



Paul R. LePage
GOVERNOR

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

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

IN RE: PATRICIA A. RAMOS, LPN)
of Maxfield, ME)
License No. LPN5981) **CONSENT AGREEMENT**
FOR VOLUNTARY
SURRENDER OF LICENSE

Board Complaint 2011-75

INTRODUCTION

This document is a Consent Agreement ("Agreement") regarding Patricia A. Ramos's license as a licensed practical nurse ("LPN") in the State of Maine. The parties to this Agreement are Patricia A. Ramos ("Ms. Ramos"), the Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. Ms. Ramos met with the Board in an informal conference on October 24, 2012 regarding Board Complaint 2011-75 ("Complaint") and enters into this Agreement pursuant to 32 M.R.S. §2105-A (1-A)(C), 10 M.R.S. §§8003 (A-1)(4), 8003 (5)(B) and 8003 (5)(D) in order to resolve Complaint 2011-75.

FACTS

1. Patricia A. Ramos has been licensed to practice in Maine as an LPN since January 25, 1979.
2. Patricia A. Ramos's employment as an LPN at Dirigo Pines began on March 28, 2007; she was terminated on January 18, 2011 for reporting to work under the influence of alcoholic beverage. Ms. Ramos admitted in her written response to the Complaint that she made a "grave error in judgment" by consuming alcohol on her lunch break.
3. By letter dated November 3, 2012, Ms. Ramos advised the Board she no longer wanted to be a nurse in the State of Maine.
4. Patricia A. Ramos wishes to resolve this matter and has offered to surrender her LPN license, thereby waiving her rights to an adjudicatory hearing.

AGREEMENT

5. The Board accepts Ms. Ramos's surrender of her LPN License. Ms. Ramos understands and agrees that should this matter go to hearing before the Board on the above-stated facts and the underlying information to support those facts, it is more likely than not they would support the Board's findings in this Agreement. Further, she understands and agrees that her conduct in the above-stated facts constitutes grounds for discipline regarding her nursing practice in the State of Maine. Specifically, the violations are:
 - a. Pursuant to 32 M.R.S. §2105-A(2)(E)(1) for engaging in conduct that evidences a lack of ability or fitness to discharge the duty owed by the licensee to a client or patient or the general public. See also: Board Rule Chapter 4 §1.A.5.a.



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- b. Pursuant to 32 M.R.S. §2105-A (2) (F) for engaging in unprofessional conduct that violates a standard of professional behavior that has been established in the practice for which she is licensed. See also: Board Rule Chapter 4 §6.
 - c. Pursuant to 32 M.R.S. §2105-A (2)(H). Ms. Ramos violated a Maine Revised Statute in Title 32, Chapter 31 and rules adopted by the Board.
 - d. Board Rule Chapter 4 §3(O). Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall constitute unprofessional conduct, which includes practicing nursing when physical or mental ability to practice is impaired by alcohol.
6. Patricia A. Ramos understands and agrees that her license will remain on surrender status and subject to the terms of this Agreement indefinitely until and unless the Board, at her written request, votes to reinstate her license. Ms. Ramos understands and agrees that if the Board reinstates her license, it may be for a probationary period.
 7. 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 Board Rules. The State of Maine is Ms. Ramos'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 principal home for legal purposes; her domicile. Other Party states in the Compact are referred to as "Remote states," which means Party states other than the Home state that have adopted the Compact. Ms. Ramos understands this Agreement is subject to the Compact.
 8. Patricia A. Ramos understands that she does not have to execute this Agreement and has the right to consult with an attorney before entering into the Agreement.
 9. Patricia A. Ramos shall not work or volunteer in any capacity for a health care provider as defined by Title 24 M.R.S. §2502 (2) or in any position holding herself out as a licensed practical nurse or with the designation "LPN" while her nursing license is surrendered.
 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 constitutes a final adverse licensing action that is reportable to the National Practitioner Data Bank (NPDB) and the Healthcare Integrity and Protection Data Bank (HIPDB) pursuant to Section 1128E of the Social Security Act and 45 C.F.R. Part 61.
 12. Modification of this Agreement must be in writing and signed by all parties.
 13. This Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
 14. Patricia A. Ramos affirms that she executes this Agreement of her own free will.
 15. This Agreement becomes effective upon the date of the last necessary signature below.

I, PATRICIA A. RAMOS, LPN, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY LICENSED PRACTICAL NURSE LICENSE. 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: 1-26-13

Patricia A. Ramos, R.P.N.
PATRICIA A. RAMOS, LPN

FOR THE MAINE STATE
BOARD OF NURSING

DATED: 1/29/13

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

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: 1/31/13

John H. Richards
JOHN H. RICHARDS
Assistant Attorney General