

STATE OF RHODE ISLAND :
 AND PROVIDENCE PLANTATIONS :
 DEPARTMENT OF HEALTH : EMS Case #08-025D
 DIVISION OF EMERGENCY MEDICAL :
 SERVICES :

vs. :

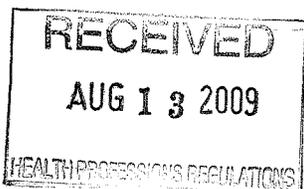
Vincent L. Benoit, EMT-B #10647

CONSENT ORDER

This matter is before the Department of Health, Division of Emergency Medical Services (hereinafter("Department")), upon allegations that Vincent L. Benoit (hereinafter ("Respondent")) did engage in conduct which would constitute grounds for disciplinary action against his EMT license while employed as an emergency medical technician for the Bryant University Emergency Medical Services. This conduct is alleged to have occurred on September 5, 2008 while Respondent was rendering emergency medical services to a patient. Specifically, in this incident, care was administered in violation of the applicable standards of EMT Basic practice for hypoglycemic patient management and in violation of the Impaired Consciousness Protocol of the RI Prehospital Care and Standing Orders. Further, there was a violation in the standards of EMT practice insofar as a medication not within the EMT scope of practice was administered. Respondent, in the management of the patient's airway and oxygen administration, was in close proximity to observe the acquisition of the "insulin kit" autoinjector and the administration of the medication. Respondent failed to recognize the error in the administration of insulin and stop such administration. Respondent's failure to act and protect his patient is unprofessional conduct.

With respect to this matter, it is agreed by the parties as follows:

- 1) Respondent is a licensed EMT-Basic #10647 in the State of Rhode Island. Respondent's mailing address is 115 Ruskin Avenue, Woonsocket, RI 02895.



- 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 final ratification by the Department. This Consent Order and the contents thereof are not binding on Respondent until final ratification 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;
 - i) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
- 5) This Consent Order shall become a 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) That the Respondent shall, within three (3) months of the date of execution of the Consent Order, present evidence of satisfactory completion of a course of instruction related to diabetic hypoglycemia and proper treatment thereof or equivalent subject to approval by the Department. Respondent shall submit, or cause to be submitted to the Department, appropriate documentation to verify completion of this requirement. Any expense related to the completion of this requirement shall be borne by the Respondent.
- 9) That this Consent Order shall obviate the necessity for a hearing on the matters forming the basis for this Consent Order.

Signed this 9th day of August 2009.

Vincent L. Benoit
VINCENT L. BENOIT

Ratified as an order of the Department on this 17th day of August 2009.

Charles Alexandre

Charles Alexandre, Chief
Health Professions Regulation
Health Services Regulation