



**Minutes of the
EMERGENCY MEDICAL SERVICES BOARD
September 19th, 2018**

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

Vice Chair James Ross called meeting to order in Dr. Smith’s absence. A Roll Call conducted with the following results:

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Present | James Ross, RN | Present |
| Jeffrey Davis | Present | Dennis Rowe | Present |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Present | Tim Strange | Present |
| Donald Mosby | Absent | Tyler White | Present |
| Greg Patterson | Present | Jeanne Yeatman, RN | Present |
| Brian Robinson | Present | | |

Ten (10) members were in attendance, a quorum was established.

Also present:

- Donna G. Tidwell Director Office of Emergency Medical Services
- Hansel Cook Assistant EMS Director
- Joe Holley MD State Medical Director
- Kyonzte Hughes-Toombs Legal Counsel
- Paul Richard 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
- Teddy Myracle Region 7 EMS Consultant
- Randall Kirby EMS Consultant at Large
- Tory Ferguson Regulatory Board Administrative Assistant 2

APPROVAL OF THE JUNE 20th, 2018 MINUTES – Motion by Mr. Davis to accept and seconded by Mr. Strange. Motion passed on voice vote.

OGC Report

Mr. Paul Richardson with OGC reviewed the Conflict of Interest statement with the board members. He reported 24 open cases currently in OGC. He would be presenting one (1) agreed order, five (5) consent orders, and three (3) contested cases today for board consideration for disciplinary action.

He reported on the Community Paramedicine Rules in that the edits were done and would be sent to Director Tidwell by next week. The Air Ambulance and Specialty Ambulance Rules were still in the review process.

TnPAP Report

TnPAP report was provided by Mark Harkredder with no questions from the Board.

Schools Approval:

Pellissippi State Community College: Director Tidwell presented Pellissippi State Community College’s EMT Training application and site visit finding for approval by the board. She reported the application was complete and the site visit found the program to be in compliance with rules and recommended initial approval for the Program. Motion by Mr. Rowe and seconded by Mr. Davis to grant approval. The motion passed on a voice vote.

Johnson County Rescue and EMS: Director Tidwell presented Johnson County Rescue and EMS EMT Training application and site visit finding for approval by the board. She reported the application was complete and the site visit found the program to be in compliance with rules and recommended initial approval for the Program. Motion by Mr. Rowe and seconded by Mr. Davis to grant approval. The motion passed on a voice vote.

OGC Cases

Agreed Order

Respondent: Timothy Coup AEMT, License No. 38693

Findings of Fact

The Agreed Order for Docket No. 17.34-153060A was presented by Mr. Paul Richardson. On or about July 16th, 2017, Respondent responded to an automobile accident as a volunteer of the Church Hill Rescue Squad. Wings Air Rescue also responded to this call. He patient in the front passenger side of the vehicle needed to be extricated from the vehicle. Once the patient was extricated. Adam Williams, a paramedic with Wings Air Rescue, stated he needed someone to obtain intraosseous access (“IO”) on the patient. Another member of the Church Hill Rescue Squad noticed Respondent starting the line and yelled at the Respondent, stating that he could not start an IO without a Medical Director. The respondent acknowledged the statement and replied that Adam Williams told him he was covered by Wings Air Rescue’s Medical Director. Authorization to perform the procedure is inconsistent with EMS protocol would not have applied to Respondent, as he was not employed by Wings Air Rescue at the time.

Stipulated Disposition

Respondent, for the purpose of avoiding further administrative action with respect to this cause agrees to the following: He agrees to have his license to practices as an Advanced Emergency Medical Technician be placed on SUSPENSION for a period of no less than one (1) year, to be effective immediately upon ratification of this order. Upon completion of the suspension, the license shall be immediately placed on PROBATION for a period of no less than two (2) years. Respondent must attend an Advanced Emergency Medical Technician refresher course approved by the Director of Office of Emergency Medical Services. Respondent must submit proof of attendance of three (3) hours of continuing education courses AND instruction of a three (3) hour continuing education course within one(1) year of the ratification of this Order. Failure to meet the terms of this Order will constitute a violation of this Order, which may subject the Respondent to disciplinary action. This suspension and probation of Respondent’s license is a formal disciplinary action that will be reported to the National Practitioner Data Bank (NPDB).

Motion to accept the agreed order as presented was received from Dr. Brooks and seconded by Mr. Patterson.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | No |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | No |
| Donald Mosby | Absent | Tyler White | No |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Consent Order

Respondent: Jonathan Carroll Harris, Paramedic Critical Care License No. 32072

Mr. Rowe recused himself from the proceedings.

Findings of Fact

The Consent Order for Case Number 201705945 and 2017062441 were presented by Mr. Paul Richardson.

Respondent was licensed by the Division as a Paramedic-Critical Care in the state of Tennessee at all times pertinent hereto, having been granted license number 32072 on January 26, 2006, which has an expiration date of November 30, 2018.

Respondent was employed as a supervising Paramedic Critical Care (PACC) with Puckett Emergency Medical Services in Chattanooga, Tennessee, at all times pertinent hereto. On or about November 20, 2017, a review of security camera footage revealed Respondent removing syringes and Diphenhydramine after an abnormal quantity of 3 mL syringes and Diphenhydramine was found missing from the supply room. On November 20, 2017 Respondent was observed entering the restroom in crew area with two (2) narcotic boxes and a several saline flushes. Further investigation and search of Respondent's office revealed the following:

- Several partially filled narcotic boxes in a locked desk drawer
- Broken vial of Ketamine
- Partially used vial of Morphine in desk drawer
- 3 mL syringe wrappers and bloody Kleenex in wastebasket.

On or about November 23, and 24, 2017, an authorized hidden camera that had been placed in Respondent's office revealed the following:

- Respondent placed medication vial in his pocket
- Respondent injecting a substance intravenously into his left arm

On or about November 24, 2017, when Respondent was informed that an investigation was being conducted for diversion of narcotics, Respondent admitted to the diversion. On or about November 24, 2017, Respondent self-reported diversion of medication from employer, and resigned rather than undergo a Urinary Drug Screen (UDS). On November 25, 26, and 27, 2017, an electronic narcotic audit revealed the following narcotics were missing from facility safe: 56 vials of Fentanyl and 63 vials of Morphine. Significant number of controlled substance that indicated Respondent wasted but no indication of reason for waste. On or about November 28, 2017, an inventory recovered numerous diverted vials of Midazolam, Fentanyl, and Morphine from Respondent's home. On December 4, 2017, a final inventory of medications recovered from Respondent's residence revealed various injectable prescription medication, used syringes and various sized needles, several full tubes of blood; and a total of two-thousand two hundred fifty (2,250) vials of the following narcotics:

- | | |
|------------|------------|
| • Fentanyl | • Benadryl |
| • Morphine | • Zofran |
| • Versed | • Narcan |
| • Ketamine | |

Respondent underwent a 30 day rehabilitation program. On January 18, 2018, after completion of a 30 day rehabilitation program, Respondent sent an e-mail to the investigator admitting to substance abuse and addiction due to Post Traumatic Stress Syndrome (PTSS). Respondent apologized for his actions.

Stipulated Disposition

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to have Respondent's license to practice as Paramedic Critical Care in the state of Tennessee, license number 32072, is REVOKED, to be effective immediately upon ratification of this Order.

Motion to accept the consent order as presented was made by Mr. White and seconded by Mr. Strange.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Consent Order

Respondent: Terry Keith Lebo, Jr EMT Number 210807

Findings of Fact

The Consent Order for Case Number 2018010351 was presented by Mr. Paul Richardson. Respondent was licensed by the Division as an Emergency Medical Technician (EMT) in the state of Tennessee at all times pertinent hereto, having been granted license number 210807 on June 13, 2 17, which has an expiration date of March 31, 2019. Respondent was employed as an (EMT) with Emergency Mobile Health Care, LLC in Memphis, Tennessee, at all times pertinent hereto. On or about February 16, 2018, while on duty during transport of a patient, Respondent was observed by a crew member to have slurred speech and glassy eyes. The incident was called in and reported to immediate supervisor. Upon return to facility, Respondent underwent a Urinary Drug Screen (UDS). Respondent’s UDS was positive for Alprazolam. Respondent did not provide prescription for the Alprazolam. On February 27, 2018, Respondent’s employment was terminated with Emergency Mobile Health Care, LLC as a result of the positive drug screen.

Stipulated Disposition

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to have Respondent’s license to practice as an EMT in the state of Tennessee, license number 210807, placed on **SUSPENSION**, to be effective immediately upon ratification of this Order. Respondent may undergo an evaluation approved by the Tennessee Professional Assistance Program (“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 Division 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 of Respondent’s license shall run concurrent with his or her monitoring agreement with TnPAP, but in no event shall the period of probation be less than three (3) years from the date this ORDER is entered. Should Respondent’s monitoring agreement with TnPAP be extended, the term of probation of Respondent’s license shall be extended to run concurrent with the new term of the TnPAP 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 and any amendments thereto will be a violation of probation and a violation of this ORDER, and shall result in the immediate lifting of the stay of suspension of Respondent’s license upon receipt by the Division of notification from TnPAP. If thereafter Respondent wishes to have his license reinstated, Respondent must appear before the Board and demonstrate his/her present ability to engage in the safe practice of emergency medical services. The Board reserves the right to impose other reasonable conditions of reinstatement at the time of Respondent’s appearance.

Upon receipt by the Division 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 no less than two (2) years from the date this **ORDER** is entered.

Motion by Dr. Brooks and seconded by Ms. Yeatman to accept the consent order as presented.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Consent Order

Respondent: Rhonda D. Lucas Paramedic 28639

Findings of Fact

The Consent Order for Case Number 2015036621 was presented by Mr. Paul Richardson. Respondent was at all times pertinent hereto licensed by the Division as a Paramedic in the state of Tennessee, having been granted license number 28639, on January 31, 2003, with an expiration date of October 31, 2017. On or about September 13, 2015, while employed with Hickman County EMS, Respondent and a co-worker answered a call for an automobile accident. Upon arrival, a patient was discovered who appeared to be in cardiac arrest. Respondent's partner radioed dispatch for a second unit to assist. Respondent made initial contact with the patient and started chest compressions. Respondent's partner requested that he take over chest compressions so Respondent could begin advanced life support ("ALS") interventions. Respondent allowed her partner to take over chest compressions, but delayed ALS interventions for 3-5 minutes, when the second unit arrived. Once the second unit arrived, Respondent requested to use that unit's cardiac monitor because she believed the one in her unit was not working. Respondent failed to place the monitor in defibrillator mode, along with failing to insert invasive lines, or put the defibrillator pads in place on the patient. A member from the second unit asked Respondent to intubate the patient, and Respondent unsuccessfully attempted to do so. The member from the second unit then established Intraosseous ("IO") access and successfully intubated the patient. Respondent then asked one of the second unit's crew members to take the lead in the incident, later citing that she, "was too old to be running codes." On the same call, Respondent administered an incorrect dosage of medication to the patient.

On or about September 13, 2015, in a separate incident, Respondent and her partner responded to a call for an unresponsive patient. Upon arrival, they discovered that the patient was semi-responsive to voice with hypotensive blood pressure and rapid ventricular response, yet Respondent elected to run the patient as a non-emergency to an emergency room approximately fifteen miles away. Respondent failed to contact medical control or follow protocol of Hickman County EMS regarding patients in cardiogenic shock. Upon arriving at the Emergency room, Respondent's partner opened the rear doors of the ambulance to extract the patient when Respondent stated, "she just coded." Patient was revived after three rounds of CPR and moved to an ICU unit. Patient was stabilized and transferred to another facility at which the next day, she expired. Respondent was terminated from her position with Hickman County.

Stipulated Disposition

Respondent, for the purpose of avoiding further administrative action with respect to this cause, agrees to the following: Respondent agrees to voluntarily surrender her license to practice as a Paramedic in the state of Tennessee, License No. 28639, effective immediately upon ratification of this Order. Respondent understands that this **REVOCATION** is a formal disciplinary action and will be reported to the National Practitioner Data Bank (N.P.D.B.) and/or similar agency.

Motion by Mr. Davis and seconded by Ms. Yeatman to accept the Consent Order as presented.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Consent Order

Respondent: Jason David Parker AEMT Number 30151

Mr. Rowe recused himself from the proceedings.

Findings of Fact

The Consent Order for Case Number 2018013261 was presented by Mr. Paul Richardson. Respondent was licensed by the Division as an Advanced Emergency Medical Technician (AEMT) in the state of Tennessee at all times pertinent hereto, having been granted license number 30151 on June 8, 2004, which has an expiration date of December 31, 2018. Respondent was employed as an (AEMT) with Baptist Priority Ambulance Service in Dyersburg, Tennessee, at all times pertinent hereto. On or about January 20, 2018 through January 23, 2018, Respondent entered the supply room, taking supplies and medication. He then self-administered medications while on duty. The incident(s) were recorded on video camera. On or about January 24, 2018, Respondent approached a co-worker and asked her to access a port he received in his chest during a previous hospital visit. When the first co-worker refused, Respondent approached a different co-worker who obliged him. On January 26, 2018, Respondent’s employment was terminated at Baptist Priority Ambulance Service and he was advised to self-report to the local police department, with which he complied.

Stipulation of Disposition

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to have Respondent’s license to practice as an AEMT in the state of Tennessee, license number 30151, placed on **SUSPENSION**, to be effective immediately upon ratification of this Order. Respondent may undergo an evaluation approved by the Tennessee Professional Assistance Program (“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 Division 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 of Respondent’s license shall run concurrent with his or her monitoring agreement with TnPAP, but in no event shall the period of probation be less than three (3) years from the date this ORDER is entered. Should Respondent’s monitoring agreement with TnPAP be extended, the term of probation of Respondent’s license shall be extended to run concurrent with the new term of the TnPAP 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 and any amendments thereto will be a violation of probation and a violation of this ORDER, and shall result in the immediate lifting of the stay of suspension of Respondent’s license upon receipt by the Division of notification from TnPAP. If thereafter Respondent wishes to have his or her license reinstated, Respondent must appear before the Board and demonstrate his/her present ability to engage in the safe practice of emergency medical services. The Board reserves the right to impose other reasonable conditions of reinstatement at the time of Respondent’s appearance.

Upon receipt by the Division 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 no less than two (2) years from the date this **ORDER** is entered. Respondent shall also complete three (3) hours of continuing education on Ethics as approved by the Tennessee Emergency Medical Services Board and submit proof of completion to the Division within one year from the date of ratification of this Order.

Motion by Mr. Davis and seconded by Dr. Brooks to accept the consent order as presented.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Mr. Rowe returned to the proceedings.

Consent Order – Eric Scott Stringer

Respondent: Eric Scott Stringer, Jr. AEMT License Number 33204

Findings of Fact

The Consent Order for Case Number 201702440 was presented by Mr. Paul Richardson. Respondent was licensed by the Division as an Advanced Emergency Medical Technician (AEMT) in the state of Tennessee at all times pertinent hereto, having been granted license number 33204 on April 2, 2007, which has an expiration date of June 30, 2019. On or about April 10, 2017 for pre-employment consideration, Respondent underwent a pre-employment drug screen with Quest Diagnostics Labs (laboratory) for First Call Ambulance Service. On April 11, 2017, the laboratory returned a positive drug screen for Marijuana. Respondent was denied employment with First Call Ambulance Service as a result of the positive drug screen. On February 1, 2018 Respondent admitted to investigator that he had consumed Medicinal Marijuana he obtained from Colorado in order to cope with Irritable Bowel Syndrome, Insomnia, and the death of an elderly couple he had taken care of.

Stipulated Disposition

For the purpose of avoiding further administrative action with respect to this cause, Respondent agrees to have Respondent’s license to practice as an AEMT in the state of Tennessee, license number 33204, placed on **SUSPENSION**, to be effective immediately upon ratification of this Order. Respondent may undergo an evaluation approved by the Tennessee Professional Assistance Program (“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 Division 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 of Respondent’s license shall run concurrent with his or her monitoring agreement with TnPAP, but in no event shall the period of probation be less than three (3) years from the date this ORDER is entered. Should Respondent’s monitoring agreement with TnPAP be extended, the term of probation of Respondent’s license shall be extended to run concurrent with the new term of the TnPAP 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 and any amendments thereto

will be a violation of probation and a violation of this ORDER, and shall result in the immediate lifting of the stay of suspension of Respondent's license upon receipt by the Division of notification from TnPAP. If thereafter Respondent wishes to have his or her license reinstated, Respondent must appear before the Board and demonstrate his/her present ability to engage in the safe practice of emergency medical services. The Board reserves the right to impose other reasonable conditions of reinstatement at the time of Respondent's appearance.

Upon receipt by the Division 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 no less than two (2) years from the date this **ORDER** is entered. Respondent shall also complete three (3) hours of continuing education on Ethics as approved by the Tennessee Emergency Medical Services Board and submit proof of completion to the Division within one year from the date of ratification of this Order.

Motion by Dr. Brooks and seconded by Mr. Davis to accept the consent order as presented.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

A ten (10) minute recess was called by the Chairman.

The Chairman reconvened the proceedings. Administrative Law Judge Shannon Barnhill opened the Contested Cases proceedings. He made several opening statements and instructed the board members as to the Contested Hearing Proceedings.

Contested Case

Respondent Kenneth M. Shivers AEMT License Number 40792

The Contested Order for Docket Number 17.34-147983A was presented by Mr. Paul Richardson. He outlined the attempts to contact Mr. Shivers. Dr. Brooks motion to hear the case in default and seconded by Mr. Davis.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Findings of Fact

Respondent was employed as an AEMT in the Memphis Fire Department in Memphis, TN at all times pertinent hereto. On June 21, 2016, Respondent was arrested for DUI while in route to a paramedic clinical rotation at Saint Francis Hospital. Pursuant to the stop, Respondent was administered a drug test which rendered a positive result for marijuana. Following an

internal investigation and hearing, Respondent was suspended for three hundred sixty (360) hours. Respondent entered into the Memphis Fire Department's Employee Assistance Program (EAP) for four (4) years.

Motion by Mr. Rowe and seconded by Dr. Brooks to accept the findings of fact.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Motion by Dr. Brooks and seconded by Mr. Strange to accept the Conclusions of Law as presented by Counsel.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Motion by Dr. Brooks and seconded by Mr. White to accept the Order as presented by Counsel.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | No |
| Jeffrey Davis | No | Dennis Rowe | No |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | No | Tim Strange | No |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | No | Jeanne Yeatman, RN | Aye |
| Brian Robinson | No | | |

Motion failed.

Motion by Mr. Rowe and seconded by Mr. Strange to revoke his license.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | No | James Ross, RN | Aye |
| Jeffrey Davis | No | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | No |

| | | | |
|----------------|-----|--------------------|----|
| Greg Patterson | Aye | Jeanne Yeatman, RN | No |
| Brian Robinson | No | | |

Motion failed.

Motion by Mr. Davis and seconded by Mr. White to suspend immediately the Respondent’s license until as such time they can present himself to the Board for reinstatement and they must make contact with the Board by the next Board meeting (December 12th, 2018).

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | No | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion carried.

Motion to accept the Policy Statement as presented was made by Mr. Strange and seconded by Mr. Rowe.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Contested Case

Respondent Jessica Nicole Smith AEMT License Number 42154

The Contested Order for Docket Number 17.34-153001A was presented by Mr. Paul Richardson. He outlined the attempts to contact Ms. Smith. Mr. Strange motioned to hear the case in default and seconded by Mr. Patterson.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried

Findings of Fact

Respondent was employed as an (EMT) with Emergency Mobile Health Care in Memphis, TN, at all times pertinent hereto. On or about April 25, 2017, Respondent underwent pre-hire Oral Secretion Drug Screen. Respondent’s Drug Screen was positive for Benzoylcegonine, a by-product of Cocaine. On May 24, 2017, Respondent’s employment was terminated with Emergency Mobile Health Care as a result of the positive drug screen.

Motion by Dr. Brooks to accept the findings of fact as presented with the clarification of it was an oral drug screen verses urinary drug screen and was seconded by Mr. Strange.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried

Motion by Mr. Strange and seconded by Mr. Davis to accept the Conclusion of Law as presented.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Motion by Dr. Brooks and seconded by Mr. White to accept the Disciplinary Order as written.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | No |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | No |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Motion by Mr. Patterson and seconded by Mr. Davis to accept the Policy statement as written.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | No |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Contested Case – Gordon Stokes

Respondent Gordon Brett Stokes Paramedic License Number 42094

Mr. Davis and Mr. Rowe were recused from the proceedings by their request.

The Contested Order for Docket Number 17.34-152978A was presented by Mr. Paul Richardson. He outlined the attempts to contact Mr. Stokes. Mr. Strange motioned to hear the case in default and seconded by Ms. Yeatman.

Roll Call Vote

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Recused | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Findings of Fact

On or about June 10, 2016 while employed with AMR Rural/Metro Blount County, Respondent answered a call for a possible overdose. Respondent arrived to find the patient sitting in a chair wearing a neck and back brace from a previous injury. The family of the patient informed Respondent that patient had been heavily drinking and had taken an unknown amount of Hydrocodone. After the patient was walked to the stretcher, the stretcher was placed into the ambulance, vitals were taken, patient was placed on a monitor, and an IV was attempted three times with no success. Respondent then asked which AEMTs were on the call, and requested they join him in the back of the ambulance. Two (2) AEMTs responded and honored his request. Respondent began to conduct what was seemingly a drill, and directed questions to the accompanying AEMTs on what could possibly be wrong with the patient. The AEMTs present expressed that there was an obvious overdose and became concerned that Respondent would take this time to conduct “class” when proper protocol dictated that the patient be transported to a hospital. Respondent then instructed one of the AEMTs to establish an Intraosseous line (IO) and administer Narcan to the patient (which is beyond the scope of the duties for an AEMT). Protocol for Rural Metro states that an IO should be used for Altered Mental Status with a Glasgow Coma Scale (GCS) score of less than eight (8). The run report states that the GCS for this patient was thirteen (13), which according to Rural Metro precluded the need for such a procedure.

Respondent then instructed the other AEMT to insert a Nasopharyngeal (NPA) airway into the patient. The AEMT questioned this method because she felt that the patient had a good airway. Respondent told her that he would explain later. When the AEMT began to use lubricant to insert the NPA, Respondent stopped her and instructed her to use hand sanitizer as a lubricant instead. After the NPA was inserted, Respondent removed it, inserted a nasal cannula, and explained that the earlier directive to insert the NPA using hand sanitizer was a “teachable moment” on how to deal with belligerent patients. Respondent later posted a photo on social media that showed the patient receiving Intraosseous Infusion along with the following comment, “If you should ever find yourself drunk in my ambulance do not become belligerent. I have a drill and I ain’t scared for a second to use it.” Further, in response to a reply on the post that stated that the patient was an obvious drug user and should stop shooting up, Respondent replied, “Naaa I actually like the drill and “forgot” the lidocaine bolus for this asshole. Lubed his NPA with alcohol hand sanitizertoo :-)”

Respondent stated that the patient was unconscious when he arrived on the scene. However, the run report stated that the patient was conscious and in an altered mental state. Respondent also reported that he inserted the IO. On the contrary, he

directed one of the responding AEMTs to perform the procedure. Respondent further reported that patient's glucose level was 188. However, the measurement on the scene was 115-120.

On or about June 16, 2016, Respondent's employment with AMR Rural Metro Blount County was terminated as a result of the incident. On at least two prior occasions, Respondent has been subject to corrective action due to his interactions with patients and/or the public while working as a paramedic.

Dr. Brooks motioned to accept the Findings of Fact as presented and was seconded by Mr. Strange

Roll Call Vote

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Recused | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Mr. Robinson made a motion to accept to the Conclusions of Law as presented and seconded by Mr. White.

Roll Call Vote

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Recused | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Motion by Mr. Strange and seconded by Mr. Robinson to accept the Order to revoke Mr. Stokes' license.

Roll Call Vote

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Recused | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Motion by Mr. Dunavant to accept the Policy Statement as presented.

Roll Call Vote

| | | | |
|------------------|---------|--------------------------|---------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Recused | Dennis Rowe | Recused |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |

| | | | |
|----------------|--------|--------------------|-----|
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

Mr. Davis and Mr. Rowe returned to proceedings.

Judge Barnhill declared the proceedings dealing with Contested Cases to be concluded.

The Chairman declared a recess in the proceedings for a lunch break.

Board Request for Licensure Reinstatement in the Case of Jeffrey Bond (Paramedic License Number 11795)

Mr. Bond is appearing before the Board without representation. The Chairman had Director Tidwell to give a summary of the situation with Mr. Bond’s license. Mr. Bond had a board order for TnPAP when in April of 2017 the Office of EMS was notified by TnPAP his noncompliance with the order. This cause his stay of suspension to be lifted and his license was placed back into suspension. Mr. Bond was allowed by the Board to give his explanation of the circumstances. He was questioned by the Board. TnPAP’s Mr. Harkredder was present and he testified as to their position of the situation and answered questions from the Board.

Motion from Dr. Brooks and seconded by Mr. Strange to grant him the opportunity reenter the TnPAP (under the guidelines of the original order) and they would take it from there as to evaluation and recommendation as to continued monitoring.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

COMMITTEE REPORTS

A. Ambulance Committee

Mr. Edwards was absent and Director Tidwell gave the report. The committee met on October 1st, 2018 and are looking at event medicine, the EMR system, and new Invalid Ambulance Rules. They expect to present their final work product at future meetings.

B. Clinical Issues Committee and Medical Director’s Report

Dr. Holley was deployed with Task Force One and Director Tidwell gave the report. It was time to approve the Equipment List. Director Tidwell did present the proposed recommended equipment changes:

1. Removal of 14 gauge IV catheters
2. Require one of the two neonatal bag valve mask to fit 750-1500 grams

Motion by Mr. Rowe to accept the changes as presented and seconded by Mr. Strange with the condition that the neonatal mask be placed as a non-critical item.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |

| | | | |
|----------------|--------|--------------------|-----|
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

C. COPEC Report

Ms. Phillippi was not present.

D. Continuing Education Committee

The Committee has met three (3) times this year. Ms. Debbie Patterson was present recommendation to change the Policy on renewal to allow 100% of renewal continuing contact hours be from state approved web based sources.

Motion by Mr. Rowe to accept the recommendation and was seconded by Mr. Davis. Discussion was opened on the motion and after much discussion Mr. Rowe retracted his motion and Mr. Davis retracted his second.

Motion by Mr. White and seconded by Dr. Brooks to table this recommendation and return it to the Committee for reworking of the percentage.

Motion carried on voice vote.

E. Initial Education Committee

Mr. Strange delivered the report. He reported the last approved minutes were in the packet. He also reported on the progress of the Military AEMT Bridge Course.

He then delivered a status report on the EMT to Paramedic course. Motion by Mr. Strange to approve the document as presented and the recommendations be adopted which will require rule changes to proceed. It was seconded by Mr. Davis. During the discussion, Mr. Drew Hooker (Chairman of the Subcommittee) was asked to come forward to answer questions and address concerns.

Roll Call Vote

| | | | |
|------------------|--------|--------------------------|--------|
| Chris Brooks, MD | Aye | James Ross, RN | Aye |
| Jeffrey Davis | Aye | Dennis Rowe | Aye |
| Kappu Deshpande | Absent | Chrm. Sullivan Smith, MD | Absent |
| Thomas Dunavant | Aye | Tim Strange | Aye |
| Donald Mosby | Absent | Tyler White | Aye |
| Greg Patterson | Aye | Jeanne Yeatman, RN | Aye |
| Brian Robinson | Aye | | |

Motion Carried.

A request was made from the Committee for the State to adopt the NREMT and CoA methodology to determine pass rate on the written examination. Discussion ensued on the request. It was felt this request needs some more clarification and it was sent back to the Committee.

A report of the status of teaching EMT in the High School (dual enrollment) was requested. Director Tidwell stated it was in the AG Office.

Director's Report

Director Tidwell delivered a report on the 2nd and 3rd Quarter pass rates. The rates for the state are improving.

Director Tidwell asked the Board to approve the Colorado Primary EMS Instructor I and II since it meets our guidelines. So moved by Mr. Rowe and seconded by Ms. Yeatman. Motion passed on voice vote without any dissenting vote.

A report of the performance of the Ambulance Strike teams and Ambu Buses in response to Hurricane Florence.

Mr. Rowe reported that he had received several glowing reports on EMS Consultant Kevin Cagle on his performance during the response and he wanted commend him for this.

The next meeting of the Board is scheduled for December 12th and 13th, 2018.

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