



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

BEFORE THE MAINE STATE BOARD OF NURSING

IN THE MATTER OF LICENSE NO.
R027646 ISSUED TO:

LINE G. GAY

To practice registered professional
nursing in the State of Maine

**ORDER TERMINATING
PROBATION**

WHEREAS, on **August 23, 2001**, License No. **R027646** issued to **Line G. Gay** was placed on "probation" pursuant to 32 M.R.S.A. Section 2105-A (1-A); and

WHEREAS, on **December 9, 2004**, the Board of Nursing duly considered all evidence presented to it concerning **Line G. Gay's** compliance with the conditions of said probation; and

WHEREAS, the Board found that **Line G. Gay** has completed all of the Order;

NOW, THEREFORE, it is ordered that the Order of Probation executed on **October 1, 2001** is hereby terminated.

DATED this **14th day of December 2004**.

MAINE STATE BOARD OF NURSING

BY:

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



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ANGUS S. KING, JR.
 GOVERNOR

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

IN RE: **LINE G. GAY**) **CONSENT AGREEMENT**
 of Augusta, Maine) **FOR REINSTATEMENT**
 License #R027646) **AND PROBATION**

INTRODUCTION

This document is a Consent Agreement regarding Line G. Gay's license to practice registered professional nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(A-1)(4), 10 M.R.S.A. § 8003(5)(B) and 32 M.R.S.A. § 2105-A(1-A)(B). The parties to this Consent Agreement are Line G. Gay, Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

FACTS

1. Line G. Gay voluntarily surrendered her nursing license on August 11, 1998 as a result of drug diversion and her admission of a substance abuse problem.
2. Ms. Gay is currently working full-time at Home Depot.
3. The Board finds that Ms. Line has complied with the terms and conditions of the Consent Agreement dated August 11, 1998, which is attached as Exhibit A.

REINSTATEMENT WITH CONDITIONS OF PROBATION

4. Line G. Gay's license to practice registered professional nursing in the State of Maine is reinstated on a probationary status with conditions. The period of probation will commence on Ms. Gay's return to nursing practice, either through employment or pursuant to an educational program. 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 Agreement, nursing employment is any employment during which Ms. Gay performs nursing services. Ms. Gay's probationary license will be subject to the following conditions:
 - a. Line G. Gay will abstain completely from the use of alcohol or drugs, with the exception of substances used in accordance with a valid prescription from a physician who is aware of Ms. Gay's substance abuse history.
 - b. Line G. Gay will continue in her aftercare treatment program.
 - c. Line G. Gay will arrange for and ensure the submission of quarterly reports to the Board by her treatment provider.



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Consent Agreement for Reinstatement With Conditions of Probation

Line G. Gay

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- d. Line G. Gay will immediately notify the Board in writing should she return to employment or an educational program in the field of nursing. Notice under this section shall include the place and position of employment or the educational program and any change in employment or educational programs.
 - e. Line G. Gay 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.
 - f. Line G. Gay will arrange for and ensure the submission to the Board of quarterly reports from her nursing employer or clinical faculty.
 - g. Line G. Gay agrees and understands that the Board and the Department of Attorney General shall have access to any and all medical records and all otherwise confidential or medically privileged information pertaining to her treatment for substance abuse which the Board deems necessary to evaluate Ms. Gay's compliance with the Consent Agreement and her continued recovery. Ms. Gay shall provide such information, shall authorize the release of such records and information, and shall authorize any such discussions and communications with any and all persons involved in her care, counseling and employment as may be requested by the Board for the purpose of evaluating Ms. Gay's compliance with the Consent Agreement and her continued recovery.
5. Line G. Gay agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement indefinitely beyond the two-2 year probationary period, until and unless the Board, at Ms. Gay's written request, votes to terminate Ms. Gay's probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Gay has complied with the provisions of this Agreement.
 6. This Consent Agreement modifies and replaces the August 11, 2001 Consent Agreement entered into by and between Ms. Gay, the Board and the Department of Attorney General. Ms. Gay understands that this document is a Consent Agreement that affects her rights to practice nursing in Maine. Ms. Gay understands that he 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. Line G. Gay affirms that she executes this Consent Agreement of her own free will.

Consent Agreement for Reinstatement With Conditions of Probation

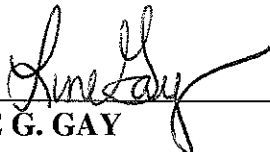
Line G. Gay

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

I, LINE G. GAY 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: 9/18/01



LINE G. GAY

**FOR THE MAINE STATE
BOARD OF NURSING**

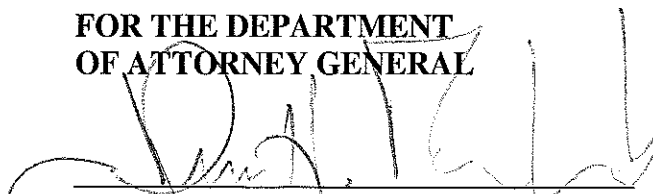
DATED: Sept 20, 2001



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

**FOR THE DEPARTMENT
OF ATTORNEY GENERAL**

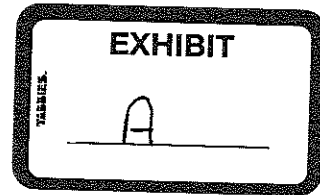
DATED: 10/1/01



JOHN H. RICHARDS
Assistant Attorney General



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ANGUS S. KING, JR.
 GOVERNOR

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

IN RE: **LINE G. GAY**) **CONSENT AGREEMENT**
 of Manchester, Maine) **REGARDING VOLUNTARY**
 License #R27646) **SURRENDER OF LICENSE**

INTRODUCTION

This document is a Consent Agreement regarding Line Gay's license to practice professional nursing in the State of Maine entered into pursuant to 32 M.R.S.A. § 2105-A(1-A) and 10 M.R.S.A. § 8003(5). The parties to this agreement are Line Gay, the Maine State Board of Nursing ("Board") and the Department of Attorney General. The parties have reached this agreement following an informal conference held on June 10, 1998 regarding information submitted by MaineGeneral Medical Center by letters dated October 22, 1997 and November 14, 1997.

FACTS

1. Ms. Gay admits that she has a substance abuse problem.
2. Ms. Gay does not remember tampering and diverting Demoral or forging signatures but acknowledges, and the Board finds, that the records from MaineGeneral Medical Center support a finding that she engaged in this conduct.
3. There is some evidence that patients may have been deprived of Demoral as a result of Ms. Gay's conduct.
4. Ms. Gay was impaired while on duty.
5. Ms. Gay received satisfactory evaluations during her 13-year employment with MaineGeneral Medical Center until July, 1997 when suspicion arose regarding her conduct.
6. Following her termination from MaineGeneral Medical Center, Ms. Gay participated in a formal treatment program at St. Mary's detoxification unit.
7. Ms. Gay attended an intensive out-patient program at Key West.



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8. Ms. Gay was involved in individual counseling until April, 1998. She currently attends AA meetings one to two times a week and, depending upon her work schedule, a weekly aftercare group.

AGREEMENT

1. Ms. Gay's conduct constitutes grounds for discipline under 32 M.R.S.A. § 2105-A(2)(B), (2)(E)(1) and (2)(F).
2. **Voluntary surrender:** Ms. Gay agrees to voluntarily surrender her license and agrees to be subject to the following conditions for reinstatement:
 - a. **Minimum period of surrender:** Ms. Gay agrees and understands that her license shall remain surrendered through at least October, 1999 and until such time as the Board votes to reinstate.
 - b. **Substance free:** Ms. Gay will abstain completely from the use of alcohol or drugs, with the exception of substances used in accordance with a valid prescription from a physician who is aware of Ms. Gay's substance abuse history.
 - c. **Aftercare:** Ms. Gay will continue in her aftercare program for the period deemed appropriate by her counselor.
 - d. **AA meetings:** Ms. Gay will attend a minimum of four AA meetings per week.
 - e. **Quarterly reports:** Ms. Gay will arrange for and ensure that quarterly reports are submitted to the Board from her aftercare counselor.
 - f. **Confidentiality and release of records:** Ms. Gay waives any claims of confidentiality and privilege which she may have with respect to the reports provided to the Board from her counselor. Ms. Gay further agrees that the Board shall have access to any and all medical treatment records and all otherwise confidential or medically privileged information pertaining to her substance abuse which the Board deems necessary to evaluate Ms. Gay's compliance with this Consent Agreement and her continued recovery. Ms. Gay shall provide such information, shall authorize the release of such records and information, and shall authorize any such discussions and communications with any and all persons involved in her care and counseling as may be requested by the Board for the purposes of evaluating Ms. Gay's compliance with this Consent Agreement and her continued recovery.
 - g. **Employment:** Ms. Gay will not work in any capacity in the health care field including in a veterinarian's office.

- h. **Request for reinstatement:** On or after October, 1999, Ms. Gay may petition the Board for reinstatement of her license on probationary status. Ms. Gay agrees and understands that her license will not be reinstated until and unless the Board, upon her written request, votes to reinstate her license. When considering whether to reinstate Ms. Gay's license on probationary status, the Board will consider the degree to which Ms. Gay has complied with these conditions. Ms. Gay agrees and understands that all of the terms of this agreement shall remain in effect until the Board votes to reinstate her license.
- 3. **Further action:** The Board agrees to take no further disciplinary action upon these facts so long as Ms. Gay fully complies with these conditions.
- 4. **Miscellaneous provisions:** Ms. Gay 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. Gay 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. Gay affirms that she executes this Consent Agreement of her own free will.
- 5. **Effective date:** This Consent Agreement becomes effective upon the last necessary signature below.

DATED: 8/7/98

I agree to continue my AA programs line Gay
LINE G. GAY as listed above.

FOR THE MAINE STATE BOARD OF NURSING:

DATED: Aug. 11, 1998

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

FOR THE DEPARTMENT OF ATTORNEY GENERAL:

DATED: 8/11/98

Susan A. Sparaco
SUSAN A. SPARACO
Assistant Attorney General
Counsel to the Board

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