



MAINE STATE BOARD OF NURSING

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In re:) **CONSENT AGREEMENT**
Jane B. Jack, R.N.) **AND WARNING**
of Bowdoinham, Maine)
License #R019730)

INTRODUCTION

This document is a Consent Agreement and Warning regarding Jane Jack's license to practice professional nursing in the State of Maine, entered into pursuant to 32 M.R.S.A. Section 2105-A(1-A)(B) and 10 M.R.S.A. Section 8003(5)(B). The parties to this Consent Agreement are: Jane B. Jack, the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

By letter dated July 7, 1992, Ms. Jack was advised by the Board that it had received a letter dated July 6, 1992 from T. Anne Murphy, R.N., Vice President of Nursing for the Kennebec Valley Medical Center, alleging that Ms. Jack may be in violation of 32 M.R.S.A. Section 2105-A(2)(B), (2)(E) and (2)(F). Ms. Jack responded by letter received by the Board on July 17, 1992.

Subsequently, the Board requested that Ms. Jack attend an informal conference pursuant to 32 M.R.S.A. Section 2105-A(1-A). The informal conference was held on December 17, 1992. Ms. Jack was present and was not represented by counsel.

FINDINGS OF FACT

As a result of the informal conference, the Board made the following findings of fact:

1. Ms. Jack was disciplined by the Kennebec Valley Medical Center for altering the identification on an intravenous solution bag and destroying the bag and its contents of Fentanyl, for abusing authority by pressuring an L.P.N. into the destruction of the bag and its contents, and for unexplained irregularities in the handling of hospital supplies.
2. Ms. Jack disagrees that there was any "pressure" involved in her discussions with the L.P.N. regarding the intravenous solution bag.
3. A representative of the hospital suspects substance abuse by Ms. Jack, but Ms. Jack denies any substance abuse.

4. Ms. Jack has been employed at the Kennebec Valley Medical Center for 15 years with a good employment history prior to this incident. She is currently employed there under close monitoring by the facility.
5. Ms. Jack sought personal counseling with her minister following the disciplinary incident at the hospital.
6. There was no documented patient harm as a result of this incident, although there was some potential for patient harm.

COVENANTS AND WARNING

Based on the above findings of fact, the Board voted to enter in an agreement with Ms. Jack under which she will be, and she hereby is, **WARNED** that her actions in this matter constituted unprofessional conduct in violation of the Nurse Practice Act, 32 M.R.S.A. Section 2105-A(2)(F). Ms. Jack is advised to conform her future conduct accordingly. In addition, Ms. Jack agrees to seek professional counseling, either through the hospital's Employee Assistance Program or elsewhere, and to undergo an evaluation for substance abuse and provide the Board with a copy of the evaluation report. Ms. Jack waives any claim of confidentiality or privilege with respect to this evaluation report. The Board agrees to take no further disciplinary action upon these facts so long as these covenants are fully complied with.

Ms. Jack understands that this document is a Consent Agreement which affects her rights to practice nursing in Maine. Ms. Jack 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. Ms. Jack affirms that she executes this Consent Agreement of her own free will.

DATED: Feb 19, 1993

BY: Jane B. Jack R.N.
JANE B. JACK, R.N.

FOR THE MAINE STATE BOARD OF NURSING

DATED: 3/1/93

BY: Jean C. Caron
JEAN C. CARON, R.N., M.S.
Executive Director

FOR THE DEPARTMENT OF ATTORNEY GENERAL

DATED: 2/25/93

BY: Timothy W. Collier
TIMOTHY W COLLIER
Assistant Attorney General
Counsel to the Board