

November 01, 2019
Emergency Medical Services Certification Commission
Agenda

- **Welcome and call to order**
- **Invocation and Pledge of Allegiance**
- **Roll Call**

	COMMISSION SEAT	APPOINTED MEMBER	STATUS	SUPPORT	STATUS
1	Dr. Jeffrey Elder (Chair)	American College of Emergency Physicians		David McCay, DHH Attorney Bureau of Legal Services	
2	Ryan Brown (Vice-Chair)	Louisiana Municipal Association		Susan Bailey, Director, Bureau of EMS	
3	Christopher Mixon (Secretary)	EMT-Paramedic		Stacy Barbay, Recorder of Minutes Bureau of EMS	
4	Dr. Lance Stuke	American College of Surgeons			
5	Dr. Jeffrey Kuo	Louisiana State Medical Society			
6	Dr. Megan Marino	American Academy of Pediatrics			
7	Vacant	Louisiana State Nurses Association, Louisiana Emergency Nurses Association, RN			
8	Tracy Wold	EMS Private Administrator			
9	Toby Henry	Fire Chiefs Association			
10	Barbara Sellers	Professional Firefighters Association of Louisiana			
11	Jeffery Watson	EMS Public Administrator			
12	Tammy Gray	EMT Basic			

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- **Approval of Minutes: October 11th, 2019**
- **Formal Disciplinary Proceedings**

<i>Time</i>	<i>Individual Information and Allegation</i>	<i>Violation(s)</i>	<i>Actions Taken</i>	<i>Motion</i>
09:00	Aurielle Graham-Boeker (LA14-96660): You did voluntary enroll into a substance abuse program and then upon being released from said program you were arrested on May 05, 2019 for driving under the influence.	• LAC Title 46 Part XXXVIII §503 (D)(3)(a) Failure to practice EMS in accordance with the standards of EMS practice. • LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(3)(e) Violating the confidentiality of information or knowledge concerning the patient.		
09:00	Brandi Leonard (LA14-96220): You, Brandi Leonard (LA14-96220) did admit to slapping a patient. Because of this event you were released from the service you were employed by.	• LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(3) Is unfit or incompetent by reason of negligence, habit, or other cause. • AC Title 46 Part XXXVIII §503 (D)(3)(k) Failure to act, or negligently or willfully committing any act that adversely affects the physical or psychosocial welfare of the patient.		
09:00	Chevy Settoon (LA16-8016495): You were reported to the EMS Certification Commission for allegedly working as an Emergency Medical Technician (EMT) from March 31, 2018 through March 29, 2019 without a Louisiana EMT License.	• LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(3)(o) 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. • R.S. 40:1232.9 (6) Practice as a certified emergency medical technician or certified first responder during the time his certification has		

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		lapsed by reason of his intentional failure to renew the certification.		
09:00	Corey Arabi (LA18-032466): You were reported to the EMS Certification Commission for allegedly being arrested by the Saint Charles Parish Sheriff's Office and charged with indecent behavior with juveniles, for allegedly sending a sexually explicit photograph to a 16 year old female	• LAC Title 46 Part XXXVIII §503 (D) (3) (c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D) (8) Is guilty of moral turpitude. • R.S. 40:1232.6 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. • LAC Title 46 Part XXXVIII §503 (D) (3) (s) Exceeds professional boundaries, including but not limited to sexual misconduct.		
09:00	David Adams: (LA14-96544): You, David Adams, license number LA14-96544, had pending charges for Contractor fraud, BEMS was also notified of the arrest of David Adams on February 22, 2017 by the Bossier City Police Department for Second Degree Battery Domestic Abuse and that the Fire Department's Internal Affairs Investigation had been concluded and resulted in your termination from the Bossier City Fire Department. On May 26, 2017 you were served a subpoena via return receipt (US Mail) and you failed to respond to the EMS Certification's request to provide information and to appear before the EMS Certification for review of your case.	• L.R.S. 40:1133.9 Unprofessional conduct; • L.R.S. 40:1133.14 Has violated any rules and regulations of the commission or the bureau or any provision of this Part; • LAC Title 46 Part XXXVIII §305 (A) (1) Has any pending disciplinary action or any restrictions of any form by any licensing/certifying entity in any state. • LAC Title 46 Part XXXVIII §305 (A) (2) Has a pending criminal charge that involves any violence or danger to another person, or involves a crime which constitutes a threat to patient care. • LAC Title 46 Part XXXVIII §503 (D) (8) Is guilty of moral turpitude		
09:00	Dora Itenberg: (La17-028871): You Dora Itenberg, are accused of the following: you did willfully and voluntarily falsify your application for an EMS Practitioners license by failing to	• 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)		

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	report an alleged previous addiction problem.	• Is unfit or incompetent by reason of negligence, habit, or other cause. • LAC Title 46 Part XXXVIII §503 (D) (3) Is unfit or incompetent by reason of negligence, habit, or other cause. • LAC Title 46 Part XXXVIII §503 (D) (3) (c) Failure to utilize appropriate judgment. • 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) (o) 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.		
09:00	Joshua Scott (123756): You, JOSHUA OWEN SCOTT, did have your EMS Practitioners license suspended in another state due to failing a drug test.	• LAC Title 46 Part XXXVIII §503 (D) (3) (c) Failure to utilize appropriate judgment • LAC Title 46 Part XXXVIII §503 (D) (3) (o) 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. • LAC Title 46 Part XXXVIII §503 (D) (3) Is unfit or incompetent by reason of negligence, habit, or other cause. • LAC Title 46 Part XXXVIII §503 (D) (4) Is habitually intemperate in the use of or abuses alcohol or habit-forming drugs.		

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09:00	Michael Castello (LA14-92312): You, Michael Castello (LA14-92312), were reported to the EMS Certification Commission for allegedly having been paid for the service of instructing an EMT-Initial class for a fire district, promising to have the requirements needed to fulfil that obligation, and you assured the department that you would provide quality instruction, skills sets and clinical/ride times for their students and provide them with the requirements needed to take the EMT national registry. The agency in question affirms that you did not fulfill your part of the contract and that because of this action their students are not prepared to take the National Registry exam for their level.	• R.S. 40:1232.6 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. • R.S. 40:1232.6 (7) Endeavors to deceive or defraud the public. • R.S. 40:1232.6 (9) Unprofessional conduct. • R.S. 40:1232.6 (14) Has violated any rules and regulations of the commission or the bureau or any provision of this subpart. • R.S. 40:1232.9 (7) Conduct or serve as an assistant instructor in conducting any course claiming to prepare students for certification as emergency medical personnel under the provisions of this subpart, unless both the course and the instructor have been approved by the bureau.		
09:00	Reginald Haile (LA14-94810): you were reported to the EMS Certification Commission for allegedly being arrested and being charged for the theft of a fire truck.	• LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • LAC Title 46 Part XXXVIII §503 (D)(8) Is guilty of moral turpitude. • R.S. 40:1232.6 (3) Is unfit or incompetent by reason of negligence, habit, or other cause. • LAC Title 46 Part XXXVIII §503 (D)(3)(i) Misappropriating items of an individual, agency, or entity.		
09:00	Scott J. Weiss (M5037749): You, Scott J. Weiss, have been suspended by the National Registry of EMT's:	Notice of Suspension Paramedic #LA14-93496		
09:00	Tyler Simmons (025764): You, Tyler Simmons, did report that you had previously been charged/ convicted of 14:62 SIMPLE BURGLARY 12/11/2017,	• LAC Title 46 Part XXXVIII §503 (D)(3) Is unfit or incompetent by reason of negligence, habit, or other cause.		

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	14:67 (MISD) THEFT 12/11/2017, 14:98 DUI 03/12/2018, and 32:317 SPOTLIGHTS AND AUX. LAMPS 03/12/2018. Therefore, you must appear before the EMSCC for a hearing concerning your criminal background check and to be approved to license in the State of Louisiana.	• 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)(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.		
09:00	Vincent G. Schmidt (LA14-83889): You, Vincent G. Schmidt (LA14-83889) did voluntary enroll into a substance abuse program for the use of marijuana. The New Orleans Emergency Medical Services, upon conducting an accident investigation surrounding the events of an accident you were involved in on December 12, 2018, and subsequently learning of your marijuana usage did terminate your employment.	• LAC Title 46 Part XXXVIII §503 (D)(3)(c) Failure to utilize appropriate judgment. • 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) Is unfit or incompetent by reason of negligence, habit, or other cause. • 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)(5) Has demonstrated actual or potential inability to practice EMS with reasonable skill and safety to individuals because of use of alcohol or drugs; or has demonstrated inability to practice EMS with reasonable skill and safety to individuals because of illness or as a result of any mental or physical condition.		

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- **Public Comment**
- **Recurring Business**
 - EMS Professional Discipline and Review of Decisions from Decision Matrix
 - Scope of Practice of EMS Professionals
 - Verification of Optional Competencies
- **Old Business**
- **New Business**
 - Case Record Document
 - Timeline for receiving criminal background information and pertinent documents
 - Removal of initial application six months after request for documents has been made and no action has been taken by applicant
 - Revocation of license six months after request for documents has been made and no action has been taken by applicant
 - Complaint/Application Algorithm
 - Process to add someone to the agenda
 - Policy Manual section 213 – notifying employing affiliation and medical director of the employing affiliation of Commissions action
 - Specifics of what is posted on Bureau of EMS website and Boards and Commissions Website
 - Name
 - Violation
 - Commission Decision
 - Process to add someone to the agenda
 - Confidentiality Agreement
- **Meeting Dates for 2020**

Feb. 7, 2020	Apr. 17, 2020	June 26, 2020	Aug. 21, 2020	Oct. 16, 2020	Dec. 4, 2020
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- **Next Official Meeting Date: December 13, 2019**
- **Adjournment**

<http://wwwcfprd.doa.louisiana.gov/boardsAndCommissions>

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