



KANSAS

DENNIS ALLIN, M.D., CHAIR
ROBERT WALLER, EXECUTIVE DIRECTOR

KATHLEEN SEBELIUS, GOVERNOR

BOARD OF EMERGENCY MEDICAL SERVICES

MINUTES

EMERGENCY MEDICAL SERVICES

BOARD MEETING

December 5, 2008

Board Members Present

Dr. Dennis Allin
J.R. Behan
Deb Kaufman
Dr. Joel Hornung
Comm. Duane Mathes
Col. Dale Wasson
Rep. Cindy Neighbor
Joe Megredy
Comm. Bob Boaldin

Guests

Ben Grimsley
Pam Kemp
Terry David
Bob Prewitt
Cliff Moore
Gary Winter
Steve Hoeger

Jon Friesen
Kerry McCue
Darrel Kohls

Staff

Robert Waller
Steve Sutton
Patti Artzer
Chrystine Hannon
Joe Moreland
Carman Allen
Jean- Claude
Kandagaye
Nicole Bradley
Ann Stevenson
Jerry Cunningham
Suzanne Cornelliuss

Board Members Absent

Sen. Jay Emler
Rep. Kasha Kelley

CALL TO ORDER

Vice Chairman Behan called the meeting to order on Friday, December 5, 2008 at 9:15 am.

APPROVAL OF MINUTES

The first order of business was to approve meeting minutes from the September 8 and October 3 board meeting.

Motion: To approve September and October meeting minutes. Moved by Vice Chair Behan, seconded by Board Member Kaufman.

COMMITTEE REPORTS AND POSSIBLE ACTION

Planning and Operations Committee

Vice Chair Behan called upon Board Member Megredy to give an update on the Planning and Operations Committee. Board Member Megredy stated that the Committee received an update on the Kansas Emergency Medical Information System (KEMIS). He noted that the KBEMS Project Manager discussed the completion of training on the system which took place within each of the Regions during the week of November 17-22, 2008. Mr. Megredy informed the Committee that the initial group of services will spend December training their staff and start using the software as soon as possible with all patients being entered into the system by January 1, 2009. He also noted that the Project Manager announced the initiation of two webinars that will be conducted on December 16 and 17, 2008 with half of the first group of services participating each day. The purpose of the webinar is to identify problems and answer questions with the software. Board Member Megredy continued by discussing the presentation made by Sarah House, Kansas Department of Health and Environment (KDHE), Emergency Medical Services for Children (EMSC) Program. She discussed the recent completion of an equipment assessment survey. She stated that the survey denoted the top 5 needs for services were: extremity splints, backboards, defibrillation equipment, OPA's, and intubation equipment. She also discussed the continued roll-out of the Emergency Pediatric Care (EPC) program. Board Member Megredy also provided information on the presentation made by Rosanne Rutkowski, KDHE Trauma program and her discussion on the recent BIS assessment and completion of the medical director survey. She noted that the Critical Illness and Trauma (CIT) Foundation would be developing an online medical director course. Board Member Megredy informed the Board that the Committee approved a technical change to the sanctioning grid (as outlined by 2008 SB 512), and noted that Board staff updated the Committee on the regulation review process and drew attention to the review of regulations discussed during a previous meeting with Regional and Association representatives.

Board Member Megredy continued by discussing the presentation made by the KBEMS Deputy Director who provided a detailed report on the KBEMS Homeland Security Plan and stated that the document would continue to be vetted through the Regional Councils and responders. Board Member Megredy discussed a concern brought forward by Nancy Ratzlaff who addressed recent reimbursement issues with Wisconsin Physicians Service Insurance Corporation (WPS). He directed Board staff to develop a letter to WPS and the Kansas Congressional delegation in an attempt to educate WPS on Kansas Statutes.

Lastly, the Committee recommended to move forward with changes to K.A.R. 109-3-1 and reduce the age of certification from 18 to 17 years of age.

Motion: To move forward to change K.A.R 109-3-1 which would reduce the age of certification from 18 to 17 years olds. Moved by Board Member Megredy, Commissioner Baldin seconded that motion. Motion passed

Education, Examination, Training and Certification Committee

Vice Chairman Behan began by discussing a report from Mr. Chad Pore, Chair of the Educational Development Task Force (EDTF). He explained that the EDTF met on October 13 and November 12, 2008 to continue discussions of the regulation revisions. However, before the regulations were discussed, Vice Chairman Behan explained that Mr. Pore discussed a proposal from EDTF to suspend all initial training classes for training officer I, II, and instructor coordinators. The concern is that the training system is damaged and not up to date and testing does not match with the training. Discussion from the Committee followed, with no decision made. Vice-Chairman Behan stated the proposal would continue to be reviewed. Returning to the review of the education regulations, Vice-Chairman Behan provided the following recommendations made by the EDTF Pore:

- KAR 109-5-2 – language was cleaned up to be more descriptive to clarify requirements. EDTF recommended that (b)(5) signed statements and completed evaluations from a physician or physician's designee be changed to *clinical training faculty member*.
- KAR 109-5-3 – language was cleaned up to be more descriptive to clarify requirements. Single program provider requirements were removed from this regulation and are now in KAR 109-5-6. Time for receipt of application was changed from 90 days prior to *30 days prior*
- KAR 109-5-6 – language was moved from 109-5-3 reference single program provider applications. Application submission is changed from 15 days prior to *30 days prior, medical advisor signature is required on the application, maintaining documentation of instructors' credentials*.
- KAR 109-6-1 – contains the language to support the changes in KSA 65-6129 (2008 SB 512). The language was cleaned up to be more descriptive to clarify requirements. Also changes language to accept online recertification process. Language added to clarify official date of receipt as the date stamped on the documents when received in the board office.

Continuing, discussion was given to a request made by Hutchinson Community College (HCC), supported by other educational institutions, regarding the use end of course practical final as practical certification examination for accredited institutions solely. Vice-Chairman Behan informed the Board that no action had been taken, but the request would be under review. Lastly, the Committee re-reviewed a request by several individuals who attended a Paramedic Refresher course conducted on behalf of American Medical Response (AMR) Kansas City Division in January and February of 2008. The Committee recommended the approval of the hours.

Motion: To approve hours requested by 31 students. Moved by Vice Chairman Behan, seconded by Commissioner Mathes. Motion passed

Finally, the Vice-Chairman, to confirm the Committee's desires regarding the Scope of Practice document as presented by the Kansas Emergency Medical Service Systems Approach to the Future (KEMSSAF) Committee, moved to present the document for approval and submission to the 2009 Legislature.

Motion: To formally adopt the scope of practice. Moved by Vice Chairman Behan, seconded by Board Member Kaufman. Motion passed.

Executive Committee

Commissioner Boaldin called upon the Executive Director, Robert Waller, to give an update on the Executive Committee meeting.

Mr. Waller discussed the presentation of the Board's 2009 Legislative agenda, with the following bill to be requested for introduction:

- Background checks. As introduced during the 2008 Legislature.
- Authority regarding QA/QI program.
- Definition of medical society.
- Change medical "advisor" to "director"
- Fine authority through the Investigations Committee
- Definition attendants on an ambulance.
- Surrendered licenses and revocation of said license
- Change the verbiage of "certification" to "license"
- Subpoena power for Investigations
- Detailing authorities within Homeland Security

Board discussion followed regarding the definition of a medical society and the expansion of medical director and their ability to approve protocols outside a medical society. The Board moved to move the legislative package forward with the exception of any changes to the medical society section of statutes.

Motion: To move legislative package forward to Revisors of Statutes Office with the exclusion of any changes to the medical society section. Moved by Commissioner Bob Boaldin, seconded by Representative Cindy Neighbor. Motion Passed.

Investigations

Investigation Committee actions taken at the December 4, 2008 committee meeting.

- Case# 2007 – 038- Education Committee moved and approved to revoke respondent's Instructor/Coordinator certificate. Committee referred case to Attorney General for revocation by Summary Order.
- Case# 2008 – 012 - Operations Respondent appeared with legal counsel. Committee moved respondent shall provide KBEMS documentation of all continuing education obtained in calendar years 2007 and 2008. Respondent to provide documentation within 30 calendar days. Committee moved to close case without further action. Failure by respondent to provide records within 30 days, respondent's certificate will be revoked for six months.
- Case# 2008 – 022 - Staffing / Operations. Committee found no violation and moved to close without action.

Board Minutes

- Case# 2008 – 039 - Education. Complainant withdrew his complaint. Committee moved to close without action.
- Case# 2008- 040 – Education. Complainant withdrew his complaint. Committee moved to close without action.
- Case# 2008- 046 - Staffing / Operations. Committee moved the Attorney General send letter to service owner / operator advising possible consequences for violation of ambulance staffing requirements could be revocation or suspension of the permit to operate an ambulance service. Respondent shall respond within 30 days from date of AG letter a plan to remedy insufficient staffing.
- Case# 2008 – 068 - Application w/ Felony. Committee moved to deny the applicant approval for certification.

Budget/Office Update

Chairman Allin again called upon Mr. Waller to provide a Budget/Office Update. Mr. Waller explained that the 2009/2010 had been submitted and the office was waiting on the Governor's budget recommendations. He also informed the Board that the office would be hiring two part time temporary positions for to assist on an "as needed basis" for educational audits and service inspections inspections.

Lastly, Chairman Allin and Vice Chair Behan presented pins and certificates to three board staff members. Mr. Waller was provided his 10 year pin, Chrystine Hannon (KBEMS Certification) and Joe Moreland (KBEMS Project Manager) were provided their 20 years pins respectively.

Public Comment

Vice Chairman Behan recognized Chy Miller (HCCC). Mr. Miller informed the Committee that in June of 2009 there will be a live field exercise that is free of charge paramedic training. Mr. Miller provided the Board with a seven minute promotional DVD detailing the event.

Terry David, Director of Rice County EMS, was recognized by the Board. Mr. David discussed the Board's recommendation to introduce legislation relating to Homeland Security and the Board's role. Mr. David requested the Board move slowly in establishing its role due to the presence of the Major Emergency Response Group (MERGe) and questioned the reason for the proposed language. Colonel Wasson asked Mr. Waller to comment. Mr. Waller stated that the reason for the language was in no way to control assets of local services, but to provide a coordinated response effort across Regions since MERGe was not active in all Regions. He also noted that currently, the Board already has responsibilities under the Kansas Response Plan Emergency Support Function #8, and the language aids in fulfilling those duties.

With no further business, the Chairman requested a motion to adjourn.

Motion: To adjourn the board Meeting at 11:30 a.m. Moved by Commissioner Boaldin, seconded by Vice chair Behan. Motion passed.

Robert Wall

February 6, 2009

Approved