

STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH
HEALTH SERVICES REGULATION
DIVISION OF EMERGENCY
MEDICAL SERVICES

Vs.

Edgar w. Batsford

CONSENT ORDER

Pursuant to RIG 9L (1996 Reenactment) Section 23-4.1-9 a complaint was filed with the Department of Health, Health Services Regulation, Division of Emergency Medical Services (hereinafter referred to as "Department") charging Edgar W. Batsford (hereinafter "Respondent") with a violation of Chapter 23-4.1, the "Rules and Regulations relating to Emergency Medical Services (hereinafter "Regulation"); and the terms of a Consent Agreement dated 25 January 2001. After consideration by the "Department", the following constitutes the Findings of Fact with respect to the professional performance of the "Respondent":

1. Respondent holds a license as an Emergency Medical Technician - Cardiac (hereinafter "EMT-C") and a license as an Emergency Medical Services Instructor Coordinator (hereinafter "IC")
2. That at all pertinent times herein "Respondent" was employed by the "Department" and held the position of "Training Coordinator (Emergency Medical Services). That in order to hold said position "Respondent" was required to maintain licensure as an Emergency Medical Technician.
3. That on or about 24 January 2001, "Respondent" executed a Consent Agreement with the "Department". Pursuant to the terms of said Consent Agreement "Respondent's" licenses as an Emergency Medical Technician-Cardiac and Instructor

Coordinator were suspended for a period of thirty (30) working days; provided however, twenty-nine (29) days of the suspension were stayed and "Respondent" was placed on probation for a period of one (1) year. The reason for the entry of the Consent Order was that, on or about 15 November 2000, "Respondent" did drive a state owned vehicle after consuming alcohol and did submit false information on an accident report filed with the "Department" on 17 November 2000.

4. That on or about 4 June 2001 "Respondent" did arrive at the Emergency Medical Service office with a strong smell of alcohol on his breath after having driven a state vehicle.
5. That on or about 23 June 2001, "Respondent" did conduct an EMT-Basic State license examination. That at this time, "Respondent" did have the smell of alcohol on his breath.

Pursuant to Section 23-4.1-9, Section 16.1 (e) of the "Regulation", this conduct constitutes unprofessional conduct in the State of Rhode Island and is also a violation of the terms of the Consent Agreement dated 24 January 2001 and as such, constitutes grounds for the imposition of disciplinary sanctions.

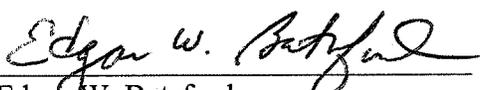
The parties agree as follows:

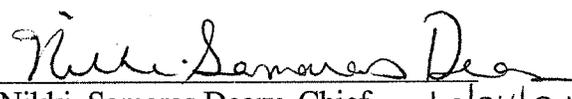
1. "Respondent" is a licensed Emergency Medical Technician-Cardiac and a licensed Instructor Coordinator and able to conduct business under and by virtue of the laws of the State of Rhode Island.
2. "Respondent" admits to the jurisdiction of the "Department" and hereby agrees to remain under the jurisdiction of the "Department".
3. "Respondent" has read this Consent Order and understands that it is a proposal of the "Department" and is subject to the final approval by the "Department". This Consent Order and the contents thereof are not binding on "Respondent" until final approval by the "Department".

4. "Respondent" hereby acknowledges and waives:
 - a) The right to appear personally or by counsel or both before the "Department";
 - b) The right to produce witnesses and evidence in his behalf at a hearing;
 - c) The right to cross-examine witnesses;
 - d) The right to have subpoenas issued by the "Department";
 - e) The right to further procedural steps except for those specifically contained herein;
 - f) Any and all rights of appeal of this Consent Order;
 - g) Any objection to the fact that this Consent Order will be presented to the "Department" for consideration and review;
 - h) Any objection to the fact that it will be necessary for the "Department" to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
5. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties.
6. Acceptance by the "Respondent" and approval by the "Department" of this Consent Order constitutes an admission of the facts contained herein.
7. Failure to comply with the Consent Order, once signed and accepted, shall subject the "Respondent" to further disciplinary action.
8. "Respondent" agrees to a voluntary surrender of his Emergency Medical Services-Cardiac license and his Instructor Coordinator license for an indefinite period of time.
9. That during the period of voluntary surrender, "Respondent" shall undergo an evaluation by a health care professional approved by the "Department". The purpose thereof is to assess "Respondent"

with respect to any alcohol/substance abuse issues; boundary issues; behavioral concerns; stress management; and or any other issues which impact his ability to provide emergency medical services in a safe and competent manner.

10. "Respondent" waives confidentiality and will direct the healthcare provider conducting the evaluation to release the report thereof to the "Department".
11. At such time that "Respondent" seeks reinstatement of his licenses, he shall submit documentation to the "Department" evidencing that he is capable and competent to engage in the practice of emergency medical services. Such documentation shall include, but not be limited to, such information as the "Department" may deem appropriate at that time, to include reports of the evaluation reference in #9 of this Consent Order.
12. That should "Respondent" violate the terms of the Consent Order, "Respondent" shall be subject to further disciplinary sanctions.
13. That the suspension of "Respondent's" license as an Emergency Medical Technician-Cardiac and license as an Instructor Coordinator shall remain in full force and effect pending further order of the "Department".


Edgar W. Batsford


Nikki Samaras Deary, Chief 10/24/01
Health Professions Regulation

Dated: 24 Oct 2001