



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: **KIMBERLY HUNT TOWLE, R.N.** ) **CONSENT AGREEMENT**  
 of Smithfield, Maine ) **FOR LICENSE PROBATION**  
 License #R032913 ) **WITH CONDITIONS**

**INTRODUCTION**

This document is a Consent Agreement regarding Kimberly Hunt Towle's license to practice registered professional nursing in the State of Maine. The parties enter into this Consent Agreement pursuant to 32 M.R.S.A. § 2105-A(1-A)(B), 10 M.R.S.A. § 8003(5)(A-1)(4) and 10 M.R.S.A. § 8003(5)(B). The parties to this Consent Agreement are Kimberly Hunt Towle ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on October 2, 2002. The parties reached this Consent Agreement based on information submitted by Klearview Manor dated November 29, 2001.

**FACTS**

1. Kimberly Hunt Towle has been licensed by the Board to practice in Maine since 1989.
2. The Board finds that Ms. Towle accepted medications for her own use without a prescription. Ms. Towle recognizes that she exercised poor judgment when she received these drugs.

**AGREEMENT WITH CONDITIONS OF PROBATION**

3. Kimberly Hunt Towle agrees and understands that this document imposes discipline regarding her license to practice registered professional nursing and the above-described conduct constitutes grounds for discipline under 32 M.R.S.A. § 2105-A(2)(F) and (2)(H) and Chapter, 4(1)(A)(6) and (4)(Q) of the Rules and Regulations of the Maine State Board of Nursing.
4. Kimberly Hunt Towle's license to practice registered professional nursing in the State of Maine will be placed on a probationary status with conditions. The period of probation will be for a period of 2 years, to be effective only while she is employed in nursing practice or enrolled in a nursing education program. For purposes of this Consent Agreement, nursing employment is any employment during which Ms. Towle performs nursing services. Ms. Towle's probationary license will be subject to the following conditions:
  - a. Kimberly Hunt Towle will only take controlled substances in accordance with a valid prescription from her physician.



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- b. Kimberly Hunt Towle will immediately notify the Board in writing regarding any change in her nursing employment or entry into an educational program in the field of nursing. Notification under this section shall include the place and position of employment or the educational program and the same notification shall apply to any subsequent change in employment or change in educational program.
  - c. Kimberly Hunt Towle will notify any and all of her nursing employers and notify faculty involved in any clinical studies of the terms of this Consent Agreement and shall provide them with a copy of it.
  - d. Kimberly Hunt Towle will arrange for and ensure the submission to the Board of quarterly reports from her nursing employer or clinical faculty regarding her general nursing practice, including patient assessment skills and handling of controlled substances.
5. Kimberly Hunt Towle agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement indefinitely beyond the 2 year probationary period, until and unless the Board, at Ms. Towle's written request, votes to terminate Ms. Towle's probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Towle has complied with the provisions of this Consent Agreement.
  6. Kimberly Hunt Towle understands that this document is a Consent Agreement that affects her rights to practice nursing in Maine. Ms. Towle 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 the Consent Agreement.
  7. If Ms. Towle fails to meet any of the obligations of this Consent Agreement, 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.
  8. Kimberly Hunt Towle affirms that she executes this Consent Agreement of her own free will.
  9. Modification of this Consent Agreement must in writing and signed by all the parties.
  10. This Consent Agreement is not subject to appeal or review by the Licensee but may be enforced by an action in the Superior Court.
  11. This Consent Agreement becomes effective upon the date of the last necessary signature below.

**I, KIMBERLY HUNT TOWLE, R.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: 01/01/03

Kimberly Hunt Towle RN  
KIMBERLY HUNT TOWLE, R.N.

FOR THE MAINE STATE  
BOARD OF NURSING

DATED: Jan 15, 2003

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

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL

DATED: January 17, 2003

John H. Richards  
JOHN H. RICHARDS  
Assistant Attorney General