

**STATE OF LOUISIANA
EMS CERTIFICATION COMMISSION**

The commission is delegated the responsibility to establish and publish standards of out of hospital practice; to regulate the scope of practice of Emergency Medical Services professionals, and to discipline and regulate the practice of Emergency Medical Services professionals and to establish standards for educational programs preparing individuals for out of hospital practice.

Official Meeting: March 24, 2011

1. Welcome and call to order Thursday, March 24, 2011
2. Invocation and Pledge of Allegiance
3. Roll Call

COMMISSION SEAT	APPOINTED MEMBER	STATUS	SUPPORT	STATUS
Private EMS Administrator	Mark Majors	P	David McCay, DHH Attorney Bureau of Legal Services	P
Public EMS Administrator	Ken Rousseau	P	Alan Lambert, Program Manager	P
EMT Paramedic & Instructor	J. Doyle Dennis	P	Rebecca Harris, Program Monitor	P
EMT Paramedic & Instructor	Lauri Scivicque	P	Steven Phillipe, Program Manager	P
EMT Basic & Instructor	James R. Wood, Secretary	P		
American College of Emergency Physicians	Dr. Juliette M. Saussy, Chair	P		
American College of Surgeons	VACANT	V		
Louisiana State Medical Society	Dr. Leslie Greco	P		
American Academy of Pediatrics	Dr. Susan Bankston, Vice Chair	A		
Louisiana Municipal Association & EMT Basic	Michael R. Doiron	P		
Professional Firefighters Association of Louisiana	Robert "Bob" Brankline	P		
Louisiana Emergency Nurses Association *	Jonathan P. Johnson	P		

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4. New members: welcome and take oath of office

- Dr. Leslie Greco
- Michael Doiron
- Robert Brankline
- Jonathan Johnson

5. Approval of minutes: December 8, 2010 Formal Hearing: Approved

6. Discipline and Regulation of EMS Professionals/Applicants

- Review and/or approval of Bureau of EMS activities for the period December 9, 2010-January 31, 2011
 - Review: The designees of the commission reviewed 62 cases, of which 45 cases were closed by correspondence without disciplinary action based upon investigation findings of fact and conclusions of law. The respondent satisfactorily explained that no violation of the EMS Practice act, or rules, or order of the Commission or Bureau occurred, or that the matter did not rise to the level requiring formal disposition at this time.
 - Review: Upon investigation, 6 cases could not be successfully resolved and were deferred to a formal hearing set for today.
 - Review: The Disciplinary Settlement Committee held a Settlement Conference on January 21, 2011 and settled 4 cases by Settlement Order.
 - Presentation of Settlement Conference minutes
 - Review and Approval: The designees of the commission settled 7 cases by Consent Order offered to the individual.
 - Consent Orders

<i>Individual Information and Allegation</i>	<i>Violation</i>	<i>Disciplinary Sanction</i>	<i>Motion</i>
Joshua Blood	LAC Title 46, Part XXXVIII §503 (D)(2) 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.	Approved application. Certification is suspended with a stay of said sentence. Certification is probated during good behavior and placed under supervision of the bureau for a period one certification cycle. Certification will be marked "probated" and any additional specific requirements will be identified.	Motion by J. Wood Second by B. Brankline Motion Passed

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<p>Tracy Cobb</p>	<p>LAC Title 46, Part XXXVIII § 503(D)3.o: is unfit or incompetent by reason or negligence, habit or other cause; has violated a rule or an order adopted by the commission or the bureau, or a state or federal law relating to the practice of professional EMS, or a state or federal narcotics or controlled substance law.</p>	<p>Approved application. Certification is suspended with a stay of said sentence. Certification is probated during good behavior and placed under supervision of the bureau for a period one certification cycle. Certification will be marked "probated" and any additional specific requirements will be identified. Subject to a fine in the amount of \$500.00.</p>	<p>Motion by J. Wood Second by B. Brankline Motion Passed</p>
<p>Beau Fournier</p>	<p>LAC Title 46, Part XXXVIII § 503(D)3.o: is unfit or incompetent by reason or negligence, habit or other cause; has violated a rule or an order adopted by the commission or the bureau, or a state or federal law relating to the practice of professional EMS, or a state or federal narcotics or controlled substance law.</p>	<p>Approved application. Certification is suspended with a stay of said sentence. Certification is probated during good behavior and placed under supervision of the bureau for a period one certification cycle. Certification will be marked "probated" and any additional specific requirements will be identified. Subject to a fine in the amount of \$500.00.</p>	<p>Motion by J. Wood Second by B. Brankline Motion Passed</p>
<p>Rahsaan Johnson</p>	<p>LAC Title 46, Part XXXVIII §503 (D)(2) 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.</p>	<p>Approved application. Certification is suspended with a stay of said sentence. Certification is probated during good behavior and placed under supervision of the bureau for a period one certification cycle. Certification will be marked "probated" and any additional specific requirements will be identified. Complete Orleans Parish Adult Diversion Program.</p>	<p>Motion by J. Wood Second by B. Brankline Motion Passed</p>
<p>Roddy Lavergne</p>	<p>LAC Title 46, Part XXXVIII § 503(A)2: has pled guilty, nolo contendere, been convicted of or committed a "crime of violence as defined by R.S. 14:2(13)</p>	<p>Application is denied approval. Not eligible to submit a new application until (1) a minimum of two years has passed since the denial was issued; or (2) present evidence that the cause for</p>	<p>Motion by J. Wood Second by B. Brankline Motion Passed</p>

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		the denial no longer exists; and (3) a hearing or conference is held before the commission to review the evidence, to afford the opportunity to prove that the cause for the denial no longer exists, and to provide an opportunity for the commission to evaluate changes in you and/or the conditions.	
William McClain	LAC Title 46, Part XXXVIII §503 (D)(2) 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.	The commission is concerned about the allegations against you, and has decided to reprimand you at this time. The public will be notified of your name and the reason for the reprimand.	Motion by J. Wood Second by B. Brankline Motion Passed
Nicholas Soniat	LAC Title 46, Part XXXVIII §503 (D)(2) 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.	Approved application. Certification is suspended with a stay of said sentence. Certification is probated during good behavior and placed under supervision of the bureau for a period one certification cycle. Certification will be marked "probated" and any additional specific requirements will be identified.	Motion by J. Wood Second by B. Brankline Motion Passed

7. Formal Disciplinary Proceedings

<i>Time</i>	<i>Individual Information and Allegation</i>	<i>Violation</i>	<i>Disciplinary Sanction</i>	<i>Motion</i>
9am (unfixed)	Danny Burney	LAC Title 46, Part XXXVIII § 503(D)3.q: is unfit or incompetent by reason or negligence, habit or other cause; use of or being under the influence of alcoholic beverages, illegal drugs or drugs	Suspend and deny recertification. Notify National Registry of status.	Motion by D. Dennis Second by K. Rousseau Motion Passed

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		<p>which impair judgment while on duty. LAC Title 46, Part XXXVIII § 503(D) 4. is habitually intemperate in the use of or abuses alcohol or habit forming drugs. 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; and (ii) not responding to subpoenas issued by the commission in connection with any investigation or hearing.</p>		
9am (unfixed)	David Radecker	<p>LAC Title 46, Part XXXVIII § 503(D)3.j. is unfit or incompetent by reason or negligence, habit or other cause; falsifying records. LAC Title 46, Part XXXVIII § 503(D)3.p. is unfit or incompetent by reason or negligence, habit or other cause; inappropriate, incomplete or improper documentation. LAC Title 46, Part XXXVIII § 503(D)3.o. is unfit or incompetent by reason or negligence, habit or other cause; has violated a rule or order adopted by the commission or the bureau, or a state or federal law relating to the practice of professional EMS, or a state or federal narcotics or controlled substance law.</p>	<p>No violation found. No action taken.</p> <p>Direct Bureau to reprimand instructor certification.</p> <p>Suspend certification until 3/31/2013.</p>	<p>Items 1 and 2 Motion by L. Scivicque Second by L. Greco Motion Passed</p> <p>Item 3 Motion by B. Brankline Second by L. Greco Motion Passed</p>
9am (unfixed)	Michael Liles	<p>LAC Title 46, Part XXXVIII § 503(D)2: is guilty of a felony or is convicted of a crime or offense which reflects the inability to practice EMS 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</p>	<p>Suspend certification until 3/31/2014. Stay said suspension 3/31/2012-3/31/2014 during which time certification will be probated with stipulation of providing all drug screen results to commission.</p>	<p>Motion by B. Brankline Second by L. Scivicque Motion Passed</p>

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		disposition of the criminal proceeding, including, but not limited to, expungement, nonadjudication or pardon.		
9am (unfixed)	Shanell Catchings	LAC Title 46, Part XXXVIII § 503(D)3.c: is unfit or incompetent by reason of negligence, habit or other cause; failure to utilize appropriate judgment. LAC Title 46, Part XXXVIII § 503(D)3.k: is unfit or incompetent by reason of negligence, habit or other cause; failure to act, or negligently or willfully committing any act that adversely affects the physical or psychosocial welfare of the patient.	Suspend certification until 3/31/2013. Stay said suspension 3/31/2012-3/31/2013 during which time certification will be probated.	Motion by K. Rousseau Second by D. Dennis Opposed: B. Brankline and M. Majors Motion Passed
9am (unfixed)	Margaret Christiana	LAC Title 46, Part XXXVIII § 503(D)3.c: is unfit or incompetent by reason of negligence, habit or other cause; failure to utilize appropriate judgment. LAC Title 46, Part XXXVIII § 503(D)3.k: is unfit or incompetent by reason of negligence, habit or other cause; failure to act, or negligently or willfully committing any act that adversely affects the physical or psychosocial welfare of the patient.	No violation found. No action taken.	Motion by B. Brankline Second by D. Dennis Motion Passed
9am (unfixed)	Mark Dunlap	LAC Title 46, Part XXXVIII §503 (D)(2) 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.	Application to practice as EMS student approved with no disciplinary action.	Motion by L. Scivicque Second by L. Greco Motion Passed

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8. Standards of out-of-hospital practice

- No items

9. Scope of practice of EMS professionals

- No items

10. Standards for educational programs

- No items

11. Other Business

- Set Settlement Conference schedule for calendar year 2011
 - Each Commissioner will serve as part of the Settlement Conference Committee for a designated month
 - April: D. Dennis
 - May: L. Greco
 - June: L. Scivicque
 - July: M. Majors
 - August: K. Rousseau
 - September: B. Brankline
 - October: M. Doiron
 - November: J. Saussy
 - December: J. Johnson
- EMSCC Briefing 2011, presented by Alan Lambert

12. Next Official Meeting Date

- Friday, June 3, 2011

13. Adjournment

- Motion by D. Dennis Second by B. Brankline. Meeting closed at 3:50pm.