



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



PAUL R. LEPAGE
 GOVERNOR

JOHN E. MORRIS
 COMMISSIONER

SHAUN A. ST. GERMAIN
 DIRECTOR

BOARD OF EMS MEETING
 FEBRUARY 3, 2016
 9:30 AM
 DE CHAMPLAIN CONFERENCE ROOM

MINUTES - FINAL

Members Present: Jeff Rowe, Michael Senecal, Judy Gerrish, Tim Beals, John Martell, Joe Conley, Brad Chicoine, Greg Coyne, Carolyn Brouillard, Denys Cornelio, Roger Audette, Scott Susi, Julie Ontengco, Joseph Kellner, Laura Downing, Lori Metayer, Nancy Jackson

Staff: Shaun St. Germain, Don Sheets, Jon Powers, Jason Oko, Alan Leo, Drexell White, Katie Boynton

Office of the Attorney General: Katie Johnson, AAG

Regional Coordinators: Rick Petrie, Atlantic Partners EMS;

Guests: Doug George, Dan Batsie

Meeting Called to Order: 9:30 AM

1. Introductions are made.
2. Minutes – December 2, 2015
 - a. ***MOTION: Motion to Pass; Denys Cornelio/Judy Gerrish; unanimous***
3. Public comments – No Public Comment
4. Maine EMS Update
 - a. Budget – Shaun St. Germain reported that the budget is tracking accurately. He will be starting meetings shortly for the next fiscal cycle and met recently with the Commissioner.
 - b. Legislation – Shaun St. Germain reported on the status of two bills: LD 944 (OUI Bill) which was tabled, LD 1465 (Medicaid Bill) which was also tabled.
 - c. Community Paramedicine – Shaun St. Germain reported that the Community Paramedicine Conference will be taking place on May 18th and 19th at the Doubletree Hotel in South Portland. Additionally, the May MDPB Meeting will be held in Portland during the conference.
 - d. Ops – Ops did not meet this month. Rick Petrie provided an update on EMS Week.
 - e. Other – Shaun St. Germain reported that the deadline to submit a request for a Regional Office Contract is in March. Discussion on changing the

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background check laws received support from Judy Gerrish and Tim Beals, specifically based off of their time with the Investigations Committee.

- i. ***MOTION: Motion to Direct Office to Draft Legislation Relating to Background Checks; Tim Beals/Michael Senecal; unanimous***

Shaun St. Germain reports on the EMS for Children program.

- f. Questions for Shaun – Discussion on the Community Paramedicine Waiver and the process of moving out of the Pilot status in the future.
5. Presentation from AGs Office
 - a. AAG Katie Johnston presents slide show titled The EMS Board and it's Rulemaking and Disciplinary Authority.
 6. Medical Director Report
 - a. MDPB - Dr. Matt Sholl reported that the next protocol review will begin again in May of this year, wrapping up in 12 months. Also discussed was the process of increasing the MDPB (At-Large, Associate Med Director, Toxicology/Pharmacy Representative positions). The MDPB is hoping to begin interviews within next three months.
 - b. QA/I – Dr. Matt Sholl reported that the data acquisition phase for Patient Refusal Project has been completed. The project will culminate with educational materials.
 - c. Other – Drs. Matt Sholl and Tim Pieh went to a national meeting in January for EMS Physicians, where they learned a lot about cardiac arrest and the CARES (Cardiac Arrest Registry to Enhance Survival) program. It looks like all of New England will join the registry at the same time.
 - d. Questions– Dr. Matt Sholl answers questions regarding the CARES Registry.
 7. Investigations
 - a. Case15-076
 - i. ***MOTION: Motion to Remove the Violation Pertaining to Chapter 11 Section 131; Tim Beals/Lori Metayer; motion passes with one abstention by Judy Gerrish***
 - b. ***MOTION: Motion to Accept this Case as Amended; Mike Senecal/Tim Beals; unanimous***
 - c. Alan Leo presents the remaining cases and summaries.
 - d. ***MOTION: Motion to Accept Report as Presented; Mike Senecal/Julie Ontengco; unanimous***
 - e. Alan Leo brings forward two cases from September 2015.
 - i. Case 13-043 and Case 13-051 – ***MOTION: Motion to Make Changes as Recommended; Tim Beals/Julie Ontengco; unanimous***
 - ii. Case 14-034 – ***MOTION: Motion to Make Changes as Recommended; Julie Ontengco/Judy Gerrish; unanimous***
 8. Old Business
 - a. Work Plan Update – No update
 - b. Draft Rule Changes
 - i. Sub Committee Report – No action necessary at this time
 9. New Business
 - a. MEMS Awards Sub Committee – Committee didn't meet.

- b. Investigations – Discussion on how to downgrade the permit level of an ambulance when it fails to meet the permit level requirements instead of taking the ambulance out of service.

10. Committee Reports

- a. Other – The Board received a Waiver Request concerning community paramedicine to waive Rules Chapter 3 Section 10 to allow the pilot project to continue. Joe Kellner requests to seek waiver, second by Nancy Jackson.
 - i. Did the person seeking the waiver take reasonable steps to ascertain the rule and comply with it? Does this weigh in favor of granting the waiver?
 - Yes, Yes
 - ii. Did the person seeking the waiver receive inaccurate information by an agent or employee of the State of Maine EMS program? Does this weigh in favor of granting the waiver?
 - No, Neutral
 - iii. Would the person seeking the waiver, or any other individual or group, be significantly injured or harmed if the rule were not waived? Does this weigh in favor of granting the waiver?
 - Yes, Yes
 - iv. Would waiver of the rule in this particular case pose a health or safety risk to the public at large or a particular individual or community? Does this weigh in favor of granting the waiver?
 - No, Yes
 - v. Would the waiver of the rule in the particular case establish a precedent that would unduly hinder the Board or office of EMS in its administration of Maine’s EMS system? Does this weigh in favor of granting the waiver?
 - No, Yes
 - vi. ***MOTION: Motion to approve the waiver; Tim Beals/Greg Coyne; amended by Joe Kellner to include reviewing the waiver every 12 months; unanimous as amended***
 - vii. The Waiver is granted.
- b. Education – Don Sheets reported that Education did not meet this past month due to weather.
- c. Data – Jon Powers reported that Data did not meet.
- d. Exam – Drexell White reported that Exam will be meeting with Education about the psychomotor exam changes.
- e. EMD – Drexell White reported that EMD will be meeting in March and that the v13 protocol implementation is proceeding.

11. Other

- a. Next Meeting will be April 6, 2016 at 9:30 AM

12. Meeting adjourned at 11:50 AM