



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

ANGUS S. KING, JR.
 GOVERNOR

JEAN C. CARON, M.S., R.N.
 EXECUTIVE DIRECTOR



In re:)
Jane L. McGuire)
 of Owls Head, Maine)
 License #R031913) **MODIFIED CONSENT**
AGREEMENT REGARDING
LICENSURE

INTRODUCTION

This document is a Consent Agreement regarding Jane T. McGuire'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 T. McGuire, the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine. These same parties entered into a Consent Agreement in 1995 in which Ms. McGuire admitted to diverting narcotics at Penobscot Bay Medical Center.

On October 18, 1995 the Board held an informal conference and as a result of that conference the parties entered into a Consent Agreement pursuant to which Ms. McGuire acknowledged that she had diverted Demerol and Phenergan from the Penobscot Bay Medical Center in 1995, and that she had taken these substances while on duty twice in one day. The Board accepted the voluntary surrender of Ms. McGuire's license. Ms. McGuire requested reinstatement of her registered nurse license and she met with the Board on April 4, 1996, at which time the Board voted to modify the Consent Agreement as follows:

COVENANTS

Ms. McGuire's license to practice professional nursing in the State of Maine is reinstated on a probationary status for a minimum period of one year from the date that she resumes employment in the field of nursing in Maine, with the following conditions:

1. Ms. McGuire will remain completely substance free.
2. Ms. McGuire will continue in her prescribed aftercare and self-help recovery programs so long as they are deemed necessary by her and her substance abuse addiction counselor.
3. Ms. McGuire will provide to any nurse employer a copy of this Consent Agreement.
4. Ms. McGuire must arrange for continued quarterly reports to the Board from her substance abuse counselor and from any nurse employer. Ms. McGuire waives any claims of confidentiality and privilege which she may have with respect to these reports.
5. Ms. McGuire will immediately notify the Board in writing of any employment in the field of nursing, including the place and position of employment, and of any change in nurse employment.
6. The Board agrees to take no further disciplinary action upon these facts so long as Ms. McGuire fully complies with these conditions.

7. Ms. McGuire understands that this document is a Consent Agreement which affects her rights to practice nursing in Maine. This Consent Agreement may be amended only in writing, signed by all the parties. Ms. McGuire understands that she must request that the Board terminate her probation upon the conclusion of the minimum probationary period, at which time the Board will consider the degree to which Ms. McGuire has complied with these conditions. Ms. McGuire understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering this Consent Agreement. Ms. McGuire affirms that she executes this Consent Agreement of her own free will.

DATED: 11/1/96

Jane T. McGuire
JANE T. MCGUIRE

FOR THE MAINE STATE BOARD OF NURSING:

DATED: 11/8/96

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

FOR THE DEPARTMENT OF ATTORNEY GENERAL:

DATED: 11/12/96

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