



# KANSAS

DENNIS ALLIN, M.D., CHAIR  
STEVE SUTTON, INTERIM EXEC. DIRECTOR

MARK PARKINSON, GOVERNOR

BOARD OF EMERGENCY MEDICAL SERVICES

## MINUTES

### EMERGENCY MEDICAL SERVICES

#### BOARD MEETING

December 4, 2009

#### Board Members Present

Dr. Dennis Allin  
JR Behan  
Comm. John Miller  
Rep. Vern Swanson  
Comm. Bob Boaldin  
Col. Dale Wasson  
Sen. Jay Emler  
Deb Kaufman  
Dr. Joel Hornung  
Joe Megredy

#### Guests

Pam Kemp  
Jon Friesen  
Jeff Smith  
Kathy Dooley  
Gary Winter  
Brandon Beck  
Matt Howard  
Terry David  
Bob Prewitt  
Rosa Spaunhour  
Kerry McCue  
Frank Williams  
Mark Willis  
Derek Sobelman  
Jason Nelson  
Darrel Kohls  
Dalene Deck  
Grant Helferch  
Colin Fitzgerald  
John Hultgren  
Wendy Gronau  
Jason Jenkins  
Terry Kiser  
Courtney McCain  
Chad Pore  
Chris Way  
Sarah House  
Randy Easter  
John Ralston  
Ben Grimsley  
Ken Keller

#### Staff

Robert Waller  
Steve Sutton  
Joe Moreland  
Nicole Bradley  
Carman Allen

#### Board Members Absent

BC Rick Rook  
Rep. Cindy Neighbor  
Sen. Oletha Faust- Goudeau

## CALL TO ORDER

Chairman Allin called the meeting to order on Friday, December 4, 2009 at 9:03 am.

## APPROVAL OF MINUTES

The first order of business was to approve meeting minutes from the October 2, 2009 Board meeting.

*Motion: To approve October 2, 2009 meeting minutes. Moved by Senator Emler, seconded by Representative Swanson. Motion passed.*

## COMMITTEE REPORTS AND POSSIBLE ACTION

### Planning and Operations Committee

Chairman Allin called upon Mr. Joe Megredy to give the Planning and Operations Committee update. Mr. Megredy reported that Robert Waller, Executive Director, discussed the Kansas Emergency Medical Information System (KEMIS) and the development of a solution to connect the Kansas Department of Health and Environment (KDHE) Trauma Registry with KEMIS. Funding for the connection is still outstanding. Mr. Megredy informed the Board roughly 65 services are participating in the KEMIS with some of the smaller services not being connected currently. The third group for KEMIS would be starting in January. Mr. Megredy reported that Kerry McCue, Statewide Interoperability Executive Committee (SIEC) and the communication system. Mr. McCue reported on the on-going development of the system, connections from the statewide hospitals to the system, and upcoming training class being held.

Mr. Megredy reported Sarah House, Kansas Department of Health and Environment, gave an update on Emergency Medical Services for Children (EMSC). Sarah handed out a resource sheet, and reported that there had been 19 H1N1 deaths with only 2 of the deaths being pediatric patients under the age of 18. Mr. Megredy also reported to the Board that Rosanne Rutkowski, Advisory Committee on Trauma (ACT), gave an update from the ACT and handed out a fall newsletter. She noted that Dr. Harrison and Dr. Allin have been re-elected as Chair and Vice Chair of the ACT Committee. John Ralston (Seward County) is the newest member on the Committee; he replaced Bob Prewitt as the KEMTA representative. Rosanne reported that they met in November and are currently working on regulations. They will meet again on January 20, 2010.

Mr. Megredy reported to the Board that Jane Faubion, Office of Local and Rural Health (OLRH), gave an update and is currently starting an online survey to evaluate trauma training and training needs in Kansas. The goal is to make electronic training available online by the year

2010. Additionally, OLRH is in the process of adding new advisors to the Flex Grant Committee.

Mr. Megredy reported that there was a Homeland Security Summit held on October 16, 2009 in Salina in regards to pandemic flu. Steve Sutton, Deputy Director, spoke that there were roughly 30 people that attended and created a draft tool kit. Mr. Sutton stated that the document will be sent to those who attending the summit for review. When the document is finalized it will be sent to all services and place on the Board website.

Mr. Megredy reported there was a presentation from Jason White and Rich Leeman, Missouri, on FRA Tax. Missouri is the only state to currently use FRA Tax, Provider Tax and Self Tax. This process would require a legislative packet to allow access of EMS to the "revenue". Mr. Waller will continue to gather information on this process.

Lastly, the Committee reviewed an application made by Fleetwood Transportation Inc. At issue was the communication system being used by the company and how the system would connect to other services in that area. Mr. Megredy explained that current law dictates that a licensed service must have two-way radio communication with its primary hospital. The Committee determined that the Nextel system being used by Fleetwood did not conform to the language and denied the application.

***Motion: To deny application for Fleetwood Transportation Inc. Moved by Board Member Megredy, seconded by Colonel Wasson. Motion passed.***

### **Education, Examination, Training and Certification Committee**

Chairman Allin called upon Vice Chair Behan to give an update on the Education, Examination, Training and Certification Committee. Chad Pore and Darrel Kohls, from the Education Development Task Force (EDTF), presented the Educator Proposal and copies of K.S.A. 65-6112, 65-6124, 65-6129, 65-6129b, 65-6129c, 65-6133, and 65-6150 to the Committee. The EDTF requested formal approval of the Educator Proposal presented to the EETC in July 2009 and permission to begin work on finalizing statutory and regulatory language to support the proposal. EDTF requested direction from the Education, Training, Examination and Certification committee and the Board as to what their course of action should focus on for upcoming meetings. Vice Chairman Behan noted that the Committee moved to accept the Educator Proposal as a working document with the Education, Training, Examination and Certification committee and the EDTF meeting prior to February to work out a final proposal.

Continuing, Vice Chairman Behan updated the Board on the progress of the Friesen Group and the Scope of Practice Transition development course. An overview of the meeting held December 2, 2009 with the EMS Regional Councils and other interested parties was provided. He stated that the Friesen Group estimates the cost for materials per person attending Train the Trainer courses will be around \$300. However, not all educators will need to attend these courses, only those that will be coordinating Transition courses will need to attend. Vice Chairman Behan also noted that a question was raised about the Board's intent to require a

competency evaluation of all levels. Information was provided that educators and medical directors have expressed concern with insuring competency at all levels, but are especially concerned with competency assurance at the AEMT level.

Vice Chair Behan reported that there are ongoing check sheet revisions, and the group would continue to meet and review those documents.

Vice Chair Behan reported there was a Public Hearing on Wednesday December 2, 2009, and four (4) people attended. The recommendation was to move forward with K.A.R. 109-5-4, 109-6-1, 109-6-2, and 109-10-7. However, the Committee voted to send K.A.R 109-11-1, 109-11-3, 109-11-3, 109-11-4, and 109-11-6 back to EDTF. ***A roll call vote was requested to adopt the revisions to KAR 109-5-4, 109-6-1, 109-6-2 AND 109-10-7.***

**109-5-4:**

**Regulation recommended for approval to revoke regulation 109-5-4**

Chairman Allin	Yes
Vice Chairman Behan	Yes
Commissioner Boaldin	Yes
Senator Emler	Yes
Senator Faust- Goudeau	Absent
Dr. Hornung	Yes
Dir. Kaufman	Yes
Board Member Megredy	Yes
Commissioner Miller	Yes
Representative Neighbor	Absent
Chief Rook	Absent
Representative Swanson	Yes
Colonel Wasson	Yes

***Motion passed.***

**109-6-1: To adopt regulation 109-6-1 and define “directly supervise”**

Chairman Allin	Yes
Vice Chairman Behan	Yes
Commissioner Boaldin	Yes
Senator Emler	Yes
Senator Faust- Goudeau	Absent
Dr. Hornung	Yes
Dir. Kaufman	Yes
Board Member Megredy	Yes
Commissioner Miller	Yes
Representative Neighbor	Absent
Chief Rook	Absent
Representative Swanson	Yes
Colonel Wasson	Yes

***Motion passed.***

**109-6-2:**

**To adopt regulation 109-6-2**

Chairman Allin	Yes
Vice Chairman Behan	Yes
Commissioner Boaldin	Yes
Senator Emler	Yes
Senator Faust- Goudeau	Absent
Dr. Hornung	Yes
Dir. Kaufman	Yes
Board Member Megredy	Yes
Commissioner Miller	Yes
Representative Neighbor	Absent
Chief Rook	Absent
Representative Swanson	Yes
Colonel Wasson	Yes

***Motion passed.***

**109-10-7:**

**Adopt regulation 109-10-7 and Define Learning Management Systems and Communities of Interest**

Chairman Allin	Yes
Vice Chairman Behan	Yes
Commissioner Boaldin	Yes
Senator Emler	Yes
Senator Faust-Goudeau	Absent
Dr. Hornung	Yes
Dir. Kaufman	Yes
Board Member Megredy	Yes
Commissioner Miller	Yes
Representative Neighbor	Absent
Chief Rook	Absent
Representative Swanson	Yes
Colonel Wasson	Yes

***Motion passed.***

**Investigations Committee**

Chairman Allin called upon Colonel Wasson for an update from the Investigations Committee. Colonel Wasson reported that one consent agreement was ordered to be sent out and two (2) cases were closed.

**Executive Committee**

Chairman Allin called upon Senator Emler to give a report on the Executive Committee. Senator Emler reported that the Committee discussed the current budget. There is a rescission bill that has been introduced by the Governor. However, the Governor's FY 2010 and FY 2011 had not been released. Senator Emler also informed the Committee that the KBEMS Legislative package as well. The Committee recommended continued support of the following bills:

- SB 220 – KBEMS “Definitions”
- SB 221 – Homeland Security
- SB 222 – Background Checks
- SB 223 – Subpoena Authority
- SB 224 – Fine Authority
- SB 262 – Scope of Practice

Lastly, Senator Emler discussed a request by Chris Alexander (Kansas City Kansas EMS/Fire) to introduce legislation to address infectious disease testing. Mr. Alexander informed the Committee that current state statutes do not require testing of the source patient and the disclosure of results to the exposed employee outside of a limited number of infectious diseases. The Board will consider the language during its February meeting.

*Motion: To endorse the aforementioned bills. Moved by Senator Emler, seconded by Commissioner Boaldin. Motion passed.*

### Budget/Office Update

Chairman Allin called upon Executive Director Waller to give an update on the budget/office. Mr. Waller reported that there was a Homeland Security Summit that met in October 2009 and developed a Pandemic Flu tool kit. He stated that tool kit would be sent to those who developed the document before being made public. Once finalized, a copy will be sent to all the services on a CD. It will also be placed on the Board Website.

### Public Comment

Chairman Allin called upon Grant Helfrich of Butler County to speak during Public Comment. Mr. Helfrich showed a video that was made by Butler County staff called “PRIDE II”. This video featured quotes and letters that the service had received from patients and others.

### Executive Session

*An executive session was called to begin at 10:20 a.m. for thirty (30) minutes to discuss non-elected personnel.*

*Motion: To hold an executive session from 10:20a.m. to 10:50a.m. Moved by Vice Chair Behan, seconded by Board Member Megredy. Motion passed.*

*Motion: To extend Executive Session for 30 (thirty) minutes from 10:50a.m. to 11:20a.m.. Moved by Vice Chair Behan, seconded by Board Member Megredy. Motion passed.*

*Motion: To extend Executive Session for thirty (30) minutes from 11:20a.m. to 11:35a.m. Moved by Dr. Hornung, seconded by Commissioner Boaldin. Motion passed.*

*Motion: To extend Executive Session for ten (10) minutes 11:35a.m to 11:45a.m.. Moved by Commissioner Miller, seconded by Senator Emler.*

*Motion: To adjourn the board Meeting at 11:45a.m. Moved by Representative Swanson, seconded by Commissioner Boaldin. Motion passed.*

Steven M. Sutton /S/ February 5, 2010

**APPROVED**