

## ICEMSPP Executive Committee Meeting MINUTES

<b>Date</b>	12/7/2022
<b>Time</b>	Upon adjournment of Full Commission meeting starting at 3:00 pm (all times are Eastern Time Zone)
<b>Location</b>	Zoom
<b>Participants</b>	See attached Zoom Report

<b>Overall Lead</b>	<b>Topic</b>	<b>Summary/Decisions</b>	<b>Assignments / Next Steps</b>	<b>Responsible Person</b>	<b>Time Frame</b>
<b>DW</b>	Call to Order; Welcome	Meeting Called to Order at 3:22 PM	None.	DW	
<b>JH</b>	Roll Call	All Present – DW, KK, JH, WD, AR, JS	None.	JH	
<b>DW</b>	Public Comment	None noted	None.	DW	
<b>DW</b>	Old Business	Nov 2, 2022 Minutes; Motion to approve by JH; 2 <sup>nd</sup> by KK. No discussion.	Approved as submitted.	JH	
<b>DW</b>	New Business	WD submitted Treasurer’s Report; Motion to approve by JH; 2 <sup>nd</sup> by KK. No discussion.	Approved as presented.	WD	
<b>RM</b>	Exec. Dir. Report	RM meeting w/ States not connected to DB; 8 1/2 not connected; Committees – No meetings remaining in Dec 2022; Bylaws/Rules working on New State Onboarding, Compliance, & Terminology; Technology working on NEMSCD Priorities 2023 & mapping (AEMT); 2023 will work to “Clean” and make new Calendar & Zoom Meetings w/ One Single	Notes	RM	

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		Zoom Meeting ID event unless a Special Meeting is called.			
DW	Chair Report	To conserve time, a last call for any comments from Commissioners, Partners Organizations, or the Public prior to moving to Closed Session.	None noted.	DW	
DW	Adjourned Open Session	<p>Motion made by WD to move into Executive Session upon adjournment of the Executive Committee for the purpose of discussing current, threatened or reasonably anticipated litigation. Rhone seconded. Discussion – Counsel Doug Wolfberg certified that an Executive Session could be held for this purpose pursuant to the exemptions set forth in Section 10.B.5(c) of the Compact. No further discussion. Motion passed 5-0.</p> <p>Open Session Adjourned at 3:47 PM Wednesday, December 7, 2022.</p>			
DW	Executive Session	<p>The Executive Committee convened their executive session commencing at 3:48 PM Wednesday, December 7, 2022 and concluding at 5:00 PM Wednesday, December 7, 2022. Commissioners Woodyard, Kinney, House, Denny, Rhone, and Schmider were present. <b>No action was taken during the executive session.</b></p>			

**From:** [Ken Brody](#)  
**To:** [Ray Mollers](#); [Donnie Woodyard](#)  
**Cc:** [Doug Wolfberg](#)  
**Subject:** RE: Closed Session of the Exec. Committee - Dec 7  
**Date:** Wednesday, November 16, 2022 3:03:16 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)

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Ray and Donnie,

Section 10.B.6 of the Recognition of Emergency Medical Services Personnel Licensure Interstate Compact (hereinafter referred to as the "Compact") provides for legal counsel to certify that a meeting or a portion of the meeting of the Commission may be closed to discuss any of the matters set forth in 10.B.1-5.

No provision of the Compact expressly provides for legal counsel to certify that a meeting or portion thereof of the Executive Committee may be closed to discuss any of those matters. However, Article VII, Section 1 of the Commission's Bylaws provides that the Executive Committee shall be empowered to act on behalf of the Commission during the interim between Commission meetings except for rulemaking or amendment of the Compact or the Commission's Bylaws. Therefore, in our opinion when the Executive Committee meets to discuss any of the matters for which a meeting or portion of a meeting of the Commission may be closed, a meeting or portion of a meeting of the Executive Committee may also be closed for the same reason.

In addition, although the receipt and discussion of legal advice is not one of the matters listed in Section 10.B.1-5 for which a meeting or portion of a Commission meeting may be closed, in our opinion the Commission, and by extension, the Executive Committee, has that right under its Attorney-Client privilege to discuss in a closed meeting legal advice provided by us to the Commission. Therefore, I hereby certify as legal counsel for the Commission that the Executive Committee may meet in closed session to discuss the Privilege to Practice legal opinion we have provided to the Commission.

Respectfully submitted,

*Kenneth E. Brody*

**[Kenneth E. Brody](#)**  
**Page, Wolfberg & Wirth, LLC**

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| not waive the attorney-client privilege.

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**From:** Ray Mollers <rmollers@emscompact.gov>  
**Sent:** Wednesday, November 16, 2022 1:55 PM  
**To:** Doug Wolfberg <dwolfberg@pwwemslaw.com>; Ken Brody <kbrody@pwwemslaw.com>  
**Cc:** Donnie Woodyard <donnaie.woodyard@emscompact.gov>  
**Subject:** Closed Session of the Exec. Committee - Dec 7

Good afternoon Doug & Ken, I hope that you are doing well.

Could I get a certification that a Closed Session of the Executive Committee meeting for the purpose of discussing the Privilege to Practice legal opinion would be a valid reason? Not sure of the proper terminology on this – Joe always called it a “certification” for closed sessions.

The plan is to hold a Special Election Meeting of the Full Commission on December 7<sup>th</sup>, followed by an Executive Committee meeting.

It would be the last item on the agenda for the Executive Committee meeting, convening on a separate Zoom meeting event.

Thoughts, thanks Ray



Ray Mollers, BHS, Paramedic/18D (Ret)  
Executive Director  
Interstate Commission for EMS Personnel Practice  
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Meeting ID	Topic	Start Time	End Time	User Email	Duration (Minutes)	Participants
83360920455	Special Full EMS Commission Meeting	12/7/2022 14:46	12/7/2022 15:47	admin@emscompact.gov	62	23
Name (Original Name)	User Email	Join Time	Leave Time	Duration (Minutes)	Guest	In Waiting Room
Ray Mollers (EMS Compact)	admin@emscompact.gov	12/7/2022 14:46	12/7/2022 15:47	62	No	No
jschmider255		12/7/2022 14:53	12/7/2022 15:47	55	Yes	No
Donnie Woodyard CDPHE		12/7/2022 14:55	12/7/2022 15:47	53	Yes	No
Wayne Denny (Idaho Bureau of EMS & Preparedness)		12/7/2022 14:56	12/7/2022 15:47	52	Yes	No
David Hall		12/7/2022 14:56	12/7/2022 15:22	26	Yes	No
Rich W.		12/7/2022 14:57	12/7/2022 15:47	51	Yes	No
Doug Wolfberg		12/7/2022 14:57	12/7/2022 15:47	51	Yes	No
Brad VandeLune Iowa HHS		12/7/2022 14:58	12/7/2022 15:46	48	Yes	No
cprice		12/7/2022 14:59	12/7/2022 15:22	23	Yes	No
Joe House - Kansas		12/7/2022 14:59	12/7/2022 15:47	49	Yes	No
Susan Bailey		12/7/2022 14:59	12/7/2022 15:46	47	Yes	No
Taz Meyer		12/7/2022 14:59	12/7/2022 15:46	47	Yes	No
	16059411209	12/7/2022 14:59	12/7/2022 15:46	47	Yes	No
Kenneth Brody		12/7/2022 15:00	12/7/2022 15:47	48	Yes	No
Kraig Kinney Indiana EMS Director		12/7/2022 15:00	12/7/2022 15:47	48	Yes	No
Mattie Mendoza		12/7/2022 15:01	12/7/2022 15:46	46	Yes	No
Aaron Rhone		12/7/2022 15:01	12/7/2022 15:47	47	Yes	No
Diane's iPhone		12/7/2022 15:01	12/7/2022 15:22	21	Yes	No
Aaron Koehler (WY OEMS)		12/7/2022 15:01	12/7/2022 15:47	46	Yes	No
Mike Johnson		12/7/2022 15:02	12/7/2022 15:46	45	Yes	No
Jamie Gray (State EMS Director)		12/7/2022 15:05	12/7/2022 15:22	17	Yes	No
Joshua Tilton   NREMT		12/7/2022 15:16	12/7/2022 15:41	25	Yes	No
Joshua Tilton NREMT		12/7/2022 15:41	12/7/2022 15:46	6	Yes	No

Meeting ID	Topic	Start Time	End Time	User Email	Duration (Minutes)	Participants
87365283937	Closed Session - Exec. Committee	12/7/2022 15:47	12/7/2022 16:15	admin@emscompact.gov	28	9

  

Name (Original Name)	User Email	Join Time	Leave Time	Duration (Minutes)	Guest	In Waiting Room
Ray Mollers (EMS Compact)	admin@emscompact.gov	12/7/2022 15:47	12/7/2022 16:15	28	No	No
Aaron Rhone		12/7/2022 15:47	12/7/2022 15:48	1	Yes	Yes
Donnie Woodyard CDPHE		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Aaron Rhone		12/7/2022 15:48	12/7/2022 16:00	13	Yes	No
Wayne Denny (Idaho Bureau of EMS & Preparedness)		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Doug Wolfberg		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Kraig Kinney Indiana EMS Director		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Joe House - Kansas		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Kenneth Brody		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
jschmider255		12/7/2022 15:48	12/7/2022 15:48	1	Yes	Yes
Donnie Woodyard CDPHE		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No
Doug Wolfberg		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No
Wayne Denny (Idaho Bureau of EMS & Preparedness)		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No
Kraig Kinney Indiana EMS Director		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No
Kenneth Brody		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No
jschmider255		12/7/2022 15:48	12/7/2022 15:59	11	Yes	No
Joe House - Kansas		12/7/2022 15:48	12/7/2022 16:15	28	Yes	No