

**Minutes of the  
EMERGENCY MEDICAL SERVICES  
June 28<sup>th</sup>, 2017**

The meeting of the Emergency Medical Services Board opened at 9:00 am in the Iris Room at 665 Mainstream Drive, Nashville, Tennessee.

**CALL TO ORDER/ROLL CALL**

Members of the Board present:

The Board Chair opened the meeting with a Roll Call and the following is the results:

- Chris Brooks Present
- Jeffery Davis Present
- Kappu Deshpande Present
- Thomas Dunvant Present
- Donald Mosby Present
- Greg Patterson Present
- Brian Robinson Present
- Acting Chrm. James Ross Present
- Chrm. Sullivan Smith Absent
- Dennis Rowe Present
- Tim Strange Present
- Tyler White Present (Arrived late @ 9:56 am CDST)
- Jeanne Yateman Present

Twelve (12) members were in attendance, a quorum was established. Due to Dr. Smith absence Mr. Ross will be the acting Chairman for the meeting.

**Also present:**

Donna G. Tidwell Director Office of Emergency Medical Services  
Hansel Cook Assistant EMS Director  
Dr. Joe Holley State Medical Director  
Kyonzte Hughes-Toombs Legal Counsel  
Steve Hamby Region 2 EMS Consultant  
Nita Jernigan Region 3 EMS Consultant  
Brian Tompkins Region 4 EMS Consultant  
Dwight Davis Region 5 EMS Consultant  
LeeAnne Boeringer Region 6 EMS Consultant  
Teddy Myracle Region 7 EMS Consultant  
Kevin Cagle Region 8 EMS Consultant  
Randall Kirby EMS Consultant at Large  
Tory Ferguson Regulatory Board Administrative Assistant 2

The Southwest State Community College's students were in attendance and were recognized by the Acting Chairman.

**APPROVAL OF THE MARCH 29th, 2017 MINUTES – Motion by Mr. Davis to accept and seconded by Ms. Deshpande.**

Motion passed on voice vote.

The Board and the audience were reminded the meeting is now live streamed by the Acting Chairman.

**Recognition**

John Moyers Office of EMS Radio Analyst was recognized for his performance during the Gatlinburg/Sevier County Wild Fires. Mrs. Tidwell presented him with a Certificate of Recognition.

Dr. James H. Creel was posthumously awarded the Commissioner’s Award for Exception Service for his lifelong service to the citizens of Tennessee and the EMS System.

**TnPAP Report**

The TnPAP representative, Mike Harkreder, presented the TnPAP Report. Mr. Harkreder and Mrs. Tidwell fielded questions about the report and the process.

**OGC Report**

Ms. Hughes-Toombs advised the Board members to sign of the Conflict of Interest Statement after review of the policy.

Ms. Hughes-Toombs advised there are 30 open EMS cases, and 2 agreed orders (for today), and 1 contested case (for today also).

There are some Rules currently in the OGC Office that are making their way through the process. A report on their process was given.

**TnPAP Report**

There was not a representative present to give the TnPAP Report; however, refer to Tab 3 on the iPads for the report. At this point the OGC’s Cases were put on hold due to Ms. McKinney being involved in some discussions with legal counsel. The Chairman used his discretionary powers and altered the agenda in the interest of time.

**Ambulance Service Committee Report**

Mr. Jimmie Edwards requested to be placed earlier on the agenda due to scheduling conflicts. He reported on: The Ambulance Design Standards status, the Categories for Emergency Ambulance, and current activities of the Committee. Mr. Edwards expressed the Committee’s concern about the lack of progress on OGC’s approval of their work products.

**OGC Cases**

**Agreed Order**

***Respondent: Samuel Paul Rutherford, EMT, License No. 209838***

The Agreed Order for Docket No. 17.34-143384A was presented by Ms. Hughes-Toombs. A motion to accept the order as written was received from Mr. Davis and seconded by Mr. Strange.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye
- Thomas Dunvant Aye
- Donald Mosby Aye
- Greg Patterson Aye

- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe Aye
- Tim Strange Aye
- Tyler White Absent
- Jeanne Yateman Aye

Motion carried.

**Agreed Order**

***Respondent: Joseph Hartsfield, Paramedic License 35231***

The Agreed Order for Docket No. 17.34-142029A was presented by Ms. Hughes-Toombs. A motion to accept the order as written was received from Mr. Brooks and seconded by Mr. Patterson.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye
- Thomas Dunvant Aye
- Donald Mosby Recuse
- Greg Patterson Aye
- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe No
- Tim Strange Aye
- Tyler White Absent
- Jeanne Yateman No

Motion carried.

At this point the OGC’s Cases were put on hold due to the Administrative Law Judge having not arrived as of yet the Chairman used his discretionary powers to proceed down the agenda until as such time as OGC was ready to pursue the contested case.

**APPLICANT APPROVAL**

Mr. Paul Welch appeared before the Board to request an EMR Application approval after being denied the Office of EMS. Mrs. Tidwell reviewed the circumstances of the request.

A motion was made by Ms. Deshpande and seconded by Mr. Rowe to deny the application. After a presentation by Mr. Welch and discussion by the Board, Ms. Deshpande withdrew her motion and Mr. Rowe his second.

A motion by Mr. Patterson and seconded by Mrs. Yateman to have TnPAP do another initial evaluation, complete the ethics class and agree to follow the recommendations of the TnPAP evaluation. Once these are completed his application can be approved.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye

- Thomas Dunvant Aye
- Donald Mosby Aye
- Greg Patterson Aye
- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe Aye
- Tim Strange Aye
- Tyler White Abstain
- Jeanne Yateman Aye

Motion carried.

**Contested Case**

***Respondent: Nelson Giles, EMT-IV License 37400***

The Contested Case for Docket No. 17.34-142031A was presented by Ms. Hughes-Toombs. Mr. Giles nor any legal representation were present at the proceeding.

Motion by Mr. Davis and seconded by Mr. Strange move forward with the proceedings and find Mr. Giles in default. Motion carried by voice vote.

Motion by Mr. Mosby and seconded by Ms. Deshpande to accept the Finding of Facts (Items 3,4,5,6 and 7) as presented by Ms. Hughes-Toombs.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye
- Thomas Dunvant Aye
- Donald Mosby Aye
- Greg Patterson Aye
- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe Aye
- Tim Strange Aye
- Tyler White Aye
- Jeanne Yateman Aye

Motion carried.

Motion by Mr. Strange to accept the Conclusions of Law (Items 8 and 9) as presented by Ms. Hughes-Toombs.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye
- Thomas Dunvant Aye
- Donald Mosby Aye
- Greg Patterson Aye

- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe Aye
- Tim Strange Aye
- Tyler White Aye
- Jeanne Yateman Aye

Motion carried.

Motion Mr. White and seconded by Mr. Brooks to accept the State’s Recommendation of Revocation.

A roll call vote was held:

- Chris Brooks Aye
- Jeffery Davis Aye
- Kappu Deshpande Aye
- Thomas Duvant Aye
- Donald Mosby Aye
- Greg Patterson Aye
- Brian Robinson Aye
- James Ross Aye
- Chrm. Sullivan Smith Absent
- Dennis Rowe Aye
- Tim Strange Aye
- Tyler White Aye
- Jeanne Yateman Aye

Motion carried.

The Policy Statement was presented by Mr. Strange and the Board was polled by the Chairman and the Statement was accepted without opposition.

## **COMMITTEE REPORTS**

### **A. Air Ambulance Committee**

No one here to report from the Committee; however, there are Minutes on the tablets.

### **B. Clinical Issues Committee and Medical Director’s Report**

A report was received from Dr. Holley as to activities of the CIC.

1. The Crisis Standard of Care was discussed.
2. A report on a Policy Statement on the use of “red lights and siren” in patient transports. NAEMSO Position Paper came out with a similar paper.
3. Dispatcher Issue of being an EMT was presented.
4. State Protocols are in the process of being reviewed.
5. The situation of EMS Drug Shortages in in worst state that has been in the past.
6. The recognition of the State Medical Board of EMS Medical Directors being pursued. The Board supports a letter being drafted and sent to Medical Board.
7. The Opioid Crisis was discussed.

### **C. COPEC Report**

Ms. Phillippi gave a summary of the Joint Annual Report. She went over the key points of standardization, membership, data, and education. She gave a report on the upcoming Star of Life Banquet.

A motion to approve Joint Annual Report came from Mr. Brooks and seconded by Mr. Davis. A voice vote was taken and motion carried.

Mrs. Phillippi gave a description of the Star of Life Award and the winners were listed.

#### **D. Education Committee**

Tim Strange gave the report from yesterday's meeting of the Education Committee.

- The Proposal of EMT being able to enter into Paramedic Programs directly:
  - It was felt that AEMT being encapsulated in Paramedic School is feasible with an exit point after the second semester.
  - It was also felt the probability is low due to the negative impact on EMS Education in regard to the entrance requirements for Paramedic Programs. The educational standards are significantly higher for AEMT than EMT Basic.
  - The Gap Analysis had been done.
  - Several questions were posed and answered by Mr. Strange.

#### **E. Degree Task Force**

Mr. Strange discussed the work product of the Task Force. Of which, includes a survey to stakeholders.

The Educator Representative from Region 2 has not attended any meeting and he requests a replacement for him. The Board choose to allow Mr. Strange the authority to pick a replacement.

#### **F. Director's Report**

- Mrs. Tidwell gave results of question of live streaming meetings – not feasible.
- Site visit at Sullivan County Health Department to check about possibility of conducting a pilot program for Mobile Integrated Healthcare.
- NREMT Pass Rates for the quarter were discussed.
- The status of the Compact Bill were discussed.
- A report on the workshops and table top exercises the Office has participated in.
- NREMT Practical Exam changes were presented and discussed.
- The upcoming Evaluator Update and Initial Training session were outlined.
- The iCloud share site was reported on.
- The topic of ambulance renewals was discussed.
- A report was given on the on-line application process and how its initiation has went.

#### **G. Committee Structure**

A review of the committee structure was conducted and it was recommended that the Education Committee was needing to be split into two separate committees:

- 1) Initial Education Committee, and
- 2) Continuing Education Committee.

The possible members (23 for the former and 14 for the latter) were sent letters with attendance requirements.

A motion was made by Ms. Deshpande and second by Mr. Davis to split the Education Committee as outlined. Motion carried on voice vote.

A motion was made to have Chairman Smith appoint a Chairman for the Continuing Education Committee was received of Mr. White and seconded by Mr. Strange. Motion carried on voice vote.

A motion was received from Ms. Deshpande to appoint Mr. Gary Ross to the Clinical Issues Committee. A second was received from Mr. Dunavant. Motion carried on voice vote.

A motion was received to adjourn with multiple seconds. Motion carried on voice vote.