:

# Jeff Landry

## GOVERNOR

**Michael Harrington, MBA, MA**

SECRETARY

### State of Louisiana

Louisiana Department of Health

Office of Public Health

**Emergency Medical Services Commission**

Meeting Minutes

December 6, 2024

1. **Call to Order:** Chair Otha Schamburg called the meeting to order at 9:25 a.m.
2. **Pledge of Allegiance**
3. **Roll Call**

|  |  |  |  |
| --- | --- | --- | --- |
| **Commissioner Name** |  | **Commissioner Name** |  |
| Otha Henry Schamburg, Chair  *Public EMS Agency* | Present | *Brandon Lee*  *Professional Firefighters Association* | Absent |
| Scott Thames, M.D., Vice Chair  *Louisiana State Medical Society* | Present | *Casey McBeath*  *Private EMS Agency* | Preset |
| *Carl Flores*  *Paramedic* | Absent | *Meg Marino, M.D.*  *American Academy of Pediatrics* | Present |
| *Toby Henry*  *Louisiana Fire Chiefs Association* | Present | *Navdeep Samra, M.D.*  *American College of Surgeons* | Absent |
| *Kirk LaCour*  *Louisiana Municipal Association* | Present | Christopher Willoughby, M.D.  *American College of Emergency Physicians* | Present |
| *Vacant*  *Emergency Medical Technicians* |  | *Vacant*  *Louisiana State Nurses Association/*  *Emergency Nurses Association* |  |
|  |  |  |  |
|  |  | Quorum | Yes |

|  |  |
| --- | --- |
| **Bureau of Emergency Medical Services Staff** |  |
| Susan Bailey, Director | Present |
| Stacy Barbay, Deputy Director, Commission Facilitator | Present |
| David McKay, Bureau of Legal Services | Present |
| Carlesia Bibbins, Bureau of Legal Services | Present |

1. **Public Comment:** None
2. **Approval of Minutes**

The October 18, 2024 meeting minutes were approved with reading waived. Motion made by Casey McBeath and 2nd by Chris Willoughby. Motion carried unanimously.

1. **Formal Disciplinary Hearings**

Kirk LaCour made a motion (for all five respondents and future respondents) for failure to notify the Commission within 20 days, the respondent is summarily suspended until the respondent notifies the Commission of the need for a hearing. 15 days before the hearing is scheduled, if the Bureau of EMS has not received notice from the respondent, the hearing will be canceled and the witnesses will be notified. This language will be added to the notices and suspensions. Second, Toby Henry. The motion carried unanimously.

|  |  |  |
| --- | --- | --- |
| **Name** | **Violations** | **Action** |
| Richard Borden | • La. R.S. 40:1133.7(3) - unfit or incompetent by reason of negligence, habit, or other cause. • La R.S. 40:1133.7(8) - professional or medical incompetency. • La. R.S. 40:1133.7(14) - has violated any rules and regulations of the commission or the bureau or any provision of this Part. • LAC Tit. 46.XXXVIII §505.D.4 - exhibiting incompetency or unfitness by reason of negligence, habit or other cause. • LAC Title 46.XXXVIII §505.D.9 - exhibiting professional or medical incompetence. • LAC Tit. 46.XXXVIII §505.D.15 - violating or failing to conform to any requirement or provision of this Part. \*Definition of Terms applicable to the above noted violations pursuant to statute and/or rules:  • LAC Tit. 46.XXXVIII §501.A (Definition of Terms):  Other Causes― includes, but is not limited to (emphasis added): a. failure to practice EMS in accordance with the standards of EMS practice; b. failure to utilize appropriate judgment; q. use of or being under the influence of alcoholic beverages, illegal drugs or drugs which impair judgment while on duty. Unfit or Incompetent― unsuitable | Motion by Kirk LaCour:  Second by: Casey McBeath:  The Motion passed unanimously.    Add to the current list of charges pending for failure to comply and appear before the commission and any actions taken against him remain until he appears before the commission.  Casey McBeath Seconded the motion. |
| Kedreyon Williams | * **La. R.S. 40:1133.7(3)** - unfit or incompetent by reason of negligence, habit, or other cause. * **La. R.S. 40:1133.7(14)** - has violated any rules and regulations of the commission or the bureau or any provision of this Part. * **LAC Tit. 46.XXXVIII §505.D.4** - exhibiting incompetency or unfitness by reason of negligence, habit or other cause. * **LAC Tit. 46.XXXVIII §505.D.15** - violating or failing to conform to any requirement or provision of this Part.   \*Definition of Terms applicable to the above noted violations pursuant to statute and/or rules:   * LAC Tit. 46.XXXVIII §501.A (Definition of Terms):   *Other Causes*― includes, but is not limited to (emphasis added):  c. failure to utilize appropriate judgment;  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;  *Unfit or Incompetent*― unsuitable. | Motion by Kirk LaCour:  Second by: Casey McBeath:  The Motion passed unanimously.    Add to the current list of charges pending for failure to comply and appear before the commission and any actions taken against him remain until he appears before the commission.  Casey McBeath Seconded the motion. |
| Mary Gray | • La. R.S. 40:1133.7(3) - unfit or incompetent by reason of negligence, habit, or other cause. • La. R.S. 40:1133.7(14) - has violated any rules and regulations of the commission or the bureau or any provision of this Part. • LAC Tit. 46.XXXVIII §505.D.4 - exhibiting incompetency or unfitness by reason of negligence, habit or other cause. • LAC Tit. 46.XXXVIII §505.D.15 - violating or failing to conform to any requirement or provision of this Part. \*Definition of Terms applicable to the above noted violations pursuant to statute and/or rules:  • LAC Tit. 46.XXXVIII §501.A (Definition of Terms): Other Causes― includes, but is not limited to (emphasis added): a. failure to practice EMS in accordance with the standards of EMS practice c. failure to utilize appropriate judgment; 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;  Unfit or Incompetent― unsuitable. | Motion by Kirk LaCour:  Second by: Casey McBeath:  The motion passed unanimously.    Add to the current list of charges pending for failure to comply and appear before the commission and any actions taken against him remain until he appears before the commission.  Casey McBeath Seconded the motion. |
| Jacob Dowdy | **· La. R.S. 40:1133.7(3)** - unfit or incompetent by reason of negligence, habit, or other cause. **· La. R.S. 40:1133.7(14)** - has violated any rules and regulations of the commission or the bureau or any provision of this Part. · **LAC Tit. 46.XXXVIII §505.D.15** - violating or failing to conform to any requirement or provision of this Part; \*Definition of Terms applicable to the above noted violations pursuant to statute and/or rules: · **LAC Tit. 46.XXXVIII §501.A** (Definition of Terms): **Habit―** a mode of behavior, which an individual acquires over a period of time. Other Causes― includes, but is not limited to (emphasis added):  a. failure to practice EMS in accordance with the standards of EMS practice  c. failure to utilize appropriate judgment; Unfit or Incompetent― unsuitable**.** | Motion by Kirk LaCour:  Second by: Casey McBeath:  Motion passed unanimously.    Add to the current list of charges pending for failure to comply and appear before the commission and any actions taken against him remain until he appears before the commission.  Casey McBeath Seconded the motion. |
| Jabril Portlock | **· La R.S. 40:1133.7(3)** - Unfit or incompetent by reason of negligence, habit, or other cause.  **· La. 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.  **· La R.S. 40:1133.7(14)** - Has violated any rules and regulations of the commission or the bureau or any provision of this Part.  **· LAC Tit. 46.XXXVIII §505.D.4** - exhibiting incompetency or unfitness by reason of negligence, habit or other cause;  **· LAC Tit. 46.XXXVIII §505.D.13 -** has had a certification or license to practice as an emergency medical services practitioner or to practice as another health care provider denied, revokes, suspended or otherwise restricted;  **· LAC Tit. 46.XXXVIII §505.D.15** - violating or failing to conform to any requirement or provision of this Part.  **\***Definition of Terms applicable to the above noted violations pursuant to statute and/or rules:  · LAC Tit. 46.XXXVIII **§501.A (**Definition of Terms):  *Other Causes*― includes, but is not limited to (emphasis added):  c. failure to utilize appropriate judgment;  *Unfit or Incompetent*― unsuitable. | Motion by: Toby Henry  Second by: Meg Marino  The motion passed unanimously.  Decision:  Revoke license. If the license is reinstated by California and certification is reinstated by NREMT, he will be permitted to reapply for reciprocity in Louisiana. |

1. **Motion by Kirk LaCour** to move forward with recurring business. Second by Scott Thames. Motion carried unanimously.
2. **Recurring Business**
   1. Approval of EMS Practitioner Disciplinary Decisions

Motion to approve determinations made by Kirk LaCour and 2nd by Casey McBeath abstained. The motion carried unanimously.

* 1. **Scope of Practice:**
     1. Intubation at the Advanced Emergency Medical Technician Level
        1. Toby Henry made a motion to take no action. Seconded by Kirk LaCour.
           1. Commissioners in favor - 5
           2. Commissioners against: - 1
     2. Field Amputations. The information was discussed however no changes will be made to the scope of practice.

1. **Old Business**
   1. Substance Abuse/PTSD Treatment Programs Workgroup – no report
   2. Critical Care Transport Workgroup – Drs. Willoughby and Marino will continue with the workgroup.
2. **New Business**

* Election of Officers:
  + Chair: Otha Shamburg
  + Vice Chair: Scott Thames
  + Secretary: Casey McBeath

Motion made by Toby Henry, second by Kirk LaCour, the motion carried unanimously.

1. **Next Meeting:** February 21, 2025
2. **Adjournment:** Time: 11:15 am Motion by: Toby Henry Second by: Kirk LaCour.
3. **Reconvene** at 11:23 a.m**.** Motion by Casey McBeath, Second by Toby Henry. The motion carried unanimously.
4. **Adjournment:** 2:15 p.m. Motion by Casey McBeath, Second by Toby Henry. The motion carried unanimously.