

**Minutes of the
EMERGENCY MEDICAL SERVICES
March 30, 2016**

The meeting of the Emergency Medical Services Board opened at 9:00 a.m. 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 following members present:

Chris Brooks	Tim Strange
Jeff Davis	Stephen Sutton
Kappu Deshpande	Robert Webb
Larry Hutsell	Tyler White
Donald Mosby	Jeanne Yeatman
James Ross	Dr. Sullivan Smith, Board Chair

Twelve (12) members were in attendance, a quorum was established.

Board members not present:

Brian Robinson

Also present:

Donna G. Tidwell, Director Office of Emergency Medical Services
Brandon Ward, Assistant Director
Keith Hodges, Legal Counsel
Dr. Joe Holley, State Medical Director
Randall Kirby, EMS Consultant
Nita Jernigan Debbie Cox, Regional Consultant, Chattanooga
Ray Cook, Regional Consultant, Cookeville
Dwight Davis, Regional Consultant, Nashville
LeeAnne Boeringer, Regional Consultant, Columbia
Teddy Myracle, Regional Consultant, Jackson
Kevin Cagle, Regional Consultant, Memphis
Tory L. Ferguson, Regulatory Board Administrative Assistant 2

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

APPROVAL OF THE DECEMBER 8th, 2015 MINUTES

A motion to accept the minutes by Dr. Brooks and seconded by Ms. Deshpande. Motion passed with a voice vote.

APPROVAL OF MARCH 3rd, 2016 ELECTRONIC BOARD MEETING MINUTES

A motion to accept the minutes by Mr. Strange and seconded by Mr. Sutton. Motion passed with a voice vote.

RECOGNITION

Mrs. Tidwell presented a resolution for Mr. Gary Peters. Mr. Peters had recently retired from Fentress County EMS after 44 years of service. He had served as the only Director for the Service. He was recognized for his service to Fentress County and TN EMS. Mr. Peters was given an opportunity to address the board.

REPORT FROM THE OFFICE OF GENERAL COUNSEL

Conflict of Interest Policy

Mr. Hodges reviewed the conflict of interest policy.

General Counsel Report

Mr. Hodges reported on the number of open cases in his office.

He reported the EMS Compact Bill was on the Senate calendar for March 31. The stroke best Practices and Treatment Guidelines Task Force bill to his understanding is on the Governor's desk. He also stated that the Mobile Integrated Health Care (MIHC) rule making hearing will be today. The Ambulance rules, the Air Ambulance equipment rules and the Destination Guidelines rules are in his office and plans to get them advanced soon.

REPORT FROM TENNESSEE PROFESSIONAL ASSISTANCE PROGRAM (TnPAP)

TNPAP report was reviewed by the board. Dr. Smith asked if anyone had any questions. There were none.

Dr. Smith welcomed the schools that were present, Southwest, Motlow and Dyersburg Community Colleges

RULE MAKING HEARING

Mr. Hodges called the Rule Making hearing to order. He asked all the staff to introduce themselves. Mr. Hodges then read the summary and asked anyone who signed up to speak to please state their name before speaking. Mr. Hodges read an email comment for the record and then asked Ms. Tidwell if anyone in the audience had requested to speak by signing the register. Ms. Tidwell reported no one had register to speak. With no comments from the audience Dr. Smith asked if they were ready to vote and Mr. Hodges stated he was ready.

Mr. Davis motioned to accept the MIHC rules and Mr. Ross seconded. Mr. Sutton asked about the exam and Mrs. Tidwell explained there would be an RFP for a contract to develop the exam .

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

This concludes the rule making hearing.

Mr. Hodges was ask by Mr. Sutton to explained a Consent Order to the audience and what the difference is between a consent order and an agreed order. Mr. Hodges explained the differences.

CONSENT ORDER

Respondent: Madison N. Bice, Paramedic License 40502, Graysville, TN

Respondent was employed with Bledsoe County EMS in Pikeville, TN during the calls referred to below. Despite repeated requests from her employer/former employer, Respondent failed to complete patient care reports for ambulance calls she made in January 2015 and May 2015 until around October 2015. There was no known patient harm as a result of Respondent’s acts or omissions.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to a **REPRIMAND** of her paramedic license. In addition, Respondent must obtain three (3) Division-approved continuing education hours concerning the legal aspects of documentation. In the event Respondent fails to obtain the specified continuing education hours as required above, such failure will be a violation of this Consent Order, and Respondent will be subject to additional discipline.

Mr. Davis motioned to accept the **ORDER** as written. Mr. Ross seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye
Motion passed.

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Respondent: Joshua J. Stiles, EMT-IV License 25066, Cleveland, TN

Respondent was convicted of Indecent Exposure in violation of Tenn. Code Ann. § 39-13-511 in Montgomery County, TN on March 18, 2015 and in Davidson County, TN on July 18, 2015. Respondent was not on duty at the time of the events described herein.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to the **VOLUNTARY SURRENDER** of Respondent’s EMT-IV license.

Mr. Webb motioned to accept the **ORDER** as written. Mr. Hutsell seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Respondent: Rhett S. Rhemann, Paramedic License 42141, Clarksville, TN

The Respondent made unwanted sexual advances toward a female coworker while on duty on or about April 25, 2015. Respondent disputes this allegation. On or about July 6, 2015, Respondent entered a guilty plea to a charge of false imprisonment in connection with the above mentioned incident. Respondent is currently in judicial diversion.

For the purpose of avoiding further administrative action with respect to this cause Respondent agrees to have his paramedic license placed on **SUSPENSION**, to be effective immediately upon ratification of this Order. Respondent may undergo an evaluation approved by the TnPAP. Should the results of the TnPAP-approved evaluation recommend monitoring, then Respondent may sign a TnPAP monitoring agreement and obtain the advocacy of TnPAP. Upon receipt by the Office of notification from TnPAP that Respondent has signed a monitoring agreement prior to or during the period of suspension, the suspension shall be **STAYED** and the license shall be immediately placed on **PROBATION** on the following terms and conditions:

- A. The period of probation shall run concurrent with his/her monitoring agreement with TnPAP but in no event shall the period of probation be less than three (3) years from the date of this ORDER is entered. If the monitoring agreement be extended, the term of probation shall be extended to run concurrent with the monitoring agreement.
- B. Respondent's failure to maintain compliance with all of the terms of the monitoring agreement and the advocacy of TnPAP until the completion of the monitoring agreement will be a violation of probation and a violation of this order, and shall result in the immediate lifting of the stay of suspension.

Upon receipt by the office of notification from TnPAP that Respondent underwent a TnPAP-approved evaluation but monitoring was not recommended, the suspension shall be immediately lifted and the license shall be immediately placed on **PROBATION** for a period of three (3) years from the date this ORDER is entered.

Mr. Hutsell motioned to accept the **ORDER** as written. Ms. Deshpande seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Respondent: James L. Maness, EMT-IV License 40642, Memphis, TN

On or about July 2, 2015, Respondent's unit was dispatched to transport an elderly female patient from St. Francis Hospital in Memphis, TN to Millington Health Care Center in Memphis, TN. Respondent's partner was driving the ambulance. Upon arriving at Millington, Respondent's partner found Respondent asleep on the floor in the rear of the ambulance, on a makeshift bed he had set up for such purpose. Respondent's partner woke Respondent and patient was loaded without incident. About five to ten minutes into the transport, Respondent's partner, who was still driving, asked Respondent a question. Receiving no answer, Respondent's partner called out Respondent's name loudly several times, but still received no response. Respondent's partner pulled the ambulance over to the side of the interstate and was able to see through the cab window that Respondent was again asleep on the floor in the rear of the

ambulance. Not feeling that it was safe to exit the ambulance while it was parked on the side of the interstate, Respondent's partner drove to a nearby BP station and arranged for his crew chief to meet the unit there. When the crew chief arrived at the BP station, Respondent was still asleep in the rear of the ambulance. On or about July 7, 2015, Respondent's employment was terminated. There was no known patient harm as a result of Respondent's acts or omissions.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to the **VOLUNTARY SURRENDER** of his EMT-IV license.

Mr. Davis motioned to accept the **ORDER** as written. Mr. Ross seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Respondent: Thomas B. Whiteaker, EMT-IV License 38360, Lebanon, TN

Ms. Yeatman recused.

On May 13, 2015, the Tennessee Board of Nursing disciplined Respondent for drug diversion. On or about August 6, 2015, the Tennessee Board of Nursing was notified by the TnPAP that Respondent had undergone a TnPAP-approved evaluation, that monitoring was recommended, and that a monitoring agreement was signed. The suspension of Respondent's registered nurse license was stayed at that time, pursuant to the terms of the attached order.

For the purpose of avoiding further administrative action with respect to this cause Respondent agrees to have his EMT-IV license placed on **SUSPENSION**. However, the suspension is hereby **STAYED** and the license shall be immediately placed on **PROBATION** on the following terms and conditions:

- A. The period of probation shall run concurrent with his/her monitoring agreement with TnPAP but in no event shall the period of probation be less than three (3) years from the date of this ORDER is entered. If the monitoring agreement be extended, the term of probation shall be extended to run concurrent with the monitoring agreement.
- B. Respondent's failure to maintain compliance with all of the terms of the monitoring agreement and the advocacy of TnPAP until the completion of the monitoring agreement will be a violation of probation and a violation of this order, and shall result in the immediate lifting of the stay of suspension.

Mr. Sutton motioned to accept the **ORDER** as written. Ms. Deshpande seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent

James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Recuse
Dr. Sullivan Smith-Aye

Motion passed.

Respondent: Kristin N. Joyner, AEMT License 39226, Chuckey, TN

On or about September 22, 2015, Respondent presented her employer with a sandwich bag containing Xanax and Demerol pills, which she claimed she found while cleaning out her unit the day before, and which she took home with her the previous night without notifying her supervisor. On or about the same day, Respondent was sent for a drug screen pursuant to Church Hill EMS’s drug-free workplace policy. The drug screen was positive for Benzodiazepines, specifically Alprazolam, and opioids. Respondent was able to produce a prescription for oxycodone, but not for Alprazolam. Respondent was terminated from her job. There was no known patient harm as a result of respondent’s acts or omissions.

For the purpose of avoiding further administrative action with respect to this cause Respondent agrees to have her AEMT license placed on **SUSPENSION**, to be effective immediately upon ratification of this Order. Respondent may undergo an evaluation approved by the TnPAP. Should the results of the TnPAP-approved evaluation recommend monitoring, then Respondent may sign a TnPAP monitoring agreement and obtain the advocacy of TnPAP. Upon receipt by the Office of notification from TnPAP that Respondent has signed a monitoring agreement prior to or during the period of suspension, the suspension shall be **STAYED** and the license shall be immediately placed on **PROBATION** on the following terms and conditions:

- A. The period of probation shall run concurrent with his/her monitoring agreement with TnPAP but in no event shall the period of probation be less than three (3) years from the date of this ORDER is entered. If the monitoring agreement be extended, the term of probation shall be extended to run concurrent with the monitoring agreement.
- B. If Respondent underwent a TnPAP-approved evaluation but a monitoring agreement was not recommended, Respondent’s license shall be placed on probation for three (3) years, beginning the date the Division receives notice from TnPAP that Respondent underwent an evaluation but a monitoring agreement was not recommended.
- C. Respondent’s failure to maintain compliance with all of the terms of the monitoring agreement and the advocacy of TnPAP until the completion of the monitoring agreement will be a violation of probation and a violation of this order, and shall result in the immediate lifting of the stay of suspension.

Mr. Hutsell motioned to accept the **ORDER** as written. Mr. Mosby seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Abstain

Tim Strange- Aye
Stephen Sutton- No
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed with ten (10) yeses, one (1) no and one (1) abstain

CONTESTED CASES

Mr. Hodges was ask by the board chair to review the process of a contested case for those in the audience. Judge Tom Stovall introduced himself and will preside over the cases today. Judge Stoval asked Board to identify themselves for the record. Judge Stovall ask if Ms. Carrie Lucas or Ms. Mary Eneyart or anyone representing them in these cases was present. Niether respondents were present.

Respondent: Carrie L. Lucas, EMT-IV License 41690, Pulaski, TN

Judge Stovall asked Mr. Hodges what notice was sent to Ms. Lucas of the is hearing today. Mr. Hodges stated all mail was returned and Ms. Lucas could not be reached by phone and she was not incarcerated. Judge Stovall read into record the notice sent from his office was record. The state wishes to move to hold this case in default.

Mr. Sutton motioned to hold the case in default. Ms. Deshpande seconded. Motion passed with a voice vote.

Mr. Hodges stated that the wrong statue was stated in the Notice of Hearing and asked the Board not to consider that but to consider just the evidence. Mr. Hodges gave a brief statement. He then passed out a copy of the court judgements to the Board members.

Finding of Fact

On or about December 4, 2014, Respondent pleaded guilty to Assault and Domestic assault in Giles County General Sessions Court in Pulaski, TN. On or about June 18, 2015, Respondent pleaded guilty to Driving under the Influence, Assault, Resisting Arrest, and Violating Probation in Lincoln County, TN. Respondent was intoxicated during the commission of all the aforementioned crimes.

Mr. Sutton motioned to accept the **Finding of Facts** with the amendments of some dates and taking out the last line in #1. Mr. Strange seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent

James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Conclusions of Law

Mr. Ross motioned to accept the **Conclusions of Law** as written. Ms. Deshpande seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent

James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Discipline/Action

Mr. Sutton motioned to **REVOKE** the Respondents license instead of the simple **SUSPENSION** as well as the TnPAP subscription. Mr. Webb seconded.

Chris Brooks-No
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-No

Brian Robinson- Absent
James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye

Jeanne Yeatman-Aye

Dr. Sullivan Smith-Aye

Motion passed with ten (10) yeses and two (2) no's.

Policy Statement

Mr. Sutton read the following policy statement into record for consideration:

"For as the Tennessee EMS Board is statutorily tasked with creating and enforcing the rules and the regulations of Emergency Medical Services in Tennessee. The Board takes this necessary action today to protect the health, safety and welfare of all the citizens of the state of Tennessee and those visiting this state. We believe there is sufficient evidence to revoke Ms. Lucas EMT-IV license this day based upon the proof and our conclusions we cannot condone the actions of Ms. Carrie L. Lucas."

Mr. Davis seconded.

Chris Brooks-No
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent

James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed with eleven (11) yeses and one (1) no.

Respondent: Mary C. Enyeart, aka Carl A. Enyeart, Carla Butler and Mary C. Hopkins, EMT-IV License 23823, McEwen, TN

Judge Stovall requested Mr. Hodges to distribute the Notice of Charges to the Board. Judge Stovall asked what notice was sent to Ms. Enyeart about this hearing. Mr. Hodges introduced into evidence the returned mail. Mr Hodges stated the state wishes to hold this hearing in default.

Mr. Ross motioned to move forward with this case in default. Mr. Hutsell seconded. Motion passed with a voice vote.

Mr. Hodges gave a brief opening statement and passed out the court documents to the Board for review.

Between July 15, 2012 and April 18, 2013, Respondent called in at least twenty-three (23) fraudulent prescriptions for a range of controlled drugs, including Hydrocodone, Clonazepam, Percocet, Phentermine and Methocaramol. Some of the drugs were obtained using the names of Coleman patients who were TennCare recipients, and were paid for by TennCare. On or about February 26, 2014, Respondent pleaded guilty to seven (7) counts of obtaining a Controlled Substance by Fraud, a Class D felony, Simple Possession of a Schedule II Drug, a Class A Misdemeanor, and Possession of Unlawful Drug Paraphernalia, a Class A Misdemeanor, in Humphreys County Circuit Court.

Finding of Fact

Mr. Sutton motioned to accept the **Finding of Facts** with the removal of the Simple Possession and the Unlawful Drug Paraphernalia on page 2 #6. Mr. Strange Seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent

James Ross- Aye
Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed.

Conclusions of Law

Mr. Ross motioned to accept the **Conclusions of Law** number 3 and 4 on page 2. Mr. Davis seconded.

- | | |
|------------------------|------------------------|
| Chris Brooks-Aye | James Ross- Aye |
| Jeff Davis-Aye | Tim Strange- Aye |
| Kappu Deshpande-Aye | Stephen Sutton- Aye |
| Larry Hutsell-Aye | Robert Webb-Aye |
| Donald Mosby-Aye | Tyler White-Aye |
| Brian Robinson- Absent | Jeanne Yeatman-Aye |
| | Dr. Sullivan Smith-Aye |

Motion passed.

Discipline/Action

Mr. White motioned to **REVOKE** the Respondents license. Mr. Hutsell seconded.

- | | |
|------------------------|------------------------|
| Chris Brooks-Aye | James Ross- Aye |
| Jeff Davis-Aye | Tim Strange- Aye |
| Kappu Deshpande-Aye | Stephen Sutton- Aye |
| Larry Hutsell-Aye | Robert Webb-Aye |
| Donald Mosby-Aye | Tyler White-Aye |
| Brian Robinson- Absent | Jeanne Yeatman-Aye |
| | Dr. Sullivan Smith-Aye |

Motion passed.

Policy Statement

Mr. Sutton read the following policy statement into record for consideration:

“For as the Tennessee EMS Board is statutorily tasked with creating and enforcing the rules and the regulations of Emergency Medical Services in Tennessee. The Board takes this necessary action today to protect the health, safety and welfare of all the citizens of the state of Tennessee and those visiting this state. We believe there is sufficient evidence to revoke Ms. Lucas EMT-IV license this day based upon the proof and our conclusions we cannot condone the actions of Ms. Carrie L. Lucas.”

Mr. Strange seconded.

- | | |
|------------------------|------------------------|
| Chris Brooks-Aye | James Ross- Aye |
| Jeff Davis-Aye | Tim Strange- Aye |
| Kappu Deshpande-Aye | Stephen Sutton- Aye |
| Larry Hutsell-Aye | Robert Webb-Aye |
| Donald Mosby-Aye | Tyler White-Aye |
| Brian Robinson- Absent | Jeanne Yeatman-Aye |
| | Dr. Sullivan Smith-Aye |

Motion passed.

AGREED ORDER

Respondent: Stacey K. McKenzie, Paramedic License 31178, La Vergne, TN

On or about April 5, 2014 Respondent’s unit responded to a call involving a sixty one (61) year-old male in cardia arrest. During the call, Respondent was unable to intubate the patient endotracheally and was unable to establish an intraosseous infusion line in the patient. During her employment with AMR-

Waverly, Respondent performed or attempted to perform emergency medical procedures that she knew she was not prepared to perform. In the period since Respondent first became aware of the State's allegations, Respondent has successfully completed a forty-eight (48) hour paramedic refresher course, a full PALS course, a full ACLS course, a PHTLS course, an I/O class, a two (2) hour ventilator refresher class, and a CPR/ BLS class. In or around February 2016, Respondent was interviewed by the medical director of her new employer, who found that she had good judgement relative to patient care and cleared her to practice as a paramedic with the service.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to have her license placed on **PROBATION** for no less than one (1) year, to be effective upon the ratification of this order. Lifting of said probation shall be conditional on the following: Respondent shall cause her employer's quality assurance manager to submit quarterly reports directly to the Division showing that Respondent is in compliance with all patient assessment and medical documentation requirements. In the event any such report shows that respondent was not in compliance with all patient assessment and medical documentation requirements, the probation of Respondent's license shall continue until four (4) consecutive quarterly reports show such compliance.

Mr. Sutton motioned to accept the **AGREED ORDER** as written and Ms. Deshpande seconded. After some discussion Mr. Sutton withdrew his motion and Ms. Deshpande withdrew her second.

Dr. Brooks motioned to accept the **AGREED ORDER** as written and Mr. Strange seconded.

Chris Brooks-Aye
Jeff Davis-No
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-No
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- No
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motion passed with nine (9) yeses and three (3) no's.

Respondent: Bryan L. Englebert, Paramedic License 41956, Walnut, MS

On or about February 1, 2016, Respondent, who was on duty with Baptist Memorial at the time and is accused of digitally penetrating, grabbing the breast of, and receiving oral sex from, a patient in the rear of an ambulance in Lowndes County, Mississippi. Respondent denies that he did these things but agrees it is in his best interest to avoid unnecessary stress for himself and his family by agreeing to the voluntary surrender of his license. On or about February 8, 2016, Respondent was arrested for sexual battery of a vulnerable person, a felony, in Lowndes County, MS, by investigators from the Office of the Mississippi Attorney General's *Medicaid Fraud Control Unit*. On or about February 12, 2016, Respondent's MS paramedic license was immediately suspended by the Mississippi State Department of Health, based on the alleged offense. On or about March 3, 2016, the Board issued an order summarily suspending Respondent's paramedic license.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to the **VOLUNTARY SURRENDER** of his paramedic license to be effective upon the ratification of this order. Said voluntary surrender shall have the same legal force and effect as a revocation of Respondent's license. The aforementioned **VOLUNTARY SURRENDER** is a formal disciplinary action that will be reported to the National Practitioner Data Bank (NPDB).

Mr. Sutton motioned to accept the **AGREED ORDER** as written and Mr. Hutsell seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson-Absent
James Ross-Aye

Tim Strange- Aye
Stephen Sutton-Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Aye

Motioned passed.

Respondent: Billy G. Ray, Paramedic License 27558, Sparta, TN

Dr. Smith recused and asked Mr. Ross to preside in his absence.

On or about April 29, 2015, Respondent was convicted of Sexual Exploitation of a Minor, a Class D felony, in white County Criminal/Circuit Court.

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to the **VOLUNTARY SURRENDER** of his license to practice as a paramedic in the state of Tennessee. Said **VOLUNTARY SURRENDER** shall have the same legal force and effect as a revocation of Respondent's license.

Mr. Hutsell motioned to accept the AGREED ORDER as written and Mr. Mosby seconded.

Chris Brooks-Aye
Jeff Davis-Aye
Kappu Deshpande-Aye
Larry Hutsell-Aye
Donald Mosby-Aye
Brian Robinson- Absent
James Ross- Aye

Tim Strange- Aye
Stephen Sutton- Aye
Robert Webb-Aye
Tyler White-Aye
Jeanne Yeatman-Aye
Dr. Sullivan Smith-Rescued

Motion passed.

Mr. Sutton made a request of the Chairman to have Mr. Harkreader to attend the next meeting of the Board to discuss TNPAP assessment process and the mechanism that is used to decide what type of agreement is prescribed. The Chairman asked Mrs. Tidwell to place that on the Agenda. It was also requested that what is the obligation or process to be followed when an employee is put on a medication that is covered on the TNPAP drug screen.

COMMITTEE REPORT

Air Ambulance Committee

Mrs. Tidwell reported the committee met and continues to work on the equipment list in preparation so when the Rule is ready the list can be sent to the Clinical Issues Committee. They are continuing to work on the helipad issues.

Ambulance Committee

Mrs. Tidwell reported the Committee has not met this quarter.

Clinical Issues Committee (CIC)

Dr. Holley reviewed the results of the Committee meeting held on August 24th. He also discussed the introduction of Altered Standard of Care Guidelines, eye injuries, Destination Guidelines and use of ultrasound in the field. Dr. Holley outlined the discussion that was held on the use of ventilators in the field and the mode(s) that are necessary to properly care for the patient.

Mr. Sutton expressed his concern about ventilating a patient via a bag valve device verses a ventilator during an interfacility transfer.

Motion by Mr. Ross and seconded by Mr. Sutton to accept the Clinical Issues Committee's Approval Clinical Practices for Pre-hospital Ultrasound Usage Document with the changes that were made. Motion passed on voice vote.

Mr. Sutton inquired of Dr. Holley if on-line ACLS and PALS classes are being accepted for re-licensure.

Committee of Pediatric Emergency Care (CoPEC)

Mrs. Rhonda Phillippi reported on the organizational assessment and the development of the strategic plan. She also reported on the activities of CoPEC across the state. She reported their Pediatric Conference is coming up in April in Middle TN and The Star of Life is scheduled in May and encouraged the board to attend.

Education Committee

Mr. Tim Strange gave a report from the Education Committee which request the board form a Task Force to evaluate the Associate's degree as a minimum requirement for licensure as a Paramedic.

Mr. Strange made a motion and it was seconded by Mr. Mosby that a Task Force be formed to study the feasibility of making the Associates Degree as a requirement for Paramedic licensure, and if determined a degree should be required the the task force should develop a time line for implementation. After much discussion it was determined the Task Force will have the following representation: one (1) representative from TASA, one (1) representative from TEMSEA, eight (8) from the educators from Paramedic programs and one (1) from each of the eight (8) Regional EMS Directors Associations. Mr. Tim Strange will be the Chairman of the Task Force. Mr. Strange was task to work with Mr. Reed President of TASA to get representation from TASA and the Directors Association and to select education members from the paramedic programs from the eight regions. Mr. Stranges is to bring recommendation on committee to the board at the next meeting.

Mr. Strange also reported education committee also heard a request from Northeast State Community College to allow Hight School students who will be 18 years old within 90 days of course completion to enroll in the EMT programs through the dual enrollment for college credit. Mr. Strange made a motion and second by Ms. Kappu to amend the Rule to allow high school students who will be 18 years old within ninety (90) days of course completion dual enrollment in the community college EMT programs. After brief discussion the motion passed on voice vote.

MOBILE INTERGRATED HEALTH CARE

Kevin Spratlin reported on the curriculum and requested permission to do pilot courses across the state. Mr. Sutton made the motion to approve the curriculum and Ms. Kappu seconded the motion. The motion passed on voice vote.

DIRECTORS REPORT

Mrs. Tidwell reviewed Annual Pass Rate Report and the results of the findings in the report. She reported Chattanooga State complete the national accreditation site visit with no citations sited.

She also reported the study conducted by Micheal Wallace, CoPEC and the Office of EMS on pediatric medication errors has been published and a poster presentation was presented at EMS World.

Mrs. Tidwell asked Ray Cook, EMS Consultant to report on the CQI and Performance Measures Project that was conducted in the Upper Cumberland Region.

OLD BUSINESS

Mrs. Tidwell reported the nominations for the Clinical Issues Committee have been received and Office would be meeting with Mr. Tyler White as requested by the board in the next couple of weeks to review the nominations. She reported still waiting on some nomination for Air Ambulance and Education committee. Mrs. Tidwell reported the committee membership will be presented in June board meeting for ratification.

NEW BUSINESS

The schedule for the Board meeting were presented.

Andrew Hart announced the EMS Week celebrations for Memphis Fire.

Kevin Mitchell presented some concerns on Rule 1200-12-01-.14 in particular to in-house education. He asked for guidance for training in-house. His concerns are to sent to the Ambulance Service Committee for their consideration.

Mrs. Tidwell introduced new staff members and vacancies in the Office of EMS including the resignation of Brandon Ward, Assistant Director. Mr. Ward was recognized for his service.

Mr. Sutton expressed concerns about the how emergency medical personnel are paid per hour and the length of shifts worked in Tennessee EMS. A discussion was held on the topic and it was decided it needed further study.

Meeting was adjourned.