



# 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**  
April 23, 2021

- 1) **Call to Order:** Chairman Jeffrey Elders, M.D. at 9:10 a.m.
- 2) **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	Present
Jeffrey Kuo, MD	Present	Tracy Wold	Present

Quorum Yes

**Bureau of Emergency Medical Services Staff**

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

- 3) **Approval of Minutes**  
December 04, 2020 meeting minutes approved with reading waived. Motion made by Chris Mixon and 2<sup>nd</sup> by Adam Oliver. Motion carried unanimously.

4) **Formal Disciplinary Proceedings**

Name	Alleged Violation	Action
Chad Many	R.S. 40: 1133.7 (9) Unprofessional conduct. 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.	No Action – Allow to take the psychomotor exam.

	LAC Title 46 Part XXXVIII §503 (D)(9) Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII	
Bryson Tilton	<b>LAC Title 46 Part XXXVIII §503 (D)(2)</b> 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. <b>R.S. 40:1133.7 (14)</b> Has violated any rules and regulations of the commission or the bureau or any provision of this subpart. <b>R.S. 40:1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause.	No Action
Charles Wegmann	<b>LAC Title 46 Part XXXVIII §503 (D)(2)</b> 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. <b>R.S. 40:1133.7 (14)</b> Has violated any rules and regulations of the commission or the bureau or any provision of this subpart. <b>R.S. 40:1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause.	No Action
Dalton Hebert	<b>LAC Title 46 Part XXXVIII §503 (D)(3)(q)</b> Use of or being under the influence of alcoholic beverages, illegal drugs or drugs which impair judgment while on duty. <b>LAC Title 46 Part XXXVIII §503 (D)(3)(c)</b> Failure to utilize appropriate judgment. <b>R.S. 40: 1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause. <b>LAC Title 46 Part XXXVIII §503 (D)(9)</b> Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.	Probation until March 31, 2024 with quarterly drug screen reporting through the IMS and a \$50.00 fine.
Jerry Johnson	<b>R.S. 40: 1133.7 (15)</b> Intentional falsification of any document related to license, emergency medical services education, or related to the care of the patient. <b>LAC Title 46 Part XXXVIII §503 (D)(3)(j)</b> Falsifying records <b>LAC Title 46 Part XXXVIII §503 (D)(3)(c)</b> Failure to utilize appropriate judgment.	No Action

	<p><b>R.S. 40: 1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause.  <b>LAC Title 46 Part XXXVIII §503 (D)(9)</b> Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.</p>	
Michael Moscona	<p><b>LAC Title 46 Part XXXVIII §303 (A)(2)</b> 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.  <b>R.S. 40: 1133.7 (13)</b> Is guilty of moral turpitude.  <b>R.S. 40: 1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause.  <b>LAC Title 46 Part XXXVIII §503 (D)(9)</b> Has violated any provision of Subpart 1. Rules of Procedure of LAC Title 46, Part XXXVIII.</p>	Did Not Appear
Roy, Cory	<p><b>LAC Title 46 Part XXXVIII §303 (A)(2)</b> 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.  <b>R.S. 40: 1133.7. (13)</b> Is guilty of moral turpitude.  <b>R.S. 40:1133.7 (14)</b> Has violated any rules and regulations of the commission or the bureau or any provision of this subpart.  <b>R.S. 40: 1133.7. (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause</p>	Must apply to appear before the EMSCC before moving forward.
Joshua Smith	<p><b>R.S. 40:1133.7 (12)</b> 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.  <b>LAC Title 46 Part XXXVIII §503 (D)(3)(q)</b> Use of or being under the influence of alcoholic beverages, illegal drugs or drugs which impair judgment while on duty.  <b>LAC Title 46 Part XXXVIII §503 (D)(3)(c)</b> Failure to utilize appropriate judgment.</p>	Did Not Appear

	<p><b>R.S. 40:1133.7 (9)</b> Unprofessional conduct. <b>R.S. 40:1133.7 (14)</b> Has violated any rules and regulations of the commission or the bureau or any provision of this subpart. <b>R.S. 40:1133.7 (3)</b> Is unfit or incompetent by reason of negligence, habit, or other cause.</p>	
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**5) Recurring Business**

- a) EMS Practitioner Disciplinary Review of Decisions
  - i) Documents were reviewed Motion to accept – Chris Mixon; 2<sup>nd</sup> Lance Stuke; Motion carried unanimously.
- b) Scope of Practice
  - i) No new items

**6) Old Business**

- a) Public Record Requests for EMS Practitioner Data
  - i) A final answer has not been obtained. David McCay to follow up with status.
  - ii) Information of concern – personal email, home address, personal cell phone number, and home phone number
  - iii) Add a box to choose that information be public or private
- b) Substance Abuse/PTSD Treatment Programs Work Group Report
  - i) A meeting occurred after the last Commission meeting. There are small companies that don't have EAP. Have a presentation at an Alliance meeting and have an opportunity for each company to have an EAP.
  - ii) Dr. Marino is looking at programs that are geared to First Responders and has been working through a process to help educate providers on how to arrange for direct administration when appropriate and bypass the ED.
- c) Driver to EMT Transition
  - i) Dr. Elder to reach out to Dr. Kanter for immediate resolution
    - (1) EMS Providers are concerned about the Proclamation expiring which will cause a shortage in employees.
  - ii) Ask Scott Guidry to go before legislature to get a glide path
- d) Virtual Meeting Attendance
  - i) Allow virtual attendance until public health is no longer in effect
- e) Students Allowed into Course Prior to Student License Approval
  - i) Clarify the following:
    - (1) Application must be initiated within 2 weeks of starting the class
    - (2) Students cannot complete the clinical portion of the class without the process completed. The education program will be held accountable if the student has patient contact before the background is complete.

**7) New Business**

- a) Complaint Review by Review Panel
  - i) Continue to hear complaints on the review panel
- b) House Bill 447: Employment of Licensed Ambulance Personnel and Non-Licensed Providers of Health-Related Services Convicted of Certain Offenses
- c) Anonymous complaints – David McCay will investigate and report.

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- d) Ethics Training: Commissioners were reminded to complete the training.
  - e) Motion by Jeff Watson to move the probation expiration up 30 days so that individuals can renew their NREMT without late fees.
- 8) **Next Meeting:** June 25, 2021
- 9) Adjournment: Motion carried unanimously to adjourn at 2:15 p.m.
- a) Motion – Tracy Wold; 2<sup>nd</sup> Jeff Watson; Motion carried