

**Administrative Fines
by HSC 1798.200(c)
Violations**

Paramedic Disciplinary Review Board's Role

HSC 1798.210(a):

- The Paramedic Disciplinary Review Board may impose an administrative fine of up to two thousand five hundred dollars (\$2,500) per violation against a licensed paramedic found to have committed any of the actions described by subdivision (c) of Section 1798.200 that did not result in actual harm to a patient.
- Fines may not be imposed if a paramedic has previously been disciplined by the authority or the board for any other act committed within the immediately preceding five-year period.

Paramedic Disciplinary Review Board's Role

HSC 1798.210(b):

The board shall adopt regulations establishing an administrative fine structure, taking into account the nature and gravity of the violation. The administrative fine shall not be imposed in conjunction with a suspension for the same violation, but may be imposed in conjunction with probation for the same violation except when the conditions of the probation require a paramedic's personal time or expense for training, clinical observation, or related corrective instruction.

Factors in Assessing an Appropriate Fine

In assessing fines, give due consideration to the appropriateness of the fine with respect to the following factors:

- Gravity of the violation,
- Good faith of the paramedic,
- History of previous violations,
- Any discipline imposed by the paramedic's employer for the same occurrence of that conduct, and
- The totality of the discipline to be imposed.

Current Admin Fines listed in the Recommended Guidelines for Disciplinary Orders

Minimum	Maximum	Violation
\$2,000	\$2,500	Health and Safety Code 1798.200 (c)(1), Fraud in the procurement of any certificate or license under this division.
\$500	\$2,500	Health and Safety Code 1798.200(c)(3), Repeated negligent acts.
\$1,000	\$2,500	Health and Safety Code 1798.200 (c)(5), The commission of any fraudulent, dishonest, or corrupt act which is substantially related to the qualifications, functions, and duties of prehospital personnel.
\$1,000	\$2,500	Health and Safety Code 1798.200 (c)(7), Violating or attempting to violate directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this division or the regulations adopted by the authority pertaining to prehospital personnel.
\$1,000	\$2,500	Health and Safety Code 1798.200 (c)(8), Violating or attempting to violate any federal or state statute or regulation which regulates narcotics, dangerous drugs, or controlled substances.
\$250	\$2,500	Health and Safety Code 1798.200 (c)(10), Functioning outside the supervision of medical control in the field care system operating at the local level, except as authorized by any other license or certification.
\$500	\$2,500	Health and Safety Code 1798.200 (c)(12), Unprofessional Conduct - The failure to maintain confidentiality of patient medical information, except as disclosure is otherwise permitted or required by law in Sections 56 and 56.6, inclusive of the Civil Code.

Number of Cases involving Fines

Cases settled with EMSA (2020 to 2023): 57

Cases appealed to an Administrative Law Judge (to date): 7

HSC 1798.200(c)(1): Fraud in the procurement of any certificate or license under this division.

Fine Range: \$2,000 to \$2,500

Settlement cases: 2

2022:
2 cases fined \$2,000

ALJ cases: 1*

1 case fined \$2,500

*This ALJ case was disciplined for HSC 1798.200(c)(1) and HSC 1798.200(c)(5).

1798.200(c)(3): Repeated negligent acts.

Fine Range: \$500 to \$2,500

Settlement cases:

None

ALJ cases:

None

1798.200(c)(5): The commission of any fraudulent, dishonest, or corrupt act which is substantially related to the qualifications, functions, and duties of prehospital personnel.

Fine Range: \$1,000 to \$2,500

Settlement cases: 15

2020:

2 cases fined \$1,000

4 cases fined \$2,500

2021:

2 cases fined \$500

3 cases fined \$1,500

2 cases fined \$2,500

2022:

2 cases fined \$2,500

ALJ cases: 1

1 case fined \$2,500

1798.200(c)(7): Violating or attempting to violate directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this division or the regulations adopted by the authority pertaining to prehospital personnel.

Fine Range: \$1,000 to \$2,500

Settlement cases: 26

ALJ cases: 0

2019:

- 3 cases fined \$500
- 3 cases fined \$2,500

2020:

- 1 case fined \$2,500

2022:

- 1 case fined \$500
- 5 cases fined \$1,000
- 2 cases fined \$1,500
- 7 cases fined \$2,500

2023:

- 1 case fined \$250
- 2 cases fined \$500
- 1 case fined \$1,000

None

1798.200(c)(8): Violating or attempting to violate any federal or state statute or regulation which regulates narcotics, dangerous drugs, or controlled substances.

Fine Range: \$1,000 to \$2,500

Settlement cases: 0

None

ALJ cases: 0

None

1798.200(c)(10): Functioning outside the supervision of medical control in the field care system operating at the local level, except as authorized by any other license or certification.

Fine Range: \$250 to \$2,500

Settlement cases: 17

2019:

- 2 cases fined \$2,500

2020:

- 1 case fined \$2,500

2022:

- 3 cases fined \$250
- 2 cases fined \$500
- 1 case fined \$1,000
- 3 cases fined \$2,500

2023:

- 1 case fined \$250
- 3 cases fined \$500
- 1 case fined \$1,000

ALJ cases: 6

- 3 cases fined \$500
- 2 cases fined \$1,500
- 1 case fined \$2,500

1798.200(c)(12): Unprofessional Conduct - The failure to maintain confidentiality of patient medical information, except as disclosure is otherwise permitted or required by law in Sections 56 and 56.6, inclusive of the Civil Code.

Fine Range: \$500 to \$2,500

Settlement cases: 1

2019:

1 case fined \$2,500

ALJ cases: 1

1 case fined \$1,500