

**Board Meeting Minutes**

**October 6, 2023**

**APPROVED**  
**12/1/2023**

**Board Members Present**

Director David Adams  
Rep. Stephanie Clayton  
Rep. John Eplee  
Sen. Michael Fagg  
Dr. Gregory Faimon-virtual  
Sen. Faust-Goudeau-virtual  
Dr. Joel Hornung  
Chief Shane Pearson  
Director John Ralston-virtual  
Dr. Martin Sellberg  
Director Jeri Wheatley

**Guests**

Stacey Wespi  
Frank Williams  
Jon Antrim  
Kent Vosberg  
Craig Isom  
Clay Cox  
Charles Foat

**Representing**

Wichita Fire  
Bulter Co EMS  
AMR  
Junction City Fire  
EagleMed  
LifeSave  
Johnson County CC

**Staff Present**

Joseph House, Exec. Director  
Carman Allen  
Scott Hird  
James Reed  
Mary-Elaine Skinner  
Suzette Smith  
Terry Lower  
Chad Pore  
James Kennedy

**Board Members Absent**

Director Deb Kaufman

**Attorney**

**Call to Order**

Chairman Hornung called the Board Meeting to order on Friday, October 6, 2023 at 9:00 a.m.

Chairman Hornung called for a motion to approve the minutes.

***Vice-Chairman Pearson made a motion to approve the August 4, 2023 minutes. Director Adams seconded the motion. No discussion. No opposition noted. The motion carried.***

## Planning and Operations Committee

Chairman Hornung called upon Vice-Chairman Pearson to provide an update.

Vice-Chairman Pearson reported that no action was taken by the Committee. The definition of unprofessional conduct was discussed. They will continue to work towards a better definition.

That concluded the Planning and Operations Committee report.

## Office Update

Chairman Hornung called upon Director House to provide an update.

- Director House shared information about the legislative meeting and the items before the Planning and Operations Committee. Everything has a green light to pursue in Committees. All committees except Executive will meet in December.
- There was discussion on EMS as an essential service. There are 14 states that have declared EMS as an essential service and that requires that the city or county government supply that service in order to continue to exist. This would require a statutory provision. As we watch more ambulance services struggle, it might not be an option for Kansas to not address it. There was discussion that some counties have a tax structure to support EMS and others have a specific EMS mill levy that require funds to only be used for EMS. Senator Fagg asked about the smallest county/city that assesses the tax and Director House said he would get that answer.
- Task 2023PS0004 on nonclinical based continuing education is still with legal counsel who is working on the memo.
- Staff are still gathering information on Tasks 2023PS0008 and 2023PS0009 for the difference between certification and endorsement and how it will look.
- There will be a public hearing for K.A.R. 109-2-2 on November 14<sup>th</sup> at 10:00 a.m. This regulation is for the ambulance service permit initial and renewal applications and ambulance license and renewal applications. It is in the public comment period now. One comment was received yesterday about vehicle maintenance. Director House clarified that the long-term maintenance program was not stricken.
- There is draft regulatory language pending for requiring renewal applications to be submitted 30 days prior to expiration; elimination of state ALS skills exams for the paramedic level; and changing the Initial course submission deadline to 15 days prior to the first day of class. The plan is to get them drafted for a pre-public comment before bringing them to the board.

Director House called upon the staff managers for a report.

- Mr. Reed stated he and Ms. Skinner have been focusing on the state fair the last several weeks and it went really well this year. There were ten different services that volunteered at the State Fair, and he thanked Ellsworth County EMS, Dickinson County EMS, Concordia Fire, Moundridge EMS, Elk County EMS, Salina Fire, Pratt County EMS, Mulvane EMS, Sedgwick County EMS, and AMR. He said our new booth location is better and busier.

- He also stated that there are 168 permitted services in Kansas, and they have completed 147 inspections, with 21 remaining. There are 183 Program Providers in the state, and they have conducted 140 audits, with 43 remain to be completed. Thirteen of them did not offer any continuing education. They have also conducted 24 Initial Course audits.
- Ms Allen said she agreed to stay on to help during recruitment of her position. This is a busy time for the education division with all the renewals coming in. So far, 900 renewals have been submitted, 650 have been issued, and 350 are pending either because they have not paid, a legal investigation needs to take place, or their continuing education is not entered or is insufficient. They have also seen an increase in Reinstatements and Legal Recognition applications. Retroactive applications are sky high as people look to get continuing education hours approved. She reports there are 12+ examination sites scheduled until the end of the year.
- Director House shared that the interviews for the Investigator position will finish on Monday and he hopes to fill the position soon. Interviews for the Education Manager position will take place next week.
- Director House has been busy attending meetings. He attended the KEMSA conference and participated in a state director panel at EMS World. A primary topic was hospitals not accepting patients and having EMS services waiting up to 12 hours on the coast states.
- He will be attending a FEMA-U.S. Fire Administration meeting where it is proposed to change the title to Fire/EMS Administration. The benefit would be that federal funding would be available for ambulance services.
- Chad Pore will attend the NEMSIS Regional Meeting.
- The budget has been completed and submitted on time. He is again asking for salary enhancements for next year. He will be working to lay the groundwork with the Governor.
- A Legislative Post Audit Security audit has been completed. He expects some findings.
- Chairman Hornung emphasized the dates for the next committee meetings will be November 30<sup>th</sup>, with the Board meeting on December 1<sup>st</sup>.

That concluded the Office Update.

### Old Business

Chairman Hornung discussed that final approval was needed on several regulation changes and asked Director House to call for the vote.

***Representative Eplee moved that K.A.R. 109-1-1 be adopted as amended. Director Adams seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-1-1 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-1-1 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Director Wheatley moved that K.A.R. 109-5-1 be adopted as amended. Vice-Chairman Pearson seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-5-1 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-5-1 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Director Wheatley moved that K.A.R. 109-6-2 be adopted as amended. Vice-Chairman Pearson seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-6-2 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-6-2 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Director Adams moved that K.A.R. 109-7-1 be adopted as amended. Representative Eplee seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-7-1 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman</i>	<i>Aye</i>
		<i>Pearson</i>	
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-7-1 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Director Wheatley moved that K.A.R. 109-8-1 be adopted as amended. Senator Fagg seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-8-1 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman</i>	<i>Aye</i>
		<i>Pearson</i>	
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-8-1 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Vice-Chairman Pearson moved that K.A.R. 109-10-4 be adopted as amended. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-10-4 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman</i>	<i>Aye</i>
		<i>Pearson</i>	
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

***Revision of K.A.R. 109-10-4 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).***

***Director Adams moved that K.A.R. 109-11-8 be adopted as amended. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-11-8 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman</i>	<i>Aye</i>
		<i>Pearson</i>	
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

***Revision of K.A.R. 109-11-8 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).***

***Vice-Chairman Pearson moved that K.A.R. 109-16-1 be adopted as amended. Dr. Sellberg seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to adopt K.A.R. 109-16-1 as amended:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**Revision of K.A.R. 109-16-1 is adopted by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Vice-Chairman Pearson moved that K.A.R. 109-5-1e be revoked. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to revoke K.A.R. 109-5-1e:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**K.A.R. 109-5-1e is revoked by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Senator Fagg moved that K.A.R. 109-9-1 be revoked. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to revoke K.A.R. 109-9-1:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**K.A.R. 109-9-1 is revoked by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Representative Eplee moved that K.A.R. 109-9-4 be revoked. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to revoke K.A.R. 109-9-4:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**K.A.R. 109-9-4 is revoked by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Vice-Chairman Pearson moved that K.A.R. 109-10-1e be revoked. Director Wheatley seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to revoke K.A.R. 109-10-1e:***



<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**K.A.R. 109-10-1e is revoked by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

***Director Wheatley moved that K.A.R. 109-11-7 be revoked. Director Adams seconded the motion. No opposition noted. The motion carried.***

***Roll call vote to revoke K.A.R. 109-11-7:***

<i>Director Adams</i>	<i>Aye</i>	<i>Vice-Chairman Pearson</i>	<i>Aye</i>
<i>Rep. Eplee</i>	<i>Aye</i>	<i>Director Ralston</i>	<i>Aye</i>
<i>Sen. Fagg</i>	<i>Aye</i>	<i>Rep. Sawyer Clayton</i>	<i>Aye</i>
<i>Dr. Faimon</i>	<i>Aye</i>	<i>Dr. Sellberg</i>	<i>Aye</i>
<i>Sen. Faust-Goudeau</i>	<i>Aye</i>	<i>Director Wheatley</i>	<i>Aye</i>
<i>Chairman Hornung</i>	<i>Aye</i>		

**K.A.R. 109-11-7 is revoked by the Board on a 11-0 vote (11 Yes; 0 No; 1 Absent).**

These regulations will go to the Secretary of State for publication and will be effective 15 days after published. They should go into effect on January 1, 2024.

***Director Wheatley made a motion to adjourn. Dr. Sellberg seconded the motion. No discussion. No opposition noted. The motion carried.***

Dr. Hornung adjourned the meeting at 9:42 a.m.

[Virtual Attendees](#)

John Cota

Brenda Beck  
Angela Hamilton  
Mike Morgan