

MEETING MINUTES

Governor Appointed Advisory Council for EMS and Trauma Systems

Monday, January 24, 2000, 9:00 a.m. - 6:00 p.m.

Brown-Heatly Building, 4900 N. Lamar, Austin, Texas

Members Present: Edward Racht, MD, Chair; Raymond P. Holloway; F. E. Shaheen III; Peter D. Wolf; Maxie Bishop, Jr.; Lance Gutierrez, RN, LP; Gary D. Cheek, RN, EMT; John L. Simms; Judge Arlene N. Marshall; Joan E. Shook, MD; Mario Segura, RN; Rebecca Campuzano-Salcido; and Pattilou P. Dawkins. Two positions, which represent an Emergency Physician and an Urban Trauma Facility, were vacant and are to be filled by the Governor's Office.

Meeting Overview: Welcoming remarks were made by Debra C. Stabeno, Deputy Commissioner for Public Health Science and Quality and Dr. Racht. Susan Steeg and George Cato, Office of General Counsel, gave a historical account of EMS starting with the 1943 law through the Sunset Bill in 1999. They also addressed legal issues and the state rule development process. A brief orientation was given by staff of the Bureau of Emergency Management (Bureau).

The Advisory Council discussed how this council would do business, including a proposed structure, which resulted in draft procedural rules (see attached "Proposed Rules for the Governor Appointed Advisory Council for EMS and Trauma Systems"). The Council would like constituency input on these rules and will vote on them at their next meeting.

Richard Bays, Associate Commissioner for Health Care Quality and Standards, briefed the council on current issues such as the legislatively-mandated regulatory review process, the posting of the Bureau Chief position, the Interim House Public Health Committee charge regarding Rural EMS, and upcoming 2001 Legislative planning. Mr. Bays commented that the department has been asked to facilitate consensus on any EMS legislative issues and asked for the Council's help in this challenge. Kathryn Perkins, Acting Bureau Chief, reported on current priorities which included: distribution of FY00 EMS/trauma system funds, facilitation of this council's meetings, final adoption of the EMS/trauma systems rules packet, and preparation for the 2000 EMS Conference.

Jim Arnold, Assistant Bureau Chief for EMS, and Ms. Perkins then gave a rule-by-rule overview of the comments that have been received on the comprehensive EMS/trauma systems rules packet which was proposed by the Texas Board of Health (Board) in October 1999 for a 90-day public comment period (see attached grid). The following rules will be recommended by the Bureau to the Board for final action: 157.1, 157.2, 157.3, 157.11, 157.12, 157.13, 157.14, 157.16, 157.36, 157.37, 157.40, 157.41, 157.43, 157.44, 157.101, 157.121, 157.122, 157.123, 157.124, 157.125, 157.128, 157.129. The following rules will not be recommended by the Bureau to the Board for final action: 157.32, 157.33, 157.34.

Public comment was heard on the above rules and will be addressed by staff in the final rule packet.

Action Items:

A motion was made by Raymond Holloway and seconded by Gary Cheek to concur with Bureau staff's plan to recommend final action on rules 157.1 - 157.16 to the Board. All council members were in favor; the motion passed.

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A motion was made by Raymond Holloway and seconded by Pattilou Dawkins to concur with Bureau staff's plan to recommend final action on rules 157.36, 157.37, 157.40, 157.41, 157.43 and 157.44 to the Texas Board of Health. All council members were in favor; the motion passed.

A motion was made by F. E. Shaheen and seconded by John Simms to concur with Bureau staff's plan to not recommend final action on rules 157.32, 157.33, and 157.34 to the Texas Board of Health; they also added 157.42 to this group of rules. The final vote was 11 for and 2 against; the motion passed.

A motion was made by F. E. Shaheen and seconded by John Simms to develop an ad hoc group to meet as soon as possible and reach a consensus on rules 157.32, 157.33, 157.34 and 157.42, with results to be reported at the next Council meeting. The final vote was 11 for and 2 against; the motion passed.

A motion was made by Maxie Bishop and seconded by Gary Cheek to concur with Bureau staff's plan to recommend final action on rules 157.101, 157.121, 157.122, 157.123, 157.125, 157.128 and 157.129 to the Texas Board of Health. The final vote was 11 for and 2 against; the motion passed.

A motion was made by Pattilou Dawkins, seconded by Gary Cheek and amended by Rebecca Campuzano-Salcido to concur with Bureau staff's plan to recommend proposal to the Texas Board of Health of rule 157.25, with the addition of "or Medical Device" under Section e (to read, "Personnel may accept an out-of-hospital DNR order or Medical Device that has been executed in any other state"), direction to eliminate extra verbiage on the form and reduce it to an 8 ½ X 11 size, if legally appropriate; the motion passed.

General Public Comment:

Henry Barber thanked the Council for considering public comment before voting.

Announcement of Upcoming Meeting Dates:

The upcoming meeting will be held March 23 and 24, 2000, July 13 and 14, 2000 and November 20, 2000.

Adjournment: The meeting adjourned at 6:00 p.m.

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