



STATE OF MAINE
 BOARD OF NURSING
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 EXECUTIVE DIRECTOR

IN RE: **BETTY A. McALLISTER, L.P.N.**)
 of Auburn, Maine) **CONSENT AGREEMENT**
 License #P011589) **FOR WARNING**

INTRODUCTION

This document is a Consent Agreement regarding Betty A. McAllister's license to practice practical nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(A-1)(1), § 8003(5)(B) and 32 M.R.S.A. § 2105-A(1-A)(A). The parties to this Consent Agreement are Betty A. McAllister (“Licensee”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. An informal conference was held on May 25, 2004. The parties reached this Agreement on the basis of information submitted by the State of Maine, Bureau of Medical Services, Division of Licensing & Certification’s investigation of Freeport Nursing and Rehabilitation Center – Complaint No. 02-CU-741 dated August 16, 2002.

FACTS

1. Betty A. McAllister has been a licensed practical nurse licensed to practice in Maine since 1998.
2. Betty A. McAllister admitted a resident to the skilled unit at Freeport Nursing and Rehabilitation Center on July 3, 2002, without physician’s orders.
3. Betty A. McAllister observed a decubitus ulcer on the resident’s coccyx/sacral area and treated the wound with saline wash and granulex (a topical medication) without a physician’s order. Ms. McAllister also failed to follow a chain of command in obtaining treatment for the resident.
4. There were four other licensed nurses bearing some responsibility for this resident’s care, each committing nursing practice errors that contributed to a combination of practice failures causing harm to the resident. The resident was discharged on July 14, 2002, with a stage IV decubitus ulcer that later required multiple surgeries to correct.

AGREEMENT

5. Betty A. McAllister agrees and understands that her conduct based upon 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. and Chapter 4.3.F. of the Rules and Regulations of the Maine State Board of Nursing. Betty A. McAllister is hereby **WARNED** for unprofessional conduct



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OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME.

TDD: (207) 287-1151

PHONE: (207) 287-1133

FAX: (207) 287-1149

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and for failing to take appropriate action or follow policies and procedures in a practice situation designed to safeguard the patient.

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

I, BETTY A. MCALLISTER, 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: 6/16/04

Betty Ann McAllister L.P.N.
BETTY A. MCALLISTER, L.P.N.

FOR THE MAINE STATE
BOARD OF NURSING

DATED: June 18, 2004

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

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: June 22, 2004

John H. Richards
JOHN H. RICHARDS
Assistant Attorney General