



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

JOHN ELIAS BALDACCI
 GOVERNOR

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

IN RE: LISA M. WHITE)
 of Windsor, Maine)
 License No. R043924)
)
) **CONSENT AGREEMENT FOR**
) **LICENSE REINSTATEMENT**
) **AND PROBATION WITH**
) **CONDITIONS**

INTRODUCTION

This document is a Consent Agreement regarding Lisa M. White’s license to practice as a registered professional nurse in the State of Maine. The parties enter into this Consent Agreement pursuant to 32 M.R.S.A. § 2105-A (1-A) (B) and 10 M.R.S.A. § 8003 (5) (B). The Board met with Ms. White on September 4, 2008 regarding her request for reinstatement of her nursing license. The parties to this Consent Agreement are Lisa M. White (“Ms. White” or “Licensee”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine.

FACTS

1. On March 29, 2007, Lisa M. White pled guilty to the crime of Acquiring Drugs by Deception, 17-A M.R.S.A. § 1108, a Class D misdemeanor, in the Kennebec County Superior Court, Docket No. CR-06-938. In addition, she was Court Ordered to surrender her nursing license to the Maine State Board of Nursing. On March 26, 2008, the Court granted Ms. White’s Motion to Allow Withdrawal of Plea and Dismissal as part of the plea agreement for deferred disposition [Exhibit A].
2. The Board considered the following information relating to Ms. White’s request for reinstatement of her registered professional nurse license:
 - 1) Correspondence from Ms. White dated April 11, 2008;
 - 2) Correspondence from John Lorenzen of the Office of Probation and Parole dated March 24, 2008;
 - 3) Discharge Summary from Crisis & Counseling Centers dated June 28, 2007;
 - 4) Letter of recommendation from Diane Smith, R.N. dated March 17, 2008;
 - 5) Letter of recommendation from Deborah MacLeod, R.N. dated April 5, 2008;
 - 6) Correspondence from the Department of Corrections, Probation & Parole Office dated June 3, 2008 regarding termination of probation; and
 - 7) Letter of support from Lucinda M. Turcotte dated April 10, 2008.

AGREEMENT AND CONDITIONS OF PROBATION

3. Lisa M. White’s license as a registered professional nurse in the State of Maine is reinstated on probationary status with conditions. The period of probation will commence upon Ms. White’s return to nursing practice, either through



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employment and/or pursuant to a clinical nursing educational program. The term of probation will be for a period of five years, effective only while she is employed in nursing practice and/or enrolled in a clinical nursing education program. For purposes of this Agreement, nursing employment is any employment during which Ms. White performs nursing services. Ms. White's probationary license will be subject to the following conditions:

- a. Lisa M. White shall fully comply with the conditions of probation in this Agreement and will cooperate with representatives of the Board in its monitoring and investigation of the Licensee's compliance with probation. Ms. White shall inform the Board in writing within 15 days of any address change.
 - b. Lisa M. White will notify the Board in writing within five business days after she obtains any nursing employment and/or an educational program in the field of nursing. Notice under this section shall include the place and position of employment or the nursing educational program. If during the period of probation, Ms. White's employment as a nurse or her educational program in the field of nursing terminates, she shall notify the Board in writing within five business days after she is terminated or separated, regardless of cause, from any nursing employment or nursing educational program with a full explanation of the circumstances surrounding the termination or separation.
 - c. Lisa M. White will notify any and all of her nursing employers and faculty involved in any clinical studies of the terms of this Consent Agreement and provide them with a copy of it.
 - d. Lisa M. White will arrange for and ensure the submission to the Board of quarterly reports from her nursing employer and/or clinical faculty regarding her general nursing practice.
 - e. Lisa M. White will notify her nursing employers that the court action referred to in Item 1 of this Agreement was reported to the Healthcare Integrity and Protection Data Bank ("HIPDB"). She shall further notify her nursing employers as to the current status of her federal exclusion under HIPDB.
4. Lisa M. White's employment is restricted during the period of probation to structured settings with on-site supervision by another registered professional nurse. Structured settings shall not include assignments from temporary employment agencies, school nursing, work as a traveling nurse or within the correctional system. However, she may practice without on-site supervision by another registered professional nurse if she is working in a non-clinical situation, i.e., reviewing/auditing medical claims for an insurance company or providing health information telephonically to assist individuals with health-related concerns and management. Ms. White will verify with the Board's Executive Director that any non-clinical position she seeks meets the conditions of this Agreement prior to accepting said position.

5. Lisa M. White understands and agrees that her license will remain on probationary status and subject to the terms of this Agreement beyond the five-year probationary period until and unless the Board, at Ms. White's written request, votes to terminate her probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. White has complied with the provisions of this Agreement.
6. If Ms. White violates the conditions of her probation, the Board will give written notice to the Licensee regarding her failure to comply. Notice will be sent (by certified mail, return receipt requested) to the last known address of the Licensee that is on file with the Board. The Licensee has 30 days from receipt of this notification to respond to the Board, in writing, regarding the alleged violation. The Board will review the Licensee's timely response to determine what action, if any, the Board determines to take. If the Licensee fails to timely respond to the Board's notification regarding her failure to comply, her license will be immediately suspended pending a hearing at the next regularly scheduled Board meeting. If after notice and a hearing, the Board finds that the Licensee has failed to meet the conditions of probation, 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.
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 Rules and Regulations of the Maine State Board of Nursing. The State of Maine is Ms. White'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 principle home for legal purposes; her domicile. Other party states that are in the Compact are referred to as "remote states," which means party states other than the home state that have adopted the Compact. Ms. White understands that this document is an Agreement that is subject to the Compact. She agrees that during the pendency of this Agreement her nursing practice may be limited to the State of Maine as it pertains to the Compact. If Ms. White wishes to practice in any other party state within the Compact, she shall arrange to have the party state in which she intends to practice provide the Board with written authorization that she has been approved to practice in that state.
8. This Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S.A. § 408.
9. Lisa M. White understands that she does not have to execute this Consent Agreement and has the right to consult with an attorney before entering into the Consent Agreement.
10. Lisa M. White affirms that she executes this Consent Agreement of her own free will.

11. Modification of this Consent Agreement must in writing and signed by all parties.
12. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
13. This Consent Agreement becomes effective upon the date of the last necessary signature below.

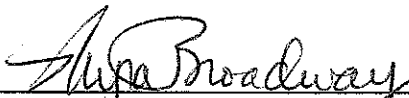
**I, LISA M. WHITE, HAVE READ AND UNDERSTAND THE FOREGOING
CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE
CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR
PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS
THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY
KIND.**

DATED: 9/29/08


LISA M. WHITE

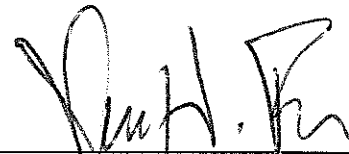
**FOR THE MAINE STATE
BOARD OF NURSING**

DATED: Oct 1, 2008
~~Sept~~ ^{MB}


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

**FOR THE DEPARTMENT OF
ATTORNEY GENERAL**

DATED: 10/6/08


JOHN H. RICHARDS
Assistant Attorney General



John Elias Baldacci
Governor

Martin Magnusson
Commissioner

Department of Corrections
31 State House Station
Augusta, Maine 04333
Office: (207) 287-2401
Fax: (207) 287-5158

June 3, 2008

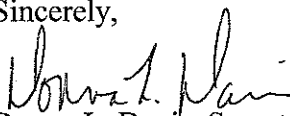
Lisa White
94 Jones Road
Windsor ME 04363

Dear Ms. White:

I am writing in reply to your request for information concerning your 2007 conviction. Our records show that on March 29, 2007 in Kennebec Superior Court, you were sentenced to 364 days to the Department of Corrections with all but 30 days suspended and 1 year probation for Acquiring Drugs by Deception. Your probation period terminated on May 17, 2008.

If you have any further questions concerning this matter, please do not hesitate to call me.

Sincerely,


Donna L. Davis, Secretary
Probation and Parole Office

RECEIVED

JUN 26 2008

MAINE STATE
BOARD OF NURSING



OFFICE OF PROBATION & PAROLE
REGION THREE

Daniel Ouellette
Regional
Correctional Administrator

(207)287-2401

John Lorenzen
Assistant Regional
Correctional Administrator

03-24-2008

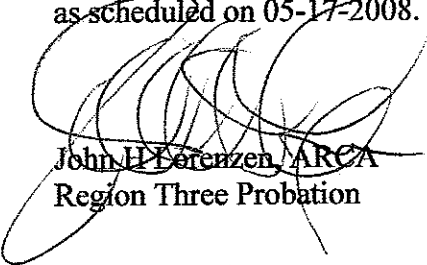
Kennebec Superior Court
Augusta, Maine

Ref: Deferred Disposition
CR 06-938
Lisa White (05-02-74)

Ms White has been on Probation and Deferred Sentencing for about one year and has been in compliance with all her conditions of Probation and Deferred Sentencing.

Ms White has had an evaluation for substance abuse. She has paid all her supervision fees in full, and she has been tested and was negative for drug use (Most recent test was 03-24-2008).

Ms White is supervised at the administrative level and her Probation should terminate as scheduled on 05-17-2008.


John H. Lorenzen, ARCA
Region Three Probation

COPY
COPY

STATE OF MAINE
KENNEBEC, ss.

SUPERIOR COURT
LOCATION: AUGUSTA
DOCKET NO. AUGSC-CR-06-938

STATE OF MAINE

V.

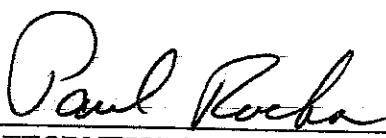
MOTION TO ALLOW WITHDRAWAL
OF PLEA AND DISMISSAL

LISA M. WHITE

Pursuant to 17-A M.R.S.A. Section 1348-B, the State moves to allow the Defendant to withdraw her plea of guilty in this matter. To the best of the State's knowledge, the Defendant has fulfilled the obligations of the deferment. The Defendant requested at the time of the deferment, if he complied, that his plea be withdrawn.

Upon the Court allowing the withdrawal of the guilty plea the Attorney for the State hereby dismisses, pursuant to Rule 48(a) of the Maine Rules of Criminal Procedure, Count 2 of the Indictment against Defendant pursuant to the plea agreement and successful completion of the deferment period.

DATED: March 26, 2008



ATTORNEY FOR THE STATE

Copy: Pasquale Perrino, Esq.

ORDER

The Court grants the motion and orders the withdrawal of the plea and accepts the State's dismissal.

Dated:

SUPERIOR COURT JUSTICE