Chair Ryan Brown composed and published letter regarding Paramedic taking orders from physicians.

8) Old Business

- a) Public Record Requests for EMS Practitioner Data: Per David McCay, the draft has been sent to General Counsel but it has not been approved.

- b) Substance Abuse/PTSD Treatment Programs Work Group Report: No report.
- c) Driver to EMT Transition: Chris Mixon: Nothing to report, remove from agenda.
- d) Anonymous Complaints and Disclosure: Per David McCay, the draft opinion has been sent to General Counsel but it has not been approved.
- e) Federal and State Criminal Background Checks: On 02/2/22, LSP communicated via email that it would be approximately 2 weeks to receive ORI number approval.
- f) Commissioner Appointments and Terms: Per David McCay:
 - 1. Dr. Elder can be appointed for a second term.
 - 2. Incumbent of the expired seats can continue to serve until the completion of the second regular session after the expiration date.

New Business

- a) Election of Officers
 - 1. Adam Oliver motion to keep officers the same. 2nd by Toby Henry. Motion withdrawn.
- b) EMS Task Force Subcommittee: Mobile Integrated Health Regulation: Ryan Brown reported: regarding the information being reviewed as requested by the EMS Task Force.
- c) Ethics Training 2022: Reminder to Commissioners to complete the required training. The certification of completion does not need to be forwarded to the Bureau of EMS.
- d) LSBME legislation
 - 1. Added to agenda by unanimous vote. Dr. Elder to review and reach out to LSBME for additional information

9) Next Meeting: April 29, 2022

10) Adjournment: Motion made by Adam Oliver and seconded by Tammy Gray, motion carried unanimously to adjourn at 2:38 p.m.