



JANET T. MILLS  
GOVERNOR

MICHAEL SAUSCHUCK  
COMMISSIONER

J. SAM HURLEY  
DIRECTOR

**INVESTIGATIONS COMMITTEE MEETING**

**Monday, October 17, 2022; 09:00-11:00**

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

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**MINUTES**

Called to Order at 09:20

Members Present: Laura Downing, Judy Gerrish, Andrew Turcotte, Tim Beals, Amy Drinkwater

Members Absent: Dr. Brandon Giberson

Staff: Melissa Adams, Jason Cooney, AAG Samantha Morgan

Guests: None

“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.”

Public Comment: None

Investigations

1. Informal Review (Jason) – Case 22-241

**Summary:** The licensee is alleged to have engaged in unprofessional conduct while performing the duties for which the licensee is licensed. The licensee has an active consent agreement in which a reprimand was issued citing professional demeanor and public trust. This case was scheduled as an informal conference, but the licensee failed to respond to the notice of informal conference and was not present in the meeting.

**MOTION** to recommend resolving case 22-241 by offering the licensee a consent agreement to voluntarily surrender their license and agree not to reapply for an EMS license at any level, citing violation of 32 M.R.S. §90-A (5)(F) and Maine EMS Rules Chapter 11 §1 (2), (5), and (14). (Turcotte, seconded by Downing; passed unanimously)  
Roll Call Vote:

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

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Downing - yes  
Drinkwater - yes  
Gerrish - yes  
Turcotte – yes  
Beals - yes

The Committee took a three (3) minute recess and resumed at 10:05

2. Informal Conference (Melissa) – Case 20-082

**Summary:** While actively licensed in 2020, the licensee falsely represented themselves as a Paramedic to a prospective employer. The license lapsed before the case was presented to the Board and the case was set aside pending reapplication. The licensee is now seeking licensure through the reinstatement waiver process. On the reinstatement application the licensee disclosed a conviction for Class E Theft by Unauthorized Taking or Transfer in 2019, Class D Forgery and Class E Violating Conditions of Release in 2020. On June 29, 2022, this case was tabled without being presented to allow more time for investigation. The licensee was present on July 28, 2022, this case was again tabled to allow more time for investigation.

Beals recused himself from this case and was placed in the waiting room.

**MOTION** to recommend denying the license application; citing violation of 32 M.R.S. §90-A (5)(G), 32 M.R.S. §90-A (5)(H), 32 M.R.S. §90-C (1)(B), and Maine EMS Rules Chapter 11 §1 (4) and (27) and finding that the applicant has not demonstrated sufficient rehabilitation to warrant the public's trust. (Drinkwater, seconded by Downing; passed unanimously)

Roll Call Vote:

Downing - yes  
Drinkwater - yes  
Gerrish - yes  
Turcotte – yes

3. Informal Review (Melissa) – Case 21-171

**Summary:** The licensee self-disclosed an arrest for domestic violence assault in 2020 and completed the terms of a deferred disposition agreement resulting in the dismissal of criminal charges.

**MOTION** to recommend resolving case 21-171 by issuing the licensee a letter of guidance citing rules of professional conduct; the letter is to be kept on file for a period of four (4) years. (Turcotte, seconded by Gerrish; passed unanimously)

Roll Call Vote:

Downing - yes  
Drinkwater - yes  
Gerrish - yes

Turcotte – yes

Beals - yes

4. Hartley Application Review

**Summary:** The applicant disclosed a history of crimes including burglary and theft over a period of twenty years with the most recent conviction in 1996; however, the applicant only completed terms of sentencing in 2018.

**MOTION** to recommend issuing the license with a letter of guidance citing rules of professional conduct, the letter is to be kept on file for a period of six (6) years. (Beals, seconded by Drinkwater; passed unanimously)

Roll Call Vote:

Downing - yes

Drinkwater - yes

Gerrish - yes

Turcotte – yes

Beals - yes

Old Business - None

New Business - None

Next meeting: Rescheduled from Thursday, November 24, which is Thanksgiving, to Monday, November 21, at 09:00.

Adjourned at 10:50