



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, November 30, 2023, 09:00-10:00**

45 Commerce Dr. Champlain Conference Room, Augusta, ME 04333

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

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**MINUTES**

- I. Call to Order at 09:01  
Chairperson Beals read the mission statement.
- II. Attendance  
Committee Members Present: Laura Downing, Stephen Smith, Brandon Giberson, Tim Beals, Judy Gerrish, Amy Drinkwater  
Committee Members Absent: Andrew Turcotte  
Maine EMS Staff: Jason Cooney, Melissa Adams, AAG Samantha Morgan  
Guests: Amanda Fielder, Phil MacCallum
- III. Public Comment: None
- IV. Modifications to the Agenda: None
- V. Investigations

**a. Berry Application Review**

**Summary:** The applicant for a new Ambulance Operator license failed to disclose a misdemeanor criminal conviction from 2009.

**MOTION** to issue the license with a letter of guidance citing the importance of honesty and the requirement to disclose the criminal conviction on every subsequent application, to be kept on file for two (2) licensing cycles. (Giberson, Smith)

In favor: Downing, Gerrish, Smith, Giberson, Beals

Opposed: None

Abstained/Recused: None

**PASSED**

**b. Cray Application Review**

● **Excellence** ● **Support** ● **Collaboration** ● **Integrity** ●

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

**Summary:** The applicant for a new Ambulance Vehicle Operator license failed to disclose a misdemeanor criminal conviction from 2002.

**MOTION** to issue the license with a letter of guidance citing the importance of honesty and the requirement to disclose the criminal conviction on every subsequent application, to be kept on file for two (2) licensing cycles. (Smith, Downing)

In favor: Gerrish, Smith, Downing, Giberson, Beals

Opposed: None

Abstained/Recused: None

**PASSED**

**c. 23-322 Case Review**

Summary: The licensee, when applying for licensure upgrade to the AEMT level, failed to disclose his previous criminal convictions. The licensee has a related letter of guidance on file.

Beals recused himself and was placed in the waiting room.

**MOTION** to recommend the Board preliminarily deny the application and offer a consent agreement to issue the license with a warning, citing a violation of Maine EMS Rules Chapter 11 §1(1). (Gerrish, Downing)

In favor: Gerrish, Smith, Downing, Giberson

Opposed: None

Abstained/Recused: None

**PASSED**

**d. 23-285 Case Review**

Summary: The licensee allegedly took photographs of at least two patients in the back of an ambulance and sent those photographs to another person, not involved in the care of the patient, without the knowledge or consent of the patient.

Drinkwater joined the meeting.

Downing recused herself and left the meeting.

**MOTION** to recommend the Board offer a consent agreement citing a violation of Maine EMS Rules Chapter 11 §1(12) with a warning and probation for ninety (90) days, during which the licensee shall complete at least eight (8) hours of training on topics including HIPAA, patient confidentiality and ethics; the training must be pre-approved by the Maine EMS Training Coordinator and proof of completion submitted to the Investigator within the probationary period. (Giberson, Beals)

In favor: Drinkwater, Gerrish, Smith, Beals, Giberson

Opposed: None

Abstained/Recused: None

**PASSED**

**MOTION** to direct staff to docket a complaint against the service license for related violations. (Giberson, Gerrish)

In favor: Drinkwater, Gerrish, Smith, Beals, Giberson

Opposed: None

Abstained/Recused: None

**PASSED**

- VI. Old Business: None
- VII. New Business: None
- VIII. Adjourned at 10:01  
Next meeting: Thursday, December 21, 2023, 14:00-16:00