

**Rules and Regulations Committee
Virginia Office of EMS
Short Pump Marriott
4240 Dominion Blvd, Glen Allen VA 23060-3391
August 3rd, 2017
3:00 pm**

Members Present:	Members Absent:	Staff:	Others:
Jonathan Henschel - Chair, LFEMS	Terrence McGregor - VAGEMSA	Warren Short	
Gary Critzer- At-Large	Linda Johnson - VPFF-Career	Michael D. Berg	
Ed Rhodes – Vice Chair, At-Large		Marybeth Mizell	
Karen Wagner – VAVRS		Gary Brown	
Greg Woods –Regional		Heather Phillips	
Council Directors			
Theresa Kingsley-Varble - Small Rural		Cam Crittenden	
Anthony Wilson – VAA		Greg Neiman	
William Robertson - VACO-VML			
David Hoback – VA Fire Chiefs			

Topic/Subject	Discussion	Recommendations, Action/Follow-up; Responsible Person
Call to Order	3:01 pm	
Introductions	3:02 pm	
Approval Agenda	Approved 3:04 pm	
Approved Minutes	Approval of Feb, 2017 minutes 3:04 pm	
Staff Report	<p>a. Staffing Update Background unit staff has been down by 1 person for the past several months, successful candidate to begin Aug 18th which means that we are behind by about 5-6 weeks.</p> <p>Critical care unit has hired Critical Care Coordinator – Tim Erskine Statistical Analyst - hired full time from contractor status – Sunni Davis</p>	

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	<p>b. Ongoing Regulatory Activities</p> <p>i. NOIRA – Submitted & advertised for the appropriate time frame with No Public comments. Do not expect to send package to Board of Health until after the Nov. Advisory Board meeting.</p> <p>Closed with regards to Chapter 31 being repealed and Chapter 32. Document was emailed to committee members 8/2/17 for review</p> <p>Final exempt Regulatory Package for Durable Do Not Resuscitate regulations has been sitting in AG’s office for a while. With assurance that we would have answers by 8/4/17.</p> <p>ii. Training- technical Accreditation – Training Warren provided a copy of update of Chapter 32 DED changes document.</p> <p>iii. Terminology – REPLICA – Email included from Scott Winston National Level – passed General Assembly – takes 10 states to enact. Colorado, Texas, Virginia, Idaho, Kansas, Tennessee, Utah, Mississippi, Georgia. Recently Alabama and Wyoming enacted REPLICA, so that triggered the official enactment of REPLICA in the United States. Since then it has also been enacted in Delaware and waiting legislative action in 7 other states as well. This opens up requirements you must have with interstate compacts. First Official Commission is now required and each State is required to have a delegate. Health Commissioner Dr Levine to represent Virginia as the Delegate. Meeting in Oklahoma City in October.</p> <p>iv. Other –</p> <p>c. Database Migration Moving forward with the change from Lotus Notes platform to Oracle platform which means most everything will now be done online. Program Reps will now be able to have access to Agency Inspection documents as well as OMD documents prior to inspection. This should provide more automation and notification by the end of this year.</p>		

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	<p>d. Background Update</p> <p>i. VSP/budget – Still have not sent us a bill in a format we can use to reconcile billing vs payments. (Update - Paid – reconciliation completed).</p> <p>ii. Compliance Report – audit of agencies doing background check = 92% Our Program Reps have gotten involved and spoken with these agencies and we are now up to 98%. We still only have 4 or 5 jurisdictions doing their own background checks at this time.</p>		
<p>Unfinished Business</p>	<p>a. Ambulance Standards</p> <p>i. Remount Forum – NFPA, CAAS, GSA Michael Berg attended the Remount Forum in Charlotte NC, representing 3 different organizations. This change will happen within the next 2 years. According to the lawyer with NHTSA – per code of Federal Regulation – if you have a new vin #, it's a new truck therefore you are a final stage ambulance manufacturer which is required to meet all the federal motor vehicle safety standards (FMVSS) that are current. Remount standards have been available since at least 2000, which most secondary manufacturers do not meet. Star of Life stickers are no longer valid once re-chassis.</p> <p>CAAS – to have their 1st Remount Standards Work group - Sept 21 in Raleigh NC which may take 2 years to finalize.</p> <p>NFPA 1917 - to meet in 2 weeks in Nashville – Day 1, review last set of public comments on the first set of public comments. Next 2 days, developing language for Remounts/Refurbs. Which may take up to 1 ½ to 2 years to finalize.</p> <p>When standards are put in place, the cost will rise due to testing.</p> <p>KKK (GSA) specs – will be required as long as one state uses these K specs.</p>		

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	<p>b. 2017 Legislative Actions</p> <p>i. §32.1-111.6 Amend 32.1-111.6 or EMS Regulations (12VAC5-31-650.F.1. Temporary EMS vehicle permit) to address the conflicting length of issue for a temporary permit (60 days vs. 180 days) Remove reference in code related to issuing temporary permit to EMS vehicle NOT meeting required standard when the public interest will be served.</p> <p>ii. §54.1-2515 – Health Practitioner’s Monitoring Program Health and Safety Committee and Virginia Ambulance Association are both discussing - EMS does not have any programs to assist EMS providers and can we get specific §54.1-2515 amended to include EMS providers.</p> <p>Where would funding come from? Could this raise the question of placing EMS under Health Professions?</p> <p>Discussion</p> <p>iii. REPLICA – Need to review EMS regulations and code to ensure use of consistent terminology and definitions.</p> <p>1. Disciplinary Action – any proceeding that may lead to a monetary penalty or probation or to a reprimand, restriction, revocation, suspension, denial, or other order relating to the license, certification, registration or multistate privilege of a health care practitioner issued by a health regulatory board.</p> <p>2. Definitions – will need to be included in Virginia Regulations</p> <p>3. Background checks – REPLICA requires criminal background check on all initial licensure. §32.1-111.5.E “applies to be a volunteer with or employee of an EMS agency to submit fingerprints and provide personal descriptive information. Need to add language to include “all applicants for initial licensure. Also may require changes to code, budget, and turnaround time.</p> <p>4. Possession and administration of naloxone (54.1-3408. Professional use by practitioners) Resolved yesterday with Board of Pharmacy.</p>		

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New Business	a. HB 1728 workgroup – Regulation sub-workgroup – Recommend Regulator changes Air Ambulance push to talk, cross patched ground to Helicopter Additional definitions concerning Air Ambulance but work on this has stopped until 2 additional subcommittees present There will be some Regulatory changes coming out of the Medevac workgroup With additional meetings in Aug & Sept, Report to Commissioner by Oct 15, Commissioner is required to have report to General Assembly by 1 st of December.		
Public Comment	None		
Next Meeting:	Workshop Oct 25 – 10am – 3pm Off site		Mike to get location - Waynesboro
Motion to adjourn	4:08pm		