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 EXECUTIVE DIRECTOR

IN RE: SIBYL J. BENTLEY, R.N.)
 of Sanford, Maine) **CONSENT AGREEMENT**
 License # R037831) **FOR WARNING**

INTRODUCTION

This document is a Consent Agreement regarding Sibyl J. Bentley's license to practice registered professional nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(A-1)(1), § 8003(5)(B) and 32 M.R.S.A. § 2105-A(1-A)(A). The parties to this Consent Agreement are Sibyl J. Bentley ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on August 19, 2004. The parties reached this Agreement on the basis of information submitted by The Newton Center for Rehabilitation and Nursing Care, Sanford, Maine ("Newton Center") in a Provider Report dated August 19, 2003.

FACTS

1. Sibyl J. Bentley has been a registered professional nurse licensed to practice in Maine since 1994.
2. Sibyl J. Bentley admits that she exercised poor judgment by failing to follow Newton Center's policy and procedures for wasting a resident's medication in that she did not witness destruction of a drug for which she signed off.
3. Sibyl J. Bentley in a separate situation documented information in a resident's medical record regarding a resident's mobilization to be pushed backwards in a wheelchair. The information was misleading because when a State surveyor from the State of Maine, Bureau of Medical Services, Division of Licensing & Certification initially reviewed the resident's care plan they were led to believe by statements from Ms. Bentley that the documentation was in the resident's care plan. When Ms. Bentley discovered that wheelchair entry was not in the care plan she entered the information in the resident's care plan without notifying the State surveyor of the discrepancy. The State surveyor discovered this un-noted late-entry because they made a copy of the resident's care plan before Ms. Bentley's entry was documented.



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OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME.

TDD: (207) 287-1151

PHONE: (207) 287-1133

FAX: (207) 287-1149

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4. There was no documented patient harm connected to the above instances.

AGREEMENT

5. Sibyl J. Bentley agrees and understands that her conduct constitutes in the above stated facts are grounds for discipline under Title 32 M.R.S.A. § 2105-A(2)(F), (2)(H) and Chapter 4.1.A.6., Chapter 4.3.F. and 4.3.K. of the Rules and Regulations of the Maine State Board of Nursing. Ms. Bentley is hereby **WARNED** for unprofessional conduct and for failing to take appropriate action or follow policies and procedures in a practice situation designed to safeguard the patient and for inaccurate recording in a health care provider record
6. Sibyl J. Bentley understands that this Consent Agreement imposes discipline regarding her license to practice registered professional nursing in the State of Maine. Ms. Bentley understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering into this Consent Agreement.
7. Sibyl J. Bentley affirms that she executes this Consent Agreement of her own free will.
8. Modification of this Consent Agreement must be in writing and signed by all the parties.
9. This Consent Agreement is not subject to review or appeal by the Licensee.
10. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, SIBYL J. BENTLEY, R.N., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 9-7-04


Sibyl J. Bentley, RN
SIBYL J. BENTLEY, R.N.

DATED: 9/7/04

Ronald R. Cole, Esq.
RONALD R. COLE, ESQ.
Attorney for Sibyl J. Bentley

FOR THE MAINE STATE
BOARD OF NURSING

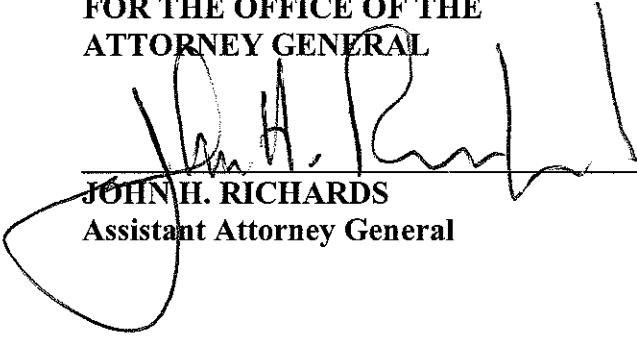
DATED: 9/15/04



MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: 9/16/04



JOHN H. RICHARDS
Assistant Attorney General