

SUMMARY SHEET  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
January 9, 2014

           ACTION/DECISION

  X   INFORMATION

- I. TITLE: Administrative Orders, Consent Orders, and Sanction Letters issued by HEALTH REGULATION (HR).
- II. SUBJECT: Sanctions completed during the period November 1, 2013, through November 30, 2013.
- III. FACT: For the period November 1, 2013, through November 30, 2013, Health Regulation is reporting one (1) Emergency Suspension Order with total penalties of \$0.

Program	Consent Orders	Administrative Orders	Emergency Suspension Orders	Amount
EMS			1	\$-0-

- IV. ANALYSIS: Clayton Edward Lowder, 1701 Winthrop Drive, Florence, SC 29501. Under an Emergency Consent Order executed November 14, 2013, Mr. Lowder's EMT-Intermediate Certificate was immediately suspended on an emergency basis. Mr. Lowder was arrested by the City of Florence Police Department on August 16, 2013. Mr. Lowder was charged with assault and battery by mob in the second degree (serious bodily injury results), a felony defined by S.C. Code Ann. § 16-3-210(c) (Supp.2012).

Previous Sanctions: None

Approved By: \_\_\_\_\_

  
Jamie Shuster  
Director of Public Health

HEALTH REGULATION  
Bureau of Health Facilities Licensing

Sanctions Imposed for the Period from November 1, 2013 – November 30, 2013

1. **Individual:** Clayton Edward Lowder
- Address:** Street Address: 1701 Winthrop Drive, Florence, SC 29501  
Mail Address: 1701 Winthrop Drive, Florence, SC 29501
- Type:** Emergency Medical Technician-Intermediate (Certification # SC005987)
- Sanction Imposed:** Under an Emergency Suspension Order executed November 14, 2013, Mr. Lowder's EMT-Intermediate Certificate was immediately suspended on an emergency basis.
- Reason for Sanction:** The sanction was imposed resulting in the execution of the emergency suspension order as a result of Mr. Lowder being taken into custody by the City of Florence Police Department (FCPD) on August 16, 2013. He was charged with assault and battery by mob in the second degree, a felony defined by S.C. Code Ann. § 16-3-210(c) (Supp. 2012). On August 28, 2013, Mr. Lowder was indicted for committing assault and battery by mob in the second degree (serious bodily injury results).
- The Department is authorized, pursuant to S.C. Code Ann. § 44-61-80(F) (Supp. 2012), to "take enforcement action against the holder of a certificate at any time it is determined that the holder no longer meets the prescribed qualifications set forth by the Department or has failed to provide to patients emergency medical treatment of a quality deemed acceptable by the Department or is guilty of misconduct."
- Misconduct constituting grounds for enforcement action against an EMT is defined in part as: "while holding a certificate, the holder ... (2) was convicted of or is currently under indictment for a felony or another crime involving moral turpitude, drugs, or gross immorality." S.C. Code Ann. § 44-61-80(F) (2) (Supp. 2012); see also 3 S.C. Code Ann. Regs. 61-7 § 1100(B) (2) (2011).
- The Department determined that a clear and present danger would exist to the public health, safety or welfare if Mr. Lowder's EMT certificate was not suspended, pending further investigation and monitoring of the outcome of Mr. Lowder's arrest and indictment.
- Previous Sanctions:** No other sanction has been initiated against this individual in the past three years.