



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

ANGUS S. KING, JR.  
 GOVERNOR

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

IN RE: **DIANNE L. WAUGH** )  
 of Portland, Maine )  
 License #P004146 ) **CONSENT AGREEMENT FOR**  
**VOLUNTARY SURRENDER OF**  
**LICENSE**

**INTRODUCTION**

This document is a Consent Agreement regarding Dianne L. Waugh'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)(B), (5)(C)(3) and 32 M.R.S.A. § 2105-A(1-A)(C). The parties to this Consent Agreement are Dianne L. Waugh ("Licensee"), Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine. An informal conference was held on June 27, 2001. The parties reached this Agreement on the basis of information submitted by Interim HealthCare by letter with attachments dated February 3, 2000 attached as Exhibit "A".

**FACTS**

1. Dianne L. Waugh has been a licensed practical nurse in Maine since 1974.
2. Dianne L. Waugh was terminated from her position as a licensed practical nurse at Interim HealthCare on February 1, 2000 for unprofessional conduct.
3. Dianne L. Waugh took care of a patient in his home and admits that on January 28, 2000 she remarked to her home health care client's 13 year old daughter, "Why does your tongue hurt, have you been giving blow jobs and hickeys to make your tongue hurt?" Ms. Waugh stated that "she apologized only because she had to," and that the impact of her remarks to the patient's daughter and the rest of the patient's family were not her concern.
4. The Board finds that Ms. Waugh engaged in unprofessional conduct and her nursing behavior failed to conform to the legal and accepted standards of the nursing profession by failing to safeguard the patient's dignity.



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**AGREEMENT**

5. The Board accepts the voluntary surrender of Dianne L. Waugh's practical nursing license, number P004146.
6. Dianne L. Waugh understands that this document imposes discipline regarding her license to practice practical nursing in the State of Maine under 32 M.R.S.A. § 2105-A(2)(F) and (2)(H). Ms. Waugh 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. Dianne L. Waugh may petition the Board for reinstatement of her license to probationary status when the following conditions are satisfied:
  - a. Ms. Waugh agrees to complete a course in anger management.
  - b. Ms. Waugh agrees to complete a course in nursing ethics that will include the topic of "communications with patients and families."
8. Dianne L. Waugh agrees and understands that her license will not be reinstated until and unless the Board, upon Ms. Waugh's written request, votes to reinstate Ms. Waugh's license. When considering whether to reinstate Ms. Waugh's license on probationary status, the Board will consider her compliance with the terms and conditions of this Agreement, the underlying facts of this case (Exhibit A) and any information Ms. Waugh wishes to provide to the Board that she is prepared to resume the practice of nursing.
9. Dianne L. Waugh affirms that she executes this Consent Agreement of her own free will.
10. Modification of this Consent Agreement must be in writing and signed by all the parties.
11. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.

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12. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, DIANNE L. WAUGH 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: July 21, 2001

Dianne L. Waugh  
DIANNE L. WAUGH

FOR THE MAINE STATE  
BOARD OF NURSING

DATED: July 23, 2001

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

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL

DATED: July 25, 2001

John F. Richards  
JOHN F. RICHARDS  
Assistant Attorney General