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EMS Medical Director

Chief, Emergency Medical Services

I. INTENT:

This policy describes the Certification Review Process (CRP) of the Sacramento County Emergency Medical Services Agency. This policy shall apply to Emergency Medical Technician – I (EMT-I) and Mobile Intensive Care Nurse (MICN) certification and Emergency Medical Technician – Paramedic (EMT-P) accreditation.

II. AUTHORITY:


- A. Health and Safety Code, Division 2.5, Ch. 7, §1798.200, §1798.201, §1798.202 & §1798.204.
- B. California Code of Regulations, Title 22, Division 9, Ch. 6; Ch. 4, Art. 5 §100165 (i)
- C. Government Code 11507.6, 11507.7, 11513, 11514.

III. JURISDICTION:

- A. The jurisdiction of this policy is limited to that of the Sacramento County Emergency Medical Services Medical Director; and
- B. The certificate was issued by Sacramento County Emergency Medical Services; or
- C. The certificate holder utilizes or has utilized the certificate or the skills authorized by the certificate in Sacramento County, including those certificates that may have been issued by public safety agencies. This shall include using an EMT-P or Registered Nurse license to apply for an EMT-I certificate.

IV. DUE PROCESS

- A. The 14th Amendment of the U.S. Constitution prohibits any state or local government from depriving any person of life, liberty or property, without due process of law.

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B. Employment is considered to be "property" in many cases. Similarly, an individual's EMT-I certification is essential to gaining and maintaining Emergency Medical Services (EMS) employment and/or participation in the EMS system; therefore, the certificate shall also be considered as "property." If employment or a required certification is considered "property", state or local governments (or individuals or entities operating under the authority of state or local government) may not deprive the individual of that "property" (their employment or required certification) without due process. Therefore, certificate holders are entitled to due process protection.

C. The CRP shall, as a minimum, include the following safeguards:

1. The certificate holder shall receive a preliminary written notice of the proposed action stating the date it is intended to become effective, as such notice shall include the specific grounds and facts upon which the action will be taken.
2. The certificate holder is to be provided any known written materials, reports, or documents upon which the action is based.
3. The certificate holder is to be accorded the right to respond either orally, in writing, or both, to the proposed charges.

V. GENERAL PROVISIONS

- A. Disciplinary proceedings shall be conducted in accordance with Title 22, Chapter 6 of the California Code of Regulations.
- B. Paramedic accreditation actions shall be performed according to the California Code of Regulations Title 22, Chapter 4, Article 5, §100165 (i).
- C. Notification to the State EMS Authority shall be made on form EMSA-CRI (Rev 10/01). If the final action is a recommendation to the State EMS Authority for disciplinary action of an EMT-P license, a summary explaining the actions of the EMT-P that are a threat to the public health and safety pursuant to Section 1798.200 of the Health and Safety Code and all documentary evidence, relative to the recommendation, collected by the Medical Director, shall be forwarded to the State EMS Authority.

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D. Request for discovery, petitions to compel discovery, evidence and affidavits in the Investigative Review Panel (IRP) shall be followed pursuant to the Administrative Procedures Act (Government Code, Title 2, Chapter 5, Sections 11507.6, 11507.7, 11513, 11514).