



State of New Jersey

DEPARTMENT OF HEALTH

OFFICE OF EMERGENCY MEDICAL SERVICES

PO BOX 360

TRENTON, N.J. 08625-0360

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

www.nj.gov/health

JUDITH M. PERSICILLI, RN, BSN, MA
Commissioner

January 12, 2021

Brian Conte
MEPRI
PO Box 3
Mount Ephraim, NJ 08059

Re: Investigation Control # 2020-0244V

Dear Mr. Conte:

The New Jersey Department of Health (the Department) is vested with the responsibility of carrying out the provisions of the Health Care Facilities Planning Act, N.J.S.A. 26:2H-1 et seq., which was enacted, in part, to ensure that all hospital and related health care services rendered in the State of New Jersey are of the highest quality. As defined at N.J.S.A. 26:2H-2b, health care services include pre-hospital basic life support ambulance services. Furthermore, N.J.S.A. 26:2H-5 grants the Commissioner of Health the power to inquire into health care services and to conduct periodic inspections and investigations with respect to the fitness and adequacy of the equipment and personnel employed by those services. Even more, the New Jersey Medical Assistance and Health Services Act, N.J.S.A. 30:4D-1, et seq., requires the Department to establish requirements for the equipment, supplies, and vehicles of providers of mobility assistance vehicle services. See N.J.S.A. 30:4D-6.4. In furtherance of each of the aforementioned statutory objectives, the Department adopted regulations that govern the licensure and inspection of basic life support ambulance (BLS) and mobility assistance vehicle (MAV) service providers and their vehicles. (See: N.J.A.C. 8:40-1.1 et seq.)

On December 18, 2020, the New Jersey Department of Health, Office of Emergency Medical Services (OEMS) Investigator(s) conducted an audit of incomplete patient care reports of MEPRI. It was determined that there were multiple electronic patient care reports (ePCRs) that were incomplete from your agency. Based on these findings an investigation was opened with the OEMS.

Upon opening the investigation OEMS investigators called Mr. Conte on December 18, 2020, to inform him that agency has multiple incomplete and these charts must be completed by December 22, 2020. On December 22, 2020, MEPRI had one (1) incomplete chart for the department. The following is a list of incomplete ePCR(s).

PRID	Date	Time
64964400	11/6/2020	17:22

N.J.A.C. 8:40-3.6(d) states:

“A copy of the patient care report shall be given to an authorized representative at the receiving health care facility. This shall be done no later than 24 hours after completion of the call.”

N.J.A.C. 8:40-6.4(a) states:

“The collective duties of the crewmembers staffing a BLS ambulance shall include, but not limited to:

13. Completing the patient care report;”

Based upon a review of the information outlined above, OEMS has determine MEPRI violated N.J.A.C. 8:40-3.6(d) and N.J.A.C. 8:40-6.4(a) by failing to complete patient care reports. You are hereby assessed a total monetary penalty of \$250, pursuant to N.J.S.A. 26:2H-14 and N.J.A.C. 8:40-7.2(e).

Payment of \$250 must be electronically submitted within 30 days from the date of this notice through the E-pay link on the OEMS website located at www.nj.gov/health/ems. Please include control number 2020-0244V. If you attempt to pay this penalty by any method other than electronic E-pay, the paper instrument will be returned to you.

In the event of future violations, the Department may seek to impose stricter penalties and/or corrective actions, such as but not limited to, doubling the monetary penalty, and/or suspending or revoking your provider license, pursuant to N.J.S.A. 26:2H-14 and N.J.A.C. 8:40-7.2(g).

Pursuant to N.J.S.A. 26:2H-13 and N.J.A.C. 8:40-7.3(b) you may request a hearing before the Office of Administrative Law to contest this proposed penalty. Your request for a hearing on this matter must be submitted in writing and must be accompanied by a response to the charges contained herein. If you wish to request a hearing please include the control number **2020-0244V** on your correspondence, and forward your request to:

New Jersey Department of Health
Office of Legal & Regulatory Compliance
P.O. Box 360
Trenton, NJ 08625-0360

Failure to request a hearing within thirty (30) days from the date of this notice shall be interpreted as an acceptance of the Department's penalty, thereby negating any further appeal rights and converting the penalty as final and immediately due. In

accordance with N.J.S.A. 26:2H-16 and N.J.A.C. 8:40-7.2(h), failure to pay this penalty may result in the delinquent account being referred for collection, pursuant to N.J.S.A. 2A:58-1 et seq., and the refusal by the OEMS to issue or renew a license.

If you have any questions concerning this matter, please contact Investigator Zak Raab, at (609) 633-7777 or via email at Zachary.Raab@doh.nj.gov.

Sincerely,



Terry Clancy, PhD, RN, NRP
Director
Office of Emergency Medical Service

c: Eric Hicken, Chief of Licensing, Inspection & Enforcement, OEMS
Zak, Raab, Investigator, OEMS

SENT VIA REGULAR US MAIL AND
CERTIFIED MAIL #
RETURN RECEIPT REQUESTED