STATE BOARD OF EMERGENCY MEDICAL, FIRE, AND TRANSPORTATION SERVICES
DIVISION OF EMERGENCY MEDICAL SERVICES
OHIO DEPARTMENT OF PUBLIC SAFETY

MEETING MINUTES
October 16, 2019

~ FINAL ~

Board Meeting Date and Location: Wednesday, October 16, 2019, Ohio Department of Public Safety, 1970 West Broad Street, Conference room 1106, Columbus, Ohio 43223.

Board Members Present: Thomas Allenstein, Kent Appelhans, Karen Beavers, David DeVore, Herb de la Porte, Geoff Dutton, Patrick Ferguson, Dr. Richard George, Deanna Harris, Jeffery Jackson, Ruda Jenkins, Susan Kearns, Mark Resanovich, Julie Rose, Dr. Hamilton Schwartz, George Snyder, Kevin Uhl and Dudley Wright.

Board Members Absent: Dr. Glen Tinkoff, and Jason Walsh

DPS and EMS Staff Members Present: Jean Booze, Beverly Cooper, Dr. Carol Cunningham, Joel Demory, Dave Fiffick, Melvin House, Valerie Koker, Ellen Owens, Kris Patalita, Bryan Reardon, Joseph Stack, Rob Wagoner, and Michael Wise.

Assistant Attorney General: Lidia Mowad

Public Present: James Jackson, Celia Shultz, and Diane Simon

EMFTS Board Meeting

Welcome and Introduction
The meeting began at 10:02 a.m.

Roll Call

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<tr>
<td>Mr. Thomas Allenstein</td>
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<td>Mr. Kevin Uhl</td>
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<td>Mr. Jason Walsh</td>
<td>Absent</td>
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<td>Mr. Dudley Wright (Chair)</td>
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Open Forum

Mr. Wright inquired if there were any guests who would like to address the Board. No guests were present.

Consent Agenda

Mr. Wright requested a motion to approve the Consent Agenda items that were distributed prior to the meeting including the August 21, 2019 EMFTS Board meeting minutes, the Certificates of Accreditation, the August 90-Day Extension Requests, the September 90-Day Extension Requests, the August 2019 EMS Certifications and the September 2019 EMS Certifications.

ACTION: Motion to approve the Consent Agenda items that were distributed prior to the meeting including the August 21, 2019 EMFTS Board meeting minutes the Certificates of Accreditation, the August 90-Day Extension Requests, the September 90-Day Extension Requests, the August 2019 EMS Certifications and the September 2019 EMS Certifications. Dr. George – First. Ms. Jenkins – Second. None opposed. Mr. DeVore - abstained. Motion approved.

Summary Suspension and Report and Recommendations

Mr. Wright introduced himself as the Chair of the State Board of Emergency Medical, Fire, and Transportation Services. The proceedings were called to order at 10:04 a.m. on October 16, 2019 at the Ohio Department of Public Safety, 1970 West Broad Street, Columbus, Ohio.

Roll Call

Mr. Thomas Allenstein Present Ms. Ruda Jenkins Present
Mr. Kent Appelhans (V.Chair) Present Ms. Susan Kearns *arrived 10:09 Present
Ms. Karen Beavers Present Mr. Mark Resanovich Present
Mr. Herb de la Porte Present Ms. Julie Rose Present
Mr. David DeVore Present Dr. Hamilton Schwartz Present
Mr. Geoff Dutton Present Mr. George B. Snyder Present
Mr. Patrick Ferguson Present Dr. Thomas Tallman Present
Dr. Richard George Present Dr. Glen Tinkoff Absent
Ms. Deanna Harris Present Mr. Kevin Uhl Present
Mr. Jeffery Jackson Present Mr. Jason Walsh Absent
Mr. Dudley Wright (Chair) Present

It was noted for the record that a majority of the members of the Board were present.

EMS Report and Recommendations

- EMS Case No. 2014-606-E100, Celia K. Sholtz, Certificate No. 102171
- EMS Case No. 2017-673-E500, Vizion One Inc., Service Code 575655
- EMS Case No. 2017-693-E300, James W. Jackson, Certificate No. 86778
- EMS Case No. 2019-013-E100, Timothy D. Chapman, ID No. 219759

Mr. Wright recognized Assistant Attorney General Lidia C. Mowad for the purpose of providing a brief synopsis of the case and the recommendation for disciplinary action.
EMS Report and Recommendation Synopsis, Ms. Mowad

• **EMS Case No. 2014-606-E100, Celia K. Sholtz, Certificate No. 102171.**
  Ms. Sholtz was a certified paramedic with an expiration date of October 12, 2017. She submitted a renewal application in 2017. Ms. Sholtz was previously convicted of an OVI in 2015 when Ms. Sholtz crashed into a school bus while children were on or off-loading. She entered into a consent agreement with the Board that required her to submit to a BCI check within 3 years and not later than October 21, 2018. This matter went to hearing on July 1, 2019 and Ms. Sholtz did not appear. The hearing officer recommended that the Board revoke her certification. Ms. Sholtz had several objections that she wasn’t aware that she had not met her requirements until March 2019. She signed the consent agreement, she received a stipulation letter, DEMS investigation staff followed-up with her at which time they gave an extension to November 2, 2018 and the division sent out a reminder letter giving her the extension. On or about June 3, 2019 Ms. Sholtz contacted Assistant Attorney Mowad stating that she wanted more time to find facts and contact legal representation. AAG Mowad advised her that she would need to request a continuance from the hearing officer which she did not. However, the hearing officer and AAG Mowad did not object to a continuance; however, Ms. Sholtz showed up to the original hearing. On or about July 1, 2019 she called DEMS investigation staff on the day of the hearing. Ms. Mowad called all of the numbers provided by Ms. Sholtz and did not reach her. She submitted a background check now; however, this should have been submitted 2 years ago. The recommendation is to modify the written reprimand, submit a BCI check within 60 days of the Board order and at the time of renewal.

• **EMS Case No. 2017-673-E500, Vizion One Inc., Service Code 575655.**
  Vizion One is a certified non-emergency ambulance service. Based on past violations for failing to consistently maintain insurance for its vehicles and general liability insurance, Vizion One entered into a consent agreement with the Board which among other terms required the company to pay $1500 and submit proof of insurance coverage. Neither of those were completed. Additionally, the record demonstrated that even since the consent agreement violation, Vizion One had another insurance lapse. This matter went to hearing on or about August 19, 2019 and the hearing officer recommended that Vizion One pay the $1500 fine and that proof of insurance be provided every 30 days. She further recommended that another Consent Agreement be entered between the parties to cover the additional insurance lapse violation and for Vizion One to pay an additional $1500 fine. The recommendation is that Vizion One pay the $1500 fine based on the term in Consent Agreement, pay additional $1500 for violating the consent agreement and for failing to maintain insurance coverage, and then submit proof of insurance to the Division of EMS every 30 days until renewal.

• **EMS Case No. 2017-693-E300, James W. Jackson, Certificate No. 86778.**
  Mr. Jackson attested on his paramedic renewal application that he had completed all of his continuing education requirements. Upon an audit it was found that he had not and he entered into a consent agreement. Mr. Jackson did not meet any of the consent agreement terms. This matter went to hearing on June 10, 2019 where Mr. Jackson did not appear. The hearing officer’s recommendation is that the Board revoke Mr. Jackson’s paramedic certificate.

• **EMS Case No. 2019-013-E100, Timothy Chapman, Certificate No. 219759.**
  Mr. Chapman applied for an initial EMT certification. He disclosed four misdemeanor convictions; however, he did not disclose the additional convictions that involved alcohol. This matter went to hearing on August 5, 2019 and the Division obtained testimony regarding the non-disclosures, sentence, treatment, and current support systems. Mr. Chapman presented additional information during his testimony and provided documentation. He maintains that he has been sober since March 2017. The hearing officer found that he has been sober since that time and recommended that the Board issue
certification, subject to the following: probation for a period of 3 years, disclose and submit any and all requested documentation to any future EMS employers, submit to a BCI check upon renewal of his EMT certificate, and abstain from any and all use and consumption of alcohol and any other substance that could impair his EMT work.

Ms. Shultz was permitted two minutes to address the EMFTS Board. She stated that she has been in EMS for 20 years and admitted she had received an OVI. She apologized and would be willing to do whatever she needs to do to keep her certification. Mr. Wright asked why she did not respond to the extensions to submit a BCI. She stated that she was only aware of this in March.

Mr. Jackson was allotted two minutes to address the EMFTS Board. He stated that he did not have all of his continuing education hours completed and requested an extension. When he spoke to the DEMS investigator he was told that he would have to pay a $1000 fine. He did not show up to the hearing because he had mixed up the dates. Mr. Jackson stated that he did complete all of the continuing education hours.

Mr. Wright inquired if Mr. Chapman or his attorney were present and they were not.

Ms. Mowad stated that there were multiple documented correspondence from the DEMS staff reminding Ms. Sholtz of the terms and the Division gave her an extension twice. Ms. Mowad stated that Ms. Sholtz was not even able to address why she did not respond and comply. The hearing officer recommended that the Board revoke her certification; however, it is the Board’s ultimate decision.

Ms. Mowad stated that the cycle for renewal is three years to complete continuing education. She stated that each person has the responsibility to maintain their certification. DEMS investigation services will enter into a consent agenda; however, Mr. Jackson did not comply. Mr. Jackson attested on his renewal that he had completed his continuing education. However, upon an audit it was found that he had not completed his continuing education.

EMS Goldmans

These proceedings were held before the Board pursuant to Goldman v. State Medical Board of Ohio where the respondents did not properly request a hearing in the cases. The individuals named did not have the ability to present written or oral testimony; however, they may be present to hear the proceedings and outcome.

All Board members received the sworn affidavits and accompanying exhibits for the Goldman proceedings from the EMS investigators. The affidavits contained the evidence and testimony upon which was deliberated.

There were five adjudications. The proceedings were in the matters of:

- EMS Case No. 2015-168-BE100, John E. Miller, Certificate No. 148233
- EMS Case No. 2017-507-E100, James R. Sager, II, Certificate No. 109639
- EMS Case No. 2017-577-E100, Courtney D. Letts, Certificate No. 103385
- EMS Case No. 2017-725-E400, Brian L. Dudley, Certificate No. 90977
- EMS Case No. 2018-614-BE100, Lawrence E. Grizzell, Certificate No. 2977
- EMS Case No. 2018-397-E100, Renee D. Estep, Certificate No. 122734
- EMS Case No. 2019-023-E100, Laura E. Heringhaus, ID No. 219763
- EMS Case No. 2019-314-E100, Joshua M. Kinnett, Certificate No. 176092

Mr. Wright recognized Assistant Attorney General Lidia C. Mowad for the purpose of providing a brief synopsis of EMS Case No. 2017-725-E400, Brian L. Dudley, Certificate No. 90977.
EMS Goldmans Synopsis, Ms. Mowad

Ms. Mowad stated that the only EMS Goldman cases will be those that are not straightforward and need additional information.

- **EMS Case No. 2017-725-E400, Brian L. Dudley, Certificate No. 90977.**
  Ms. Mowad reminded the Board that this was presented at the August Board meeting, but was tabled for lack of sufficient votes.
  Mr. Dudley is a certified paramedic with an expiration of January 26, 2020. The Division received a complaint from a patient. A Notice of Opportunity for Hearing was issued for failure to conform to minimal standards of care in violation of OAC 4765-9-01(A) and failure to provide medically appropriate evaluation, treatment and disposition consistent with his department’s policies in violation of OAC 4765-9-01(D). Mr. Dudley did not request a hearing. The recommendation is to suspend Mr. Dudley for 30 days.

Having heard AAG Mowad’s synopses and recommended disciplinary actions for the cases, Mr. Wright requested a motion to admit the sworn affidavits and the accompanying exhibits in the aforementioned cases into evidence.

**ACTION:** Motion to admit the sworn affidavits and accompanying exhibits in the aforementioned case into evidence.  Mr. Dutton – First. Ms. Jenkins – Second. None opposed. None abstained.
Motion approved.

There being no further evidence to come before the Board, the proceedings closed at 10:37 a.m.

Mr. Wright requested a motion to recess the meeting for the purpose of entering into quasi-judicial deliberations on the following matters pursuant to Ohio Revised Code Chapter 119 and that are required to be kept confidential under R.C. 4765.102(B). The Board will reconvene following deliberations.

**ACTION:** Motion to adjourn and go into private session for the purpose of quasi-judicial deliberation on these matters pursuant to ORC Chapter 119 and that are required to be kept confidential under R.C. 4765.102(B).  Mr. DeVore – First. Mr. Uhl – Second. None abstained. None opposed. Motion approved.

EMS Report and Recommendation Motion

**ACTION:** In the matter of EMS Case Number 2014-606-E100, Celia K. Sholtz, Certificate Number 102171, I move that the Board issue an adjudication order approving the findings of fact and conclusions of law, and the recommendation of the hearing examiner to revoke Ms. Sholtz’s certificate to practice.  Mr. Snyder – First. Dr. George – Second. None opposed. Mr. Allenstein - abstained.  Motion approved.

**ACTION:** In the matter of EMS Case Number 2017-673-E500, Vizion One, Inc., EMS Service Code No. 57-565-5, I move that the Board issue an adjudication order approving the findings of fact and conclusions of law, and modify the recommendation of the hearing examiner to the following: Vizion One shall pay the $1,500 fine agreed to in the December 2018 consent agreement, pay an additional $1,500 for violating the consent agreement and failing to maintain insurance coverage, and submit proof of insurance to the Division of EMS every 30 days until renewal. The reason for the modification is that a new consent agreement is not required to impose an additional $1,500 fine. Mr. Snyder – First. Mr. Uhl – Second. None opposed. Mr. Allenstein - abstained. Motion approved.
ACTION: In the matter of EMS Case Number 2017-693-E300, James W. Jackson, Certificate Number 86778, I move that the Board issue an adjudication order approving the findings of fact and conclusions of law, and the recommendation of the hearing examiner to revoke Mr. Jackson's certificate to practice. Mr. Snyder – First. Ms. Beavers – Second. None opposed. Mr. Allenstein and Mr. Resanovich - abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2019-013-E100, Timothy D. Chapman, Applicant ID No. 219759, I move that the Board issue an adjudication order approving the findings of fact, conclusions of law, and modify the recommendation of the hearing examiner to deny Mr. Chapman’s application. The reason for the modification is that Mr. Chapman has been convicted of several alcohol-related convictions, where the underlying facts indicate a habitual or excessive use of alcohol or other substances. Mr. Chapman has not demonstrated that he has received sufficient treatment for his excessive use of these substances, and he has not provided employment or character references in support of his ability to safely practice as an EMT. Furthermore, the applicant falsified his information on his application. Mr. Snyder – First. Mr. Uhl – Second. Mr. de la Porte and Mr. Ferguson - opposed. Mr. Allenstein - abstained. Motion approved.

EMS Goldman Motions

ACTION: In the matter of EMS Case Number 2015-168-BE100, John E. Miller, Certificate Number 148233, I move that the Board issue an adjudication order finding that Mr. Miller was convicted of Aggravated Possession of Drugs, a felony of the fifth degree, and that Mr. Miller's certification be permanently revoked. Mr. Snyder – First. Mr. Ferguson – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2017-507-E100, James R. Sager II, Certificate Number 109639, I move that the Board issue an adjudication order finding that Mr. Sager was convicted of two counts of Grand Theft, felonies of the fourth degree, and failed to supply required documentation for his Theft convictions and a background check to the Board and that Mr. Sager's certification be revoked. Mr. Snyder – First. Mr. Uhl – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2017-577-E100, Courtney D. Letts, Certificate Number 103385, I move that the Board issue an adjudication order finding that Ms. Letts was convicted of Theft of Drugs, a felony of the fourth degree, and that Ms. Letts’ certification be revoked. Mr. Snyder – First. Mr. Ferguson – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

ACTION: In the matter of EMS Case Number 2017-725-E400, Brian L. Dudley, Certificate Number 90977, I move that the Board withdraw the Notice of Opportunity for Hearing and close the case. The Board formally recognizes and affirms the internal affairs investigation of the local jurisdiction. Mr. Snyder – First. Mr. Uhl – Second. None opposed. Mr. Allenstein, Mr. Resanovich and Mr. Ferguson - abstained. Motion approved.
**ACTION:** In the matter of EMS Case Number 2018-614-BE100, Lawrence E. Grizzell, Certificate Number 2977, I move that the Board issue an adjudication order finding that Mr. Grizzell was convicted of 8 counts of Sexual Battery, 8 counts of Gross Sexual Imposition, and 8 counts of Rape, all felonies, and that Mr. Grizzell’s certification be permanently revoked. Mr. Snyder – First. Ms. Kearns – Second. None opposed. Mr. Allenstein and Mr. de la Porte - abstained. Motion approved.

**ACTION:** In the matter of EMS Case Number 2018-397-E100, Renee D. Estep, Certificate Number 122734, I move that the Board issue an adjudication order finding that Ms. Estep was convicted of Grand Theft, a felony of the fourth degree, and that Ms. Estep’s certification be revoked. Mr. Snyder – First. Mr. Uhl – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

**ACTION:** In the matter of EMS Case Number 2019-023-E100, Laura E. Heringhaus, Applicant ID No. 219763, I move that the Board issue an adjudication order finding that Ms. Heringhaus was convicted of multiple drug-related felonies as indicated in the Notice of Opportunity for Hearing and that Ms. Heringhaus’ application be denied. Mr. Snyder – First. Mr. Ferguson – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

**ACTION:** In the matter of EMS Case Number 2019-314-E100, Joshua M. Kinnett, Certificate Number 176092, I move that the Board issue an adjudication order upholding the summary suspension of Mr. Kinnett’s certification and permanently revoking his certification based on his conviction for Attempted Unlawful Sexual Conduct with a Minor. Mr. Snyder – First. Ms. Kearns – Second. None opposed. Mr. Allenstein - abstained. Motion approved.

**EMS Investigations**

**ACTION:** Motion to adjourn and enter executive session for the purpose of discussing proposed disciplinary action against certificate holders pursuant to O.R.C. Section 121.22(G)(1) and pursuant to 121.22(G)(5) that involve matters required to be kept confidential under O.R.C. Sections 149.43(A)(2) and 4765.102(B). Mr. Uhl – First. Mr. DeVore – Second. None opposed. None abstained. Motion approved.

**Roll Call**

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<td>Mr. Dudley Wright (Chair)</td>
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**ACTION:** Motion to close the following Education cases. Ms. Harris – First. – Second. Mr. Allenstein and Mr. de la Porte – Abstained. None opposed. Motion approved.
**ACTION:** Motion to close the following Medical Transportation case(s). Ms. Harris – First. Mr. de la Porte – Second. Mr. Allenstein – Abstained. None opposed. Motion approved.

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**ACTION:** Motion to accept the following Consent Agreement(s): Ms. Harris – First. Mr. de la Porte – Second. Mr. Allenstein and Mr. Uhl (2017-794-BE500) – Abstained. None opposed. **Motion approved.**

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<td>2018-144-E300</td>
<td>2018-666-E300</td>
<td>2019-256-E100</td>
<td>2019-342-E100</td>
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**ACTION:** Motion to close the following cases due to lack of jurisdiction, referral to local medical director, deferral to department discipline, certifications have expired, or non-violations of ORC and/or OAC: Ms. Harris – First. Mr. de la Porte – Second. None opposed. Mr. Allenstein, Mr. Ferguson (2018-26-E400 and 2018-93-E400), and Mr. Uhl (2018-396-E400) – Abstained. **Motion approved.**

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<td>2018-237-E400</td>
<td>*Refer to Board of Pharmacy &amp; Medicare/Medicaid</td>
<td>2017-401-E400 *Refer to local medical director</td>
<td>2017-401-E400 *Refer to local medical director</td>
<td>2019-244-E500</td>
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**ACTION:** Motion to close the following case(s). The following cases have been recommended to closed and referred back to the local medical director for review. Ms. Harris – First. Mr. Ferguson – Second. Mr. Allenstein and Mr. Snyder – Abstained. None opposed. **Motion approved.**

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<th>2017-237-E400 *Refer to local medical director</th>
<th>2017-401-E400 *Refer to local medical director</th>
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**ACTION:** Motion to close the following cases, individuals have met the stipulations of their Consent Agreements: Ms. Harris – First. Mr. Resanovich – Second. Mr. Allenstein – Abstained. None opposed. **Motion approved.**

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<th>2014-403-BE100</th>
<th>2016-658-E300</th>
<th>2017-774-E400</th>
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<td>2017-775-E400</td>
<td>2019-167-B100</td>
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<td>2016-629-E300</td>
<td>2017-422-E100</td>
<td>2018-339-E500</td>
<td>2019-306-BE100</td>
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**ACTION:** Motion to close the following cases. The Board accepts the surrendering of their respective certificates to practice or teach. **Re-open if re-applies:** Ms. Harris – First. Mr. de la Porte – Second. Mr. Allenstein and Mr. Snyder – Abstained. None opposed. **Motion approved.**

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<th>2018-379-E300 *Rescind NOH</th>
<th>2019-373-E300</th>
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<td>2018-709-E300 *Rescind NOH</td>
<td>2019-376-E300</td>
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<td>2019-357-E300</td>
<td>2019-377-E300</td>
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**ACTION:** Motion to close the following case(s). The individuals/entities did not meet the requirements of their consent agreement or failed to meet audit requirements prior to surrender or expiration of certification. *Re-open if re-applies.* Ms. Harris – First. Mr. Ferguson – Second. Mr. Allenstein and Mr. Snyder – Abstained. None opposed. **Motion approved.**

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<td>2017-56-E300</td>
<td>2017-247-E300</td>
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<td>2017-51-E300</td>
<td>2017-166-E300</td>
<td>2017-248-E300</td>
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**ACTION:** Motion to close the following cases due to service issues with the Adjudication Order or the Notice for Opportunity for Hearing. The respective certificates to practice are revoked or expired. *Re-open if re-apply.* Ms. Harris – First. Mr. Uhl – Second. Mr. Allenstein and Mr. Snyder – abstained. None opposed. **Motion approved.**

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<td>2013-282-BE100</td>
<td>2016-152-E100 *No closing letter needed</td>
<td>2016-663-E300 *No closing letter needed</td>
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<td>2014-184-E300 *No closing letter needed</td>
<td>2016-552-E300 *No closing letter needed</td>
<td>2016-705-E300 *No closing letter needed</td>
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**ACTION:** Motion to close the following case(s). Individuals did not supply required documentation; therefore, their application were rendered incomplete. Ms. Harris – First. – Second. Mr. Allenstein and Mr. de la Porte – Abstained. None opposed. **Motion approved.**

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**ACTION:** Motion to accept the voluntary surrender for revocation of certificate for the following case(s). Ms. Harris – First. – Second. Mr. Allenstein and Mr. de la Porte – Abstained. None opposed. **Motion approved.**

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**ACTION:** Motion to issue Notices of Opportunity for Hearings for the following cases. Ms. Harris – First. Mr. Ferguson – Second. Mr. Allenstein and Mr. Snyder – Abstained. None opposed. **Motion approved.**

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**ACTION:** Motion to close the following cases due to one of the following reasons; inadvertently marked yes to conviction question, misdemeanor convictions which the Board has previously deemed “not involving moral turpitude,” continuing education cases which now meet the requirements, non-patient care issues, and grandfathering issues of certification/conviction. Ms. Harris – First. Ms. Jenkins – Second. Mr. Allenstein and Mr. Snyder– Abstained. None opposed. **Motion approved.**

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**EMFTS Board Chair’s Report, Dudley Wright**

Mr. Wright stated that “New Business” was being moved up.

**New Business**

Mr. Joe Kirk, ODPS Rules Administrator, stated that ORC 121.95 and HB 166 has two requirements of agencies. One was to construct a base inventory of all rules and account of regulatory restrictions defined broadly as “shall, shall not, must, require, may, may not and prohibit”. Mr. Kirk and staff went through all rules of EMS 4765 and Medical Transportation 4766. There are approximately 220 rules where over 3700 regulatory restrictions appeared. The second part requires that anytime a new restriction is adopted, then, simultaneously, two or more restrictions must be rescinded. Items have already been identified. This was not aimed at an specific agency such as ODPS/EMS; however, we shall abide by the law.

**Legislative Report, Dan Fitzpatrick**

Mr. Fitzpatrick reported that ODPS legislative affairs will be more careful with bills that they track.

The Legislative Update was distributed to the EFMTS Board members.

**SB 7 – Temporary State Occupational Licenses for Military members and spouses.**

This bill is in regards to a temporary state occupational license for members of the military and spouses. If they move to Ohio they will receive a temporary license for up to six years. That bill was reported out of committee on October 16th with a vote of 13-0 and is expected to be on House floor in the next couple of weeks and becoming law in a couple of months.

Mr. Fitzpatrick spoke to the Governor regarding the DNR orders discrepancy between DNR allowing nurse practitioners to sign the orders; however, EMS cannot operate under those orders. The legislative affairs office will work on this discrepancy.

The ODPS legislative office will clean up the requirement currently in law that EMS providers be in direct communications with a physician prior to providing medical care and this is not in current practice. We want to clarify the law that written protocols are sufficient.

An amendment will be proposed to eliminate restrictions that persons certified as first responders work only for a volunteer or non-profit EMS or Fire agency.

**State EMS Medical Director Report, Dr. Carol Cunningham**

Dr. Cunningham reported that the Regional Physician Advisory Board (RPAB) regions 7 & 8 still have a need for membership. The annual RPAB All-Member meeting on November 14, 2019 has been changed to 9:00 am. The RPAB Chairpersons’ meeting will be held on November 14, 2019 immediately following the All-Member RPAB meeting at the Ohio Department of Public Safety.

Dr. Cunningham requested a motion to approve two new RPAB member appointments to include Dr. Melissa Whitmill in Region 3 and Dr. Mark Gebhart in Region 6.

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<th>ACTION: Motion to approve two new Regional Physician Advisory Board (RPAB) membership to Dr. Melissa Whitmill for Region 3 and Dr. Mark Gebhart for Region 6.</th>
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The 2019 Ohio EMS Medical Director Conference is scheduled for November 13, 2019 at the Ohio Department of Transportation auditorium.
The Ohio Association of EMS conference will be held on October 19, 2019. Dr. Cunningham and Robert Wagoner will be speaking.

CHEMPACK has updated training modules to address the Federal level additions are as follows:
- Midazolam vials to replace expiring diazepam vials
- CDC amended the age brackets in antidote dosing guidelines (infant, child, early adolescent or adult)
- ASPR now oversees the CHEMPACK program within the U.S. Department of Health and Human Services

**ACTION:** Motion to approve the three amendments to update the CHEMPACK training modules to include midazolam vials to replace expiring diazepam vials, CDC amended the age brackets in antidote dosing guidelines (infant, child, early adolescent or adult) and the ASPR now oversees the CHEMPACK program. Mr. Snyder – First. Mr. Dutton – Second. None opposed. None abstained. Motion approved.

NHTSA has released the draft white paper on an EMS nomenclature. The document is posted on ems.gov and the public comment period ends on October 23, 2019.

**EMS Staff Legal Counsel, Michael Wise**

Mr. Wise did not have any items to report.

**Assistant Attorney General, Lidia Mowad**

Ms. Mowad reported that she did not have any items to report.

**Executive Director and Staff Reports, Melvin House**

Executive Director House reported that six seats of the EMFTS Board that are appointed by the Governor will expire on November 12, 2019.

- Seat #1, ER Physician (Dr. Tallman)
- Seat #5, Trauma Program Manager (Jason Walsh)
- Seat #6, Paid Fire Chief, (Dudley Wright)
- Seat #10, EMS Provider (Kevin Uhl)
- Seat #11, EMS Provider (Deanna Harris)
- Seat #15, EMS Provider (David DeVore)

Letters requesting nominations were sent in August to nominating organizations identified in ORC 4765. The DEMS has received nominations for all expiring seats and were forwarded to the Director’s Office on September 30, 2019. Currently, the DEMS are awaiting appointments from the Governor’s office.

Please note that if appointments have not been appointed by November 12, 2019, then the seat will remain active for 60 days.

The Division of EMS Staff vacancies and new positions:

- *Program Administrator 2* - Jean Booze, certifications supervisor, will be retiring on October 31, 2019. A request to fill has been approved.
• **Administrative Professional 3** – Novica Olinger in certifications has been promoted to an Administrative Professional 4 in ODPS Human Resources. The request to fill has been approved.

The National Rural EMS and Care Conference is sponsored by the Joint Committee on Rural Emergency Care that includes the National Organization State Office of Rural Health, the National Association of State EMS Officials, the National Rural Health Association and the National Rural Health Resource Center. The conference will be held at the Renaissance Columbus Downtown on April 21st through April 23rd. The Division of EMS is awaiting additional information.

The Dr. Richard Strauss sexual misconduct investigation at OSU has sparked additional study and information for Ohio Healthcare Boards. The Governor has implemented a workgroup to identify issues from all health boards. The DEMS staff is working on completely the questionnaire that requests information in regards to how the Board deals with discipline. Our investigative staff and Board operates well with law enforcement, Medicaid and Medicare.

The EMS Program Director Conference will be held in April 2020. An exact date and location have not yet been confirmed. This will be similar to the Fire Charter Program Director Conference that has been held in the last four years.

**DEMS Focus**

- Certifications
  - Executive Director House praised Ms. Ellen Owens and Ms. Jean Booze for all of their hard work in streamlining the certification process.
- Grants
- Medical Transportation
- Investigations
- Education

**EMSIRS Project, Deputy Director Rob Wagoner**

Mr. Wagoner reported that the live date for EMSIRS scheduled in July was postponed for September and has been placed in neutral beyond issues under our control. The issues are storage and security of data. DEMS would not sign off on the security due to HIPPA issues. As soon as verification of compliance with the security of data is provided, the DEMS will move forward.

**EMS Exemption Requests, Jean Booze**

Jean Booze reported that there was one military exemption request for their paramedic certification; 2019-10-01. In 2013 this person was granted an extension an EMT exemption and then successfully renewed in next cycle at which time he became a paramedic. This is not a consecutive exemption request. Military documentation was received. Staff recommends approval and requests a motion to approve.

**ACTION:** Motion to approve the military exemption request of 2019-10-01 due to being on active military duty. Mr. Resanovich – First. Dr. Schwartz – Second. None opposed. None abstained. **Motion approved.**

Jean Booze reported that there was one voluntary surrender request. Michael J. Pender, certification number 17694, requested to voluntarily surrender his paramedic and EMS Instructor certification. Mr. Pender is retired and does not wish to maintain certifications. Staff recommends approval and requests a motion to approve.
**ACTION:** Motion to approve the voluntary surrender request from Michael J. Pender, certification #17694.  Mr. Resanovich – First.  Ms. Rose – Second.  None opposed.  None abstained.  **Motion approved.**

**Education, James Burke**

Mr. Burke requested approval for two additional sites that were not included on the Certificates of Approval in the Consent Agenda. A recommendation for three-year continuing education renewals for Fairborn Fire Department and Mechanicsburg Emergency Medical Service. Staff recommended approval.

**ACTION:** Motion to approve Fairborn Fire Department and Mechanicsburg Elementary Medical Service for a three-year continuing education renewal.  Mr. Snyder – First.  Mr. de la Porte – Second.  None opposed.  None abstained.  **Motion approved.**

**Medical Transportation, Dave Fiffick**

Mr. Fiffick presented the list of medical transportation renewal applications with expiration dates of August, September, and October 2019. Staff is requesting a motion and approval pending a satisfactory inspection.

**ACTION:** Motion to approve the medical transportation renewal applications with expiration dates of August, September, and October 2019; pending a satisfactory inspection.  Mr. Dutton – First.  Ms. Beavers – Second.  None opposed.  Mr. Applehans (Hanco EMS LLC) - abstained.  **Motion approved.**

Mr. Fiffick presented the list of medical transportation applications for 15 new ambulette services and 6 new ambulance service. Staff is requesting a motion and approval pending a satisfactory inspection.

**ACTION:** Motion to approve medical transportation applications for 7 new ambulette services and 1 ambulance service.; pending a satisfactory inspection.  Mr. Dutton – First. Ms. Beavers - Second.  None opposed. None abstained.  **Motion approved.**

Mr. Fiffick presented the list of new satellite locations for 2 ambulette services and 4 ambulance services. Staff is requesting a motion for approval pending a satisfactory inspection.

**ACTION:** Motion to approve the medical transportation new satellite locations for 2 ambulette and 4 ambulance services.  Mr. Dutton – First. Ms. Beavers – Second.  Mr. de la Porte (Life Care Ambulance) - abstained.  None opposed.  **Motion approved.**

Mr. Fiffick requested a motion for a change the level of service from BLS to ALS for Cincinnati Medical Transport.

**ACTION:** Motion to approve a change to the level of services from BLS to ALS for Cincinnati Medical Transport.  Ms. Beavers – First. Mr. Snyder – Second.  Mr. de la Porte (Life Care Ambulance) - abstained.  None opposed.  **Motion approved.**

Mr. Fiffick reported that the Medical Transportation Section is working on a project for online applications, renewals, new services, and addition of vehicles. Services will log into their account on the system and services will be able to pay with credit card or bank draft. It will be the services
responsibility to keep all of their contact information up-to-date. This project will begin in December or January.

**Grants, Johanna Burgess**

Executive Director House and Deputy Director Wagoner presented the “Big Checks” to the following departments:

- Firelands Ambulance Service (Huron County)
- Scioto Valley Volunteer Fire Department (Delaware County)
- Scott Volunteer Fire Department (Paulding County)
- Ohio City Volunteer Fire Department (Van Wert County)
- Washington Township Fire Department (Muskingum County)
- Minford EMS (Scioto County)

Mr. Snyder is requesting items to be added to the grant equipment list to enhance rescue task force or tactical EMS for accountability of fire and EMS personnel. The grant does not currently allow these items. Accountability tags and boards to be added to the grant equipment list.

A discussion ensued regarding what items are on the grant list currently that can be purchased with grant funds. Mr. Wise stated that the OAC 4765.07(A)(1) refers to the first priority for the grant funds as follows:

4765.07 Administrative rules for grant program.

(A) The state board of emergency medical, fire, and transportation services shall adopt rules under section 4765.11 of the Revised Code to establish and administer a grant program under which grants are distributed according to the following priorities:

(1) First priority shall be given to emergency medical service organizations for the training of personnel, for the purchase of equipment and vehicles, and to improve the availability, accessibility, and quality of emergency medical services in this state. In this category, the board shall give priority to grants that fund training and equipping of emergency medical service personnel.

**ACTION:** Motion to approve accountability tags and boards to be added to the grant equipment list. Mr. Snyder – First. Mr. Dutton – Second. DISCUSSION. None - abstained. Mr. de la Porte - opposed. **Motion approved.**

**Board Committee Reports**

**Trauma Committee, Diane Simon**

Ms. Simon reported that the committee met on September 11, 2019 and they had quorum. The Trauma Committee has been working with the Medical Oversight Committee regarding the EMS hand-off of reports during transfer of patient care. This hand-off form proposed by the committee will not be mandatory. It is meant to be a resource while healthcare systems create their own method of patient hand-off reports at the local level between facilities and their local EMS agencies. The committees would like to create a white paper or position paper to place on the EMS website. Ohio facilities and EMS providers would be encouraged to create or develop their own protocols.
The Trauma Committee has been reviewing burn data. There are a few burn centers in Ohio. The committee would like to know where are the patients going and what are their outcomes, and, as such, the study will be continued.

The draft 2018 Ohio Trauma Registry Annual Report was approved by the Trauma Committee. The report was included in the EMFTS Board member’s “Board Packet” for review. Ms. Simon requested a motion to approve the 2018 Ohio Trauma Registry Annual Report.

**ACTION:** Motion to approve the 2018 Ohio Trauma Registry Annual Report. Mr. Allenstein – First. Ms. Beavers – Second. None - abstained. Mr. de la Porte - opposed. **Motion approved.**

The next Trauma Committee meeting is scheduled for December 17, 2019.

**EMS Children Committee, Dr. Hamilton Schwartz**

Dr. Schwartz reported the committee had a meeting on October 15, 2019 and there was quorum.

**EMSC Performance Measures**

The Ohio PECC Learning Collaborative State Team held a conference call on September 24th. The call included developing a home page for Pediatric Emergency Care Coordinators (PECCs), including training materials and links to available training resources for pediatrics. The Team is planning to purchase and distribute training equipment to PECCs in exchange for agreeing to train other providers in their areas. As of October 15th, 108 agencies have registered a PECC.

The Pediatric Disaster Preparedness Coalition has established subcommittees to work on the Pediatric Champion project; this project is designed to encourage hospital emergency departments to add someone to coordinate their pediatric emergency care. The Pediatric Champion workgroup held a meeting on September 6th and discussed the parameters for the project. A survey of emergency departments was distributed through the Regional Hospital Coordinators and concluded last week. The next meeting will be December 17th.

**Other Activities**

The Ohio EMSC Committee is reviewing the current Ohio EMS Pediatric Guidelines and Procedures Manual to ensure its compatibility with the NASEMSO National Model EMS Clinical Guidelines. Dr. Schwartz is coordinating this effort for Dr. Cunningham. One remaining section is being completed, and the formatted text will be sent to the EMSC Committee for review upon receipt of the last section.

Joe Stack and Dr. Schwartz are working with the Ohio Department of Health to update the Emergency Guidelines for Schools document, ensuring accurate guidance is provided to school nurses and staff in responding to emergency situations in their schools. Conference calls were held September 3, September 17th, October 1, and October 15. Several more meetings will be held to complete the revision and edit the document.

Dr. Deanna Dahl-Grove was successful in applying for the ASPR Pediatric Centers of Excellence Grant in conjunction with the state of Michigan. The grant will fund efforts in improving interstate transport of pediatric patients in the event of a mass casualty incident.

Dr. Julie Leonard has completed the second child maltreatment module for the EMSC Committee to review. The module focuses on scene management and will be presented to the Education Committee when appropriate.

The next meeting will be held on December 17, 2019.
Executive Director House reported that the Governor’s office is interested in EMS’s work with children. There will be a meeting next week with the Governor’s staff.

**Homeland Security Subcommittee, Mark Resanovich**

Mr. Resanovich reported that the subcommittee met on October 4, 2019.

The Ohio Department of Health attended the meeting and there was a discussion regarding CHEMPACK.

Dr. Cunningham discussed the changes to the CHEMPACK program tools for organizations and hospitals on how to access

There is an issue with having authorization or the security requirements to send a copy of CHEMPACK. It was the understanding that it can be sent for review if someone has a dot.gov email address. Mr. Wise will follow-up regarding the issue of sharing information of the CHEMPACK document.

The next meeting will be held at the Ohio Department of Public Safety on November 8, 2019.

**EMS System Development, Deanna Harris**

Ms. Harris reported that the committee did not meet.

The next meeting will be held at the Ohio Department of Public Safety on December 17, 2019.

**EMS Rural Committee, Herb de la Porte**

Mr. de la Porte reported that Eric Burns is the Chair of the committee. Since Mr. Burns is not an EMFTS Board member, Ms. Beavers and himself would share the responsibility of reporting on the committee to the Board. The committee met on October 15, 2019.

The National Rural EMS and Care Conference will be held at the Marriott in downtown Columbus in April 22 and 23, 2020.

Executive Director House reported Rural Health Flex Grant of $250,000 will be presented to three rural community medicine programs.

The next meeting will be held at the Ohio Department of Public Safety on August 20, 2019.

**Education Committee, George Snyder**

Mr. Snyder reported that the committee met on October 15, 2019 and there was not a quorum.

A survey was sent out to all of the program directors in reference to the ultrasound assisted IV insertion. Whenever an item is added into the scope of practice it affects the institutions. Many of the questions on the survey inquired how this addition would affect their hours or affect their finances. The survey results demonstrate that this will have an impact on schools. The committee had robust discussions regarding these matters. The recommendation is that the Board have a process of adding items to the scope of practice or to the rules. It was suggested that there be a checklist. The current rule says that those items added to the scope of practice would be required to be taught by the schools. A discussion ensued and it was decided that the rules need to be changed.
The Quality Continuing Education workgroup is looking into doing more online continuing education refreshers and completing the skills at an accreditation site. Ideas include cross training with law enforcement in respect to the Rescue Task Forces.

Mr. Burke reported that the National Registry is offering early practical skills testing for advanced and paramedic levels. The Division will continue to gather data and information regarding this issue. It was noted that the program directors need to be given advance notice if there is a change based on the data and information collected.

**ACTION:** Motion to approve the early practical skills testing for advanced and paramedic levels that is currently being utilized and to notify the schools that this may change January 1, 2020.

Mr. Snyder – First. Mr. de la Porte – Second. None abstained. None opposed. **Motion approved.**

Thomas Beers from the Cleveland Clinic Foundation presented the lack of awareness about human trafficking in the state of Ohio. He has a training module prepared in hopes it can be added to the ODPS Training Campus as continuing education. If Ohio responders are unaware of human trafficking signs, the problem will continue to grow.

Mr. Snyder requested approval for the letter to CAPCE that was included in the Board packet in regards to the approved levels of continuing education courses.

**ACTION:** Motion to approve the letter to be sent to the Commission on Accreditation for Prehospital Education (CAPCE) regarding the approved levels of continuing education courses.

Mr. Snyder – First. Mr. de la Porte – Second. None abstained. None opposed. **Motion approved.**

The next meeting will be held at the Ohio Department of Public Safety on December 17, 2019.

**Medical Oversight Committee, Geoff Dutton**

Mr. Dutton reported that the committee met October 15, 2019 and there was a quorum.

He reported that the 2nd annual EMS medical directors conference will be held November 13, 2019 at the Ohio Department of Transportation auditorium. All EMS personnel are welcome; however, they need to register in order to receive credit.

The committee had a discussion regarding the patient hand-offs and there will be more discussion in the future.

Mr. Dutton stated that, in June, the Board approved a motion regarding pediatric transport; however, additional information has been brought forward. This does not affect emergency situations.

**ACTION:** Motion for the Board to rescind the motion approved on June 19, 2019 to amend rule 4765-17-03 of the Ohio Administrative Code, Paramedic scope of practice, to include the non-emergent transport of a patient with a tracheostomy tube that utilizes a ventilator provided the patient’s caregiver accompanies the patient during transport.

Mr. Dutton – First. Ms. Harris – Second. None abstained. None opposed. **Motion approved.**

Mr. Dutton requested a motion to approve amending the rule 4765-17-03.

**ACTION:** Motion for the Board to approve amending rule 4765-17-03 of the Ohio Administrative Code, Paramedic scope of practice, to include;

(B) A paramedic may perform non-emergent ambulance transport of a stable patient less than sixteen years of age who has a chronic condition requiring a tracheostomy tube and a ventilator provided the patient’s caregiver accompanies the patient during transport.

Mr. Dutton – First. Ms. Harris – Second. None abstained. None opposed. **Motion approved.**
(1) The caregiver must have received appropriate training in use of the patient’s ventilator. (2) A caregiver is not required to accompany the patient if the patient is accompanied by an Ohio licensed registered nurse or respiratory therapist, or other appropriately trained and licensed Ohio healthcare provider.

Mr. Dutton – First. Dr. Schwartz – Second. None abstained. None opposed. Motion approved.

Mr. Allenstein requested a motion to approve the filing of rule 4765-17-03, as amended on October 16, 2018 be filed with the Common Sense Initiative office.

**ACTION:** Motion for the Board to approve the filing of rule 4765-17-03 of the Ohio Administrative Code, as amended on October 16, 2019, with the Common Sense Initiative office. Mr. Allenstein – First. Mr. Schwartz – Second. None abstained. None opposed. Motion approved.

The next meeting will be held at the Ohio Department of Public Safety on December 17, 2019.

**Medical Transportation Committee, Tom Allenstein**

Mr. Allenstein reported that the committee met on October 15, 2019 and there was a quorum.

Mr. Allenstein requested a motion to approve the filing of rules 4766-2—1, 4766-2-18, 4766-3-01, 4766-4-01, and 4766-4-18 of the OAC with the Joint Committee on Agency Rule Review.

**ACTION:** Motion to approve the filing of rules 4766-2-1, 4766-2-18, 4766-3-01, 4766-4-01, and 4766-4-18 of the OAC with the Joint Committee on Agency Rule Review. Mr. Allenstein – First. Mr. Snyder – Second. None abstained. None opposed. Motion approved.

Mr. Allenstein requested a motion to approve the filing of rules 4766-2-08, 4766-3-13, and 4766-4-09, of the OAC with the Common Sense Initiative office.

**ACTION:** Motion to approve the filing of rules 4766-2-08, 4766-3-13, and 4766-4-09, of the OAC with the Common Sense Initiative office. Mr. Allenstein – First. Dr. Schwartz – Second. None abstained. None opposed. Motion approved.

The next meeting will be held at the Ohio Department of Public Safety on December 17, 2019.

**Critical Care Subcommittee, Julie Rose**

Ms. Rose reported that the committee met on October 15, 2019 and there was a quorum.

Ms. Rose stated that a proposal for language for the endorsement of a critical care paramedic. The language proposed will also allow additional endorsements. The final language will be presented at the December 18, 2019 Board meeting. A discussion ensued regarding the endorsements.

The next meeting will be held at the Ohio Department of Public Safety on December 17, 2019.

**Alternate Forms of Transportation Ad-hoc Subcommittee, Mark Resanovich**

The subcommittee has been working towards alternate forms of transportation that would be acceptable. The subcommittee was created due to the Hospice Group in Ohio presenting legislation regarding the transport of hospice patients.

At the February Retreat the subcommittee will have a presentation on this subject for discussion.
Scope of Practice Ad-Hoc Committee, Kevin Uhl

Mr. Uhl reported that members of the committee met on August 22, 2019 and will meet on October 24, 2019.

Mr. Uhl reported that a discussion regarding what they want to accomplish to have some guidance and direction.

The committee will not meet in November and the next meeting will be four hours in length. The next meeting will be held at the Ohio Department of Public Safety on December 5, 2019 from 10:00 am to 2:00 pm.

Human Resources Ad-Hoc Committee, Mark Resanovich

Mr. Resanovich, Chair of the committee reported that they are dealing with reciprocity and the continuing education “quality vs. quantity”. A presentation will be given at the February retreat to open up dialogue regarding these issues.

Mr. Resanovich reported that Deanna Harris will no longer be a member of the Human Resources Ad-Hoc Committee due to her decision not to renew her EMFTS Board seat after nine years of service.

The next meeting will be held on December 16, 2019 from 8:30 am to 5:00 pm.

Old Business

Mr. Wright reminded the Board members that the next EMFTS Board meeting will be held on December 18, 2019. In the past the date has been changed due to being so close to the holiday.

New Business

Mr. Resanovich thanked Deanna Harris for serving on the Board. Ms. Harris has been dedicated for nine years and was board chair for two years. Ms. Harris was instrumental in creating the Integrated Healthcare Community Para medicine program. She also served on the Homeland Security Subcommittee and the EMS System Development Committee. Mr. Resanovich expressed that she will be greatly missed.

Mr. Wright thanked Deanna Harris for her hard work in the nine years that she has served on the EMFTS Board and on the various committees.

Dr. George stated that he has spoken to nurse practitioners in the hospice area. They have concerns regarding the DNR. Mr. Wright stated that Dan Fitzpatrick, the ODPS Legislative Representative, will be working with the legislation regarding this issue. The Ohio Health Department will be a part of the discussion also.

Certification verification section on the EMS website does not mention the reprimands to the providers. The hiring departments would never know if they have had any discipline reprimands. A discussion ensued regarding this issue. It was also discussed what happens when a person retires because it only shows that their card is inactive. Mr. Wise stated that when someone surrenders in lieu of discipline there is a form they sign that states their card will show as revoked on the website.

The meeting adjourned at 2:28 p.m. Ms. Harris – First. Mr. Ferguson – Second.
**NEXT MEETING:** The next EMFTS Board meeting will be held Wednesday, December 18, 2019 at 10:00 a.m. at the Ohio Department of Public Safety, conference room 1106, 1970 West Broad Street, Columbus, Ohio 43223.