

# **STATE OF LOUISIANA**

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Emergency Medical Services Certification Commission

## *Annual Report Fiscal Year 2013*

LOUISIANA EMERGENCY MEDICAL SERVICES CERTIFICATION COMMISSION

# Annual Report of Activities

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Report Prepared by the Bureau of Emergency Medical Services

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## EMS Certification Commission Members

*The EMS Certification Commission is composed of ten voting members appointed by the governor.*

Robert “Bob” Brankline, Chair	Professional Firefighters Association of Louisiana
Ken Rousseau, Vice Chair	EMS Public Administrator
Michael Doiron, Secretary	Louisiana Municipal Association
Jonathan P. Johnson	Louisiana State Nurses Association *non voting*
Kenneth C. Salzer	EMT Paramedic
Dr. Jeffrey Elder	American College of Emergency Physicians
Dr. Cristina M. Zeretzke	American Academy of Pediatrics
Dr. Lance Stuke	American College of Surgeons
Dr. Leslie Greco	Louisiana State Medical Society
Mark Majors	EMS Private Administrator
James Wood	EMT Basic

*Administrative Assistant: None at this time*

## Executive Summary

The purpose of the Annual Report is to reflect the activities and actions of the Commission for the period of July 1, 2012 to June 30, 2013, and to provide data relative to the number and nature of the hearings conducted under the provisions of R.S. 40:1232.7. The Commission conducted six meetings this fiscal year, three of which were official meetings of the full commission where hearings were conducted; and, another three meetings were held to conduct settlement conferences.

The EMS Certification Commission is created under R.S.40:1232.2 to safeguard life and health of the citizens of Louisiana. To fulfill this purpose, the Commission is delegated the responsibility to:

- Establish and publish standards of out-of-hospital practice
- Regulate the scope of practice of Emergency Medical Service professionals
- Discipline and regulate the practice of Emergency Medical Services professionals; and
- Establish standards for educational programs preparing individuals for out-of-hospital practice.

The Commission, under R.S. 40:1232.3 (A) shall recommend to the bureau requirements and standards of practice for individuals seeking to be certified. Ten motions were passed on this item.

The Commission, under R.S. 40:1232.3 (A) shall approve requirements and standards of practice submitted by the bureau for emergency medical personnel. Four motions were passed on this item.

The Commission, under R.S. 40:1232.3 (A) shall conduct disciplinary hearings for emergency medical personnel, request that the bureau conduct investigations as necessary, and cause the prosecution of any individual who violates any provision of R.S.40: 1232 et seq.

During the fiscal year, the EMS Certification Commission reviewed 168 cases, and disciplinary action was taken as a result of 51 substantiated violations.

The Commission, under R.S. 40:1232.3 (A) shall recommend continuing education requirements and standards to the bureau in accordance with criteria established by the National Registry of Emergency Medical Technicians for individuals seeking to renew a certificate. No

- The EMS Certification Commission did not amend or adopt any rules related to the implementation of the provisions of R.S. 40:1232 et seq. First Responder use of epinephrine auto injector
- Providing care outside of the established EMS system

## Standards of Out-of-hospital Practice

The Commission, under R.S. 40:1232.3 (A) shall recommend to the bureau requirements and standards of practice for individuals seeking to be certified.

The following motions were made and passed during this fiscal year:

- The FBI background check as the check required as written with the exception of juveniles was set aside until further research could be conducted as to its applicability.
- :Clearance must be obtained from the EMS Certification Commission prior to an EMT student beginning clinicals with this taking effect beginning July 1, 2010” was changed to be in cases of serious/violent felonious crimes as outlined in RS 40. Students with lesser offenses will be allowed to participate in clinicals and field internship and even test, however they will not be allowed to obtain a state License until cleared by the EMS Certification Commission.

## Scope of Practice of EMS Professionals

The Commission, under R.S. 40:1232.3 (A) shall approve requirements and standards of practice submitted by the bureau for emergency medical personnel.

No such motions were made or passed during this fiscal year.

## Discipline and Regulation of EMS Professionals

The Commission, under R.S. 40:1232.3 (A) shall conduct disciplinary hearings for emergency medical personnel, request that the bureau conduct investigations as necessary, and cause the prosecution of any individual who violates any provision of R.S.40: 1232 et seq.

The following motions were made and passed during this fiscal year:

**Fine schedule amended for general impersonation of an EMT is as follows:**

EMS Level	1 <sup>st</sup> Offense	2 <sup>nd</sup> Offense	3 <sup>rd</sup> Offense	4 <sup>th</sup> Offense
Emergency Medical Responder (EMR)	<ul style="list-style-type: none"> <li>• Notation in portal as 1<sup>st</sup> time offender</li> <li>• Absent mitigating factors fine should be double the cost of initial state EMS license is currently.</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 2<sup>nd</sup> time offender</li> <li>• Absent mitigating factors fine should be quadruple the cost of initial state EMS license is currently.</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 3<sup>rd</sup> time offender</li> <li>• Absent mitigating factors fine should be 8 times the cost of initial state EMS license is currently.</li> <li>• 1 cycle of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 4<sup>th</sup> time offender</li> <li>• Absent mitigating factors fine should be maximum allowed by legislation.</li> <li>• 30 Days Suspension of EMS license and 2 cycles of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>

<b>EMT-Basic</b>	<ul style="list-style-type: none"> <li>• Notation in portal as 1<sup>st</sup> time offender</li> <li>• Absent mitigating factors fine should be double the cost of initial state EMS license is currently.</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 2<sup>nd</sup> time offender</li> <li>• Absent mitigating factors fine should be quadruple the cost of initial state EMS license is currently.</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 3<sup>rd</sup> time offender</li> <li>• Absent mitigating factors fine should be 8 times the cost of initial state EMS license is currently.</li> <li>• 1 cycle of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 4<sup>th</sup> time offender</li> <li>• Absent mitigating factors fine should be maximum allowed by legislation.</li> <li>• 30 Days Suspension of EMS license and 2 cycles of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>
<b>EMS Level</b>	<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> Offense</b>	<b>3<sup>rd</sup> Offense</b>	<b>4<sup>th</sup> Offense</b>
<b>EMT-Intermediate</b>	<ul style="list-style-type: none"> <li>• Notation in portal as 1<sup>st</sup> time offender</li> <li>• Absent mitigating factors fine should be double the cost of initial state EMS license is currently.</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 2<sup>nd</sup> time offender</li> <li>• Absent mitigating factors fine should be quadruple the cost of state EMS license is currently.</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 3<sup>rd</sup> time offender</li> <li>• Absent mitigating factors fine should be 8 times the cost of state EMS license is currently.</li> <li>• 1 cycle of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 4<sup>th</sup> time offender</li> <li>• Absent mitigating factors fine should be maximum allowed by legislation.</li> <li>• 30 Days Suspension of EMS license and 2 cycles of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>
<b>EMT-Paramedic</b>	<ul style="list-style-type: none"> <li>• Notation in portal as 1<sup>st</sup> time offender</li> <li>• Absent mitigating factors fine should be double the cost of initial state EMS license is currently.</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 2<sup>nd</sup> time offender</li> <li>• Absent mitigating factors fine should be quadruple the cost of initial state EMS license is currently.</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 3<sup>rd</sup> time offender</li> <li>• Absent mitigating factors fine should be 8 times the cost of initial state EMS license is currently.</li> <li>• 1 cycle of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>	<ul style="list-style-type: none"> <li>• Notation in portal as 4<sup>th</sup> time offender</li> <li>• Absent mitigating factors fine should be maximum allowed by legislation.</li> <li>• 30 Days Suspension of EMS license and 2 cycles of probation</li> <li>• Letter of notification to service employed or aligned with</li> </ul>

The EMS Certification Commission renders decisions on all questionable applications for certification, reinstatement, the right to practice as an EMS student, and eligibility for the National Registry exam or entry or progress into any clinical or field internship aspects of an EMS course.

The Commission also receives and renders decisions on complaints against any person engaged in any conduct proscribed by R.S. 40:1232.6.

During the fiscal year, the EMS Certification Commission reviewed 168 cases.

## **Standards for Educational Programs**

The Commission, under R.S. 40:1232.3 (A) shall recommend continuing education requirements and standards to the bureau in accordance with criteria established by the National Registry of Emergency Medical Technicians for individuals seeking to renew a certificate.

No motions were made or passed during this fiscal year which would impact Standards for Educational Programs.

## **Impacting Legislation**

The Commission, under R.S. 40:1232.3 (A) shall adopt rules and regulations to implement the provisions of R.S.40:1232 et seq.

The EMS Certification Commission did not amend or adopt any rules related to the implementation of the provisions of R.S. 40:1232 et seq.

## **Legal Authority**

The EMS Certification Commission is defined under R.S. 40:1232.2-11.

The rules and regulations of the EMS Certification Commission are defined in LAC Title 46 Part XXXVIII.