



Interstate Commission for EMS Personnel Practice
5010 E. Trindle Road, Suite 202
Mechanicsburg, PA 17050
Phone (833) 473-7542
info@emscompact.gov
www.emscompact.gov

EXECUTIVE COMMITTEE MEETING MINUTES OF October 2, 2020

Present: Joseph Schmider, Texas-Chair
Donnie Woodyard, Colorado-Vice-Chair
Joe House, Kansas-Secretary
Justin Romanello, New Hampshire-Member-at-Large

Absent: Stephen Wilson, Alabama-Treasurer

Guests: Wayne Denny, Idaho
Dan Manz, EMS Compact
Ray Mollers, NREMT
Tracy Henson, NREMT

CALL TO ORDER

Chair Schmider called the meeting of the Executive Committee of the Interstate Commission for EMS Personnel Practice to order at 3:01 p.m. Friday, October 2, 2020 and took roll call.

AGENDA REVIEW

Chair Schmider opened the floor for any comments on the agenda, hearing none, moved on.

MINUTES

Chair Schmider asked if there were any additions or corrections to the minutes of the September 18, 2020. Hearing none, Woodyard (Colorado) moved for approval; Romanello (New Hampshire) seconded. Motion approved.

REPORTS

NREMT Database Update

- Moving forward with adding state information to the database
- Virginia a few days out until data merge will be complete
- Goal to have 6 states uploaded the database by year end
- ImagineTrend is moving forward and states will begin uploading data in the near future
- Updating the user interface based on recommendations from the demo
- Onboarding materials will be provided to states during one on one database training
 - User guide will be provided as more states upload data
 - Two user guides: One for IT and one for End Users

NREMT Board of Directors

Chair Schmider recognized Dr. Craig Manifold, NREMT Board Member, for his contributions to the industry and the country and asked for a moment of silence to honor Dr. Manifold.

Language Revision for Rule 11.7

Manz continued the discussion on removal or revision of the rule

- Rule currently provides 3 findings:
 - Qualified: Participant is qualified; passed the individual state's requirements (education, certified, criminal background)
 - Disqualified: Participant is disqualified; something did not meet the state's requirements (education, certified, criminal background)
 - Findings: Participant met state's requirements and is licensed but something appeared on criminal background that does not disqualify the individual
- Removal of the rule appears to be most logical path:
 - Findings were not quantified; rule does not provide much information, nor does it relieve a state from performing its own due diligence on a provider
 - Relieves the concern of disclosing prohibited information
- Revision of the rule: will need to add language
 - Add: a state is not required to provide this information, provided the state's legal authority submits in writing, they do not authorize disclosure of this information under the terms of the Federal Finger Print database system and are opting to not report this information.
 - Review of current language shows criminal info is not a required element for the Compact database
 - Manz recommends the Compact, if the rule remains, provide an option for those state's that cannot legally share the criminal background information or remove the rule.

Commissioner Denny provided the group with a brief background on why the Compact is having this rule discussion:

- Biggest Concern: How do states determine if a participant from State A goes to State B to operate under the privilege to practice and has done something egregious that would not allow them to practice in State B, but the Compact privilege to practice allows them to?
 - Has been a challenge since developing rules and determining points of licensure
 - Crimes are not categorized or called the same thing from state to state
 - Felony in one state is not necessarily one in another state
 - 11.7 was the compromised
 - Specific to criminal background information only and is to ensure that the participant marked as qualified has no criminal history of convictions and okay to practice in all states
 - Disqualified/licensure revoked due to criminal history
 - Findings had something but not declared a disqualifier in home State A, but it could be a disqualifier in State B-this is the gray issue that is of concern
- Criminal background keeps bad participants out, removing it opens the door for questionable participants to slip through
- Section 2B-if state laws precludes this info or if prohibited by law to share, the state does not need to include the information in the Compact database

Chair Schmider recognized this issue is important to all participating states and should be brought to the full commission for review and consideration. Chair Schmider recommended language be vetted and updated by the Rules Committee based on recommendations. Final recommendation will go before to the full commission for discussion and ratification in January.

Woodyard (Colorado) made the motioned to frame up the Rules Committee to review and prepare options for review by the full commission in January; House (Kansas) seconded. Motion approved.

Other Business

Manz updated the group that another state is fast tracking legislation to join the Compact. At the last hearing, a concern was raised regarding compact language that provides immunity to Compact Commissioner. The concern is the language may be interpreted as providing immunity to all practicing participants. The responsible committee for the legislation has legislation for other industry compacts, which have the same language. The other compacts have met and selected legal counsel to draft a letter clarifying that immunity is limited to Commissioners only.

Manz informed the committee that this would be a good document to have in our files for future use, if the argument were to come up in another state. There is a request that all the compacts share in the cost of drafting the letter.

Woodyard (Colorado) motioned to authorize up to \$500 in support of a collaborative approach with other compacts to engage legal counsel to draft a letter stating the true nature of the immunity language within the statute; Romanello (New Hampshire) seconded. Motion approved.

PUBLIC COMMENT

With no further business brought before the Commission, House (Kansas) motioned to adjourn; Romanello (New Hampshire) seconded; Chair Schmider adjourned the meeting at 3:55 p.m. Friday, October 2, 2020.

Next EC conference call is October 16, 2020 at 3:00 PM (EDT)

Respectfully submitted,



Commissioner Joe House, Kansas

/tlh