



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

PAUL R. LEPAGE
 GOVERNOR

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

IN RE: JENNIFER L. LAMB, APRN-CNP
 of Portland, Maine
 APRN License No. CNP111015

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**CONSENT AGREEMENT
 FOR
 PROBATION**

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Jennifer L. Lamb’s (“Ms. Lamb” or “Licensee”) license to practice Advanced Practice Registered Nursing (“APRN”) as a Certified Nurse Practitioner (“CNP”) in the State of Maine. The parties to this Agreement are Ms. Lamb, the Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S. §2105-A (1-A)(B), 10 M.R.S. §8003(5)(A-1)(4) and 10 M.R.S. §8003(5)(B). On June 7, 2012, the Board met with Ms. Lamb in an informal conference. The parties reached this Agreement on the basis of a Notice of Complaint from the Board dated December 20, 2011, which included a report dated December 7, 2011 from Louise Haddock, VP of Continuous Improvement, Youth Alternatives Ingraham (“Youth Alternatives”) located in South Portland, Maine.

FACTS

1. Jennifer L. Lamb was licensed by the Board as an APRN-CNP in the specialty of “Adult Psychiatric and Mental Health” on April 8, 2011. She is also licensed by the Board as an RN to practice in Maine [first issued July 19, 1996].
2. Jennifer L. Lamb was terminated from Youth Alternatives on December 6, 2011 as a result of writing prescriptions for an individual who was not a client of Youth Alternatives, using its prescription pad document on seven separate occasions. The scripts were for Methylphenidate and written for Ms. Lamb’s significant other.
3. Jennifer L. Lamb’s inappropriate use of her prescriptive authority and treatment also resulted in the lack of medical documentation for patient treatment, assessment, and reassessment subsequent to the medication being provided.
4. Jennifer L. Lamb is currently under her required 24-month supervision as a CNP pursuant to Chapter 8, Section 2.2(A) of the Rules and Regulations of the Maine State Board of Nursing (“Board Rule”).
5. Jennifer L. Lamb admits her actions were a significant lapse in judgment.
6. Jennifer L. Lamb has agreed to resolve this matter by accepting this Agreement and thereby waives her rights to an adjudicatory hearing.

AGREEMENT

7. Jennifer L. Lamb understands and agrees that the Board has evidence from which it could conclude there is a violation of Title 32 M.R.S. § 2105-A (2)(F), (2)(H) and Board Rules, Chapter 4.1.A.6., 4.1.A.8. and Chapter 8, Section 6.5.B.(3) and (4). Ms. Lamb understands that her conduct in the above-stated facts constitutes grounds for discipline on her APRN-CNP license in the State of Maine. Specifically, the violations are:



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- a. 32 M.R.S. §2105-A(2)(F). Ms. Lamb engaged in unprofessional conduct that violates standards of professional behavior practice in medication administration that have been established in the practice for which she is licensed. See also: Board Rule Chapter 4, Section 1.A.6
 - b. 32 M.R.S. §2105-A(2)(H). Ms. Lamb violated a Maine Revised Statute in Title 32, Chapter 31 and rules adopted by the Board. See also: Board Rule Chapter 4, Section 1.A.8
 - c. Board Rules: Chapter 8, Section 6.5.B. Abuse of prescriptive and dispensing authority by:
 - (3) Prescribing and dispensing drugs to an individual who was not Ms. Lamb's client.
 - (4) Prescribing and dispensing drugs to an individual in an unsafe manner.
8. Jennifer L. Lamb understands that her APRN-CNP license is hereby placed on **PROBATION** for a term of five (5) years. The period of probation will be effective only while she is employed in advanced nursing practice. Her probationary license will be subject to the following conditions:
- a. Jennifer L. Lamb shall fully comply with the conditions of the probation in this Agreement. Ms. Lamb shall inform the Board in writing within 15 days of any address change.
 - b. Jennifer L. Lamb agrees that her prescriptive authority is temporarily stayed until she successfully completes an ethics course in prescriptive practices, to include a boundaries component. The course must be pre-approved by the Board's Executive Director and Ms. Lamb must provide documentary evidence to the Executive Director of its successful completion.
 - c. Jennifer L. Lamb understands that once resumed, her prescriptive practice during the term of this Agreement will be subject to on-site supervision by a licensed physician or nurse practitioner.
 - d. Jennifer L. Lamb will notify any and all of her nursing employers of the terms of this Agreement and provide them with a copy of it.
 - e. Jennifer L. Lamb will arrange for and ensure the submission to the Board of quarterly reports from her employer regarding her prescriptive practice. Ms. Lamb must notify the Board in writing within five (5) business days after she obtains employment as an APRN-CNP. Notice under this section shall include the place and position of employment. If during the period of probation, Ms. Lamb's employment as an APRN-CNP terminates, she must notify the Board in writing within five (5) business days after she is terminated to ensure that she remains in compliance with her submission of quarterly reports.
9. Jennifer L. Lamb agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement beyond the five (5) year probationary period until and unless the Board, at her written request, votes to terminate her probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Lamb has complied with the provisions of this Agreement.
10. This Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408.
11. This Agreement is subject to the federal reporting requirements pursuant to Section 1128E of the Social Security Act and 45 CFR Part 61 and any other interstate/national reporting requirements.
12. Jennifer L. Lamb understands that she does not have to execute this Agreement and has the right to consult with an attorney before entering into the Agreement.

13. Jennifer L. Lamb affirms that she executes this Agreement of her own free will.
14. Modification of this Agreement must be in writing and signed by all parties.
15. This Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
16. This Agreement becomes effective upon the date of the last necessary signature below.

I, JENNIFER L. LAMB, APRN-CNP, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY ADVANCED PRACTICE REGISTERED 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.

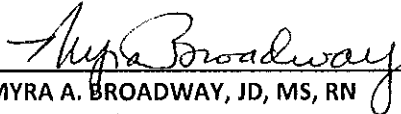
DATED: 8/21/2012



JENNIFER L. LAMB, APRN-CNP

FOR THE MAINE STATE
BOARD OF NURSING

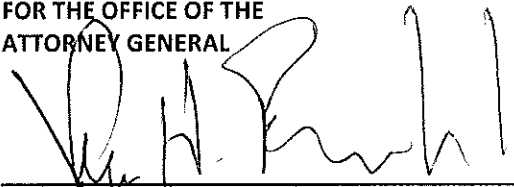
DATED: 8/27/12



MYRA A. BROADWAY, JD, MS, RN
Executive Director

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: 8/28/12



JOHN H. RICHARDS
Assistant Attorney General