

	5101	Investigation and Disciplinary process
Nor-Cal EMS Policy & Procedure Manual	Administration	
Effective Date: 06/01/2021	Next Revision: 06/021/2024	
Approval: Jeffrey Kepple MD – MEDICAL DIRECTOR	SIGNATURE ON FILE	

Authority

California Health and Safety Code, Division 2.5, Section 1797.202 (c); 1798.200 - 1798.211. California Code of Regulations, Title 22, Division 9, Chapter 2, Section 100079; Chapter 4, Section 100166 and Chapter 6. California Government Code, Sections 11370 et seq. (Administrative Procedure Act), Title 1, Sections 1000-1050.

Definitions

Jurisdiction of the Medical Director

1. The certificate, accreditation, or authorization was issued by Northern California EMS, Inc.; or,
2. The certificate or authorization holder utilizes or has utilized the certificate or the skills authorized by the certificate in the Nor Cal EMS Region, including those certificates that may have been issued by public safety agencies. This shall include using the license or certificate to apply for a certificate, accreditation, or authorization.

Investigative Review Panel (IRP)

An impartial advisory body, the members of which are knowledgeable in the provision of prehospital emergency medical care and local EMS system policies and procedures, which may be convened to review allegations against an applicant for, or the holder of, a certificate, assist in establishing the facts of the case, and provide its findings and recommendation to the Medical Director of a local EMS agency (LEMSA).

Policy

1. The EMS Agency Medical Director or his or her designee may revoke, deny, temporarily suspend or issue a restricted EMR, EMT or AEMT certification, paramedic or CFRN accreditation or MICN authorization.
2. Disciplinary proceedings for EMTs and AEMTs will be conducted in accordance with Title 22, Division 9, Chapter 6 of the California Code of Regulations.
3. Disciplinary proceedings for EMRs will be conducted with Title 22, Division 9, Chapter 6 as a model and due process provided by an IRP if appropriate.
4. Negative action against an EMR certification, paramedic or CFRN accreditation or MICN authorization may be instituted by the EMS Agency Medical Director based upon the finding of an imminent threat to the public health and safety as evidenced by the occurrence of any of the items listed in the California Health & Safety Code, Division 2.5, Chapter 7, Section 1798.200.
5. If at any time during the investigation it is determined that the facts support negative action relating to EMR certification, paramedic or CFRN accreditation or MICN authorization, the Medical Director may convene an IRP at his or her discretion.
6. If the Medical Director does not convene an IRP prior to making a final decision to revoke or suspend an EMR's certification, paramedic's or CFRN's accreditation or an MICN's authorization, the EMR, paramedic, CFRN or MICN may submit a written request for an IRP within 15 calendar days of written notification from the Medical Director's decision.
7. Paramedic licensure action by the EMS Medical Director to immediately suspend a holder's license will be performed in accordance with the California Health and Safety Code 1798.202.
8. An application for or the holder of, will be denied and does not require an IRP or an administrative hearing if the individual fails to meet the application or re-application requirements for certification, accreditation or authorization in the Nor-Cal EMS Region.
9. The employer and appropriate state authority will be notified of any disciplinary action taken against a certification, accreditation, license or authorization.

REFERENCES

RECOMMENDED GUIDELINES FOR DISCIPLINARY ORDERS AND CONDITIONS OF PROBATION

RECOMMENDED GUIDELINES FOR DISCIPLINARY ORDERS AND CONDITIONS OF PROBATION FOR EMT (BASIC) AND ADVANCED EMT