



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
February 26, 2021

- 1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:04 a.m.
- 2) **Roll Call**

Commissioner Name		Commissioner Name	
Jeffrey Elder, MD, Chair	Virtual	Meghan Marino, MD	Virtual
	Left at 10:00am		
Ryan Brown, Vice Chair	Present	Adam Oliver	Present
Christopher Mixon, Secretary	Present	Barbara Sellers	Virtual
Tammy Gray	Present	Lance Stuke, MD	Present
Toby Henry	Virtual	Jeffrey Watson	Present
Jeffrey Kuo, MD	Absent	Tracy Wold	Present
		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**
December 04, 2020 meeting minutes approved. Motion made by Jeff and 2nd by Chris
Motion carried unanimously.
- 4) **Formal Disciplinary Proceedings**

Name	Alleged Violation	Action
Nicholas Waxley (Virtual)	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	Allow to recertify under suspension until written response and criminal background check, letter from

	<p>final disposition of the criminal proceeding, including but not limited to expungement or nonadjudication. LAC Title 46 Part XXXVIII §503 (D)(3)(n) Failing to report to the Bureau of Emergency Medical Services, through the proper channels, facts known regarding the incompetent, unethical, or illegal practice of any EMS professional. 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. 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>	<p>his attorney or DA office and updated license in the IMS is submitted by June 15. Cannot instruct or practice during this time. Motion unanimously carried.</p>
<p>Corey Arabi (Virtual)</p>	<p>LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. R.S. 40: 1133.7 (13) Is guilty of moral turpitude. LAC Title 46 Part XXXVIII §503 (D)(3)(s) Exceeds professional boundaries, including but not limited to sexual misconduct. 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>	<p>Complete probation and then appear before the EMSCC before entering a class. Motion carried unanimously.</p>
<p>Catherine Boulanger</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. 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>	<p>Documentation of entrance into a substance abuse program or completion of a substance abuse program or a letter from a license counselor that a substance abuse program is not needed by the end of probation, 2 years' probation that expires March 31, 2023; \$50.00 fine</p>
<p>Mikeal Dartez (Virtual)</p>	<p>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. LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. R.S. 40: 1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. LAC</p>	<p>No Action</p>

	Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.	
Dalton Hebert	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)(c) Failure to utilize appropriate judgment. R.S. 40: 1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.	Did not appear
Dayton Waller (Virtual)	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)(c) Failure to utilize appropriate judgment. R.S. 40: 1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.	Documentation of entrance into a substance abuse program or completion of a substance abuse program, or documentation by a licensed counselor that a substance abuse program is not needed by the end of probation, 1 year probation that expires March 31, 2022; \$25.00 fine Motion carried unanimously
Joshua Smith (Virtual)	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. 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)(c) Failure to utilize appropriate judgment. 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.	Require appear in person at next meeting on April 23 and bring proof of prescription at the time of failed drug screen. Motion carried unanimously

	R.S. 40:1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause.	
Crystal Webb (Virtual)	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.	No action. Motion carried unanimously
Brittany Landry (Virtual)	LAC Title 46 Part XXXVIII §303 (A)(1) Knowingly falsifies any documents submitted to the bureau, commission or the EMS educational facility. LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. R.S. 40: 1133.7 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.	On probation until 3/31/2022 and waive \$25.00 fine Motion carried unanimously.

5) Public Comment: None

6) Recurring Business

- a) EMS Practitioner Disciplinary Review of Decisions
- b) Scope of Practice
 - i) Nebulized administration for EMR

The permission to utilize the nebulized medication route of administration at the EMR in the SOP is tied to the following Medical Director Approved Medications:

- Use of Inhaled metered dose nebulizer for beta agonist bronchodilator and anticholinergic for dyspnea/ wheezing: limited to Patients own prescribed medication.
- Inhaled: Opioid Antagonist for Suspected Opioid Overdose.

It is the opinion of the LA Emergency Medical Services Certification Commission that EMR providers cannot carry and administer albuterol and Atrovent nebulized medication except within parameters listed within the scope of practice that listed above.; Motion Chris Mixon; 2nd Jeff Watson; motion carried

7) Old Business

- a) Application Questionnaire
 - i) Chris Mixon approve "DLM version". 2nd Adam Oliver. Motion carried

- b) Public Record Requests for EMS Practitioner Data
 - i) Table to next meeting
- c) Substance Abuse/PTSD Treatment Programs Subcommittee Report
 - i) Craig Kennedy
 - (1) Workgroup will meet to determine a list of accredited providers in the area
 - (2) Define a process of getting a documentation from a counselor before coming before the Commission
 - (3) Draft a consent form
- d) Report Requirements Regarding Substance Abuse Testing
 - i) Bureau of EMS to send program administrators information about required reporting
- e) Driver to EMT Transition
 - i) Wording into the Governor's proclamation
- 8) New Business**
 - a) Students Allowed into Course Prior to Student License Approval
 - i) Education Manager to send out a notice that students must complete an application within the first 2 weeks of the course.
 - ii) Failure to abide by this policy could result in education program appearing before the Commission
 - b) CLIA Waiver
 - i) iSTAT is CLIA exempt function and CLIA does not have authority
 - ii) Motion to accept the response signed by Dr. Elder – Tammy; 2nd Jeff Watson; Motion carried
 - c) Expired Licenses
 - i) Letter of correction from Ryan Brown to Kenner Fire Chief, Education Program Director and Medical Director
 - d) Virtual Meeting Attendance
 - i) April meeting is virtual and then will re-evaluate.
- 9) Adjournment:** Motion carried unanimously to adjourn at 2:52 p.m.
 - a) Motion Traci Wold; 2nd Lance Stuke; motion carried