

**BOARD APPROVED**  
**4/6/2012**

**Board Meeting Minutes**

**February 3, 2012**

**Board Members Present**

Dr. Dennis Allin  
Dr. David Kingfisher  
Shane Pearson  
Deb Kaufman  
Dr. Deb Smith  
Dr. Joel Hornung  
Comm. John Miller  
JR Behan  
John Ralston  
Joe Megredy  
Sen. Oletha Faust- Goudeau

**Guests**

Kathy Dooley  
Anderson Lowe  
Wendy Gronau  
Jeff Smith  
Derek Sobelman  
Mark Willis  
Chrissy Bartel  
Curt  
Shreckengaust  
Dalene Deck  
Colin Fitzgerald  
Marguerite  
Underhill  
Jon Friesen  
Jane Wyatt  
Frank Williams  
Grant Helferich  
Chris Way  
Gary Winter  
David Stithem  
Shirley Parks  
Brandon Beck  
Dan Hudson  
Terry David  
John Hultgren  
Kerry McCue  
Marvin Van Blaricon  
Sarah House  
Ben Grimsley  
Steve Isaacson  
Aden Schillig  
George Elliott  
Ed Debesis

**Staff**

Steve Sutton  
Joseph House  
Carman Allen  
Dave Cromwell  
Jean Claude  
Kandagaye  
Jerry Cunningham  
Patti Artzer  
Nicole Wells  
Rashelle Fowler  
Georganne Lovelace

**Board Members Absent**

Sen. Jay Emler  
Rep. Broderick Henderson  
Rep. Vern Swanson  
Comm. Bob Boaldin

## CALL TO ORDER

Dr. Allin called the Board Meeting to order on Friday February 3, 2012 at 9:04am.

## APPROVAL OF MINUTES

The first order of business was to approve meeting minutes from the December 2, 2011 Board Meeting.

*Board Member Behan moved to approve the December 2, 2011 Board Meeting minutes; Board Member Kaufman seconded the motion. No discussion. Motion passed without objection.*

## COMMITTEE REPORTS AND POSSIBLE ACTION

### Planning and Operations Committee

Deb Kaufman, Planning and Operations Committee Chair, provided a committee report to the Board, summarized as follows, from their meeting on February 2, 2012:

- Discussion took place regarding K.A.R. 109-2-7. The committee recommended that anyone with comments and input on this regulation should submit those to Dave Cromwell. Mr. Cromwell is to compile the responses and get them back to the Chair within 2 weeks.
- Joseph House provided an update on KEMSIS. Mr. House provided a copy of 2011 data to the committee. Currently, the agency is working with vendors, other than ImageTrend, to upload information into KEMSIS as well as those agencies utilizing ImageTrend. Joe Moreland and the current services utilizing KEMSIS were commended for their significant time and effort in this process. Kansas was utilized as an example during a NASEMSO webinar demonstrating our interface with Trauma Services that is allowing data to be shared between the two programs.
- Dave Cromwell provided an Operations Manager report. This report stated that there have been two services changing ownership and a third service working on licensing and regulatory compliance with the new regulations. All 2011 inspections had been completed and staff is preparing to begin 2012 inspections. New inspection forms were provided for review with revisions completed secondary to the new regulations.
- Discussion took place regarding the revised regulations that took effect on January 27, 2012. Concern was brought forth regarding notification of when the regulations took effect.
- Discussion took place regarding the inspection policy that will need to be revised to reflect the regulatory changes. Any comments on that policy should be forwarded to Dave Cromwell.

- Joseph House provided an update on the authorized activity regulations: K.A.R. 109-3-3; K.A.R. 109-3-4; and K.A.R. 109-3-5. Discussion took place regarding these three regulations and all were recommended for adoption by the full Board.

**ROLL CALL VOTE FOR 109-3-3**

*Motion: To approve K.A.R. 109-3-3. Moved by Deb Kaufman, seconded by Shane Pearson. No discussion.*

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>
<b>Dr. Hornung</b>		<b>Absent</b>
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

*Motion passes with 9 in favor; 6 absent. **K.A.R. 109-3-3 approved.***

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**ROLL CALL VOTE FOR 109-3-4**

*Motion: To approve K.A.R. 109-3-4. Moved by Deb Kaufman, seconded by J.R. Behan. No discussion.*

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>
<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	

Representative Swanson

Absent

*Motion passes with 10 in favor; 5 absent. **K.A.R. 109-3-4 approved.***

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**ROLL CALL VOTE FOR 109-3-5**

*Motion: To approve K.A.R. 109-3-5 as written and to place the medication corrections in the next revision. Moved by Deb Kaufman, seconded by Dr. Deb Smith. Discussion summarized as follows:*

A concern was voiced regarding approving a regulation that is going to be worked on immediately to make corrections. This concern was to ensure that the regulation is right before it is approved. No further discussion.

Dr. Allin	Yes	
Mr. Behan	Yes	
Commissioner Boaldin		Absent
Senator Emler		Absent
Senator Faust-Goudeau	Yes	
Representative Henderson		Absent
Dr. Hornung	Yes	
Ms. Kaufman	Yes	
Dr. Kingfisher	Yes	
Mr. Megredy	Yes	
Commissioner Miller	Yes	
Mr. Ralston		Absent
Dr. Smith	Yes	
Mr. Pearson	No	
Representative Swanson		Absent

*Motion passes with 9 in favor; 1 opposed; 5 absent. **K.A.R. 109-3-5 approved.***

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**Education, Examination, Training and Certification (EETC) Committee**

JR Behan, EETC Committee Chair, provided a committee report to the Board, summarized as follows, from their meeting on February 2, 2012:

- Chad Pore provided the committee with an update from the EDTF, specifically regarding the EDTF membership proposal. The committee recommended Board adoption of the proposal.

*Motion: To approve the EDTF's membership proposal. Moved by JR Behan; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.*

- Carman Allen provided the committee with a report regarding the transition and continuing education audits.

- Discussion took place regarding multiple educational regulations. Some of these were recommended for adoption by the Board and some were recommended for further revision prior to being submitted for adoption.

**ROLL CALL VOTE FOR 109-5-1c**

*Motion: To approve K.A.R. 109-5-1c. Moved by JR Behan, seconded by Joe Megredy. No discussion.*

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>
<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

*Motion passes with 10 in favor; 5 absent. **K.A.R. 109-5-1c approved.***

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- The committee received input regarding K.A.R. 109-5-3 that deals with continuing education approval for long-term program providers. Due to public comment received and some other significant changes, the committee decided to not move this regulation forward at this time and to possibly readdress at the April meeting.

*Motion: To deny K.A.R. 109-5-3. Moved by JR Behan; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.*

**ROLL CALL VOTE FOR 109-7-1**

*Motion: To approve K.A.R. 109-7-1. Moved by JR Behan, seconded by Deb Kaufman. No discussion.*

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>

<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

***Motion passes with 10 in favor; 5 absent. K.A.R. 109-7-1 approved.***

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**ROLL CALL VOTE FOR 109-8-2**

***Motion: To approve K.A.R. 109-8-2. Moved by JR Behan, seconded by Deb Kaufman. No discussion.***

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>
<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

***Motion passes with 10 in favor; 5 absent. K.A.R. 109-8-2 approved.***

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**ROLL CALL VOTE FOR 109-10-1c**

***Motion: To approve K.A.R. 109-10-1c. Moved by JR Behan, seconded by Deb Kaufman. No discussion.***

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>

<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

***Motion passes with 10 in favor; 5 absent. K.A.R. 109-10-1c approved.***

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- The committee also received input regarding K.A.R. 109-10-2 that deals with long term accreditation of training programs conducting initial courses. Due to public comment received and some other significant changes, the committee decided to not move this regulation forward at this time and to possibly readdress at the April meeting.

***Motion: To deny K.A.R. 109-10-2. Moved by JR Behan; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.***

**ROLL CALL VOTE FOR 109-11-4a**

***Motion: To approve K.A.R. 109-11-4a. Moved by JR Behan, seconded by Dr. Deb Smith. No discussion.***

<b>Dr. Allin</b>	<b>Yes</b>	
<b>Mr. Behan</b>	<b>Yes</b>	
<b>Commissioner Boaldin</b>		<b>Absent</b>
<b>Senator Emler</b>		<b>Absent</b>
<b>Senator Faust-Goudeau</b>	<b>Yes</b>	
<b>Representative Henderson</b>		<b>Absent</b>
<b>Dr. Hornung</b>	<b>Yes</b>	
<b>Ms. Kaufman</b>	<b>Yes</b>	
<b>Dr. Kingfisher</b>	<b>Yes</b>	
<b>Mr. Megredy</b>	<b>Yes</b>	
<b>Commissioner Miller</b>	<b>Yes</b>	
<b>Mr. Ralston</b>		<b>Absent</b>
<b>Dr. Smith</b>	<b>Yes</b>	
<b>Mr. Pearson</b>	<b>Yes</b>	
<b>Representative Swanson</b>		<b>Absent</b>

***Motion passes with 10 in favor; 5 absent. K.A.R. 109-11-4a approved.***

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**ROLL CALL VOTE FOR 109-13-1**

*Motion: To approve K.A.R. 109-13-1. Moved by JR Behan, seconded by Dr. Deb Smith. No discussion.*

Dr. Allin	Yes	
Mr. Behan	Yes	
Commissioner Boaldin		Absent
Senator Emler		Absent
Senator Faust-Goudeau	Yes	
Representative Henderson		Absent
Dr. Hornung	Yes	
Ms. Kaufman	Yes	
Dr. Kingfisher	Yes	
Mr. Megredy	Yes	
Commissioner Miller	Yes	
Mr. Ralston		Absent
Dr. Smith	Yes	
Mr. Pearson	Yes	
Representative Swanson		Absent

*Motion passes with 10 in favor; 5 absent. **K.A.R. 109-13-1 approved.***

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**ROLL CALL VOTE FOR TEMPORARY 109-5-7c**

*Motion: To approve K.A.R. 109-5-7c as a temporary regulation. Moved by JR Behan, seconded by Deb Kaufman. No discussion.*

Dr. Allin	Yes	
Mr. Behan	Yes	
Commissioner Boaldin		Absent
Senator Emler		Absent
Senator Faust-Goudeau	Yes	
Representative Henderson		Absent
Dr. Hornung	Yes	
Ms. Kaufman	Yes	
Dr. Kingfisher	Yes	
Mr. Megredy	Yes	
Commissioner Miller	Yes	
Mr. Ralston		Absent
Dr. Smith	Yes	
Mr. Pearson	Yes	
Representative Swanson		Absent

*Motion passes with 10 in favor; 5 absent. **K.A.R. 109-5-7c approved as a temporary regulation.***

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***Motion: To conceptually approve revising K.A.R. 109-5-5. Moved by JR Behan; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.***

- Steve Sutton provided an update regarding the National Registry Transition and Recertification. It was reported that a process had been developed by NREMT for handling the NREMT transition Kansas MICTs that are National Registry paramedics being transitioned to the “new scope”. This process had been previously distributed out via the ListServ and also via the regional councils and professional organizations.

### **Investigations Committee**

Joe Megredy, Investigations Committee Chair, deferred to Dr. Joel Hornung for a committee report to the Board, summarized as follows, from their meeting on February 2, 2012:

- The Investigations Committee reviewed 9 cases.
- Two cases were individuals seeking initial certification that declared a felony.
- One case was an attendant recertifying that declared a felony.
- Two cases were follow-up reports from the December meeting.
- One case was a patient care complaint.
- One case was a self-report.
- One case was regarding inappropriate patient care in which a summary order to revoke the attendant’s certificate was requested.
- One case was regarding unprofessional conduct in which a summary order to revoke the attendant’s certificate was requested.
- Jerry Cunningham provided the committee with a self-report form. Operational regulations state that self-reports must utilize a form approved by the Board.

***Motion: To approve the self-report form. Moved by Dr. Joel Hornung; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.***

### **Executive Committee**

Dr. Dennis Allin, Chairman of the Board, provided a committee report to the Board, summarized as follows, from their meeting on February 2, 2012:

- Discussion took place regarding Senate Bill 250.

Dr. Allin deferred to Senator Oletha Faust-Goudeau for an explanation of the bill. This bill pertains to the continuation of health care insurance for the surviving immediate family of a firefighter who was killed in the line of duty. Terry David, KEMSA president, offered a concern of EMS being left out and pointed out that this bill did not provide this type of coverage to volunteers, which account for a majority of the firefighters in the state. Discussion took place regarding the Board Staff and whether or not to take a more active approach legislatively. Staff was directed to come back to the Executive Committee if a more active role is necessary, but general support for this concept was approved.

- An update was provided regarding protocol development. A meeting has been scheduled among Kansas EMS Physicians. The intention is for this to be a physicians within Kansas Medical Society (KMS) driven project.
- Discussion took place regarding a Strategic Planning session on April 17, 2012.

Dr. Allin began discussion as to a location for the strategic planning session. Dr. Allin requested Board Members to contact him if they were interested in assisting with meeting with a facilitator about the scope and purpose of the agenda for the strategic plan. Discussion took place regarding possibly using committee times during April Board's meeting to work on the strategic plan.

- A breakdown of the composition of various Kansas regulatory boards was provided with no discussion other than to possibly use the breakdown within the strategic planning session.
- Steve Sutton provided a copy of the NASEMSO work plans for each of the different councils. It was recommended to utilize this document in conjunction with the strategic plan.

Dr. Allin deferred to Steve Sutton, Executive Director, for an explanation of the Joining Forces program. This program deals with distributing information and education on the impact of the war on veterans and their families. A link to the four module video session was placed on the ListServ, and sent out to each of the region chairs and professional organizations.

Dr. Allin presented, former Board Member, Battalion Chief Rick Rook a certificate and plaque in recognition of his exemplary service to the Board, the EMS community, and the citizens of Kansas.

### Office Update

Steve Sutton, Executive Director, provided an office update to the Board summarized as follows:

- House Bill 2562 has been introduced by the American Heart Association that deals with covering lay people under the Good Samaritan law.
- New operational regulations went into effect on January 27, 2012.
- A meeting regarding protocol development took place with KMS on January 31, 2012.
- NASEMSO has announced a national survey that addresses air ambulance operations that the office will be receiving soon.
- During a recent budget hearing, the Judicial Branch had requested an increase to enhance their operations due in part to a 10% reduction in docket fees. These docket fees also support our KRAF funding, so it could be expected to see a 10% reduction in available KRAF funding.
- All regions have committed to receiving the Emergency Preparedness Grant funding, although a couple are still in the process of confirming how they will use the funds.
- Jason White has requested support in providing data to assist with the FRA for ground ambulances in the state of Kansas. Mr. Sutton requested authorization from the Board to proceed and assist with this process. No objection to the plan was presented; however, Dr. Allin requested that this lend itself to committee discussion as the process is going on so that the public has an opportunity to comment.
- Board staff, a few Board Members, and legal counsel are working on a plan to assist with some identified issues occurring with transition courses with the least amount of impact to operating an ambulance service.
- A national survey will be coming to the state to ask about certification versus licensure.

- Information was provided regarding the National Registry and competency validation with renewals.
- The ability exists to check your transition deadline via our website.
- Service directors are able to go online and update their roster.
- Provided an update on multiple meetings that have occurred since the last Board Meeting.

Discussion took place regarding the possibility of extending the compliance deadline if a service was not meeting a specific regulatory requirement due to the changes in regulations on January 27<sup>th</sup>. Dr. Allin and the Board requested that for about six months, the agency should continue to inspect services and identify the shortfalls with no action taken towards protocol infraction. After six months, the Board will re-evaluate if this time period needs to be extended. No objection noted.

Mr. Sutton reported the exam contract was coming up on its 3<sup>rd</sup> year and would need to be renewed and extended for next year beginning July 1<sup>st</sup> until June 2013.

Mr. Behan requested to add an item from his committee report regarding the examination contract. The exam contract is coming up on its 3<sup>rd</sup> year and needs to be renewed and extended for the next year beginning July 1<sup>st</sup> until June 2013.

***Motion: To extend the contract to the current exam vendor for the year from July 1, 2012 through June 30, 2013 and to begin working on the RFP and any new skills stations for the next examination bid. Moved by JR Behan; Seconded by Joe Megredy. No discussion. None opposed. John Ralston abstained from voting due to being involved with the original contract. Motion passed without objection.***

### **Election of Officers:**

JR Behan nominated Dr. Allin for Chairman of the Board. John Ralston seconded the nomination. No further nominations made. Nominations closed. Voting occurred with no objections to the nominee noted. Dr. Dennis Allin elected as Chairman of the Board.

Dr. Allin nominated JR Behan for Vice-Chairman of the Board. Deb Kaufman seconded the nomination. No further nominations made. Nominations closed. Voting occurred with no objections to the nominee noted. JR Behan elected as Vice-Chairman of the Board.

### **Public Comment**

- Terry David, KEMSA president, provided comments regarding the upcoming strategic planning session, a national conference for state EMS associations taking place in Wichita, EMS on the hill, and an open house at Crisis City on March 24, 2012.
- Chris Way, Labette Health EMS, provided comments regarding communication and accountability.

### **Executive Session**

***There was no executive session this meeting***

***Motion: To adjourn the Board Meeting at 10:57am. Moved by Dr. Joel Hornung; Seconded by Deb Kaufman. No discussion. None opposed. Motion passed without objection.***

Meeting Adjourned at 10:57 am by Dr. Dennis Allin, Chair.

Next Meeting: Friday, April 6, 2011 at 9:00 am.