



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legislation Details (With Board Report)

File #:	A 18-363	Name:	EMS Administrative Hearings Agreement
Type:	BoS Agreement	Status:	Consent Agenda
File created:	7/18/2018	In control:	Board of Supervisors
On agenda:	8/28/2018	Final action:	
Title:	Approve and authorize the Emergency Medical Services (EMS) Agency Director, the Director of Health, or the Assistant Director of Health, to execute an Agreement with the Department of General Services/Office of Administrative Hearings for a period of five years from the date of approval and execution by all parties.		

Sponsors:

Indexes:

Code sections:

Attachments: 1. Board Report, 2. 2018-2023 DGS Agreement DRAFT, 3. 30. Completed Board Order

Date	Ver.	Action By	Action	Result
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Approve and authorize the Emergency Medical Services (EMS) Agency Director, the Director of Health, or the Assistant Director of Health, to execute an Agreement with the Department of General Services/Office of Administrative Hearings for a period of five years from the date of approval and execution by all parties.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

Approve and authorize the Emergency Medical Services (EMS) Agency Director, the Director of Health, or the Assistant Director of Health, to execute an Agreement with the Department of General Services/Office of Administrative Hearings for a period of five years from the date of approval and execution by all parties.

SUMMARY:

The Health Department seeks authorization to execute an Agreement with the Department of General Services/Office of Administrative Hearings for a period of five years from the date of approval and execution by all parties.

DISCUSSION:

The Medical Director of the Monterey County Emergency Medical Services (EMS) Agency is the local authority for certifying Emergency Medical Technicians (EMT) in the State of California pursuant to Health and Safety Code, Division 2.5, Section 1797.210 (a). In addition, California Code of Regulations, Title 22, Chapter 6, Section 100209 states that the Medical Director may, “upon determination of disciplinary cause, take certification action against an EMT or Advanced EMT to deny, suspend, or revoke, or place a certificate holder on probation.” To ensure due process, California Government Code, Title 2, Division 3, Part 1, Section 11502 (a) requires the local EMS Agency to use an Administrative Law Judge in cases where an Emergency Medical Technician’s (EMT) certification is suspended or revoked or if an EMT applicant is denied certification and the applicant appeals the decision of the EMS Medical Director.

This work is not directly in support of a Health Department strategic initiative, it is in support of one or more of

the ten essential public health services, specifically: 7) Link people to needed personal health services and assure the provision of health care when otherwise unavailable.

OTHER AGENCY INVOLVEMENT:

County Counsel-Risk Management has approved the Agreement as to legal form.

FINANCING:

There is no cost to the General Fund from this action.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Check the related Board of Supervisors Strategic Initiatives:

☐Economic Development:

- Through collaboration, strengthen economic development to ensure a diversified and healthy economy.

☐Administration:

- Promote an organization that practices efficient and effective resource management and is recognized for responsiveness, strong customer orientation, accountability and transparency.

☒Health & Human Services:

- Improve health and quality of life through County supported policies, programs, and services; promoting access to equitable opportunities for healthy choices and healthy environments in collaboration with communities.

☐Infrastructure:

- Plan and develop a sustainable, physical infrastructure that improves the quality of life for County residents and supports economic development results.

☐Public Safety:

- Create a safe environment for people to achieve their potential, leading businesses and communities to thrive and grow by reducing violent crimes as well as crimes in general.

Prepared by: Teresa Rios, Management Analyst III, 7082

Approved by: Elsa Jimenez, Director of Health, 4526

Attachments:

Agreement is on file with the Clerk of the Board