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Dr. Joel E Hornung, Chair
Joseph House, Executive Director

Laura Kelly, Governor

Board Meeting Minutes

June 6, 2025

APPROVED

8/1/2025

Board Members Present

Rep. Stephanie Clayton
Terry David
Rep. Robyn Essex
Sen. Michael Fagg
Dr. Gregory Faimon
Sen. Faust-Goudeau-Virtual
Dr. Joel Hornung
Chief Shane Pearson
Director John Ralston
Dr. Martin Sellberg
Director Jeri Wheatley

Board Members Absent

Director David Adams

Guests

Mickey Huber	AMR Topeka
Scott Sare	JoCo MedAct
Clay Cox	Life Save
Jerrad Webb	Kearny Co EMS
Stacy Wespi	Wichita FD
Kara Lawrence	Pawnee Co EMS
Brian Lawrence	Kiowa Co EMS
Craig Isom	KEMSA/Eagle Med
Chrissy Bartel	Norwich EMS
Nathan Komarek	Salina Fire
Dave Johnston	Reno Co
Brandon Beck	Lyon Co
Frank Williams	Butler Co EMS
Con Olson	TECH Inc
Monica Heller	Reno Co EMS
Paul Davis	JoCo MedAct
Kevin Joles	Olathe Fire

Staff Present

Joseph House, Exec. Director
James Kennedy
Terry Lower
Chad Pore
James Reed
Mary-Elaine Skinner
Suzette Smith
Kim Cott

Attorney

Sam Feather

Virtual attendees
listed at the
bottom

Chairman Hornung welcomed Terry David as a new board member. He is a Rice County Commissioner. He brings a wealth of information and experience to the Board.

Terry David stated he became an EMT in 1985, is now a Paramedic, and had served in Rice and Reno Counties, he's currently a Rice County Commissioner and was also Vice-Chairman of the Kansas Association of Counties. He sits on the Kansas Hospital Association Committee on Government and Leadership.

Call to Order

Chairman Hornung called the Board Meeting to order on Friday, June 6, 2025 at 9:00 a.m.

Chairman Hornung called for a motion to approve the minutes.

Chief Pearson moved to approve April 4, 2025, minutes. Director Ralston seconded the motion. No further discussion. No opposition noted. The motion carried.

There were no Public Comments.

Committee Reports

Chairman Hornung called for reports from the committees.

There were no decisions requiring affirmation from the Executive Committee.

There was no investigations report.

Office Update

Chairman Hornung called on Director House to give the Office Update. Director House provided the following update.

- Director House said our office reorganization was going very well. We now have three sections: Compliance, Issuance, Research and Analysis. We have hired the Director for each section. There will be three direct reports in each section. Two will have equal duties plus an administrative support person. This will create redundancy to mitigate any future turnover. Jim Reed is the Compliance Director with Ashlye Baxter as one Compliance Officer. They still need an Administrative Specialist and the second Compliance Officer. Mary Elaine Skinner is the Issuance Director with Kim Cott as an Issuance Specialist and Terry Lower as the Administrative Specialist. An offer has been made for another Issuance Specialist. Chad Pore is the Research and Analysis Director with James Kennedy as the Software Systems Analyst and Mamunur Rashid as the Program and Policy Analyst. An offer has been made for an Administrative Specialist.
- The renewal process for services has gone well. Only 10 Sponsoring Organizations did not renew and on average our review process took six days with the service needing less than an hour to complete and submit the application. One service pushed their 30 days to get the application completed.
- Director House attending the NASEMSO Conference where he relinquished his presidency and is now past President. He stated that other states continue to look to Kansas as a prime example of how to do things. The next annual NASEMSO conference will occur in Kansas City, Missouri, April 26-30th. It will be a joint effort with Kansas and Missouri.
- Regulations on the seven-day period for exam testing have been at the Attorney General's office since mid-April. It takes 2-3 months. Once approved, there will be a public comment period of 61 days. Then the regulation will be returned to the Board for adoption.

- KEMSA has requested a panel from the Board for their upcoming conference. Terry David, Director Wheatley, Chief Pearson, and Chairman Hornung volunteered to serve on the panel.

Old Business

Chairman Hornung called for a report on Old Business.

- Regarding K.A.R. 109-1-1, Jason White, on behalf of MARCER, offered a compromise to the language regarding moral turpitude and ‘expert’ regarding the Board. Director House stated that the latest draft has ‘expert’ stricken. The act of moral turpitude is being requested to remain in order to ensure the act is related to the duties, qualifications, and functions of an EMS provider if the Board chooses to use. Representative Clayton suggested ‘conduct unbecoming’ as it focuses on actions and not morals. Terry David agreed with her and stated that only two states, Alabama and Georgia, use that term. Senator Faust-Goudeau asked Representative Clayton to elaborate on her position, and she responded by saying how would the reasonable man define the term moral turpitude and that it was nebulous.

Terry David moved to strike the use of expert and moral turpitude. Representative Essex seconded the motion. No further discussion. The motion carried 8-3.

New Business

Chairman Hornung called on Director House to report on New Business.

- Director House reported that K.S.A. 65-6135 will change on July 1st. Further guidance is needed regarding interpretation and how we move forward. All interpretations are legitimate. As it reads now the Board should not require any ‘ground vehicles’ providing EMS in counties with a population of 30,000 or less to operate with more than one person who satisfies the requirement of subsection (c) if the driver is certified in CPR. If the operator chooses to adopt this policy, they must notify the Board within 30 days of the adoption of such policy. The term ‘ground vehicle’ should be changed to operator because a ground vehicle cannot provide EMS. The first interpretation is providing EMS in any county with a population of 30,000 or less. The question regarding the population is whether it is from the origin of the call, location of service provided, where the operator is located, or if an ambulance is traveling through a county. The other issue is that it states the driver must be “certified” in CPR. However, CPR may be offered by the American Heart Association, but they do not print “certified” on the card. Instead, their card says it is not a certification. These issues need to be resolved. Chairman Hornung asked how we could resolve them. Director House recommended a guidance document for now and then move forward with regulations. Several questions and comments were made: if it should apply to where a truck was licensed due to concerns about a for-profit service moving their operation into other jurisdictions just to qualify; how Medicare billing is affected by ALS and CPR drivers; how it affects BLS or ALS since EMTALA makes the sending facility get the most appropriate transfer facility; where the call originated; 911 response versus a transfer; whether the level of care was ascending or descending. Director House felt that where the call originated is the way to go. Representative Essex communicated

with another Senator who was in the committee hearing and stated that the committee's intent was for it to apply to where the service was located. Director House stated that it narrows the choice of interpretation to where the patient is located on pick up, or where the service is located. A lengthy discussion ensued.

Dr. Sellberg moved to have the Board's application of "providing EMS in any county with a population of 30,000 or less..." to be based upon: Either Patient Origin or Operator Location for 911 and interfacility transfers descending in care; Patient Origin only for Interfacility transfers going to a higher level of care. Director Wheatley seconded the motion. Discussion - Dr. Hornung expressed his disappointment that this bill passed. Representative Clayton suggested that people contact their legislator with their comments. Director House clarified that this was not a component of the bill when it was heard in committee, but the agency and Board did reach out to the legislators when this was added. No further discussion and with no opposition noted, the motion carried.

Discussion returned to CPR certification. Director Ralston suggested we provide guidance as to what 'certified' means. He suggested that the person be trained in CPR at the healthcare provider level and carry a card that is updated every two years.

Director Ralston moved to have completion of CPR training provided at the health care provider level. Dr. Faimon seconded the motion. No further discussion. No opposition noted. The motion carried.

- Director House stated that guidance document 2023-A on single staffing now creates a disconnect. Next would be to rescind 2023-A and replace it with a new guidance document 2025-A. This would apply to counties with a population of 30,000 or greater.

Representative Essex moved to rescind Guidance Document 2023-A and create a new Guidance Document. Senator Fagg seconded the motion. No further discussion. No opposition noted. The motion carried.

- Director Ralston reported that the EETC committee recommends that the Education Standards move forward to the Board.

Director Ralston moved to have the Education Standards move forward. Representative Essex seconded the motion. No further discussion. No opposition noted. The motion carried.

- Director Ralston stated they also discussed whether the Board's BLS examination should continue to utilize an assistant. They recommend that services in counties with populations less than 30,000 need to protect their patients by alerting staff to be prepared to work alone with just a driver only trained in CPR. At this point, the committee felt it unnecessary to change the BLS examination.

Chairman Hornung called for Chief Pearson to give an update on Planning and Operations.

- Chief Pearson reported that they discussed K.A.R. 109-2-6. Staff requested to pull staffing from this regulation and pull into a new regulation. The committee would like to add medical shuttle services to allow a driver to transport a flight crew. ETA for air medical services was addressed with the air medical group that met on Wednesday. They

agreed to remove the second sentence in section d (4). Representative Essex wants to table K.A.R. 109-2-6 because some constituents would like to have further discussion. Director Wheatley stated as a Board we need to know what services an agency can provide. Director House said the renewal application states what levels of service they provide. Chairman Hornung suggested we table it to get more input.

Representative Essex moved to table the discussion of K.A.R. 109-2-6. Representative Clayton seconded the motion. No further discussion. No opposition noted. The motion carried.

- As for discussion of a two year cycle for service renewals, it was tabled but may be added for discussion in the future as a statute change. Inspections would continue to happen annually.
- The Committee may take another look at K.A.R. 109-2-7a in August.
- The Committee went through the authorized activities in K.A.R. 109-3-3, K.A.R. 109-3-4, K.A.R. 109-3-5, and the medication lists and made two small additions: to add calcium gluconate specifically for exposure to hydrofluoric acid, which is topical for EMR, the EMT is topical, eye flush and nebulizer, and then the AEMT adds antibiotics via IV or IO.

Chief Pearson moved to approve the medication list. Director Ralston seconded the motion. No opposition noted. The motion carried.

- Chief Pearson voiced his concerns that the scope of practice for the AEMT is greater than it should be and should go back to the national scope.
- Region and Association updates were given to the Planning and Operations Committee.
- Senator Fagg asked if we were going above national standards in regard to the medication list. Chief Pearson stated that we are for AEMT. Senator Fagg asked if we had weighed the risk vs. benefits in this matter. Chief Pearson stated that his concern was for the scope and creep has grown and to make sure everyone is teaching it the same. Director Wheatley stated that it is not tested for since they only take the NREMT test which does not cover all the Kansas practices.
- Director House asked for clarification on changes to EMR, EMT and AEMT authorized activities. The questions that were brought up dealt with the application of cardiac electrodes for EKG and the application of defibrillator pads, both for EMR. For EMT's the question was regarding pre-existing conditions where the board did not want a Paramedic initiating an IV and then handing the patient off to an EMT to be monitored. The provider retains responsibility for the patient.

Chief Pearson moved to start the process for changes to K.A.R. 109-3-3 and K.A.R. 109-3-5. Director Ralston seconded the motion. No further discussion. No opposition noted. The motion carried.

It was noted 109-3-4 would return to the committee awaiting comments on alternatives to the term "pre-existing".

Director House reminded the Board members to obtain their new security badges so they could access the Landon State Office Building.

Director Ralston moved to adjourn. Director Sellberg seconded the motion. No opposition noted. The motion carried.

The meeting adjourned at 10:55 a.m.

Virtual Guests

Melissa McCaslin
Jessica Baker
Brendan Potter
Jason Hudson
Jeff Smith
Mike Morgan
Kassy DeWitt
Dave Johnston
Kari Presley
Louise Bardwell
Deb Kaufman
Alex Bergstrom
Chris Steiner
Candy Aschenbrenner
Kevin Brinker
Jon Antrim
Caroline Scoville
Angela Fuller