



# 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

August 21, 2020

1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:11 a.m.

2) **Roll Call**

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

**Bureau of Emergency Medical Services Staff**

Susan Bailey, Director	Present
Stacy Barbay, EMSCC Facilitator	Present
Stephanie Borghardt, Bureau of Legal Services, LDH Attorney	Present

3) **Approval of Minutes**

June 26, 2020 Meeting Minutes approved with reading waived. Motion made by Chris Mixon and 2<sup>nd</sup> by Tammy Gray. Motion carried unanimously.

4) **Presentation**

Presentation of Stacy Barbay with a Certificate of Commendation

**5) Formal Disciplinary Proceedings**

Name	Violation	Action
Bellanger, Heather	<p>LAC Title 46 Part XXXVIII §503 (D)(1) Is guilty of selling or attempting to sell, falsely obtaining, or furnishing to a person a certified emergency medical technician or certified first responder certification document.</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)(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 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.</p>	<p>Adam Oliver made a motion and 2<sup>nd</sup> by Chris Mixon. Motion passed unanimously.</p> <p>Prohibit possession of a license for 5 years and payment of a \$100 fine.</p>
Ulloa, Donna		<p>Ryan Brown made a motion and 2<sup>nd</sup> by Toby Henry. Motion passed unanimously.</p> <p>No action taken.</p>
Jordan, Jimmy		<p>Ryan Brown made a motion and 2<sup>nd</sup> by Barbara Sellers. Motion passed unanimously.</p> <p>No action taken with explanation of the importance of following protocols and scope of practice.</p>

<p>Jemello, Athan</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.  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 (13) Is guilty of moral turpitude.  R.S. 40: 1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.</p>	<p>Adam Oliver made a motion and 2<sup>nd</sup> by Barbara Sellers. Motion passed unanimously.</p> <p>No action taken with no need to return for practitioner license application. .</p>
<p>Fontenot, Marcus</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 (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>	<p>Chris Mixon made a motion and 2<sup>nd</sup> by Ryan Brown. Motion passed unanimously.</p> <p>Continue proceeding for him to provide outcomes of the 2018 charges and pending review of the charges.</p>

<p>Guillot, Trevor</p>	<p>R.S. 40:1133.7 (4) Is habitually intemperate in the use of or abuses alcohol or habit-forming drugs. LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. R.S. 40:1133.7 (15) Intentional falsification of any document related to license, emergency medical services education, or related to the care of the patient. R.S. 40:1133.7 (9) Unprofessional conduct. 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>	<p>Toby Henry made a motion and 2<sup>nd</sup> by Ryan Brown. Motion passed unanimously.</p> <p>Suspend license through March 31, 2021 with eligibility to recertify NREMT certification and renew Louisiana license with 1 cycle of probation from 4/1/2021-3/31/23. Continue surveillance and provide monthly reports and test results uploaded to the Bureau of EMS IMS through probation period. Notify Bureau of EMS of departure of employment. Waive fines.</p> <p>Recused from the deliberation: Chris Mixon and Adam Oliver</p>
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**4) Public Comment:** None

**5) Recurring Business**

- a) EMS Practitioner Disciplinary Review of Decisions – no additional action needed

**6) Old Business**

- a) Application Questionnaire – no action taken
- b) Criminal Background Position Statement – edits to the draft will be sent via email
- c) Diversity and Inclusion Statement – Chris Mixon moves that the statement is accepted, 2<sup>nd</sup> by Adam Oliver. Post on the Commission page of the website. Motion passed without opposition.

**7) New Business**

- a) Scope of Practice
  - i) EMT Perform Rapid Antibody Testing (Finger Stick) – Ryan Brown made a motion to have Dr. Elder to draft a letter to support All license Louisiana EMS Practitioners can perform fingerstick testing with appropriate training from a medical director. 2<sup>nd</sup> Adam Oliver. Motion carried with opposition
  - ii) EMT Perform a Nasal Swab under Physician’s Orders – All license EMS Professionals can perform nasopharyngeal swab testing with appropriate training from a medical director.
- b) Meeting Minutes Posted on Website after Approval – minutes are posted on all sites after they are approved by the Commission.
- c) Physical/Mental Limitations/Substance Abuse Disclosure Review Process – get a letter from physician
- d) Date for Use of Alternative Evaluation Methods Extended - approve
- e) Student Applications Prior to Enrollment with Affirmative Answers – There will be an EMSCC agency with the Commission Chair as the Administrator of the Program. Toby Henry made a motion, 2<sup>nd</sup> Barbara Sellers. Motion passed without opposition.
- f) 2021 Regular Meeting Dates
  - i) February 26
  - ii) April 16
  - iii) June 18

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- iv) August 20
- v) October 15
- vi) December 3

**8) Next Meeting Date: October 16, 2020**

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