



STATE OF MAINE  
 BOARD OF NURSING  
 158 STATE HOUSE STATION  
 AUGUSTA, MAINE  
 04333-0158

ANGUS S. KING, JR.  
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.  
 EXECUTIVE DIRECTOR

IN RE: **JANIE M. BROWN, L.P.N.** )  
 of Gorham, Maine ) **CONSENT AGREEMENT**  
 License #P005765 ) **FOR WARNING**

**INTRODUCTION**

This document is a Consent Agreement regarding Janie M. Brown's license to practice practical nursing in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105A(1A)(A), 10 M.R.S.A. § 8003(5)(A-1)(1) and § 8003(5)(B). The parties to this Consent Agreement are Janie M. Brown ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on June 5, 2002. The parties reached this Agreement on the basis of information submitted by Seaside Rehabilitation & Health Care Center ("Seaside") by letters dated December 5, 2001 and May 6, 2002, with attached medication administration records and by information submitted by State of Maine, Department of Human Services, Bureau of Medical Services, Division of Licensing & Certification in Complaint Narrative #02-PNF-155 received by the Board on January 18, 2002.

**FACTS**

1. Janie M. Brown has been a licensed practical nurse in Maine since 1978.
2. Janie M. Brown was assigned to the dementia unit at Seaside. On December 4, 2001 she failed to listen to the nursing report provided from the prior nursing shift regarding information for patient care. Ms. Brown administered whole pills and water to a patient. The patient had difficulty swallowing the pills and spit them out. Ms. Brown put the pills back into the patient's mouth and provided more water until the patient ingested the medication. The nursing report provided medication administration information regarding this patient's potential for aspiration. In addition, the medication administration record gave instructions for "crush meds" and "nectar thickened liquids." Ms. Brown admits that she administered the medications contrary to the patient's plan of care.

**AGREEMENT**

3. Janie M. Brown agrees and understands that her above described conduct constitutes grounds for discipline under Title 32 M.R.S.A. § 2105-A(2)(F) and (2)(H) and Chapter 4(1)(A)(6) and 4(3)(F). The Board finds that the factual basis of the complaint is true and is of sufficient gravity to issue Janie M. Brown a **WARNING** pursuant to 32 M.R.S.A. § 2105-A(A-1)(A).



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4. Janie M. Brown understands that this Consent Agreement imposes discipline regarding her license to practice practical nursing in the State of Maine. Ms. Brown 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.
5. Janie M. Brown affirms that she executes this Consent Agreement of her own free will.
6. Modification of this Consent Agreement must be in writing and signed by all the parties.
7. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
8. This Consent Agreement becomes effective upon the date of the last necessary signature below.

**I, JANIE M. BROWN, L.P.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: 7/5/02

  
\_\_\_\_\_  
JANIE M. BROWN, L.P.N.


FOR THE MAINE STATE  
BOARD OF NURSING

DATED: 7/8/02

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

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL

DATED: 7/10/02

  
\_\_\_\_\_  
JOHN H. RICHARDS  
Assistant Attorney General

RECEIVED