



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



JANET T. MILLS  
 GOVERNOR

MICHAEL SAUSCHUCK  
 COMMISSIONER

J. SAM HURLEY  
 DIRECTOR

**Board of EMS Meeting**  
 March 1, 2023, at 9:30 AM  
 Via ZOOM  
 Minutes

“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 should strive to promote the core values of excellence, support, collaboration, and integrity. In serving on this Board, we commit to serve the respective providers, communities, and residents of the jurisdictions that we represent.”

Board Member	In Attendance	Late Arrival (if applicable)	Early Departure (if applicable)
Nate Allen	X		
Timothy Beals			
Bill Cyr	X		
Katelyn Damon	X		
Laura Downing	X		
Amy Drinkwater	X		
Judy Gerrish	X		
Brandon Giberson	X		
Brent Libby	X		
John Martel			
Matthew Sholl	X		
Steve Smith	X		
Andy Turcotte	X		
Christopher Whytock			
Kate Zimmerman	X		

Staff: J. Sam Hurley, Melissa Adams, Jason Oko, Darren Davis, Anna Massefski, Ashley Moody, Robert Glaspay, Jason Cooney, Samantha Morgan AAG, Michel Mullen AAG, Nicole Smith AAG

Stakeholders & Guests: Amy Babb, Ben McKenney, Butch Russell, Chief Kindelan, Chip Getchell, Chris Mitchell, David Ireland, Dayna Emerson, Scott Smith, Jay Bradshaw, Joanne Lebrun, John Lennon, Kevin McGinnis, Phil MacCallum, Rick Petrie, Sally Taylor, Steve Almquist, Rebekah Smith (Hearing Officer)

1. Introductions
2. Disclosure of any conflicts of interest

● **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

- a. Drinkwater Recusing from Case 22-254
- b. Libby Recusing from Case 22-252
3. Modifications to the Agenda
  - a. Proposed Consent Agreement to resolve 21-183 moved to new business
4. Public Comments
  - a. None
5. Meeting Minutes
  - a. February 1, 2023 Minutes

**MOTION** to approve with a spelling correction under Blue Ribbon Commission section “airmarked” (Drinkwater, seconded by Downing)

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Drinkwater, Gerrish, Giberson, Libby, Turcotte; (Abstain) Smith

**Motion Carries**

6. Investigations
  - a. Approval of February 27, 2023 Committee Meeting Minutes

**MOTION** to accept minutes as submitted. (Giberson, seconded by Gerrish)

Roll Call: (Yes) Drinkwater, Gerrish, Giberson, Turcotte, Smith, Downing

**Motion Carries**

- b. Case 22-252  
Summary: The licensee is alleged to have inaccurately recorded or omitted material facts from a patient care record and to have violated applicable standards of care. The recommendation from the Investigations sub-Committee was that the Board dismiss the complaint.

**MOTION** to accept the committee’s recommendation to dismiss the complaint in case 22-252 (Damon, seconded by Giberson)

Roll Call: (Yes) Smith, Allen, Drinkwater, Damon, Downing, Giberson, Turcotte, Cyr, Gerrish; (Recused) Libby

**Motion Carries**

- c. Case 22-254  
Summary: The licensee is alleged to have performed a skill for which they are not licensed or qualified to perform, and it is further alleged that the licensee did not inform the EMS clinician responsible for overall patient care that the procedure delegated to them was not in their scope of practice. The recommendation of the investigations sub-committee is for the Board to resolve this complaint with a letter of guidance citing the importance of acting within the scope of practice at the level they are licensed; to be kept on file for two (2) licensing cycles.

**MOTION** to accept the committee’s recommendation (Cyr, seconded by Allen)

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● **Collaboration** ●

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● **Integrity** ●

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Gerrish, Giberson, Libby, Smith, Turcotte;  
(Recused) Drinkwater

**Motion Carries**

d. Camden Fire Department Application

Summary: Camden Fire Department is applying for a new non-transporting ground ambulance service license at the EMR level. During the application process, it was discovered that the applicant, who does not currently have an EMS license, had responded to a medical call for service. Upon inquiry, it was discovered that the applicant routinely responds to some calls for service. After reviewing the application, the committee recommends the Board grant the license.

**MOTION** to accept the committee's recommendation to grant the license (Drinkwater, seconded by Giberson)

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Drinkwater, Gerrish, Giberson, Libby, Smith, Turcotte

**Motion Carries**

e. Ramos Application

Summary: During the application process for a new EMT License the applicant disclosed a history of criminal convictions including a felony aggravated robbery in 2008. They were released from the criminal justice system in 2017. The committee recommends the Board issue the license finding that the applicant has been rehabilitated to warrant the public's trust.

**MOTION** to accept the committee's recommendation to issue the license finding the applicant has been successfully rehabilitated to warrant the public's trust (Damon, seconded by Drinkwater)

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Drinkwater, Gerrish, Giberson, Smith, Turcotte; (No) Libby

**Motion Carries**

f. Wallace Application

Summary: Applicant for a new EMT license failed to disclose a history of criminal conviction of Class D criminal mischief in October 2013. The committee recommends the Board issue the license finding that the applicant has been rehabilitated to warrant the public's trust.

**MOTION** to accept the committee's recommendation to issue the license finding the applicant has been successfully rehabilitated to warrant the public's trust (Damon, seconded by Cyr)

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Drinkwater, Gerrish, Giberson, Libby, Smith, Turcotte

**Motion Carries**

7. MPDB Update

Dr. Scholl left the meeting, and Dr. Zimmerman presented that the MDPB continues to work on protocol rollout while building education concurrently. Second interviews are being conducted for the 2<sup>nd</sup> ALS position. The Committee is hoping to have a candidate in April. The committee will be reviewing the community paramedicine scope of practice document.

8. New Business

- a. Proposed consent agreement to resolve 21-183

Summary: Board Members confirmed they had received and were able to review the proposed consent agreement for Case 21-183.

**MOTION to accept the proposed consent agreement (Turcotte, seconded by Downing)**

Roll Call: (Yes) Cyr, Downing, Smith, Turcotte; (No) Allen, Damon, Drinkwater, Gerrish, Giberson, Libby

**Motion Fails – Hearing will take place on April 5, 2023**

- b. Rules RE Informed Community Self Determination Grant Program

The Board reviewed the Draft Rule for the Informed Community Self Determination Grant Program. The board recommended changes that were captured on the draft document.

**MOTION to send the draft rule for the community grant program to public comment (Giberson, seconded by Drinkwater)**

Roll Call: (Yes) Allen, Cyr, Damon, Downing, Drinkwater, Gerrish, Giberson, Libby, Smith, Turcotte

**Motion Carries**

9. Old Business

- a. Strategic Planning Draft Presentation (Presentation by Dr. Becknell)

Dr. Becknell gave a presentation of the draft and will be seeking input from board members individually.

10. Other

- a. Items for the next meeting agenda

i. None

- b. Next meeting is scheduled for 08:30 on April 5, 2023, at 45 Commerce Drive, Augusta, ME.  
c. Hearing scheduled for 10:00 on April 5, 2023, at 45 Commerce Drive, Augusta, ME

**Meeting adjourned at 11:38**