BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF DELAWARE

IN RE: BETH HASERICK)		
) (Case No.:	2206
EMT I.D. NO.: 93105)		

CONSENT AGREEMENT

A written Complaint has been filed with the Delaware State Fire Prevention Commission ("Commission") alleging that Beth Haserick ("Respondent"), an emergency medical technician in the State of Delaware has engaged in conduct which constitutes grounds for discipline under 16 *Del. C.* Ch. 67 and the Delaware State Fire Prevention Regulations.

Respondent and the State enter into this Consent Agreement and submit it to the Commission for review and approval as a means of resolving the pending administrative prosecution against Respondent pursuant to 16 Del. C. Ch. 67 and 29 Del. C. Ch. 101.

IT IS UNDERSTOOD AND AGREED THAT

- 1. Respondent is a resident of Newark, Delaware and is certified as an emergency medical technician ("EMT") in Delaware pursuant to the provisions of 16 Del. C. Ch. 67.
- 2. On March 5, 2022, Respondent was arrested and charged as follows: one count of Driving Under the Influence of Alcohol in violation of 21 *Del. C.* § 4177 (misdemeanor) and one count of Failed to Remain Within a Single Lane in violation of 21 *Del. C.* § 4122 (violation).
 - 3. Respondent did not self-report her arrest to the Fire Commission.
- 4. On January 12, 2023, Respondent pled guilty to an amended charge of Reckless Driving, Alcohol Related. She was sentenced to thirty days of incarceration, suspended for one year Level 1 probation, complete the DERP course, and pay a fine. The

Court waived her reporting to probation for 60 days and discharged her from probation upon completion of the DERP course.

- 5. Respondent provided the assigned Fire Commission investigator with a letter from Coras Wellness & Behavioral Health, dated July 13, 2022, which stated she had completed the 16-hour DUI treatment program as of July 13, 2022 thereby satisfying the requirements of the DUI education program.
- 6. Respondent has violated Part 710, Section 14.4.1.9 of the Delaware State Fire Prevention Regulations in that she has engaged in unprofessional conduct.
- 7. Respondent hereby admits that the allegations set forth in paragraphs one (1) through six (6) above are true and correct.
 - 8. In terms of mitigation, Respondent avers the following:
 - a. Respondent is remorseful for her behavior.
 - b. Respondent has not worked as an EMT since March 5, 2022.
- 9. Respondent and the State agree that the appropriate disciplinary sanctions shall be as follows:
 - a. Respondent's EMT certification shall be placed on probation for six months:
 - b. During the term of probation, any arrests or any discipline charges alleging unprofessional conduct may result in further discipline, including suspension or revocation of Respondent's EMT certification, without further hearing;
 - c. During the term of probation, Respondent shall inform all employers for whom she is providing EMT services that the Commission has placed her EMT license on probation;
 - d. During the term of probation, Respondent must notify the Commission in writing of all EMT employment and any change thereto within ten days of said change; and

- e. Failure to comply with this Order may result in further discipline, including suspension or revocation of Respondent's EMT certification.
- 10. The parties to this Consent Agreement are the State of Delaware and Respondent.
- 11. The parties agree and acknowledge that nothing contained in this Consent Agreement shall affect any rights or interests of any person not a party to this Agreement.
- 12. Respondent acknowledges that she is waiving her rights under the State Fire Prevention Regulations and 29 *Del. C.* Ch. 101 to a hearing before the Commission prior to the imposition of disciplinary sanctions.
- 13. Respondent acknowledges that she has carefully read and understands this Consent Agreement, and is entering into this Consent Agreement freely, knowingly, voluntarily, and after having received or having been afforded the opportunity to receive the advice of counsel.
- 14. Respondent acknowledges that this Consent Agreement is a public record within the meaning of 29 *Del. C.* § 10002 and will be available for public inspection and copying as provided for by 29 *Del. C.* § 10003.
- 15. The parties acknowledge and agree that this Consent Agreement is subject to approval by the Commission.
- 16. The parties acknowledge and agree that if the Commission does not accept this Consent Agreement, it shall have no force or effect, except as follows:
 - a. Neither Respondent, nor anyone on her behalf, will in any way or in any forum challenge the ability of the Commission or any of its members to conduct an evidentiary hearing relating to the allegations

in the subject Complaint;

b. The Consent Agreement, or conduct or statements made in negotiating

the Consent Agreement, will be inadmissible at any administrative.

civil or criminal legal proceeding; and

c. No provision contained in the Agreement shall constitute or have the

effect of an admission by the Respondent as to any fact alleged in the

Complaint in this matter or in this Agreement.

17. If the Commission accepts the Consent Agreement and enters it as an Order,

the Consent Agreement shall be admissible as evidence at any future proceedings before the

Commission.

18. The parties acknowledge and agree that this Consent Agreement, along with

any exhibits, addendums, or amendments hereto, encompasses the entire agreement of the

parties and supersedes all previous understandings and agreements between the parties,

whether oral or written. There are no other terms, obligations, covenants, representations,

statements or conditions, or otherwise, of any kind whatsoever concerning this agreement.

19. This Consent Agreement shall be effective upon acceptance by the

Commission and entry of the Commission's Order.

Beth Haserick

Respondent

Renee Hrivnak (ID#3742)

Deputy Attorney General

Delaware Department of Justice

BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF DELAWARE

IN RE: BETH HASERICK) Casa Na : 2206	2206		
EMT I.D. NO. 93105) Case No.: 2206			
<u>ORDER</u>				
WHEREAS, the Delaware State Fire	revention Commission has review	ved this matter		
and hereby approves the Consent Agreement of the parties, and enters it now as an Order of the				
Delaware State Fire Prevention Commission;				
IT IS SO ORDERED this day of June, 2023				
Ronald H. Marvel, Chairman	William Kelly, Vice Chairman)		
Lynn Truitt	Jeffery Eisenbrey	4		
Richard T. Perillo	Joseph J. Leonetti, Sr.			
Daniel Carrier				