



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

JOHN ELIAS BALDACCI
 GOVERNOR

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

IN RE: JEANNE C. GOODMAN) **CONSENT AGREEMENT**
 of Kennebunk, Maine) **FOR REPRIMAND AND**
 License No. R039147) **LICENSE PROBATION**

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Jeanne C. Goodman’s license as a registered professional nurse in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105-A (1-A) (B) and § 8003(5) (B). The parties to this Consent Agreement are Jeanne C. Goodman (“Licensee” or “Ms. Goodman”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The Board met with the Licensee in an informal conference on October 8, 2008. The parties reached this Agreement on the basis of a Notice of Complaint/Provider Report from the Board dated December 28, 2006 with supporting documentation dated November 3, 2006 from Evergreen Manor Nursing and Rehabilitation Center (“Evergreen”), located in Saco.

FACTS

1. Jeanne C. Goodman has been a registered professional nurse licensed to practice in Maine since August 1995; her license became inactive May 28, 2007.
2. Jeanne C. Goodman was suspended from Evergreen on November 3, 2006 because of possible misuse of controlled medications, specifically that she intentionally gave a resident more than twice the dose ordered by a physician. She was terminated from Evergreen on November 8, 2006.
3. On May 24, 2007, an investigative report was submitted by the Department of Health & Human Services which substantiated the allegation that Ms. Goodman intentionally gave a resident medication in excess of the dose ordered by the physician. On November 1, 2006, Ms. Goodman received a telephone order to administer Haldol 2mg IM to a combative resident. Haldol comes in 5mg units. Ms. Goodman administered the Haldol at 5:45PM and stated to the CNAs present that she gave the resident a “Texas dose.” The CNAs interpreted this to mean that the full 5mg was administered. It was also assessed by Evergreen staff that the resident’s reaction to the medication was consistent with an administration of greater than 2mg of Haldol. The resident was found unresponsive at 3:00AM on November 2, 2006, with cyanotic fingers and toes and diminished lung sounds. At 7:30AM, it was reported that the resident responded to his name when shaking and rubbing his arm and that he was lethargic. There is no documentation that 3mg of Haldol was wasted. The Board determined that the excessive dose of



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Haldol administered by Ms. Goodman amounted to a chemical restraint which caused patient harm.

AGREEMENT

4. Jeanne C. Goodman understands that her conduct in the above-stated facts constitutes grounds for discipline under Title 32 M.R.S.A. § 2105-A (2) (F), (2) (H) and Chapter 4.1.A.6., 4.1.A.8. and 4.3.F. and 4.3.H. of the Rules and Regulations of the Maine State Board of Nursing. She is hereby **REPRIMANDED** for unprofessional conduct because she failed to follow policies and procedures in a practice situation designed to safeguard the patient. Specifically, the violations are:
 - a. F. Unprofessional Conduct. A licensee is considered to have engaged in unprofessional conduct if the licensee violates a standard of professional behavior that has been established in the practice for which the licensee is licensed. (See also Chapter 4, Section 1.A.6.)
 - b. H. A violation of this chapter or a rule adopted by the Board. (See also Chapter 4, Section 1.A.6.)
 - c. *Unprofessional conduct* as defined by the Rules and Regulations of the Maine State Board of Nursing in Chapter 4, Section 3 describes *Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall constitute unprofessional conduct and shall include, but shall not be limited to, the following:*
 - F. Ms. Goodman failed to take appropriate action or follow policies and procedures in the practice situation designed to safeguard the patient.
 - H. Ms. Goodman negligently caused physical injury to a patient.
5. Jeanne C. Goodman's license as a registered professional nurse in the State of Maine is placed on probationary status with conditions. The period of probation will commence upon Ms. Goodman's return to nursing practice for a period of five years, effective only while she is employed in nursing practice and/or enrolled in a nursing education program. For purposes of this Agreement, nursing employment is any employment during which Ms. Goodman performs nursing services. Ms. Goodman's probationary license will be subject to the following conditions:

- a. Jeanne C. Goodman shall fully comply with the conditions of the probation in this Agreement. She shall inform the Board in writing within 15 days of any address change.
 - b. Jeanne C. Goodman's employment is restricted during the period of probation to structured settings with on-site supervision by another registered professional nurse. Structured settings shall not include assignments from temporary employment agencies, school nursing, work as a travel nurse or within the correctional system.
 - c. Jeanne C. Goodman will immediately notify the Board in writing within five business days should she return to employment and/or an educational program in the field of nursing. Notice under this section shall include the place and position of employment or the educational program and any subsequent change in employment or educational program. If during the period of probation, Ms. Goodman's employment as a nurse or her educational program in the field of nursing terminates, she shall notify the Board in writing within five business days after she is terminated or separated, regardless of cause, with a full explanation of the circumstances surrounding the termination or separation.
 - d. Jeanne C. Goodman will notify any and all of her nursing employers and faculty involved in any clinical studies of the terms of this Consent Agreement and provide them with a copy of it.
 - e. Jeanne C. Goodman will arrange for and ensure the submission to the Board of quarterly reports from her nursing employer and/or clinical faculty regarding her general nursing practice. If during the period of probation, her employment as a nurse or her educational program in the field of nursing terminates, she shall notify the Board of this change to ensure that she remains in compliance with her employment and/or educational quarterly reports.
6. Jeanne C. Goodman agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement beyond the five-year probationary period, until and unless the Board, at Ms. Goodman's written request, votes to terminate her probation. When considering whether to terminate the probation, the Board will consider the extent to which she has complied with the provisions of this Agreement and her professional conduct when providing services to residents/patients.
 7. If after a hearing, the Board finds that the Licensee has failed to meet the obligations of this Consent Agreement, the Board may take any disciplinary action it deems appropriate and impose any of the sanctions including, but not limited to, that found in Title 10 M.R.S.A. § 8003 and Title 32 M.R.S.A. § 2105-A.
 8. The State of Maine is a "party state" that has adopted the Nurse Licensure Compact ("Compact"), which is set out in Chapter 11 of the Rules and

Regulations of the Maine State Board of Nursing. The State of Maine is Ms. Goodman's "home state" of licensure and primary state of residence, which means that she has declared the State of Maine as her fixed permanent and principle home for legal purposes; her domicile. Other party states that are in the Compact are referred to as "remote states," which means party states other than the home state that have adopted the Compact. Ms. Goodman understands that this document is a Consent Agreement subject to the Compact. Ms. Goodman agrees that during the pendency of this Consent Agreement, her nursing practice may be limited to the State of Maine as it pertains to the Compact. If she wishes to practice in any other party state within the Compact, she shall arrange to have the party state in which she intends to practice provide the Board with written authorization that she has been approved to practice in that state.

9. This Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S.A. § 408.
10. Jeanne C. Goodman understands that she does not have to execute this Agreement and has the right to consult with an attorney before entering into the Consent Agreement.
11. Jeanne C. Goodman affirms that she executes this Agreement of her own free will.
12. Modification of this Agreement must be in writing and signed by all parties.
13. This Agreement is not subject to review or appeal by the Licensee.
14. This Agreement becomes effective upon the date of the last necessary signature below.


I, JEANNE C. GOODMAN, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY REGISTERED PROFESSIONAL NURSE LICENSE. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 4/6/09



JEANNE C. GOODMAN

DATED: 4/9/09



JENNIFER S. RIGGLE, ESQ.
Attorney for Jeanne C. Goodman

**FOR THE MAINE STATE
BOARD OF NURSING**

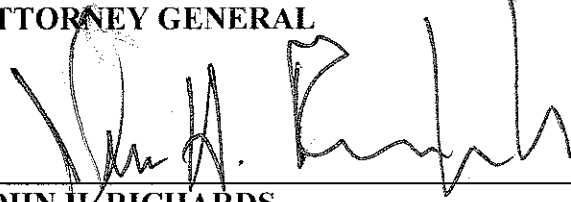
DATED: April 10, 2009



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

**FOR THE OFFICE OF THE
ATTORNEY GENERAL**

DATED: 4/16/09



JOHN H. RICHARDS
Assistant Attorney General