

SUMMARY SHEET  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

June 7, 2018

( ) ACTION/DECISION

(X) INFORMATION

**I. TITLE:** Health Regulation Administrative and Consent Orders.

**II. SUBJECT:** Health Regulation Administrative Orders, Consent Orders, and Emergency Suspension Orders for the period of April 1, 2018, through April 30, 2018.

**III. FACTS:** For the period of April 1, 2018, through April 30, 2018, Health Regulation reports two (2) Consent Orders with a total of one thousand five hundred dollars (\$1,500) in assessed monetary penalties.

<b>Health Regulation Bureau</b>	<b>Health Care Facility, Provider, or Equipment</b>	<b>Administrative Orders</b>	<b>Consent Orders</b>	<b>Emergency Suspension Orders</b>	<b>Assessed Penalties</b>
EMS & Trauma	Paramedic	0	2	0	\$1,500
<b>TOTAL</b>		<b>0</b>	<b>2</b>	<b>0</b>	<b>\$1,500</b>

Approved By:

  
Shelly Bejanson Kelly  
Director of Health Regulation

HEALTH REGULATION ENFORCEMENT REPORT  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

June 7, 2018

**Bureau of EMS & Trauma**

<b>EMS Provider Type</b>	<b>Total # of Providers in South Carolina</b>
EMT	6,218
Advanced EMT	399
Paramedic	3,688
Athletic Trainers	1,000
Ambulance Services Provider	264
First Responder Services Provider	2

**1. Larry J. Garmany (Paramedic)**

Investigation: On July 22, 2017, the Department received notification of potential statutory and regulatory violations at Calhoun County EMS (CCEMS). The Department initiated an investigation and made the following findings. On August 3, 2016, Mr. Garmany responded to a call in an advanced life support (ALS) equipped quick response vehicle (QRV) to assist an ambulance which was staffed to an advanced EMT (AEMT) level. Mr. Garmany assessed the patient and determined the patient met CCEMS's Sepsis Protocol, which requires, among other things, application of a cardiac monitor, assessment of the electrocardiogram (EKG), and treatment in accordance with the appropriate protocol. After applying the cardiac monitor and assessing the EKG, Mr. Garmany subsequently discontinued monitoring the EKG and turned patient care over to a certified AEMT crew for transport to the hospital. Mr. Garmany also modified the narrative sections of the patient care reports (PCRs) to include false information. For the above-referenced August 2016 response, Mr. Garmany modified the PCR to include fabricated patient vital signs and deleted certain material facts regarding the condition of the patient from the PCR. Additionally, for a June 13, 2017, response involving a cardiac arrest patient, Mr. Garmany modified the PCR to indicate cardiopulmonary resuscitation (CPR) was performed with interruptions when in actuality CPR was performed with no interruptions.

Violations: As a result of its investigation, the Department found Mr. Garmany committed "misconduct," as defined by S.C. Code Section 44-61-80(F)(6) and Section 1100(B)(6) of Regulation 61-7, by disregarding an appropriate order by a physician concerning emergency treatment and transport. Specifically, Mr. Garmany determined a patient required treatment in accordance with CCEMS's Sepsis Protocol yet failed to perform all actions required by the protocol. Mr. Garmany further committed "misconduct," as defined by S.C. Code Section 44-61-80(F)(8) and Section 1100(B)(8) of Regulation 61-7, by discontinuing care without the patient's consent and without providing for the further administration of care by an equal or higher medical authority. Specifically, Mr. Garmany initiated treatment of a patient meeting CCEMS's Sepsis Protocol and requiring paramedic level care and subsequently discontinued monitoring the EKG and turned over patient care to an EMT for transport to the hospital. Finally, Mr. Garmany committed "misconduct," as defined by S.C. Code Section 44-61-80(F)(16) and Section 1100(B)(16) of Regulation 61-7, by falsifying documentation required by the Department. Specifically, Mr. Garmany modified PCRs to include falsified vital signs, patient descriptions, and performed procedures.

**Enforcement Action:** Pursuant to the terms of the Consent Order executed March 29, 2018, Mr. Garmany agreed to a one (1) year suspension of his paramedic certificate. Mr. Garmany's suspension shall be held in abeyance for one (1) year following execution of the Consent Order. Mr. Garmany further agreed to a one thousand five hundred dollar (\$1,500) monetary penalty, due within one hundred eighty (180) days of execution of the Consent Order. Finally, Mr. Garmany agreed to successfully complete a National Association of Emergency Medical Technicians Principles of Ethics and Personal Leadership course within one (1) year of execution of the Consent Order and submit proof of completion to the Department. Should Mr. Garmany fail to comply with the abovementioned requirements, the Department may call in all or a portion of the agreed upon suspension and/or take other enforcement action in accordance with the EMS Act and Regulation 61-7.

**Prior Sanctions:** None.

## **2. Brad E. Howard (Paramedic)**

**Investigation:** On July 21, 2017, the Department received notification regarding alleged statutory and regulatory violations by a Calhoun County EMS (CCEMS) paramedic. The Department initiated an investigation and made the following findings. On July 8, 2015, while on duty with CCEMS, Mr. Howard suffered an allergic reaction from a bee sting. Mr. Howard obtained Benadryl and Solu-Medrol from the CCEMS supply and self-administered the medications. Mr. Howard subsequently notified the CCEMD Training Officer and was thereafter counselled by CCEMS regarding his use of CCEMS medications for self-treatment. On January 12, 2016, while on duty with CCEMS, Mr. Howard self-administered two (2) doses of Labetalol obtained from the CCEMS supply, a potent medication to treat high blood pressure, via an intravenous line. On a date after January 16, 2016, while on duty with CCEMS, Mr. Howard again suffered a bee sting and self-administered Benadryl from CCEMS supply. Mr. Howard received a written reprimand from CCEMS following this incident concerning his self-medicating.

**Violations:** As a result of its investigation, the Department found Mr. Howard committed "misconduct," as defined by S.C. Code Section 44-61-80(F)(6) and Section 1100(B)(6) of Regulation 61-7, by disregarding an appropriate order by a physician concerning emergency medical treatment. Self-medicating under such circumstances is unacceptable emergency medical treatment.

**Enforcement Action:** Pursuant to the terms of the Consent Order executed March 28, 2018, Mr. Howard agreed to a ninety (90) day suspension of his paramedic certificate. Additionally, Mr. Howard agreed to successfully complete a National Association of Emergency Medical Technicians Principles of Ethics and Personal Leadership course within six (6) months of execution of the Consent Order and submit proof of completion to the Department. Should Mr. Howard fail to comply with the abovementioned requirements, the Department may call in all or a portion of the agreed upon suspension and/or take other enforcement action in accordance with the EMS Act and Regulation 61-7.

**Prior Sanctions:** None.