

Approved 8/1/2014

**Board Meeting Minutes
June 6, 2014**

Board Members Present

Dennis Franks
Sen. Mitch Holmes
Dr. Joel Hornung
Director Deb Kaufman
Chief Shane Pearson
Director Chad Pore
Director John Ralston

Attorney General Staff

Sarah Fertig

Board Members Absent

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

Guests

Eric Voss
Brandon Beck
Dalene Deck
Wendy Gronau
Dave Johnston
Brad Sisk
Mark Willis
Ken Keller
Kerry McCue
Kathy Coleman
Rosa Spainhour
Marguerite Underhill
Dan Hudson
Jason Bolt
Terry David
Jeri Smith
Jason Bolt
Jason White
Collin Fitzgerald

Representing

Concordia Fire
Region V/Emporia Fire
SCEMS/Region III
Lincoln Co EMS
KEMSA/SCEMS
GCCC/SKEMS/Reg. II
Newton Fire/EMS
AMR
Region I/Ellis Co EMS
Miltonvale EMS
Kiowa Co. EMS
Washburn Tech
KU Hospital
Region VI/KEMTA
Rice Co EMS
Ark City Fire
KEMTA
MARCER
Leawood Fire

Staff

Joseph House
Curt Shreckengast
Suzette Smith
Dave Cromwell
Chrystine Hannon
Joe Moreland
Martin Miller
Danielle Buchheister
Georganne Lovelace
Ann Stevenson

Call To Order

Chairman Hornung called the Board Meeting to order on Friday June 6th at 9:04 a.m. It was noted that the Board was one individual short of a majority due to Dr. David Kingfisher having an emergency. Chairman Hornung announced a change in the agenda until a majority could be obtained. It was noted that the Investigations Committee had unfinished business on one case and they would complete their business during this portion of the meeting with only the Investigations Committee members voting on any motions.

Case 14-014

Director Pore gave a brief description of the details surrounding this case regarding an application for legal recognition. After investigation it was discovered that this individual had lost his National Registry certification and was not in good standing with the other states he had been certified in.

Chief Pearson made a motion to deny certification in Kansas based on his issues in two other states and that the individual could reapply if and when he resolves the issues; Director Ralston seconded the motion. No discussion; no opposition noted. The motion carried

COMMITTEE REPORTS AND POSSIBLE ACTIONS

Planning and Operations Committee

Chairman Hornung called upon Chief Pearson to give the Planning and Operations Committee report. Chief Pearson reported to the Board:

- Type IIA regulations were discussed by the committee regarding the definition of the word attendant and how that reads currently in two different regulations. Sarah Fertig agrees that the regulation needs to be cleaned up to say attendant, allied personnel, allied health care provider, or something of that nature.
- Four regulations need to have a roll call vote by the board. All four of those have been through the legal process and they are ready to move forward. They'll be published a final time after the board adopts them and then become law in 15 days.
- Dave Cromwell received two requests regarding K.A.R. 109-2-8. One was to remove the KED or short spine board from the list of required equipment on an ambulance. The other was to change the verbiage from 'contaminated products' to 'biohazard'. The committee was comfortable with moving both of those forward to the board.
- The committee heard an update from Mr. Cromwell on late service renewals. It was noted that Board staff had been making calls to the service directors to notify them that they had not yet renewed their permit. 20 services had not turned in their paperwork by the April 15th due date. This should be the responsibility of the service director and not the job of the board office. The committee recommends that if this occurs again, after the deadline date which is actually April 30th, the service will pay double fees and a letter will be sent out by staff notifying the owner/operator, service director, and medical director that their permit expired. Ms. Fertig mentioned it is against the law to operate an ambulance without a valid permit.

- Dave Cromwell and James Reed have been working on revising the Inspection policy. Little things that are easily corrected on site would still be identified but the letters would only be sent to the service director and medical director. If it is an outstanding inspection with nothing found wrong or if it is an extremely bad inspection then the letters will go to the owner/operator, service director, and medical director.
- All the professional organizations and regions were represented at the committee meeting. KEMSA gave an update on the conference coming up in August and announced that the line of duty death benefit for EMS personnel passed legislation on May 12th and will become law July 1st.

Education, Examination, Training and Certification Committee

Chairman Hornung called upon Director Kaufman to give the EETC Committee report. Director Kaufman reported to the board:

- The committee heard a report on the transition process. The committee expressed concern about the number of EMT-I and EMT-D personnel who expire at the end of this year, but have not completed a transition. There really aren't any transition courses scheduled we're hoping to see some in September. We asked the regions if they would get the word out that the EMT-I or D to the AEMT transition takes a little longer so urge those people not to wait until December or they may not get done in time. The committee has asked for a report at the end of this to see how many EMT-I and EMT-D personnel did transition to the AEMT and to see if the numbers were impacted by that transition.
- EETC has some regulations that are continuing in the state process.
- The BLS exam vendor is going to put on three examiner workshops, one in Garden City, one in Andover and one in Topeka. Their agenda includes introducing the new scenarios.
- The EDTF is continuing to work and will have a face to face meeting in July.
- The committee identified, as part of their working process, that they will be looking at the IC candidate process for application, what forms need updating and what decisions need to be made regarding that process. This will be on the agenda again in August.
- The committee discussed the AEMT educational standards and has asked that these be updated to reflect the current medication list. There is a group meeting regarding the curriculum and that is an ongoing process.
- The committee is working on four regulations that deal with retroactive CE vs. prior approved CEs and had some discussion on this. It was decided to bring it back with a rewrite at the next meeting.
- There was a discussion on distance learning and there is a regulation that's in progress with the AGs office.
- The education manager reported to the committee that Rashelle Fowler has moved to another state position and the committee would like to thank her for her service and announce that applications are currently being accepted for her position.

Executive Committee

Chairman Hornung reported to the board:

- Legislative update: SB 320 died in the Senate on a 19-20 vote. Staff is currently researching why it did not pass. HB 2509 died in the General Orders of the Senate upon the close of session.
- The committee reviewed the MAC report; they're working on several things including a letter of support for Just Culture, an oxygenation position statement, a naloxone issues statement, and the Kansas Model Protocol review. They found no problems with the Kansas medical protocols that were developed. Board staff is working on getting them into a comprehensive format and placing them into a single document. When complete they will be available for dissemination and put on the website.
- The disclaimer for the MAC opinion has been placed on the website.
- Strategic planning items are being worked upon.
- There was much discussion regarding a state EMS Medical Director; it is very early in the process, but it is an ongoing process.
- The committee discussed the lack of bylaws for the Board of EMS and will try to develop some guidelines based on the previous board policies that will create a set of rules for the board to follow.
- Working on setting up another legislative town hall meeting before the legislative session to decide what the board needs to work on.
- There was a brief discussion about REPLICA (Recognition of EMS Personnel Licensure Interstate Compact). This is a process that NASEMSO is trying to create to develop the ability of personnel to go across state lines. The gist of the discussion was that right now most of the issues in Kansas are dealt with by mutual aid agreements. No urgency to join at this time, but if a comprehensive and reasonable method is provided, it could be pursued.
- The executive committee is going to work as the initial selection committee and interview panel for the Executive Director vacancy. Applications are being accepted through June 10, 2014. The committee will have conference calls that will be announced to the public in compliance with the Open Meetings Act, but as the meeting begins it will immediately go into executive session for non-elected personnel.

Investigations Committee

Chairman Hornung called upon Director Pore to give the Investigations Committee report.

Director Pore reported to the board:

The committee heard 12 cases.

1st case: application for certification with a felony; applicant withdrew.

2nd case: application for legal recognition of non-Kansas credentials with a felony that was committed over 20 years ago; the committee approved recognition of Kansas certification.

3rd case: application for EMT certification with a felony; the committee moved this case to the August agenda.

4th case: application for recertification with a felony; met all requirements; the committee moved to allow him to renew.

5th case: application for legal recognition; applicant not being in good standing in two states; the committee moved to deny that application.

6th case: AEMT administered Narcan instead of Zofran and did not administer ordered amount of Morphine; committee moved to accept local action and closed the case.

7th case: EMT-I employed by a service with expired certification; during this process, he applied to regain his expired certification and it was granted (individual completed the transition as well); the committee moved to accept local action and let him keep his AEMT; he was fired from his employer.

8th case: EMT certification expired 12-2012; May of 2014 attendant altered card; after lengthy discussion the committee denied reinstatement because of the individual falsifying the document.

9th case: attendant violated protocol; the committee moved to accept local action.

Last 3 regarding social media related to co-workers; committee decided it was a personnel issue since it did not involve a patient; the committee took no action.

Office Update

Chairman Hornung called on Interim Director House to give the office update. Interim Director House reported to the board:

- Personnel changes
 - Executive Director Position is vacant.
 - Rashelle Fowler resigned for another state position, the process to fill her position of Education Specialist has closed and applications are being screened and reviewed.
 - Martin Miller is welcomed as the new IT person and is working to get the website up to date.
 - The Investigator will be starting July 1st at the latest.

Interim Director House recognized board staff as doing a tremendous job the last eight months of maintaining the functions of the office without allowing the EMS public to feel too much of an impact.

- There was a board presentation at the KEMTA conference; it was a panel discussion with Dr. Hornung, Chad Pore, John Ralston, Joe House, and Curt Shreckengaust with a lengthy and informative question and answer session.
- There was a KEMSIS users group and Region IV took the lead. Region I is also going to follow in their footsteps or might be joining with them. Their second meeting was on April 24th at Mercy Regional Health Center in Manhattan. The purpose was to go through the report writer system within KEMSIS. It was noted that all services in the state of Kansas have access to KEMSIS, whether you upload data into it or not; it is a state system.
- There are some upcoming opportunities for the board to get involved and make an impact. Collaboration with KDHE's children and youth with special healthcare needs program. They applied for a grant to assist in recognition of these children and the development of a medical

health home. They approached the board because of the need for Prehospital knowledge of the patient.

- Working with NASEMSO on the REPLICA project. The compact does not take place until the 10th state joins; currently no states have joined but no states have said no to joining. The compact is in legislative development stages.
- Continued involvement with the evidence based guidelines tool kit. Kansas was chosen as one of four states to spearhead this project as a beta tester. It was reported that the Kansas system is unique because of KS Train as a learning management system. NASEMSO wants to utilize KS Train to roll out the tool kit. They will soon present the board with the tool kit to put onto KS Train.
- Red flash group - Kansas is coming forth as one of the leaders in data management and how we link our data with other state agencies and entities. We have a deterministic linkage between the trauma registry and KEMSIS itself. Other states are trying to do this and feel as though it cannot be done, but they are seeing it is being done within this state. They are utilizing that as the template to get it going.
- Kansas has helped develop a report to be used by the Fatality Accident Reporting System (FARS) which has become invaluable to KDOT. It is hoped that by 2020, FARS data, Trauma Registry and EMS data can all be lumped together to be utilized to predict injury patterns and severity of injury based off some of the data points.
- The board was approached about two positions that have been requested to be filled for other appointments on commissions. One is the 911 Coordinating Council, as Bob Boaldin is not seeking reappointment, if the board can think of anyone you would like to put into that council, the office of appointments would be appreciative of a list. The board has received one request for this position from Chris Davis of Butler County who works closely with emergency communications. The second is the Kansas Fire Service Training Commission. The board has received a request from Chief Eric Voss at Concordia Fire to serve if John Ralston is not seeking reappointment.
- An invitation from the National EMS Memorial Service board of directors was posted to our list serve just as more of announcement that the memorial service is coming up at the end of June in Colorado Springs. This group of individuals does a phenomenal job to recognize those that died have a line of duty death.

Public Comment

Chairman Hornung called for public comment.

Dave Johnston gave a KEMSA update:

- Announced the passage of the line of duty death bill for EMS and explained to the board the process it went through.

- He requested that EMS folks send thank you letters to Senator Laura Kelly for introducing the bill and to Senator Robert Olson for helping to move it through
- Announced that the regulations regarding the Chy Miller bill are complete and KEMSA will be offering training to help services to comply.
- Announced content and schedule of KEMSA Last Blast pre-con and conference, August 14-17, 2014.
- Planning to have a stakeholder meeting and invite other healthcare professional associations to help lay out what they are facing in regards to integrated healthcare as it changes.

Chairman Hornung called upon Dan Hudson.

Dan provided comment and a recommendation to consider redefining attendant to prehospital provider as a move towards becoming more professional in nature.

Chairman Hornung announced a 10 minute break. ***Board recessed for 10 minutes.***

Board reconvened after 10 minutes with a majority present.

Chairman Hornung called upon Chief Pearson for presentation of the action items from Planning and Operations.

Chief Pearson presented to the board the regulations that needed a roll call vote along with a brief description of each:

- K.A.R. 109-2-7 refers to ground ambulance staffing and has been in progress for a long time to address staffing on a Type IIA ambulance.

Chief Pearson made a motion for a roll call vote to adopt K.A.R.109-2-7; Director Ralston seconded the motion. No discussion; Roll call vote as noted:

ROLL CALL VOTE:

<i>Chairman Dr. Horning</i>	<i>Yes</i>	<i>Comm. Lewis</i>	<i>(Absent)</i>
<i>Mr. Behan</i>	<i>Yes</i>	<i>Comm. Olsen</i>	<i>(Absent)</i>
<i>Senator Faust-Goudeau,</i>	<i>(Absent)</i>	<i>Dr. Miller</i>	<i>(Absent)</i>
<i>Mr. Franks</i>	<i>Yes</i>	<i>Chief Pearson</i>	<i>Yes</i>
<i>Rep. Henderson</i>	<i>(Absent)</i>	<i>Director Pore</i>	<i>Yes</i>
<i>Senator Holmes</i>	<i>Yes</i>	<i>Director Ralston</i>	<i>Yes</i>
<i>Director Kaufman</i>	<i>Yes</i>	<i>Rep. Swanson</i>	<i>(Absent)</i>
<i>Dr. Kingfisher</i>	<i>(Absent)</i>		

The motion carried 8-7 (8 Yes; 0 No; 7 Absent).

- K.A.R. 109-2-11 pertains with Type V air ambulance standards and equipment. This one addresses additional certifications for flight personnel.

Chief Pearson made a motion for a roll call vote to adopt K.A.R.109-2-11; Director Kaufman seconded the motion. Clarification on the change provided – No further discussion; Roll call vote as noted:

ROLL CALL VOTE:

<i>Chairman Dr. Horning</i>	<i>Yes</i>	<i>Comm. Lewis</i>	<i>(Absent)</i>
<i>Mr. Behan</i>	<i>Yes</i>	<i>Comm. Olsen</i>	<i>(Absent)</i>
<i>Senator Faust-Goudeau,</i>	<i>(Absent)</i>	<i>Dr. Miller</i>	<i>(Absent)</i>
<i>Mr. Franks</i>	<i>Yes</i>	<i>Chief Pearson</i>	<i>Yes</i>
<i>Rep. Henderson</i>	<i>(Absent)</i>	<i>Director Pore</i>	<i>Yes</i>
<i>Senator Holmes</i>	<i>Yes</i>	<i>Director Ralston</i>	<i>Yes</i>
<i>Director Kaufman</i>	<i>Yes</i>	<i>Rep. Swanson</i>	<i>(Absent)</i>
<i>Dr. Kingfisher</i>	<i>(Absent)</i>		

The motion carried 8-7 (8 Yes; 0 No; 7 Absent).

- K.A.R. 109-2-13 pertains specifically with type V fixed wing standards. Verbiage was moved out of that regulation into K.A.R. 109-2-11.

Chief Pearson made a motion for a roll call vote to adopt K.A.R.109-2-13; Director Ralston seconded the motion. No discussion; Roll call vote as noted:

ROLL CALL VOTE:

<i>Chairman Dr. Horning</i>	<i>Yes</i>	<i>Comm. Lewis</i>	<i>(Absent)</i>
<i>Mr. Behan</i>	<i>Yes</i>	<i>Comm. Olsen</i>	<i>(Absent)</i>
<i>Senator Faust-Goudeau,</i>	<i>(Absent)</i>	<i>Dr. Miller</i>	<i>(Absent)</i>
<i>Mr. Franks</i>	<i>Yes</i>	<i>Chief Pearson</i>	<i>Yes</i>
<i>Rep. Henderson</i>	<i>(Absent)</i>	<i>Director Pore</i>	<i>Yes</i>
<i>Senator Holmes</i>	<i>Yes</i>	<i>Director Ralston</i>	<i>Yes</i>
<i>Director Kaufman</i>	<i>Yes</i>	<i>Rep. Swanson</i>	<i>(Absent)</i>
<i>Dr. Kingfisher</i>	<i>(Absent)</i>		

The motion carried 8-7 (8 Yes; 0 No; 7 Absent).

- K.A.R. 109-3-5 pertains to the AEMT authorized activities dealing with the AEMT medication list.

Chief Pearson made a motion for a roll call vote to adopt K.A.R.109-3-5; Director Kaufman seconded the motion. No discussion; Roll call vote as noted:

ROLL CALL VOTE:

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

The motion died 6-9 (6 Yes; 2 No; 7 Absent).

- K.A.R. 109-2-8 standards for ground ambulances Type I through Type V ground ambulance equipment. Two requests were received; the first one was a request to remove the KED or short spine board from the list of required equipment on an ambulance. The other one was changing the verbiage for biohazard. This is a vote to open the regulation for review and changes.

Chief Pearson made a motion to open K.A.R. 109-2-8 for review and adjustment; Director Ralston seconded the motion. Discussion pertained to trying to keep the list as generic as possible to help with updated care – no further discussion; no opposition noted. The motion carried.

Chairman Hornung calls on Director Kaufman to briefly describe the regulation that EETC needs the board to take action on.

Director Kaufman states that K.A.R. 109-10-2 is a regulation that deals with long term accreditation of BLS initial course providers. There are some inaccuracies and some redundancy in the regulation. When they were looking at this they found that no one has actually kept this up to date and no one is using it. From lack of use and the need to either update the regulation or revoke it, it was the consensus of the committee to revoke the regulation.

Director Kaufman made a motion to revoke K.A.R. 109-10-2; Director Pore seconded the motion. No discussion; Roll call vote as noted:

ROLL CALL VOTE:

<i>Chairman Dr. Horning</i>	<i>Yes</i>	<i>Comm. Lewis</i>	<i>(Absent)</i>
<i>Mr. Behan</i>	<i>Yes</i>	<i>Comm. Olsen</i>	<i>(Absent)</i>
<i>Senator Faust-Goudeau,</i>	<i>(Absent)</i>	<i>Dr. Miller</i>	<i>(Absent)</i>
<i>Mr. Franks</i>	<i>Yes</i>	<i>Chief Pearson</i>	<i>Yes</i>
<i>Rep. Henderson</i>	<i>(Absent)</i>	<i>Director Pore</i>	<i>Yes</i>
<i>Senator Holmes</i>	<i>Yes</i>	<i>Director Ralston</i>	<i>Yes</i>
<i>Director Kaufman</i>	<i>Yes</i>	<i>Rep. Swanson</i>	<i>(Absent)</i>
<i>Dr. Kingfisher</i>	<i>(Absent)</i>		

The motion carried 8-7 (8 Yes; 0 No; 7 Absent).

It was noted that K.A.R.109-15-1 is at the AG’s office for review

There was a brief discussion regarding K.A.R. 109-3-5 that pertained to the possibility of scheduling a teleconference.

Approval of Minutes

Director Ralston made a motion to approve the April 4, 2014 board meeting minutes; Director Pore seconded the motion. No discussion; no opposition noted. The motion carried.

Chairman Hornung requested further discussion on K.A.R. 109-3-5 to hear explanation on the “No” votes. This discussion was requested to be able to provide the Medical Advisory Council the understanding and reasoning why the Board did not approve the medication list. Director Pore and Chief Pearson clarified their reasons and concerns for dissenting on this.

There was considerable discussion on the AEMT medication list as well as public comment provided by Jason Bolt.

Chairman Hornung announced that JR Behan will not be renewing his appointment to the board. He thanked JR for his service to the board and presented him with a plaque. JR discussed some of the board’s accomplishments and thanked the board for the plaque.

Director Ralston made a motion to adjourn; Mr. Franks seconded the motion. No discussion; no opposition noted. The motion carried and the meeting adjourned at 10:54 a.m.

The next meeting is scheduled for August 1, 2014.