

Finance, Legislation and Planning (FL&P) Committee
May 16, 2008
Richmond Marriott West
9:00 AM

Members Present:	Members Absent:	OEMS Staff:	Others:
Gary Dalton	Pokey Harris	Scott Winston	Randy Abernathy
Theresa Guins, MD	Art Lipscomb	Greg Neiman	
Jennie Collins	Michael Player	Gary Brown	
Rob Logan	VACO Representative	Warren Short	
Bruce Edwards	Morris Reece	Michael Berg	
Byron Andrews		Chad Blosser	
Ed Rhodes			
Kent Weber			

Topic/Subject	Discussion	Recommendations, Action/Follow-up; Responsible Person
Opening	Gary Dalton, Chair opened the meeting. The minutes from the February 08, 2008 meeting were reviewed and approved.	
OEMS Update	Scott Winston, Asst. Director, OEMS briefed the committee on new developments within the office. The Division of Educational Development and Emergency Operations are scheduled to move out of the Madison Building in early June to new office space at One Technology Park located in Glen Allen, VA. The remote OEMS office is adjacent to the Virginia Dept. of Fire Programs. OEMS interviewed six (6) candidates for the State Medical Director position. The successful candidate will be announced today at the EMS Advisory Board. In addition, Mr. Winston noted Mr. Rohn Brown, Technical Assistance Coordinator for OEMS resigned effective March 24 to take a position with the Virginia Retirement System. In addition, Karen Owens recently rejoined OEMS after a brief employment with Henrico Co. Fire Department.	

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<p>State EMS Strategic Plan Update and 2008 Priorities</p>	<p>Mr. Tim Perkins provided an updated on the strategic and operational EMS plan. OEMS staff has recently completed work to identify priorities for 2008. These priorities will be aligned with the identified core strategies and strategic initiatives, objections and action steps of the EMS plan.</p> <p>Mr. Perkins stated the state EMS Plan will be posted on the VDH, Office of EMS Web site in the near future.</p>	<p>OEMS will post the state strategic and operational EMS plan on the VDH, OEMS Web site.</p>
<p>2008 Legislation</p>	<p>The committee reviewed and discussed relevant legislation under consideration by the legislature. Update were provided to the committee by Ed Rhodes.</p> <p>SB 228 – Child abuse and neglect; EMS personnel added to list of mandatory reporters. It was noted the reporting mechanism for child abuse differs from the requirements to report suspected cases of elder abuse and neglect. It was reported there will be efforts during the 2009 session of the Virginia General Assembly to change the reporting mechanism for elder abuse and neglect to conform to the requirements that EMS personnel must follow to report suspected cases of child abuse and neglect.</p> <p>HB 1294 - Good Samaritan statute; where protection extends; what is considered compensation. Provides that immunity under the statute extends to those providing care at a location for screening or stabilization in addition to the scene of the accident (expanded definition of the scene – i.e., staging area, triage area, and landing zones) and en route to the hospital. Also the bill clarifies that reimbursement for expenses is not considered compensation under the statute.</p> <p>HB 403- <i>relating to health care provider liability protections.</i></p> <p><u>§ 8.01-225.02.</u> <i>Certain liability protection for health care providers during disasters.</i></p> <p><i>A. In the absence of gross negligence or willful misconduct, any health care provider who responds to a disaster shall not be liable for any injury or wrongful death of any person arising from the delivery or withholding of health care when</i></p>	

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	<p><i>(i) a state or local emergency has been or is subsequently declared in response to such disaster, and (ii) the emergency and subsequent conditions caused a lack of resources, attributable to the disaster, rendering the health care provider unable to provide the level or manner of care that otherwise would have been required in the absence of the emergency and which resulted in the injury or wrongful death at issue.</i></p> <p><i>B. For purposes of this section:</i></p> <p><i>"Disaster" means any "disaster," "emergency," or "major disaster" as those terms are used and defined in § 44-146.16; and</i></p> <p><i>"Health care provider" has the same definition as provided in § 8.01-581.1.</i></p> <p>C. If any person holds a license, certificate, or other permit issued by any state, or political subdivision thereof, evidencing the meeting of qualifications for professional, mechanical, or other skills, the person, <i>without compensation other than reimbursement for actual and necessary expenses</i>, may gratuitously render aid involving that skill in the Commonwealth during a disaster, and such person shall not be liable for negligently causing the death of, or injury to, any person or for the loss of, or damage to, the property of any person resulting from such gratuitous service.</p> <p>SB 102 - Three-tiered system of transportation. Establishes a three-tiered system of transportation for persons under an emergency custody order, temporary</p> <p><i>Status:</i></p> <p>01/03/08 Senate: Prefiled and ordered printed; offered 01/09/08 086297216 01/03/08 Senate: Referred to Committee for Courts of Justice 01/21/08 Senate: Assigned Courts sub: Special on Proposed Mental Health Legislation</p>	

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	<p>01/28/08 Senate: Passed by in Courts of Justice with letter (14-Y 0-N) 01/28/08 Senate: Subject matter referred to Commission on Mental Health Law Reform pursuant to Senate Rule 20 (L)</p>	
<p>2008 Budget Bill and updates</p>	<p>OEMS staff reported the interest from RSAF interest bearing accounts for the FY 2008 – 2010 budget years has been diverted to help balance the state budget. This amounts to approximately \$300K per year.</p> <p>OEMS staff reported the schedule for the distribution of return to localities (RTL) money has changed in order to reduce the amount of cash balances at the end of each fiscal year. In the past, localities received payments in July/August of each year for revenue collected in the prior fiscal year (July 1 – June 30). Revenue from \$4.25 for life collections will be distributed to localities in April of each year based on revenue collected from March 1 of the previous fiscal year until the last day of February of the current fiscal year. As a result of this adjustment, localities received two RTL payments this year.</p> <p>Delegate Watt Abbit amended the budget to include language that prevents any modifications to the regional EMS Council service areas during the next biennium. The measure was taken by Del. Abbit in response to concerns expressed by several of his constituents.</p> <p>Item 290 #1h</p> <p>Health And Human Resources Department Of Health</p> <p style="text-align: right;">Language</p> <p>Language: Page 261, after line 26, insert: "E. Notwithstanding any other provision of law or regulations, the Board of Health shall not modify the geographic service areas of designated regional emergency medical services councils in effect on January 1, 2008, or make such modifications a criterion in approving or renewing applications for such designation or receiving and disbursing state funds.</p>	

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	<p>Explanation: (This amendment restricts the Board of Health from redistricting the regional emergency medical services councils to serve different geographical areas than are currently served by the councils. Further, the Board is precluded from making redistricting a condition of designation as a council or renewal of such designation, or as a condition of receiving state funding.)</p>	
<p>Regional EMS Council Process Action Team (PAT)</p>	<p>An update on the progress of the PAT was presented to the committee. Recent meetings have focused on a discussion of programs and services performed by the regional EMS councils that are outside of the performance based contract with OEMS, composition of Board of Directors for regional EMS Councils, funding, where do patients go (patient flow) for emergency medical care within a region.</p> <p>It is the goal of the committee to complete their work by December 2008.</p>	
<p>2008 Meeting Dates</p>	<p>The next FL&P Committee will be held on Friday, August 8 at 9 AM at The Place at Innsbrook.</p>	
<p>Old Business</p>	<p>No Old Business.</p>	
<p>New Business</p>	<p>Pokey Harris will be stepping down from the FL&P committee due to scheduling conflicts with the Communications Committee. There was a brief discussion about the organizational composition of the Committee. OEMS staff agreed to identify the organizations that hold seats on the Committee.</p>	
<p>Adjournment</p>	<p>The Committee adjourned at 10:15 AM.</p>	