



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: CHRISTINA MARIE ROBERTS LAPINSKA )**  
 of Oak Lawn, Illinois )  
 )

**CONSENT AGREEMENT  
 FOR PROBATION  
 WITH CONDITIONS**

**INTRODUCTION**

This document is a Consent Agreement (“Agreement”) regarding Christina Marie Roberts Lapinska’s (“Ms. Lapinska” or “Applicant”) 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) (4) and 10 M.R.S.A. § 8003(5) (B). The parties to this Agreement are Ms. Lapinska, the Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. On September 4, 2008, the Board considered Ms. Lapinska’s application for licensure as a registered professional nurse by endorsement.

**FACTS**

1. Christina Marie Roberts Lapinska filed an application for licensure as a registered professional nurse with the Maine State Board of Nursing on July 7, 2008. She is currently licensed as a registered professional nurse in the State of Illinois, License No. 041269899.
2. Christina Marie Roberts Lapinska graduated with an Associate Degree in May 1992 from Moraine Valley Community College located in Palos Hills, Illinois.
3. Christina Marie Roberts Lapinska disclosed on her Maine application for licensure that she was disciplined by the State of Illinois, Department of Financial and Professional Regulation, for unprofessional conduct related to the diversion of controlled substances for her personal use. She entered into a Consent Order (“Illinois Order”) dated February 8, 2008 with the Illinois Department of Financial and Professional Regulation, which placed her nursing license on probation [Exhibit A].
4. Christina Marie Roberts Lapinska admits that she has a substance abuse problem. She has been substance free since December 13, 2006.
5. On September 4, 2008, the Board voted to approve Ms. Lapinska’s application as a registered professional nurse in the State of Maine and to offer her this Agreement to place her license on probation.

**AGREEMENT WITH CONDITIONS OF PROBATION**

6. Christina Marie Roberts Lapinska understands and agrees that this document imposes discipline regarding her license to practice registered professional nursing in the State of Maine.



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7. Christina Marie Roberts Lapinska'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. Lapinska's return to nursing practice, either through employment and/or pursuant to a clinical nursing educational program. The period of probation will be a minimum of two years, effective only while she is employed in nursing practice and/or enrolled in a clinical nursing education program. For purposes of this Agreement, nursing employment is any employment during which Ms. Lapinska performs nursing services. Ms. Lapinska's probationary license will be subject to the following conditions:
  - a. Christina Marie Roberts Lapinska shall fully comply with the conditions of the probation in this Agreement and the Illinois Order and cooperate with the representatives of the Board in its monitoring and investigation of the Applicant's compliance with probation. Ms. Lapinska shall inform the Board in writing within 15 days of any address change.
  - b. Christina Marie Roberts Lapinska will abstain completely from the use of alcohol and/or drugs, with the exception of substances used in accordance with a valid prescription from a treatment provider(s) who is aware of Ms. Lapinska's substance abuse history.
  - c. Christina Marie Roberts Lapinska will continue in her aftercare treatment program to such an extent and for as long as her treatment provider(s) recommend.
  - d. Christina Marie Roberts Lapinska will arrange for and ensure the submission of quarterly reports to the Board by her treatment provider(s) and such reports shall continue until her probation is terminated. If Ms. Lapinska's treatment is terminated during her probation, she shall notify the Board and provide written documentation.
  - e. Christina Marie Roberts Lapinska will notify the Board in writing within five business days after she obtains any nursing 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 nursing educational program. If during the period of probation, Ms. Lapinska'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, from any nursing employment or nursing educational program with a full explanation of the circumstances surrounding the termination or separation.
  - f. Christina Marie Roberts Lapinska will notify any and all of her nursing employers and faculty involved in any clinical studies of the terms of this Agreement and provide them with a copy of it.
  - g. Christina Marie Roberts Lapinska 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.

- h. Christina Marie Roberts Lapinska agrees and understands that the Board and the Office of Attorney General shall have access to any and all medical records and all otherwise confidential or medically privileged information pertaining to her treatment for substance abuse which the Board deems necessary to evaluate her compliance with the Agreement and continued recovery. Ms. Lapinska shall provide such information, shall authorize the release of such records and information, and shall authorize any such discussions and communications with any and all persons involved in her care, counseling and employment as may be requested by the Board.
8. Christina Marie Roberts Lapinska agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement beyond the two-year probationary period until and unless the Board, at Ms. Lapinska's written request, votes to terminate her probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Lapinska has complied with the provisions of this Agreement.
  9. If Ms. Lapinska violates the conditions of her probation, the Board will give written notice to the Applicant regarding her failure to comply. Notice will be sent (certified mail, return receipt requested) to the last known address of the Applicant that is on file with the Board. The Applicant has 30 days from receipt of this notification to respond to the Board, in writing, regarding the alleged violation. The Board will review the Applicant's timely response to determine what action, if any, the Board determines to take. If the Applicant fails to timely respond to the Board's notification regarding her failure to comply, her license will be immediately suspended pending a hearing at the next regularly scheduled Board meeting. If after notice and a hearing, the Board finds that the Applicant has failed to meet the conditions of probation, the Board may take any disciplinary action which 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.
  10. 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. Lapinska'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. Lapinska understands that this document is an Agreement that is subject to the Compact. She agrees that during the pendency of this Agreement her nursing practice may be limited to the State of Maine as it pertains to the Compact. If Ms. Lapinska 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.
  11. 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.

12. Christina Marie Roberts Lapinska 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.
13. Christina Marie Roberts Lapinska affirms that she executes this Agreement of her own free will.
14. Modification of this Agreement must in writing and signed by all parties.
15. This Agreement is not subject to review or appeal by the Applicant, 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, CHRISTINA MARIE ROBERTS LAPINSKA, 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: 10/16/08

  
CHRISTINA MARIE ROBERTS LAPINSKA

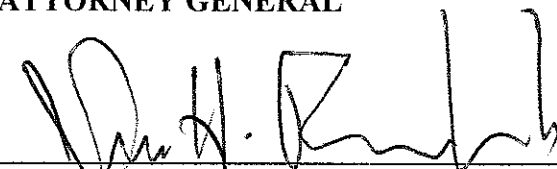
FOR THE MAINE STATE  
BOARD OF NURSING

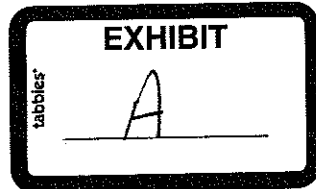
DATED: 10/23/08

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

FOR THE OFFICE OF THE  
ATTORNEY GENERAL

DATED: 10/24/08

  
JOHN H. RICHARDS  
Assistant Attorney General



STATE OF ILLINOIS  
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION  
DIVISION OF PROFESSIONAL REGULATION

DEPARTMENT OF FINANCIAL AND )  
PROFESSIONAL REGULATION )  
of the State of Illinois, Complainant, )  
v. ) No. 200700715  
Christina LaPinska, )  
License No. 041269899, Respondent )

CONSENT ORDER

The Department of Professional Regulation by Neal A. Draznin, one of its attorneys, and Christina LaPinska, Respondent, hereby agree to the following:

STIPULATIONS

Christina LaPinska is licensed as a Registered Professional Nurse in the State of Illinois, holding license No. 041269899. Said license is presently in ACTIVE status. At all times material to the matter set forth in this Consent Order, the Department of Financial and Professional Regulation, Division of Professional Regulation of the State of Illinois (hereinafter the "Department"), had jurisdiction over the subject matter and parties herein.

The Department alleges that during the month of December 2006, the Respondent diverted Morphine and Dilaudid from her hospital employer for her personal use.

The allegations set forth above, if proven to be true, would constitute grounds for suspending, revoking, or otherwise disciplining Respondent's license as a registered professional nurse on the authority of 225 Illinois Compiled Statutes 65/10-45(b) (7) and 65/10-45(b) (9).

As a result of the foregoing, an Informal Disciplinary Conference was held on September 20, 2007 at the offices of the Department at 100 West Randolph, Chicago. Nursing Board member, Ellen Davel was present as was the Respondent. Neal A. Draznin appeared as counsel for the Department.

Respondent has been advised of the right to have the pending allegation(s) reduced to written charges, the right to counsel, the right to a hearing, the right to contest any charges brought, and the right to administrative review of any Order resulting from a hearing. Respondent knowingly waives each of these rights, as well as any right to administrative review of this Consent Order. Respondent has freely and willfully entered into this Consent Order without any threat or coercion by any person. Respondent has not relied on any statements or promises made by or on behalf of the Department other than those specifically set forth in writing herein.

Respondent and the Department have agreed, in order to resolve this matter, that Respondent be permitted to enter into a Consent Order with the Department, providing for the imposition of disciplinary measures which are fair and equitable in the circumstances and which are consistent with the best interests of the people of the State of Illinois.

#### CONDITIONS

WHEREFORE, the Department, through Neal A. Draznin, its attorney, and Christina LaPinska, agree as follows:

- A. Effective upon the Director of the Division of Professional Regulation's approving and signing this

Consent Order, Respondent's Registered Professional Nurse's License, License No. 041269899, shall be placed on PROBATION for an indefinite period of not less than two (2) years.

B. During the Probationary period, Respondent shall adhere to the following:

1. Respondent shall not ingest alcohol;
2. Respondent shall not ingest any mood or mind altering substances except those therapeutically prescribed by treating prescriber whose patient records reflect that the treating prescriber knew of Respondent's disease and ongoing recovery;
3. Respondent shall provide quarterly random urine screens during the Probationary period. Failure, refusal to give the screens, dilution or a positive result shall be a violation of Probation;
4. Respondent shall provide the Department with quarterly reports which include:
  - a. current residential address and telephone number where he can be reached;
  - b. if working as a nurse, Respondent shall provide a copy of any performance evaluation completed by her employer within the prior quarter. Respondent, shall at the beginning of Probation, provide the Department with

- objective documentation as to the frequency of employee performance evaluations;
- c. a description of job duties, responsibilities and name of immediate supervisor, if employed in a nursing related environment;
  - d. a copy of all incident reports within the prior quarter.
5. Respondent shall notify the Department's Nurse Investigative Supervisor in writing of any change in employment and home address and telephone within five (5) days;
6. The Respondent will provide the Department with:

- a. current residential address and telephone number where he can be reached;
- b. a copy of any performance evaluation completed by her employer. Respondent shall, at the beginning of Probation, provide the Department with objective documentation as to the frequency of employee performance evaluations;
- c. a description of job duties, responsibilities and name of immediate supervisor, if employed in



a nursing related environment; a copy of all incident reports within the prior quarter;

- C. Respondent shall enter into and comply with all substantive conditions of an Aftercare Agreement with the Illinois Professionals Health Program, unless another Aftercare Program is pre-approved in writing by one of the Department's prosecutions or probation staff. Conditions in the Aftercare Agreement relating to the payment of fees to the Illinois Professionals Health Program are not deemed substantive conditions. Respondent shall cause a copy of her current Aftercare Agreement to be submitted to the Department's Nursing Act Coordinator within ten (10) days of execution of this agreement by the Board. Respondent shall cause copies of any amendments to the aftercare Agreement to be submitted to the Department's Nursing Act Coordinator within three (3) days of implementation.
- D. Respondent shall routinely attend approved self-help group meetings pursuant to the terms of the Aftercare Agreement.
- E. Respondent agrees that any positive drug test subsequent to entry of this Consent Order permits the Department of Professional Regulation to issue an Order mandating the automatic, indefinite and immediate suspension of the Respondent's nursing license for a minimum of twelve (12) months. This

suspension shall not preclude the Department from taking any other disciplinary or other action it deems appropriate. In the event that Respondent contests in writing (by filing an appropriate motion with the Department) the factual basis underlying the suspension, then Respondent shall be afforded a hearing on the merits within thirty (30) days from the filing thereof.

F. Respondent agrees that any violation of paragraph B, C, D, or E of this Consent Order permits the Director of the Division of Professional Regulation to issue an Order forthwith mandating the automatic, indefinite and immediate suspension of Respondent's license as a Registered Professional Nurse for a minimum period of six (6) months. This suspension shall not preclude the Department from taking any other disciplinary or other action it deems appropriate. In the event Respondent contests in writing (by the filing of an appropriate petition with the Department) the factual basis underlying said suspension within thirty (30) days of the imposition thereof, then Respondent shall be afforded a hearing on the merits within thirty (30) days from filing of said petition.

G. Any violation by the Respondent of the terms and conditions of this Consent Order shall be grounds for the Department to immediately file a Complaint to

revoke the Respondent's license to practice as a Registered Professional Nurse in the State of Illinois.

H. All reports required to be submitted to the Department pursuant to this Consent Order shall be sent to:

Illinois Department of Financial and Professional Regulation

Division of Professional Regulation

Attn: Probation Compliance Unit


100 West Randolph Street, Suite 9-300

Chicago, Illinois 60601

I. This Consent Order shall become effective upon the signing and approval by the Director of the Department.

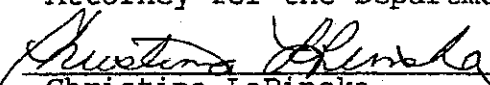
DATE

01/18/08

  
Neal A. Draznin  
Attorney for the Department

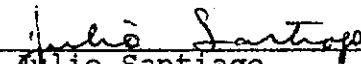
DATE

1/3/2008

  
Christina LaPinska  
Respondent

DATE

1/14/08

  
Julio Santiago  
Chair, Illinois Board of Nursing

The foregoing Consent Order is approved in full.

DATED THIS

8th

day of

February, 2008.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL  
REGULATION, DEPARTMENT OF PROFESSIONAL  
REGULATION of the State of Illinois; DEAN  
MARTINEZ, SECRETARY

  
DANIEL E. BLUTHARDT  
DIRECTOR

REF: License No. 041269899, Case No. 200700715

Illinois Professionals Health Program  
701 Lee Street, Suite 100  
Des Plaines, Illinois 60016-4545  
Telephone 847.795.2810  
800.215.HELP (4357)  
Facsimile 847.795.2847



June 16, 2008

Re: Christina La Pinska, R.N.

To Whom It May Concern:

Christina La Pinska, R.N. is a participant in the Illinois Professionals Health Program (IPHP). IPHP is a statewide program sponsored by Advocate Medical Group and the Illinois State Medical Inter-Insurance Exchange. IPHP holds contracts with the Illinois Department of Financial and Professional Regulation to provide assistance programs for nurses, pharmacists and pharmacy technicians. IPHP provides support and advocacy for health care professionals who have difficulties with stress management, substance abuse, medical or psychiatric illness or other issues that may impact professionals' health, wellbeing, or ability to practice. The following web sites provide further information about IPHP:

[www.iphp.medem.com/](http://www.iphp.medem.com/)

*Federation of State Physician Health Programs*---[www.fspphp.org](http://www.fspphp.org)

*National Organization of Alternative Programs*---[www. Alternative programs.org](http://www.Alternativeprograms.org)

*Illinois Pharmacy Board* [www.nabp.net/ftpfiles/newsletters/IL/IL032002.pdf](http://www.nabp.net/ftpfiles/newsletters/IL/IL032002.pdf)

Ms. La Pinska is in recovery from a substance use disorder. She signed an IPHP Aftercare Agreement March 13, 2008. The Agreement includes:

- Abstinence from all mood-altering substances except those prescribed by her primary care physician or addiction medicine physician
- Routine health maintenance with a primary care physician
- Random urine toxicology testing
- Routine contact with her IPHP case manager

Ms. La Pinska is in compliance with the terms of her Aftercare Agreement. Her substance use disorder is in sustained full remission with a sobriety date of December 13, 2006.

Ms. La Pinska has informed us that she is applying for nursing licensure in all fifty states, at her employer's request. We would be happy to provide compliance reports to any State Board of Nursing monitoring program that requires documentation.

Sincerely,

Martin Doot, M.D.  
Medical Director

Janet Pickett, RN, CARN, CADC  
Case Manager

*Illinois Professionals Health Program*