



Kent Appelhans, Chair
Mark Marchetta, Sr., Vice
Chair

Dr. Carol Cunningham, State Medical Director

STATE BOARD OF EMERGENCY MEDICAL, FIRE, AND TRANSPORTATION SERVICES

DIVISION OF EMERGENCY MEDICAL SERVICES OHIO DEPARTMENT OF PUBLIC SAFETY 1970 West Broad Street, Columbus, Ohio

Virtual Meeting via Microsoft Teams®

FINAL MEETING MINUTES April 21, 2021

Board Meeting Date and Location: Wednesday, April 21, 2021, Ohio Department of Public Safety, 1970 West Broad Street, Columbus, Ohio. The meeting was held via Microsoft Teams® videoconferencing.

Board Members Present: Thomas Allenstein, Kent Appelhans, David DeVore, Geoff Dutton, Patrick Ferguson, Dr. Richard George, Ruda Jenkins, Mark Marchetta, Stacey Martin, Dr. Amy Raubenolt, Mark Resanovich, Dr. Hamilton Schwartz, George Snyder, Kevin Uhl, John Weimer, and Dudley Wright.

Board Members Absent: Susan Kearns

DPS and EMS Staff Members Present: James Burke, Johanna Burgess, Beverly Cooper, Dr. Carol Cunningham, Joel Demory, Dave Fiffick, Aaron Jennings, Valerie Koker, Eric Mays, Ellen Owens, Rob Wagoner, and Michael Wise

Assistant Attorney General: Charles Carter

Public Present: Unknown

EMFTS Board Meeting

Welcome and Introduction

The meeting began at 10:04 a.m.

Mr. Appelhans welcomed everyone and introduced our new EMFTS Board member, Mr. John Weimer. He

Is the vice president, Network Emergency, Trauma, Police Security, Transportation Ground/Air and Operations Command Center at Kettering Health Network.

Roll Call

| | | | |
|----------------------------------|---------|-----------------------|---------|
| Mr. Thomas Allenstein | Present | Ms. Stacey Martin | Present |
| Mr. Kent Appelhans (Chair) | Present | Dr. Amy Raubenolt | Present |
| Mr. David DeVore | Present | Mr. Mark Resanovich | Present |
| Mr. Geoff Dutton (arrived 11:40) | Present | Dr. Hamilton Schwartz | Present |
| Mr. Patrick Ferguson | Present | Mr. George B. Snyder | Present |
| Dr. Richard George | Present | Mr. Kevin Uhl | Present |
| Ms. Ruda Jenkins | Present | Mr. John Weimer | Present |
| Ms. Susan Kearns | Absent | Mr. Dudley Wright | Present |
| Mr. Mark Marchetta (V.Chair) | Present | | |

Open Forum

Mr. Appelhans inquired if there were any guests who would like to address the Board. No guests were present to address the Board.

Consent Agenda

Mr. Appelhans requested a motion to approve the Consent Agenda items that were distributed prior to the meeting including the EMFTS Board Retreat minutes of February 10th, EMFTS Board minutes of February 11, 2020, the Certificates of Accreditation, the Certificates of Approval, and the February and March EMS certifications.

ACTION: Motion to approve the Consent Agenda items that were distributed prior to the meeting including the EMFTS Board Retreat minutes of February 10th, EMFTS Board minutes of February 11, 2020, the Certificates of Accreditation, the Certificates of Approval, and the February and March EMS certifications. Mr. Wright – First. Mr. Marchetta – Second. None opposed. Mr. Martchetta (170610 certification renewal) -abstained. Motion approved.

Mr. Appelhans introduced himself as the Chair of the State Board of Emergency Medical, Fire, and Transportation Services. The proceedings were called to order at 10:08 a.m. on April 21, 2021.

Roll Call

| | | | |
|----------------------------------|---------|-----------------------|---------|
| Mr. Thomas Allenstein | Present | Ms. Stacey Martin | Present |
| Mr. Kent Appelhans (Chair) | Present | Dr. Amy Raubenolt | Present |
| Mr. David DeVore | Present | Mr. Mark Resanovich | Present |
| Mr. Geoff Dutton (arrived 11:40) | Absent | Dr. Hamilton Schwartz | Present |
| Mr. Patrick Ferguson | Present | Mr. George B. Snyder | Present |
| Dr. Richard George | Present | Mr. Kevin Uhl | Present |
| Ms. Ruda Jenkins | Present | Mr. John Weimer | Present |
| Ms. Susan Kearns | Absent | Mr. Dudley Wright | Present |
| Mr. Mark Marchetta (V.Chair) | Present | | |

It was noted for the record that a majority of the members of the Board were present.

The Board reviewed the following case(s):

SUMMARY SUSPENSION

- EMS Case No. 2020-417-BE100, Jestin M. Brown, Certificate No. 172837

Assistant Attorney General Charles Carter gave a synopsis of the case.

- EMS Case No. 2020-417-BE100, Jestin M. Brown, Certificate No. 172837. Mr. Brown was an active EMT with an expiration date of September 28, 2021. On or about December 14, 2020 in Muskingum County Court of Common Pleas, Case no. CR2020-0422, Mr. Brown pleaded guilty to Attempted Gross Sexual Imposition, a felony of the fifth degree. Proof of that knowing and voluntary plea is in exhibit B. As a result of that plea and conviction, he was designated at a Tier 1 sex offender, with annual registration for 15 years. Mr. Brown purposefully compelled another person, date of birth 11/16/2006, to submit by force or threat of force to sexual contact. Exhibit A is the affidavit from Investigator Joel Demory attesting to the foregoing facts. The Board must determine whether there is clear and convincing evidence that; 1) Mr. Brown's continued practice presents immediate and serious harm to the public and that 2) Mr. Brown has pleaded guilty to a felony.

REPORT AND RECOMMENDATIONS ~ none

GOLDMANS

These proceedings were held before the Board pursuant to Goldman v. State Medical Board of Ohio where the respondents did not properly request a hearing in the cases. The individuals named did not have the ability to present written or oral testimony; however, they may be present to hear the proceedings and outcome.

All Board members received the sworn affidavits and accompanying exhibits for the Goldman proceedings from the EMS investigators. The affidavits contained the evidence and testimony upon which was deliberated.

There were nine adjudications. The proceedings were in the matters of:

- EMS Case No. 2018-149-BE100, Steven M. Garen, Certificate No. 78191
- EMS Case No. 2019-346-BE100, Jessica L. Lemly, Certificate No. 141553
- EMS Case No. 2019-487-BE100, Corey D. Michel, Certificate No. 139767
- EMS Case No. 2020-081-E500, Terri J. Christy, Certificate No. 145860
- EMS Case No. 2020-185-E100, Olan E. Leonard, Certificate No. 101354
- EMS Case No. 2020-239-E100, Melissa K. Cox, ID No. 227687
- EMS Case No. 2020-313-E700, Beachwood Transportation, LLC, Temporary Service Code No. 18-149-5
- EMS Case No. 2020-544-BE100, Chad G. Buchanan, Certificate No. 100268
- EMS Case No. 2020-034-E100, Jennifer R. Schwartz, Certificate No. 101245

Mr. Appelhans requested a motion to admit the sworn affidavits and the accompanying exhibits in the aforementioned cases into evidence.

ACTION: *Motion to admit the sworn affidavits and accompanying exhibits in the aforementioned cases into evidence.* Mr. Snyder – First. Dr. Schwartz – Second. None opposed. None abstained. Motion approved.

There was no further evidence to come before the Board and the proceedings closed at 10:13 a.m.

The EMFTS Board did not enter into quasi-judicial deliberations.

SUMMARY SUSPENSION MOTION

ACTION: *In the matter of EMS Case Number 2020-417-BE100, Jestin M. Brown, Certificate Number 172837, I move that the Board issue an order to summarily suspend Mr. Brown’s certificate to practice. There is clear and convincing evidence that Respondent’s continued practice presents a danger of immediate and serious harm to the public and that the certificate holder has pled guilty to one (1) count of Attempted Gross Sexual Imposition, a felony of the fifth degree. The Board order shall include a Notice of Opportunity for Hearing for violations of Ohio Revised Code 4765.112 and Ohio Administrative Code 4765-10-03(B)(2)(a).* Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright- abstained. **Motion approved.**

GOLDMAN MOTIONS

ACTION: *In the matter of EMS Case Number 2018-149-BE100, Steven M. Garen, Certificate Number 78191, I move that the Board issue an adjudication order finding that Mr. Garen has been convicted of Grand Theft, a felony of the fourth degree, and Contributing to Unruliness or Delinquency of a Child, a misdemeanor of the first degree, and that Mr. Garen’s EMS certification be permanently revoked.* Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: *In the matter of EMS Case Number 2019-346-BE100, Jessica L. Lemly, Certificate Number 141553, I move that the Board issue an adjudication order finding that Ms. Lemly has been convicted of Theft, a felony of the fourth degree, and that Ms. Lemly’s EMS certification be revoked.* Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein, Mr. DeVore and Mr. Wright - abstained. **Motion approved.**

ACTION: *In the matter of EMS Case Number 2019-487-BE100, Corey D. Michel, Certificate Number 139767, I move that the Board issue an adjudication order finding that Mr. Michel violated Ohio Administrative Code 4765-9-01(B), and that Mr. Michel’s EMS certification be revoked.* Mr. Snyder – First. Mr. Marchetta - Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-034-E100, Jennifer R. Schwartz, Certificate Number 101245, I move that the Board issue an adjudication order finding that Ms. Schwartz violated Ohio Administrative Code 4765-10-03(B)(2)(a) & (d), and that Ms. Schwartz's EMS certification be revoked. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-081-E300, Terri J. Christy, Certificate Number 145860, I move that the Board issue an adjudication order finding that Ms. Christy failed to meet the requirements to obtain a certification as an EMS Continuing Education Instructor, and that Ms. Christy's application for EMS Continuing Education Instructor be denied. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-185-E100, Olan E. Leonard, Certificate Number 101354, I move that the Board issue an adjudication order finding that Mr. Leonard failed to meet reciprocity certification requirements by being convicted of Fraudulent Schemes, a misdemeanor of moral turpitude, and by being sanctioned by the EMS licensing entity of West Virginia, and that Mr. Leonard's reciprocity application for Paramedic be denied. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-239-E100, Melissa K. Cox, ID Number 227687, I move that the Board issue an adjudication order finding that Ms. Cox failed to meet reciprocity certification requirements by being convicted of Residential Entry, and Obstruction, both being misdemeanors of moral turpitude, and that Ms. Cox's reciprocity application for Emergency Medical Technician be denied. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-313-E700, Beachwood Transportation, LLC, Temporary Service Code Number 18-149-5, I move that the Board issue an adjudication order finding that Beachwood Transportation, LLC, refused to submit to a vehicle inspection, and that Beachwood's temporary license be revoked and application for licensure be denied. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

ACTION: In the matter of EMS Case Number 2020-544-BE100, Chad G. Buchanan, Certificate Number 100268, I move that the Board issue an adjudication order finding that Mr. Buchanan has been convicted of three counts of Pandering Obscenity Involving a Minor, being felonies of the second degree, three counts of Pandering Sexually Oriented Material Involving a Minor, being felonies of the second degree, and one count of Gross Sexual Imposition, being a felony of the third degree, and that Mr. Buchanan's EMS certification be permanently revoked. Mr. Snyder – First. Mr. Marchetta – Second. None opposed. Mr. Allenstein and Mr. Wright - abstained. **Motion approved.**

EMS and Medical Transportation Investigations

ACTION: Motion to close the following Medical Transportation case(s).

Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Wright – Abstained. None opposed.

Motion approved.

| | |
|--|---------------|
| 2020-007-E400 *Refer to Medical Director | 2020-556-E700 |
| 2020-219-E700 *Refer to Medical Director | 2021-009-E700 |
| 2020-272-E700 | 2021-036-E700 |
| 2020-442-E700 | |

ACTION: Motion to accept the following Consent Agreements. Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed. **Motion approved.**

| | |
|----------------|----------------|
| 2020-175-BE100 | 2020-550-E100 |
| 2020-501-BE100 | 2020-572-E400 |
| 2020-523-BE100 | 2021-037-BE100 |
| 2020-533-E100 | 2021-049-E500 |
| 2020-549-E100 | |

ACTION: Motion to close the following cases. The following cases have been recommended to be closed due to lack of jurisdiction, referral to local medical director, deferral to department discipline, certifications have expired, or non-violations of ORC and/or OAC. Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright - Abstained. None opposed. **Motion approved.**

| | |
|----------------|----------------|
| 2019-526-E500 | 2021-033-E500 |
| 2020-389-E400 | 2021-041-BE500 |
| 2020-494-E500 | 2021-101-E100 |
| 2020-568-BE500 | |

ACTION: Motion to close the following cases; individuals have met the stipulations of their Consent Agreements. Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed. **Motion approved.**

| | |
|----------------|----------------|
| 2017-312-E100 | 2018-435-E300 |
| 2017-584-BE300 | 2018-467-E300 |
| 2017-603-E100 | 2018-471-E300 |
| 2017-750-E300 | 2018-505-BE300 |
| 2018-70-E300 | 2018-571-E300 |
| 2018-131-E300 | 2018-608-BE300 |
| 2018-154-E300 | 2019-392-E400 |
| 2018-346-E300 | 2020-125-BE100 |
| 2018-425-E300 | 2020-186-E300 |
| 2018-427-E300 | 2020-302-E100 |
| 2018-431-E300 | 2020-405-E700 |

ACTION: Motion to close the following case. Individuals/Entities did not meet the requirements of their consent agreement or failed to meet audit requirements prior to surrender or expiration of certification. Re-open if reapplies.

Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed.
Motion approved.

2017-678-E300
 2019-268-BE100
 2019-360-BE300

ACTION: Motion to close the following cases. Individuals/Entities were audited at their respective certification level and their certification has expired. Re-open if re-applies:

Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed.
Motion approved.

2018-530-E300

ACTION: Motion to close the following cases; accept surrender for permanent revocation of their respective certificate(s). Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed. Motion approved.

2021-050-BE100

ACTION: Motion to issue Notices of Opportunity for Hearings for the following cases.

Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein, Mr. Ferguson (2019-506-BE500) and Mr. Wright – Abstained. None opposed. **Motion approved.**

| | |
|----------------|----------------|
| 2017-539-E300 | 2020-443-BE100 |
| 2019-506-BE500 | 2020-513-BE100 |
| 2019-592-E300 | 2020-573-E400 |
| 2019-652-BE100 | 2021-051-BE100 |
| 2019-683-E100 | 2021-139-E500 |
| 2020-252-E400 | 2021-140-E500 |

ACTION: Motion to close the following cases due to one of the following reasons: inadvertently marked yes to conviction question, misdemeanor convictions which the Board has previously deemed “not involving moral turpitude,” continuing education cases which now meet the requirements, non-patient care issues, and grandfathering issues of certification/conviction.

Mr. Snyder – First. Mr. Marchetta – Second. Mr. Allenstein and Mr. Wright – Abstained. None opposed.
Motion approved.

| | |
|----------------|----------------|
| 2019-685-E100 | 2021-017-E100 |
| 2019-689-E300 | 2021-021-E100 |
| 2020-447-E100 | 2021-026-E100 |
| 2020-497-BE100 | 2021-028-E100 |
| 2020-507-BE100 | 2021-034-E100 |
| 2020-566-BE100 | 2021-039-E100 |
| 2020-575-E100 | 2021-046-E500 |
| 2020-579-E100 | 2021-071-E100 |
| 2021-001-E100 | 2021-104-BE500 |

Chair’s Report, Kent Appelhans

Mr. Appelhans reported that seat #4 has been filled with Mr. Weimer. Seat #13, Seat #17, and Seat #20 has still not been filled. Mr. de la Porte has resigned from the EMFTS Board; therefore, Seat #14 is now vacant and is in the process of receiving nominations to send to the Boards and Commissions.

State Medical Director, Dr. Carol Cunningham

Dr. Cunningham reported that the Regional Physicians Advisory Board (RPAB) is still in need of members in regions 7 and 8.

Dr. Cunningham reported that in the EMFTS Board member packet there was an application for Dr. Phil Oblinger for region 6.

ACTION: Motion to appoint Dr. Phil Oblinger to the Regional Physicians Advisory Board for region 6 membership. Dr. Schwartz – First. Ms. Jenkins – Second. None opposed. None abstained. Motion approved.

Dr. Cunningham stated that at the last RPAB chair meeting four requests for waivers to serve as medical directors were reviewed and their documentation was sent to the EMFTS Board members.

Dr. Cunningham stated that Dr. Daniel L. Miller requested a medical director waiver. The RPAB chairs does not recommend granting him a waiver because he is not eligible to request a waiver because he does not nor has he ever practiced emergency medical medicine or is active in provision of emergency medical care as in OAC 4765-3-05(A)(2). No motion is required because he was not qualified for a waiver.

Dr. Cunningham stated that Dr. Brandon Forbes requested a medical director waiver and the RPAB Chairs recommend the waiver.

ACTION: Motion to grant the medical director waiver for Dr. Brandon Forbes. Dr. Raubenolt – First. Ms. Jenkins – Second. Discussion – Dr. Schwartz inquired about the background of Dr. Forbes. None opposed. None abstained. **Motion approved.**

Dr. Cunningham stated that Dr. Neil Tishman requested a medical director waiver and the RPAB Chairs recommend the waiver.

ACTION: Motion to grant the medical director waiver for Dr. Neil Tishman. Dr. Raubenolt – First. Mr. Marchetta – Second. None opposed. Mr. Snyder - abstained. **Motion approved.**

Dr. Cunningham stated that Dr. Ambrose Wu requested a medical director waiver and the RPAB Chairs recommend granting a waiver.

ACTION: Motion to grant the medical director waiver for Dr. Ambrose Wu. Dr. Raubenolt – First. Ms. Jenkins – Second. None opposed. Ms. Martin - abstained. **Motion approved.**

The next RPAB meeting will be held Thursday, May 6, 2021 at 1:00 pm.

Dr. Cunningham reported that there is a bill in Colorado that she wanted to bring to the attention of the EMFTS Board. A copy of Colorado's House Bill 21-1251 was sent to all Board members to review. In Colorado, there was an unfortunate death where a young person being arrested had been sedated with ketamine. The city where it happened banned ketamine and took away the rights of the medical director. The House Bill directs law enforcement not to call EMS for the purpose of chemical restraint in order to arrest them. EMS should only be dispatched for medical reasons. The bill proposes to create a board of physicians to decide when these drugs can be used and restrict the physicians.

The Regional Physician Advisory Board would like to write a letter to oppose this bill in Colorado because legislators should not be in control of medications. EMS medical directors should be allowed to practice medicine and provide protocols to EMS, and by excluding persons who are members or have any association with the National Association of EMS Physicians (NAEMSP), and they are limiting the physicians who actually have the most expertise that involve EMS providers. A discussion ensued regarding if there are any bills in Ohio currently and at this point and time there are not. The Board would like to be proactive in opposing this bill. Mr. Wise, EMFTS Board legal counsel, stated that it is under the Board's discretion to make the decision if they would allow the RPAB to write a letter. It was suggested that data be referenced regarding the number of times different medications have been administered with no known adverse effects.

Dr. Cunningham is requesting that the Board approve that the RBAB write a letter specifically on this issue.

ACTION: Motion for the EMFTS Board to approve the Regional Physician Advisory Board to write a letter to the State of Colorado regarding House Bill 21-1251. Dr. Schwartz – First. Dr. Raubenolt – Second. None opposed. None abstained. Motion approved.

COVID-19

Since the last Board meeting the Johnson & Johnson® COVID-19 vaccination training module for EMS has been posted; however, the vaccine has been put on pause.

The federally sponsored response to the mass vaccinations site will be the Wolstein Center on the Cleveland University's campus. On April 7, 2021, Dr. Cunningham was appointed by Ohio Department of Health Director Stephanie McCloud as one of two overall medical directors for the FEMA COVID-19 Mass Vaccination Site at the Wolstein Center in Cleveland. It is the only federal supported site in Ohio. The Wolstein Center will be operational from April 17 through May 12, 2021. This may change because of Johnson & Johnson® vaccine pause. The goal from the White House is to administer 6000 doses a day. In addition, the requirement is to administer 38% to the underserved populations; however, that has been exceeded with about 50% served.

Dr. Cunningham stated that at the last Board meeting the Board approved the Melvin R. House Pennant award. Mr. House presented the awards to the recipients on March 9, 2021.

Dr. Cunningham was selected by Columbia University to serve as the key note speaker at the first Dr. Lorna Breen Memorial. Dr. Breen was an emergency medical physician at Columbia University who contracted COVID-19 and recovered. She returned back to work as the emergency department director at New York Presbyterian Hospital; however, she was overwhelmed and unfortunately she committed suicide. Dr. Cunningham said it has been a wonderful opportunity to interact with her family, friends and co-workers.

Dr. Cunningham was also selected by the U.S. Department of Homeland Security to serve as the representative for the United States at the European Commission Pandemic Workshop. Her presentation will provide the international perspective of the pandemic response and opportunities for improved

resilience. She was asked for the resources that Ohio has created including the two Division of EMS' COVID-19 public service announcement videos.

EMS Staff Legal Counsel, Michael Wise

Mr. Wise requested a motion for an administrative rules.

ACTION: Motion that the Board approve filing rule Chapter 4765-18-11 and Chapter 4765-8 of the Ohio Administrative Code with the Common Sense Initiative Office and the Joint Committee on Agency Rule Review. Ms. Martin – First. Mr. Wright – Second. None opposed. None abstained. Motion approved.

Assistant Attorney General, Charles Carter

Mr. Carter reported that James Fields vs. Ohio Board of EMS, in Pike County Common Pleas Case number CV-148 and CV-149 has been closed.

Mr. Carter reported that John Holycross vs. EMFTS Board, in Franklin County Common Pleas Case number 21CV-1426/1428 has been filed. There were two cases that will be consolidated into one case. The appellant brief is due May 17th and the appellees brief is due May 31st.

Legislative Report, Ben Kimmel

Executive Director Rob Wagoner reported that Ben Kimmel has been named the Chief Legislative Officer at the Ohio Department of Public Safety.

Ben Kimmel stated that SB 4 and SB 21 has not moved. SB 4 has been reported out of committee and this bill would exempt EMS operators from public records disclosure. SB 21 has been referred to the House Public Safety Transportation Committee.

Mr. Allenstein inquired about HB 23, the dementia training bill. Mr. Kimmel said it has been passed by the House. Mr. Wagoner stated that the bill provides 2 hours of dementia training. A discussion ensued regarding additional training added to the curriculum.

ACTION ITEM: Mr. Wagoner to provide Ben Kimmel with Mr. Allenstein's contact information.

Executive Director and Staff Reports, Robert Wagoner

Mr. Wagoner reported that the Division of EMS has three new staff members who recently joined the Division.

- Heidi Picininni – Human Services Program Consultant – Research and Analysis
- Vanessa Reams – Administrative Professional 2 – Investigations
- Aaron Jennings – Deputy Director

Five positions are in the process of being filled to include the following:

- AP2 – Certifications: currently evaluating all interviewees with HR
- AP3 – Certifications: filled with a start date of April 26, 2021

- PA2 – Grants: awaiting applications to review. All interview questions have been submitted to HR.
- Human Services Program Consultant – Research & Analysis: applications have been received and are being evaluated in order to schedule interviews
- AP2 – Medical Transportation: interviews are being scheduled

Director Stickrath and ODPS Chief Legislative Officer Ben Kimmel invited ODPS Directors from BMV, EMA, Ohio Homeland Security, EMS, OCJS, and ONIC to testify before the House Transportation and Public Safety Committee (Brian Baldridge, Chair; Riordan McClain, Vice Chair; Michael Sheehy, Ranking Member; and the other 10 Committee members) concerning our ODPS operations, each division's primary responsibilities, and recent activities.

COVID-19 Activity

HB 404 extended deadlines that began on March 9, 2020 and were scheduled to end on April 1, 2021. The cohort now has until July 1, 2021 to renew their credentials or complete their certification processes

As of this date, the EMFTS Board and all Committee/Subcommittee meetings may return to face-to-face meetings commencing on July 1, 2021. DEMS staff will continue to monitor this situation and keep everyone updated.

DEMS is currently monitoring additional guidance from the FDA and CDC concerning the Johnson & Johnson/Janssen® COVID-19® vaccine in order to update our published training resources.

Points of Interest

Mr. Wagoner reminded the EMFTS Board members that the 2020 Financial Disclosure statements are due no later than May 17, 2021. He also stated that the annual ethics law training options are available to complete by December 31, 2021.

HB444 Impact

ORC 4765.43 (D)(2) – an EMS organization that is substantially using volunteers. This allows any individual authorized under continuing law to drive an ambulance for an emergency medical service organization to drive the ambulance to the scene of an emergency without an EMT, AEMT or paramedic present in the ambulance, as former law required. The law specifies that in this scenario the authorized individual must meet an EMT, AEMT, or paramedic at the scene of the emergency. It also specifies that in this scenario, the authorized individual must continue as the driver while transporting a patient from the scene of the emergency. This is to ensure that at least one medical professional is in the back with the patient. The ambulance staffing matrix is only required to have one EMT, AEMT, or paramedic providing patient care during transport. The driver does not need to be EMS certified, but rather only meet the driver qualifications as follows:

- At least 18 years old with a valid driver's license
- Meet at least one of the following:
 - Hold a valid certificate to practice as an EMR, EMT, AEMT, or paramedic.
 - Hold a valid fire training certificate issued under 4765.55 of ORC to provide services as a firefighter
 - Employed and in good standing as a sworn sheriff, deputy sheriff, constable, police officer, marshal, deputy marshal, or highway patrol trooper in Ohio.

- Have successfully completed either the EVO course approved by NHTSA or an equivalent course approved by the EMFTS Board.

GRANTS, Johanna Burgess

The 2021-2022 Ohio EMS Grant applications are currently being reviewed for compliance and scoring. The recommended agencies for the second cycle of funding have been approved by the EMFTS Board and notices of award are being prepared and sent to agencies.

| 2022 Grant Applications Received | | | |
|--|------------------------|--|---|
| Priority One Training and Equipment Grant | | | 657 |
| Supplemental Grants | | | 70 |
| Priority 2-5 Traditional Research Proposals | | | 2 |
| Priority 2-5 RFP | | | 2 |
| TYPE | ALLOCATED FUNDS | AMOUNT REIMBURSED | REMAINING END OF GRANT CYCLE BALANCE |
| Priority One – Training & Equipment Grant | \$2,150,308.14 | \$1,914,196.45 | \$238,157.90 |
| Priority One – Supplemental Grant | \$ 78,571.00 | \$ 78,570.68 | \$0 |
| Priority 2 – 5 Research Grant | 2020-2021 | All Contracts Executed 1 extension: 12/31/2021 | N/A |
| COVID-19 PPE Reimbursement Grant (\$1500/agency maximum) | \$ 425,000.00 | \$ 241,277.67 (197 agencies) | \$183,722.33 |

Ms. Burgess requested Board approval for \$30,000 each to the following four (4) agencies for the purchase of AED monitors:

- Riverside Fire Department
- Higginsport Volunteer Fire and EMS
- Perry Port Salem Rescue Squad
- Gratis EMS

ACTION: Motion that the Board approve \$30,000 each to the following four (4) agencies for the purpose of purchasing AED monitors: Riverside Fire Department, Higginsport Volunteer Fire and EMS, Perry Port Salem Rescue Squad, and Gratis EMS. Mr. Marchetta – First. Ms. Jenkins – Second. None opposed. None abstained. Motion approved.

EMS Exemption Requests, Ellen Owens

Ms. Owens stated that there were not any exemption requests; however, there is a request for a voluntary surrender. Mark A. Bregar has requested to voluntarily surrender his certifications because he does not wish to maintain his certifications. There are no investigations or audits to be considered.

ACTION: Motion that the Board approve the request from Mark A. Bregar, #135990, for a voluntary surrender of his certification as an emergency medical technician.

Mr. Allenstein – First. Mr. Marchetta – Second. None opposed. None abstained. **Motion approved.**

For informational purposes only, currently there are 6,652 with EMS and Fire certificates under HB 404 extensions until July 1, 2021 that will need to be renewed prior to that date.

Education, James Burke

Mr. Burke reported that the Education section is currently conducting the site visits for continuing education and fire schools via Microsoft Teams®. Also, they are conducting training for all EMS program directors through Microsoft Teams® to update them on the database changes that have been implemented to incorporate the extensions by the various house bills and to inform them of any deadlines.

Medical Transportation, Dave Fiffick

Mr. Fiffick presented the list of medical transportation renewal applications with expiration dates of February 2021, March 2021 and April 2021. Staff is requesting a motion and approval pending a satisfactory inspection.

ACTION: Motion to approve the medical transportation renewal applications with expiration dates of February 2021, March 2021 and April 2021; pending a satisfactory inspection.

Mr. Marchetta – First. Mr. Resanovich – Second. None opposed. None abstained. **Motion approved.**

Mr. Fiffick presented the list of medical transportation applications for February 2021, March 2021, and April 2021 new services. Staff is requesting a motion and approval pending a satisfactory inspection.

ACTION: Motion to approve medical transportation applications for February 2021, March 2021, and April 2021 for new ambulance services, ambulance services and air medical; pending a satisfactory inspection. Mr. Uhl – First. Mr. Wright - Second. None opposed. None abstained. **Motion approved.**

BOARD COMMITTEE REPORTS

Trauma Committee, Diane Simon

Ms. Simon reported that the Trauma Committee meeting was held virtually on March 10, 2021. There was a quorum.

The trauma data deadlines were pushed back due to COVID-19. The deadline has passed; therefore, 2020 data has been coming in.

In May the Trauma Committee will begin the rules review process.

The ORTOC is getting their second phase of validation completed.

The education workgroups based off of the IEM Reports on trauma education have both met once. There are two workgroups, a Universal workgroup and a Rural workgroup. Numerous educational gaps were indicated, especially in the rural areas.

The American College of Surgeons have begun verifications virtually. There are a couple of centers who had their virtual verification and they will share the process with the Trauma Committee on May 12, 2021.

Education Committee, George Snyder

Mr. Snyder reported that the committee met on April 20, 2021 and there was quorum.

A lot of time was spent on the manuals for the EMT and EMR psychomotor evaluations. The workgroup has been doing a lot of work in getting the manuals written. Discussions were focused on the required skill stations and what they would require based on the National Registry.

The committee is working on the Implementation of the Instructor II. Every instructor has met the requirements for Instructor I. More depth will be given to instructors and also allow for more consistency with the NFPA standards.

Another training program was introduced to the Education Committee in December. Originally it was requested that the training be mandatory; however, after much discussion it was decided to make it voluntary education.

Chief Burke stated that they are working through the process of the Instructor I and Instructor II. It is about 30 different chapters within the Ohio Administrative Codes that will be affected. Once a draft is created it will be sent out for review and comments.

As for continuing education, Chief Burke stated that Mr. Click who works with the Health and Wellness for First Responders have presented education that is available. The education will be made available to the providers close to where they live and work.

EMS-Children Committee, Dr. Schwartz

Dr. Schwartz reported that they held a meeting via Microsoft Teams® on April 20, 2021 and there was quorum.

EMSC Performance Measures

The Ohio PECC Learning Collaborative State Team is offering pediatric training equipment to Ohio EMS agencies with a registered Pediatric Emergency Care Coordinator. Ohio EMSC has approved 41 applications and is currently reviewing 11 more. So far, 160 agencies have registered a PECC on the secure website hosted by the EMS for Children Innovation and Improvement Center (EIIC).

The EMS for Children Survey of Ohio EMS agencies ended on March 19th, with 20.2% of agencies responding. More details on the results of the survey will be available shortly.

The National Pediatric Readiness Project will begin surveying hospitals about their pediatric readiness in the emergency department beginning May 1st and ending July 31st. All Ohio hospitals with an emergency department open 24/7 are to be included in the survey. The National EMS for Children Data Analysis and Resource Center (NEDARC) will be hosting the survey and will contact the hospitals initially.

Dr. Schwartz provided a webinar titled, "Pediatric Behavioral Health for EMS", on April 7th. The webinar is the first of three on the topic of behavioral health and is a cooperative effort between Ohio EMS for Children and the ASPR Eastern Great Lakes Pediatric Consortium for Disaster Response. The next two webinars will be held on July 8th and November 10th. Nationwide Children's Hospital is providing continuing education credit for attending the live webinars and is also making them available for CE after the initial airing.

Other Activities

Joe Stack and Dr. Schwartz are working with the Ohio Department of Health to update the Emergency Guidelines for Schools document, ensuring accurate guidance is provided to school nurses and staff in responding to emergencies in their schools. Future calls will continue the project.

EMS System Development, Kent Appelhans

Mr. Appelhans stated that there was a meeting on April 20, 2021; however there was not a quorum. The committee had many discussions.

Homeland Security Subcommittee, Mark Resanovich

Mr. Resanovich reported that the subcommittee has not had a meeting.

EMS Rural Subcommittee, Kent Appelhans

Mr. Appelhans stated that the subcommittee met on April 20, 2021 and there was a quorum. He reported that the chair, Eric Burns, led the virtual meeting. The December 17, 2019, minutes were approved. This was the committee's first meeting since that date.

Director Wagoner has not received any information from the National Rural EMS & Care Conference team about rescheduling the canceled 2020 event in Columbus, Ohio.

Due to the Governor's House Bill 197 and 404 extensions, data for recruiting and retention is unknown because of the extended dates for renewals, submission of initial application, and testing dates.

Mr. Burns shared information about EMS On The Hill, which included grants that may be offered and that the application process needs improvement. He also shared that the Department of Labor and Statistics does not have accurate numbers of EMS and Fire providers. E.g. If you are a plumber, but you are also on the fire department, you get counted only in the plumber stats but not in the fire provider stats. The department lists about 250,000 dual certified EMS and Fire providers nationwide. The committee thought 1.5 million is closer to the actual number on the list.

Mr. Burns discussed sending an email or using Survey Monkey for the committee members to share what the top five goals for the committee could be. Support staff will work with Mr. Burns to gather information for discussion at the committee's June 15, 2021, meeting.

Mr. Appelhans requested a motion on behalf of chair, Eric Burns to appoint Lucas Palm to the Rural Committee.

ACTION: Motion to approve the appointment of Mr. Lucas Palm to the EMS Rural Committee.
Mr. Marchetta – First. Mr. Allenstein – Second. None opposed. None abstained. **Motion approved.**

Medical Oversight Committee, Geoff Dutton

Mr. Dutton reported that the Medical Oversight Committee met April 20, 2021 and there was a quorum. He stated that there was a discussion regarding an interest in developing a pandemic after action project in possibly reaching out to department chiefs to gather information. This would be an opportunity to highlight all of the great work that has been done paired with the benefit of hind sight to look at different ways to improve.

There was some discussion regarding the expiring legislation related to the nasal swabs and the EMS personnel working in the hospitals. An inquiry was made regarding the renewal of this legislation and, if not what could be considered regarding this expiring legislation. Mr. Resanovich reported that the question centered around EMS providers working in the hospital outside of the emergency room within the hospital and whether it should continue. There should be more discussion regarding this matter. This would be a legislative need for the future. Executive Director Wagoner reported that SB 310 which enabled swabbing has a sunset date of May 1, 2021. A discussion ensued regarding these issues. It was decided to contact our legislative liaison should there be interest by the committee and the EMFTS Board to pursue legislation.

The other topic of discussion was the State of Ohio EMS Medical Director's Conference. It was cancelled in 2020, and at this point it is not known if there can be an in person conference this year. The Committee members do not want to conduct this conference virtually.

Committee membership will be under review to determine the current demographic composition of the Committee and to identify the demographic and diversity gaps that exist. This data will serve as a guide to appropriately fill future committee seat vacancies.

Medical Transportation Committee, Tom Allenstein

Mr. Allenstein reported that the committee met on April 20, 2021 and there was a quorum.

This committee will be looking at attendance, possibly remove some members, and adding members appropriately. There are a couple members who will be resigning for various reasons.

The committee reviewed the projects such as the ambulance and ambulette rules. These need to be completed later this summer. Mr. Resanovich will be updating some of the rules.

A discussion was held by the committee regarding the KKK specifications and whether this should be attached to legislation and pushed forward in a manner that would allow the Division to meet all specifications.

Critical Care Subcommittee, Tom Allenstein

Mr. Allenstein reported that the committee met on April 20, 2021 and there was a quorum.

There were discussions regarding endorsements and continuing to move that process forward.

The committee will continue to look at the rules. Care needs to be taken when looking at the rules because all regulatory editions that include the word "shall" requires deletion of this word from two existing regulations within the Ohio Administrative Code.

Alternate Transportation Subcommittee, Mark Resanovich

Mr. Resanovich reported that the committee had a meeting on April 20, 2021.

The subcommittee is looking at the alternate transportation available. Several members have had meetings with the sponsors of legislature. Currently, there is a legislative bill on the use of stretcher vans. The ability for reimbursement and associated rates on medical transports and ambulances must be protected. The subcommittee should also consider the potential look of alternate transport vehicles in the future. Vanessa Williams, the regional representative for CMS, attended the meeting. People who have medical conditions that create needs to go to and from hospitals, nursing homes, or treatment sites are the patients that need to be on a cot to be transported. The subcommittee is not speaking with regards to non-medical transport.

Rules will need to be worked on for the non-emergent medical transportation and the guidelines. The rules will be presented to the Medical Transportation committee and then to the EMFTS Board for approval.

Scope of Practice Ad-Hoc Committee, Kevin Uhl

Mr. Uhl reported that the committee met March 23, 2021 and had a quorum. Mr. Uhl welcomed Mr. Dutton back to the committee.

The committee has been working off of a checklist to make sure that they are covering all our bases. The EMFTS Board received the list of scope of practice items to review. This is the first phase of the process. The spreadsheet was color coded. The committee wants to match the National EMS Scope of Practice Model as closely as possible. A discussion ensued regarding several scope of practice items on the spreadsheet. The goal of the committee is to make these items permissible per each level and may not be applicable to every department. Many suggestions were made to add to the spreadsheet for the Scope of Practice committee to review.

Executive Director Wagoner stated that within the last three weeks that the National EMS Scope of Practice Model was amended. Therefore, the matrix/spreadsheet will need to be updated to reflect these changes.

Human Resources Ad-Hoc Committee, Mark Resanovich

Mr. Resanovich reported that the committee have not met.

EMS Star of Life Awards

Ms. Koker, coordinator for the EMS Star of Life Awards, reported that there have not been any changes. At this point, it is unknown if an in-person awards ceremony can be conducted this year.

Old Business ~ none

New Business ~ none

Adjournment

The meeting adjourned at 12:49 PM. Mr. Dutton – First. Dr. Schwartz – Second. None opposed. None abstained. Motion approved.

NEXT MEETING: The next EMFTS Board meeting will be held virtually on Wednesday, June 16, 2021, at 10:00 AM via Microsoft Teams®.