



Approved
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James R. Behan, Chair
Steven Sutton, Executive Director

Sam Brownback, Governor

Board Meeting Minutes
February 14, 2014
Teleconference

Board Members Present

James R. Behan
Dennis Franks
Dr. Joel Hornung
Director Deb Kaufman
Comm. Mike Lewis
Shane Pearson
Director Chad Pore
Rep. Broderick Henderson
Director John Ralston

Announced Guests

Mick McCallum
Eric Voss
Gabe Shults
Jane Wyatt
Terry David
Jason Bolt
Jason White
Mary Blubaugh
Diane Glynn

Representing

KanAAMS
Concordia Fire/EMS
Butler County EMS
Norton County EMS
KEMSA/Rice Co EMS
KEMTA/Region 6
MARCER
KS Board of Nursing
KS Board of Nursing

Staff

Steve Sutton
Joseph House
Curt Shreckengaut

Attorney General Staff

Sarah Fertig

Board Members Absent

Dr. David Kingfisher
Senator Oletha Faust-
Goudeau
Rep. Vern Swanson
Dr. Denise Miller
Comm. Keith Olsen

CALL TO ORDER

Chairman Behan called the meeting to order on Friday, February 14, 2014 at 1:03 p.m.

EXECUTIVE COMMITTEE AUTHORITY

Chairman Behan stated that, during the legislative session, there are times where it is necessary to quickly obtain an answer for direction of the board in regards to pending legislation. In an effort to assist with this process and to allow for a quicker response, it was proposed that the Executive Committee have decision making authority for the board.

Chairman Behan made a motion that the Board delegate concurrent authority to the Executive Committee to decide all matters that require a decision before the next regularly scheduled meeting; Director Pore seconded the motion. No discussion. The motion carried without opposition.

HB2509 – EMS AMENDMENT

Chairman Behan called upon Executive Director Sutton to discuss HB2509, specifically K.S.A. 65-6112 - Definitions; K.S.A. 65-6119 – Paramedic; and K.S.A. 65-6121 - EMT.

K.S.A. 65-6112 - Definitions

Executive Director Sutton detailed the proposed change to the definition of attendant (*by the Kansas Board of Nursing*) – the addition of “...providing services pursuant to medical protocols in the performance of duties for a licensed ambulance service, fire, or police department.” Discussion yielded concern over whether this change would impact existing industrial rescue teams, whether it would cause significant concern for paramedics and EMTs in performing clinical skills as part of an educational experience (initial and/or continuing education), and how it would impact small hospitals and rural hospitals that currently have difficulty in obtaining personnel. Discussion led to the question being asked of what identified problem does this proposed verbiage address. Chief Pearson, Director Pore, and Mr. Franks provided comment during the discussion.

K.S.A. 65-6119 – Paramedic

Executive Director Sutton detailed the proposed change to this statute (*by the Kansas Board of Nursing*) – the reinsertion of the language on line 14 “during an emergency” and the reinsertion of lines 18-20 “perform, during non-emergency transportation, those activities specified in this section when specifically authorized to perform such activities by medical protocols.” Discussion yielded the thought that this language was proposed as clean-up and that there was confusion that this language was proposed to support community paramedicine. The board wished to reinforce that the intent of proposing this language was neither to support community paramedicine, nor to support the use of paramedics and EMTs in a clinical setting; the language was proposed to clean-up what appeared to be duplicative language.

K.S.A. 65-6121 - EMT

Executive Director Sutton detailed the proposed change to this statute (*issued raised by Dr. Sabina Braithwaite*) – the elimination of equipment from EMT authorized activities/scope of practice: pneumatic anti-shock garments (PASG), EOA, and demand valves. Discussion yielded that the board was not necessarily opposed to the elimination of this language, but wanted to consider the impact that it would have on initial courses of instruction as well as attendants that are currently certified at the EMT-B level. No concern was expressed over the removal of the EOA and the demand valve, but slight concern that elimination of the PASG would be in contradiction to current national standards. Discussion was that PASG still remained as part of the curriculum in PHTLS, BTLS, and ATLS as well as initial course curriculum at all levels. It was requested to perform a literature review on the EOA, oxygen demand valve, and PASG to assist in the determination of need prior to eliminating the language from statute.

General comments during the discussion of these three items:

Was there any opposition offered to K.S.A. 65-6119 since its introduction at the October board meeting? Executive Director Sutton responded that the board was unaware of any opposition to this language until approximately 2 weeks prior to the hearing from the Kansas Board of Nursing and approximately 5 days prior to the hearing from MARCER.

Chief Pearson stated a concern that with the amount of time that the Board’s legislative packet was available for comment, that these parties were not available or willing to comment until such close proximity to the initial hearing so that minimal action could be done. Chairman Behan reiterated that the Kansas Board of Nursing may not have been asked to comment on this bill early in the process due to not believing that this language would effect nursing.

Director Pore motioned to remove HB2509 as moving forward this year; Chief Pearson seconded the motion. No discussion. Consensus vote attempted and roll call determined to be necessary:

ROLL CALL VOTE:

<i>Chairman Behan</i>	<i>Yes</i>	<i>Comm. Lewis</i>	<i>No</i>
<i>Senator Faust-Goudeau,</i>	<i>(Absent)</i>	<i>Dr. Miller</i>	<i>(Absent)</i>
<i>Mr. Franks</i>	<i>No</i>	<i>Comm. Olsen</i>	<i>(Absent)</i>
<i>Rep. Henderson</i>	<i>No</i>	<i>Chief Pearson</i>	<i>Yes</i>
<i>Dr. Hornung</i>	<i>No</i>	<i>Director Pore</i>	<i>Yes</i>
<i>Director Kaufman</i>	<i>No</i>	<i>Director Ralston</i>	<i>No</i>
<i>Dr. Kingfisher</i>	<i>(Absent)</i>	<i>Rep. Swanson</i>	<i>(Absent)</i>

The motion did not pass (3 Yes; 6 No; 5 Absent).

Director Kaufman requested to see if there were sections that were non-contentious that could move forward. Commissioner Lewis stated that he believes that the board should look at moving something forward and Dr. Hornung echoed that belief.

Director Kaufman motioned to continue HB2509 forward in the process only including Sections 1, 8, 9, and 10; no second for the motion. The motion died.

Chairman Behan directed the Executive Committee to meet early in the week of February 17-21 to provide direction on HB2509. Chairman Behan requested the Investigations Committee convene a meeting prior to the scheduled April committee and board meetings since the last meeting occurred in October and there were items pending a decision.

Director Kaufman motioned to have the executive committee review the testimony and bring forth a recommendation; Commissioner Lewis seconded the motion. Discussion yielded that after the previous vote granting the executive committee the decision authority, this motion may not be necessary. Director Kaufman withdrew the motion.

Chairman Behan asked for any further discussion from the Board Members. No further discussion. Chairman Behan adjourned the teleconference at 2:09 p.m.

The next scheduled Committee and Board meetings are April 3-4, 2014.

Executive Committee – TBA (week of February 17-21, 2014)

Investigations Committee – TBA (prior to April 3, 2014)