



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. )  
R043148 ISSUED TO: )  
SUSAN A. MCGOWAN )  
To practice registered professional )  
nursing in the State of Maine )  
----- )

**ORDER TERMINATING  
PROBATION**

WHEREAS, on August 22, 2001, License No. R043148 issued to Susan A. McGowan was placed on "probation" pursuant to 32 M.R.S.A. Section 2105-A (1-A); and

WHEREAS, on December 11, 2003, the Board of Nursing duly considered all evidence presented to it concerning Susan A. McGowan's compliance with the conditions of said probation; and

WHEREAS, the Board found that Susan A. McGowan has completed all of the Order;

NOW, THEREFORE, it is ordered that the Order of Probation executed on October 15, 2001 is hereby terminated.

DATED this 30th day of December 2003.

**MAINE STATE BOARD OF NURSING**

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



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME.

TDD: (207) 287-1151

PHONE: (207) 287-1133

FAX: (207) 287-1149

<http://www.maine.gov/boardofnursing/>



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: SUSAN A. MCGOWAN, R.N. )  
 of Scituate, Massachusetts )  
 License #R043148 )

**CONSENT AGREEMENT  
 FOR LICENSE PROBATION  
 WITH CONDITIONS**

**INTRODUCTION**

This document is a Consent Agreement regarding Susan A. McGowan’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 Susan A. McGowan (“Licensee”), Maine State Board of Nursing (“Board”) and the Department of Attorney General, State of Maine. The parties reached this Agreement following an informal conference held on August 22, 2001 based on information submitted by Houlton Regional Hospital dated April 17, 2000.

**FACTS**

1. Susan A. McGowan has been a registered professional nurse since 1997 and was licensed by the Board to practice in Maine on December 30, 1998.
2. Susan A. McGowan was terminated from Houlton Regional Hospital on April 17, 2000 for diverting drugs for her own use.
3. Susan A. McGowan admits that she diverted five Percocets and consumed the drug while working at Houlton Regional Hospital providing nursing care.
4. Susan A. McGowan was evaluated for substance abuse thru the hospital’s employee assistance program.
5. There is no documented patient harm.

**AGREEMENT**

6. Susan A. McGowan agrees and understands that the conduct alleged constitutes grounds for discipline under 32 M.R.S.A. § 2105-A(2)(A), (2)(F) and (2)(H) and Chapter 4(1)(A)(1), 4(1)(A)(6) and (4)(3)(P) and (4)(Q) of the RULES AND REGULATIONS OF THE MAINE STATE BOARD OF NURSING.



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME  
 PHONE: (207) 287-1133

TDD: (207) 287-1151

FAX: (207) 287-1149

**Susan A. McGowan**  
**Consent Agreement for Probation with Conditions**  
**Page 2**

7. Susan A. McGowan's license to practice registered professional nursing is placed on a probationary status with conditions for a period of two years of nursing employment. The conditions of probation are as follows:
  - a. Susan A. McGowan will notify any and all of her nursing employers of the terms of this Consent Agreement and shall provide them with a copy of it. For purposes of this Consent Agreement, nursing employment is any employment during which Ms. McGowan performs nursing services or holds herself out as a nurse such as through the designation "R.N."
  - b. Susan A. McGowan will immediately notify the Board in writing of any employment in the field of nursing, including the place and position of employment and of any change in nursing employment.
  - c. Susan A. McGowan will arrange for and ensure the submission to the Board of quarterly reports addressing her job performance from her nursing employer(s).
  - d. Susan A. McGowan shall remain substance free with the exception of medication prescribed by her physician.
  - e. Susan A. McGowan shall complete an educational program in pharmacology with an emphasis on the effects of medication.
8. Susan A. McGowan understands and agrees that her license will remain on probationary status and subject to the terms of this Agreement until and unless the Board, at Ms. McGowan's written request, votes to terminate Ms. McGowan's probation.

If at the conclusion of the two year period of probation Ms. McGowan demonstrates that she has complied with the terms and conditions of this Consent Agreement, the Board will vote to terminate the period of probation. If the Board concludes that the terms and conditions of this Consent Agreement have not been fulfilled, the Board may continue the probationary period or take disciplinary action as authorized by law.
9. The Board agrees to take no further disciplinary action upon these facts so long as Ms. McGowan fully complies with the terms and conditions of this Consent Agreement.
10. Susan A. McGowan understands and agrees that this document imposes discipline regarding her license to practice registered professional nursing in the State of Maine. Ms. McGowan understands that she does not have to execute this Consent

Susan A. McGowan  
Consent Agreement for Probation with Conditions  
Page 3

Agreement and that she has the right to consult with an attorney before entering into this Consent Agreement.

11. Susan A. McGowan affirms that she executes this Consent Agreement of her own free will.
12. Modification of this Consent Agreement must be in writing and signed by all the parties.
13. This Consent Agreement is not subject to appeal or review by the Licensee but may be enforced by an action in the Superior Court.
14. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, SUSAN A. MCGOWAN, 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: 9/29/2001

Susan A. McGowan RN  
SUSAN A. MCGOWAN, R.N.

DATED: 9/26/2001

Janet E. Michael, RN, MS, JD  
JANET E. MICHAEL, ESQ.  
Attorney for Ms. McGowan, R.N.

DATED: <sup>10/5/01</sup>  
9/29/2001

FOR THE MAINE STATE  
BOARD OF NURSING

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

DATED: 10/15/01

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL

John H. Richards  
JOHN H. RICHARDS  
Assistant Attorney General

OFFICE OF THE ATTORNEY GENERAL  
MAINE DEPARTMENT OF JUSTICE

OCT 17 2001

USCO