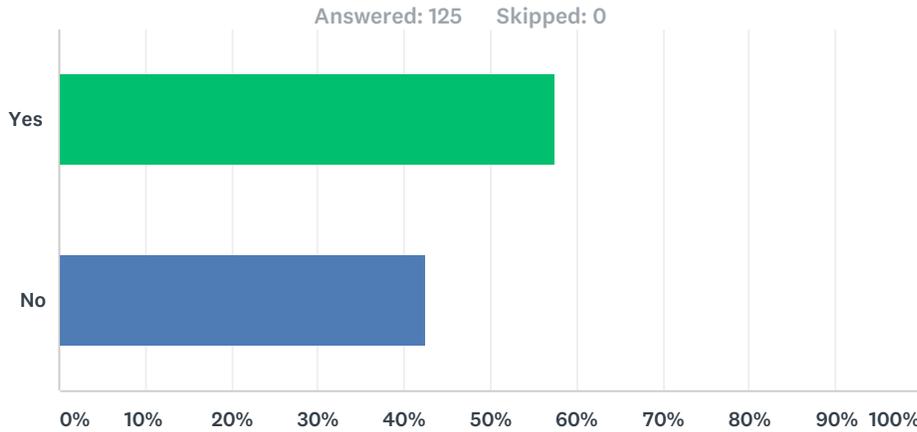
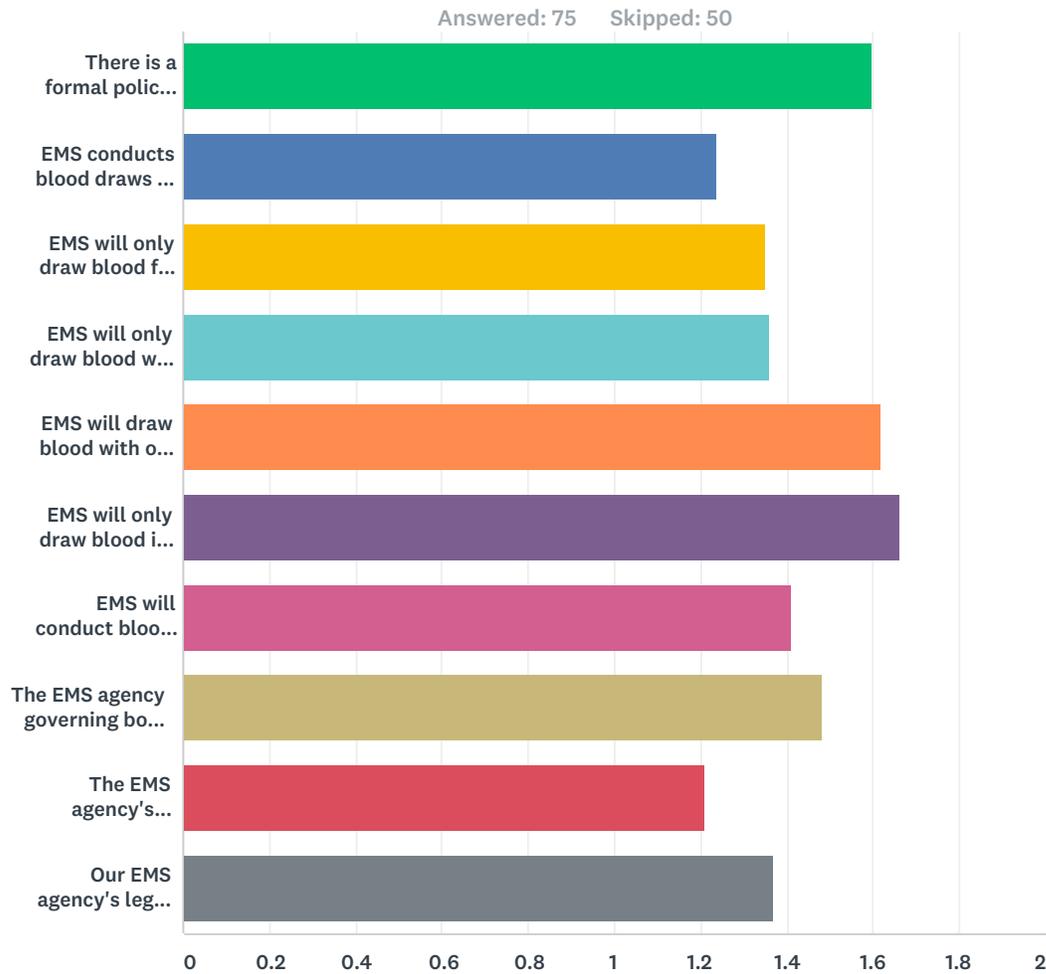


Q2 Does your EMS agency, in general, provide blood draws upon request of law enforcement regarding blood alcohol levels?



Answer Choices	Responses
Yes	57.60% 72
No	42.40% 53
Total	125

Q3 If you answered YES to question 2, please indicate the conditions your agency follows below. (Indicate all that apply.)



	Yes	No	Total	Weighted Average
There is a formal policy agreement between the EMS agency and the law enforcement agency, which spells out when and how this will occur.	39.73% 29	60.27% 44	73	1.60
EMS conducts blood draws on the scene of the incident.	75.68% 56	24.32% 18	74	1.24
EMS will only draw blood from adults.	65.22% 45	34.78% 24	69	1.35
EMS will only draw blood with expressed consent of the individual.	63.89% 46	36.11% 26	72	1.36
EMS will draw blood with or without consent of the individual upon the order of law enforcement.	38.03% 27	61.97% 44	71	1.62
EMS will only draw blood if the individual is an actual patient of EMS.	33.78% 25	66.22% 49	74	1.66
EMS will conduct blood draws upon law enforcement request at local police station/ jail.	58.67% 44	41.33% 31	75	1.41
The EMS agency governing board has formally approved the EMS agency drawing blood upon the request of law enforcement.	52.11% 37	47.89% 34	71	1.48

Blood Draw Survey

The EMS agency's medical director has approved of the EMS agency drawing blood for law enforcement.	79.17% 57	20.83% 15	72	1.21
Our EMS agency's legal counsel has reviewed how our agency has decided to handle this issue.	63.38% 45	36.62% 26	71	1.37

#	Other (please specify)	
1	Our agency does not maintain blood draw kits on the ambulance, the draw kit must be supplied by law enforcement.	
2	A IV has to be medically ncessary and the blood draw cannot interfere with patient care.	
3	Clarification on Q4/Q5 - Existing policy allows draw to occur upon patient consent or with valid warrant in instances involving patient refusal of the procedure.	
4	We have a company policy in place for BA draws	
5	If a judge has issued a warrant for the blood draw AND we are named as the agency to perform the blood draw, we will draw regardless of consent	
6	The questions left blank are questions that I don't know the answer to. I go to the local agency when requested and draw blood regardless if the patient wants it or not. The law enforcement agencies have a search warrant signed by a judge requiring a blood draw be done.	
7	Has been left up to the Paramedic up to this point in time	
8	Our administrator is a police officer also	
9	Only labs for Stemi, cva, sepsis, or medical purposes.	
10	We draw blood upon documented consent or an issued warrant.	

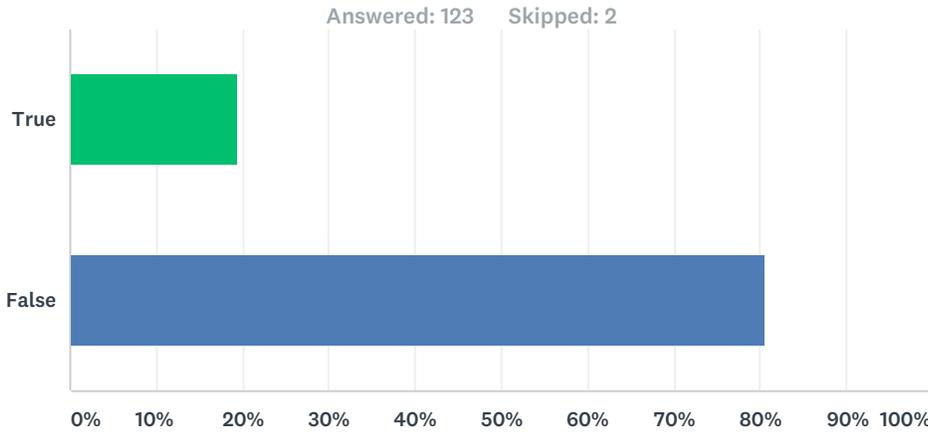
Q4 If you answered NO to question 2, please indicate all that apply.



	Yes	No	Total	Weighted Average
Our EMS agency has a specific policy/ governing board resolution opposing conducting blood draws not related to patient care.	34.00% 17	66.00% 33	50	1.66
Our EMS medical director does not approve.	68.89% 31	31.11% 14	45	1.31
Our EMS agency has determined that we will not do blood draws in order to avoid conflict between health care and law enforcement roles of our personnel.	68.63% 35	31.37% 16	51	1.31
Our EMS agency does not perform law enforcement blood draws due to concern about time/cost/process of court attendance.	56.25% 27	43.75% 21	48	1.44
Our EMS agency's legal counsel has reviewed how our agency has decided to handle this issue.	56.52% 26	43.48% 20	46	1.43

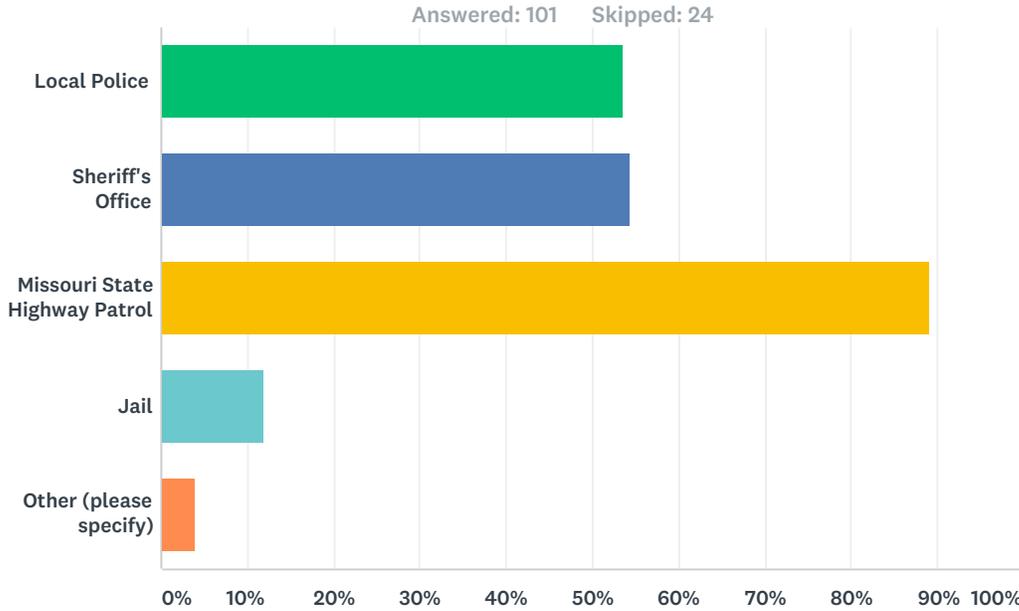
#	Other (please specify)
1	I dont have the answers to these questions
2	Not sure
3	we use to do blood draws for law enforcement, old administration had us stop due to legality reasons. we are checking back into doing blood draws for law enforcement.
4	No formal proposal has been presented to us regarding how this will be handled in our area. Policy, procedure, etc. will have to be developed prior to implementation
5	Training Entity
6	We do not do these blood draws due to we are rarely asked too and we only have alcohol swabs to prep the site.
7	There are serious legal and ethical issues related consent.

Q5 Our EMS agency has not been asked to perform blood draws by law enforcement.



Answer Choices	Responses
True	19.51% 24
False	80.49% 99
Total	123

Q6 If applicable, which law enforcement agencies have asked your EMS agency to conduct blood draws? (indicate all that apply)



Answer Choices	Responses
Local Police	53.47% 54
Sheriff's Office	54.46% 55
Missouri State Highway Patrol	89.11% 90
Jail	11.88% 12
Other (please specify)	3.96% 4
Total Respondents: 101	

#	Other (please specify)
1	U.S. Border Patrol & other federal agencies
2	asked is wrong threatened, order etc is more accurate
3	Law enforcement entities outside our county. i.e. Foristell p.d.
4	Court Ordered by New Madrid County Judge

Q7 General comments

Answered: 41 Skipped: 84

#	Responses	
1	It is up to the paramedic working if he or she wants to draw the blood, we have a policy that they can refuse and request that law enforcement find other means. There is no question by management as to why they refused to do the blood draw.	
2	This issue has never been officially reviewed/pursued by the District's Board of Directors.	
3	Legal Council has told us that we can not legally do blood draws	
4	Patients need to consent to this for EMS to preform this.	
5	Simply drawing the blood is not really a big deal. It's the court time afterwards, when and if the individual goes to court, that is burdensome.	
6	We are averaging approximately 20 calls a month for blood draws.	
7	We will only do blood draws on scene of incident if it does not delay patient treatment. We will only do the blood draw if the individual gives verbal consent and signs the consent form	
8	We are current in the process of getting a formal policy from our Medical Director.	
9	All effected parties should conduct meetings so everyone is on the same page and understand the importance of the request. Also, this should extend on to TCD blood draws!	
10	We will not draw against pt will and will not draw if pt not transported	
11	We will only draw blood with individual consent or with a warrant. Blood draw on scene only when it does not interfere with medical care	
12	The job of the EMS Provider is to help and provide aid to our patients. While preforming a Blood Draw we are not on course with that mission. (Moral Issue) The patients who consent to the draw and allows EMS to perform the skill is not as difficult. We have consent. Patients who refuse or worse have to be restrained while they continue to fight is a safety issue (sharps) and the issue of "Do NO Harm" needs to be addressed. This is a small percentage of Blood Draws, but are the most dangerous to EMS providers.	
13	Stop carrying blood draw supplies.	
14	In general most paramedics believe blood draws go against there standard of care when people in custody are forced against their will to have an invasive procedure performed when they do not consent and are not patients.	
15	We no longer carry blood draw items, the hospital did not want them anyway, if patient agrees we may use SHP tubes.	
16	Current contract for blood draw services exists with the Independence Police Department. This is a fee for service contract. Jackson County Sheriff's Department has, on occasion, requested draws, but a formalized contract has not been discussed.	
17	This has been a long term cooperation with Law Enforcement. We would like clarity on the practice, though.	
18	Only draw blood with consent or court order. No pt vitals or assessment performed.	
19	There is no set policy. Employees are left swinging in the breeze. Local prosecuting attorney said we are under a court order that can not be refused. However , we are able to refuse if we deem it necessary. Sounds like lawyer speak to me. Damned if we do and damned if we don't. One thing we can count on. Should any legal action take place the employees will not receive any type of support or backing from this county.	
20	According to what I have been told, RsMo states that either an R.N. or "Technician" are required to draw blood. Our jail nurse is an LPN and NOT authorized to draw blood even though she has been through 40 h ours of venous access training. That makes no sense at all!!	
21	Blood draws are very rare for our organization, we encourage them being done in Hospital and must never interfere with patient treatment. We have had employees threatened with arrest by MSHP for refusing to draw.	

Blood Draw Survey

22	A blood draw is a medical procedure under the control of a medical director. therefore if the medical director does not give permission for blood draws for other than medical reasons medics can not preform the procedure.	
23	Our board passed an ordinance establishing our policy to not perform blood draw for blood alcohol test in Sept. 2011. We have not had any requests or issues related to this topic since.	
24	An official law would be nice. This has been an ongoing issue like so many in EMS that has remained gray over the years.	
25	I am unsure of the policy for blood draws on minors, we have not had this situation as of yet. The blood draws have been a long time controversy between the administration and ground crews. It is our policy that a signed subpoena be presented to us by law enforcement prior to obtaining the blood. Most of our crews are comfortable with obtaining a blood draw from a subject that consents, and the subpoena. The subjects that will not give consent for the blood draw, regardless of the subpoena, are the subjects that concern our crews mostly, especially if law enforcement has to restrain the subject to obtain the blood draw. Our crews have voiced their thoughts of committing possible assault to the subjects that do not consent, have to be restrained, even with a subpoena. Our medical director was hesitant to approve the blood draw policy, which had been in effect for several years when he came on. I look forward to seeing the results of this survey.	
26	The use of medical personal to incisively conduct police business no matter how minor is a slippery slope towards loss of distinction and grave risk to our providers. There has always been a line between doing something for the purpose of evidence acquisition and medically indicated activity. Any question in this realm for medical personnel should uphold the first law "first do no harm". However minor a blood draw, if not medically indicated breaks the first law of medicine and should be opposed. If not firmly opposed, we risk loss of more ground. Medical providers, not the state, not law enforcement must strive to maintain their sovereign rule over medicine lest it be used for another purpose no matter how altruistic it may seem.	
27	In a few cases, we will do them at a DUI checkpoint, only when there is a prosecutor and judge present and they sign a warrant. And then, it is a very small group of medics that do it.	
28	I am against EMS performing legal blood draws. Our Medical Director is against it as well. We only do it as a courtesy for law enforcement. There is no logical reason for EMS to do blood draws and I feel it could potentially affect the legal case of the 'patient'. For us to draw blood, the patient has to be alert and oriented and able to give written consent, however law enforcement is involved because in their opinion the patient is not able to perform basic functions without displaying signs of impairment. Law enforcement can't have it both ways, either the 'patient is impaired and not able to give consent or if they give consent, the consent could be deemed invalid due to the impairment of the patient. Sticky issue, I wish we weren't involved.	
29	We absolutely feel this is not in the scope of care for an emergency care provider.	
30	Absolutely against this practice and hopes memsa is as well.	
31	Use to be an unwritten policy to provide draws upon LEO request, if there was no viable way to obtain the blood draw in the requisite time frame we would draw with consent of the patient. That got to where it wasn't good enough for the LEO's who wanted EMS to draw b/c they didn't want to deal with the hassle of doing the draw at the local hospital. Not to dump all the blame on LEO's. Our local hospital E.D. wanted EMS to do Blood draws on every patient, so they (E.D.) wouldn't have to. The hospital lab did not care for how EMS handled blood draws & wanted us to start carrying hospital bar code printers to label the blood in all of our units. For all of these issues, & associated complications, blood draws were removed from our protocols. Which has settled the debate with little to no complaints from anyone.	
32	Our county lost its case in the MO Supreme Court and therefore the prosecutor does not want anything to do with warrantless searches.	
33	We have met and all agencies agree on the conditions of the blood draws.	
34	We lean away from this topic. I can see where a scene BAC would be beneficial to rural law enforcement where travel time to a facility would be a factor. This does not apply in an urban setting so need/cost/benefit is much different.	

Blood Draw Survey

35	<p>My agency doesn't do it based on our attorneys recommendation. Personally I have done it on a couple occasions when the pt was asked for permission to obtain blood by a trooper and gave consent. In that case the pt was capable of making an informed decision. I understand why law enforcement wants to gain access and to do it ASAP. I'm all for helping punish drunk drivers and keeping them off the roads. I also understand that people have their rights to privacy and also the 4th amendment is pretty clear. I do think that federal privacy laws do a lot to put EMS personnel in a very difficult position. State statutes for the MHP and what they are bound by don't jive with what medical responders have to adhere to. I am willing to help law enforcement with their job if allowed however in my opinion blood draws should be consented to by the subject/ pt. They already get a guilty if they refuse so this shouldn't be an issue. Either they consent or they dont</p>	
36	<p>We draw blood with documented patient consent or by order of a warrant issued to us by LE. The consent document has to be signed by the person whom blood is being drawn and they have to be able to understand their rights and agree to the blood draw. We choose to participate in blood draws because we feel it is our moral, ethical, and civil duty to protect the citizens of our community.</p>	
37	<p>We do blood draws, but it is a significant inconvenience to or organization and we would prefer not to do them. We support our law enforcement agencies and their need to get dangerous people off of the roads.</p>	
38	<p>This has been talked about here; however, uncertainty remains about our legal standing on the matter. Absent clear authority to do otherwise, we will not draw without patient consent.</p>	
39	<p>This occurs rarely and only when it is an MVA and the driver is being flown to another out of Co. hospital.</p>	
40	<p>Our service only draws for the local municipality law enforcement</p>	
41	<p>There should be a process to bill the courts for this process</p>	