

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



Janet T. Mills  
GOVERNOR

STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE  
137 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0137

Louisa Barnhart, MD  
CHAIR

Dennis E. Smith, JD  
EXECUTIVE DIRECTOR

Timothy E. Terranova  
ASSISTANT EXECUTIVE DIRECTOR



March 4, 2020

Senator Erin Herbig, Chair  
Representative Matthea Daughtry, Chair  
Joint Standing Committee on Innovation, Development, Economic Advancement & Business  
100 State House Station  
Augusta, ME 04333

Dear Senator Herbig and Representative Daughtry:

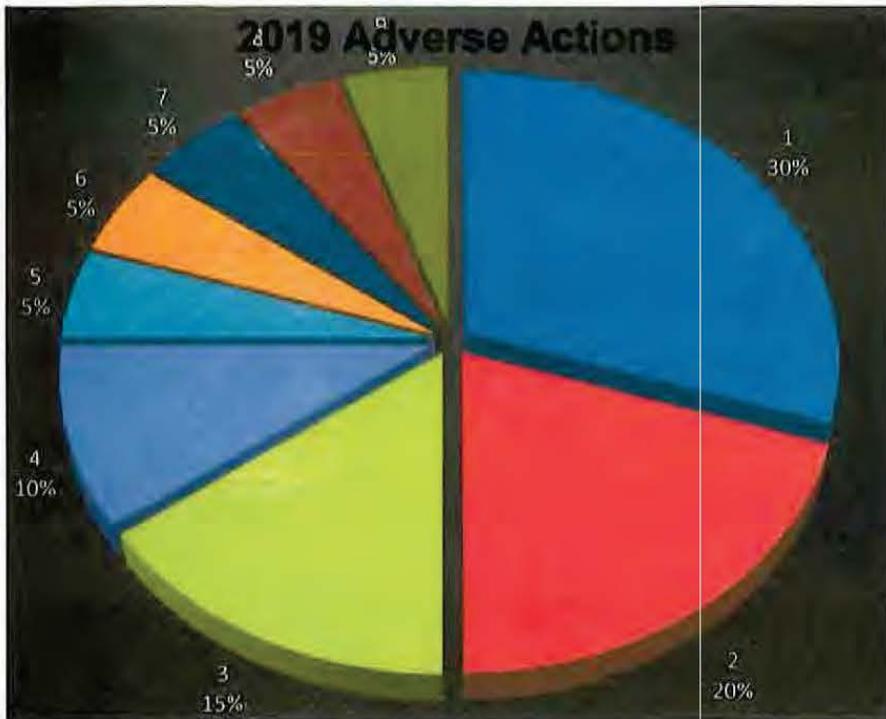
The Board of Licensure in Medicine hereby submits its 2019 Annual Report, in accordance with Title 32 M.R.S. §3269, 8-A. This report consists of certain complaint statistics for calendar year 2019.

Number of complaints carried forward from 2018		93
Number of new complaints filed in 2019	<u>202</u>	
Total number of complaints 2019		295
Number of complaints carried forward to 2020	100	
Number of complaints dismissed in 2019		144
Number of complaints resulting in adverse licensing actions in 2019	20	

Also included is a breakdown of 2019 Board adverse licensing actions by classification. Details about each adverse licensing action are available on our public internet site at <https://www.maine.gov/md/complaint/adverse-licensing-actions>.

The following is a breakdown of adverse licensing actions taken in 2019:

<b>Adverse Licensing Actions by Category:</b>	<b>Number of Actions</b>
1 Unprofessional Conduct	6
2 Substance Abuse	4
2 Withdraw/Surrender/Emeritus While Under Investigation	3
3 Incompetence	2
4 Failure to Conform to Acceptable Medical Practice	1
5 Action Taken by Another Licensing Jurisdiction	1
6 Sexual Misconduct	1
7 Non-compliance with Consent Agreement	1
8 Lack of Clinical Practice	1



The Board is also required to submit the number of physician adverse licensing actions tabulated by the Federation of State Medical Boards (FSMB). For 2019 the FSMB tabulated 31 actions taken by the Board. However, the FSMB system tabulates a change or reduction in discipline as a new action and breaks some disciplines into multiple reports, which accounts for its variance with the 20 adverse licensing actions actually taken by the Board in 2019. In addition, not all adverse actions taken by the Board are necessarily assigned a complaint number. For example, there may be situations that occur during licensure or re-licensure where the individual withdraws their license while under investigation, which is a reportable adverse licensing action to the FSMB and National Practitioner Data Bank (NPDB) but does not have a corresponding complaint number in ALMS. In addition, there are sometimes multiple complaints against a single licensee that results in a single global disposition of all of the complaints pursuant to a consent agreement.

Please contact me if you have any questions about the data.

Respectfully,

Dennis E. Smith, Esq.  
Executive Director

Cc: Commissioner Head