



JANET T. MILLS
GOVERNOR

STATE OF MAINE
DEPARTMENT OF PUBLIC SAFETY
MAINE EMERGENCY MEDICAL SERVICES
152 STATE HOUSE STATION
AUGUSTA, MAINE 04333



MICHAEL SAUSCHUCK
COMMISSIONER

J. SAM HURLEY
DIRECTOR

INVESTIGATIONS COMMITTEE MEETING

THURSDAY JANUARY 28, 2021, 09:00-11:15

ZOOM: <https://maine-ems-gov.zoom.us/j/91542570561>

MINUTES

Call to Order at 09:04

Members Present: Tim Beals, Joe Kellner, Judy Gerrish, Amy Drinkwater, Laura Downing, Joe Conley

Staff: Melissa Adams, Griffin Bourassa, J. Sam Hurley

Office of Attorney General: Ron Guay

“The mission of Maine EMS is to promote and provide for a comprehensive and effective Emergency Medical Services system to ensure optimum patient care with standards for all providers. All members of this board/committee should strive to promote the core values of excellence, support, collaboration, and integrity. In serving on this Board/Committee, we commit to serve the respective providers, communities, and residents of the jurisdictions that we represent.”

1. Informal Review (09:00) – Case 20-152, Applicant present

Disclosure from Tim Beals and Joe Conley that the applicant had previously worked for their services, all parties were comfortable with their continued participation.

Summary 20-152: A Regional Medical Director reported concerns about a Provider’s patient care and decision-making capacity. At the time of the complaint the Provider’s Paramedic license had expired. The Provider has recently submitted a new licensing application.

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With offices located at the Central Maine Commerce Center, 45 Commerce Drive, Suite 1, Augusta, ME 04330

MOTION: To enter executive session pursuant to 32 M.R.S. § 90-A(3) and 1 M.R.S. § 405(6)(E) & (F) to receive legal advice and to conduct an informal conference concerning case number 20-152. (Kellner, second by Gerrish)

Roll call vote:

Gerrish - yes

Downing – yes

Drinkwater - yes

Conley – yes

Kellner – yes

Beals - yes

Executive session entered at 09:11

Note: Director Hurley entered the meeting in executive session.

MOTION: To exit executive session. (Drinkwater, second by Downing)

Roll call vote:

Gerrish - yes

Downing – yes

Drinkwater – yes

Conley – yes

Kellner – yes

Beals - yes

Executive session ended at 09:35

MOTION: The Committee made a motion to dismiss the complaint and issue the license. (Gerrish, second by Downing)

Roll call vote:

Gerrish – yes

Downing – yes

Drinkwater – yes

Conley – yes

Kellner – yes

Beals – yes

2. Informal Review (09:45) – Case 20-156; Licensee Present

Note: Director Hurley left the meeting prior to the start of this case.

Summary 20-156: Maine EMS received a renewal application with disclosure of a criminal conviction. The conviction does not meet criteria for consideration. The

applicant was actively licensed by Maine EMS at the time of the conviction and failed to report it within 10-days.

MOTION: The Committee made a motion to resolve this case by issuing the renewal with a letter of guidance, citing the importance of adhering to statutory reporting requirements, to be kept on file for four (4) years. (Kellner, seconded by Drinkwater)

Roll call vote:

Gerrish – yes

Downing – yes

Drinkwater – yes

Conley – yes

Kellner – yes

Beals - yes

3. Informal Review (10:30) – Case 20-154; Center Representative not present

Summary 20-154: An EMD Center processed 32 emergency calls between December 1, 2020 and December 4, 2020 with an expired EMD Center license.

MOTION: The Committee made a motion to resolve this case by issuing a consent agreement with a warning for unlicensed practice; mitigating circumstances include a high-quality QA program; aggravating circumstances include delayed responsiveness leading up to the renewal, indicating a perceived lack of responsibility to comply with Maine EMS rules, particularly regarding maintenance of an active EMD Center license. (Kellner, seconded Downing)

Roll call vote:

Gerrish – yes

Downing – yes

Drinkwater – yes

Conley – yes

Kellner – yes

Beals - yes

4. ***MOTION: To enter executive session pursuant to 32 M.R.S. § 90-A(3) and 1 M.R.S. § 405(6)(E) & (F) to receive legal advice. (Kellner, second by Gerrish)***

Roll call vote:

Gerrish – yes

Downing – yes

Drinkwater – yes

Conley – yes

Kellner – yes

Beals - yes

Executive session entered at 10:15

MOTION: To exit executive session. (Beals, second by Kellner)
No objection.

Executive session ended at 11:13

Next meeting will be Thursday, February 25, 2021 at 9:00

MOTION: To adjourn. (Drinkwater, second Downing)

Adjourned at 11:14