



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: WILEY J. BEVERIDGE, LPN) **CONSENT AGREEMENT**
of Portland, ME) **FOR VOLUNTARY**
License # P012672) **SURRENDER OF LICENSE**

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Wiley J. Beveridge’s license as a licensed practical nurse in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105-A (1-A) (C) and 10 M.R.S.A. § 8003 (5) (B), (5) (D). The parties to this Agreement are Wiley J. Beveridge (“Licensee” or “Mr. Beveridge”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The parties reached this Agreement on the basis of 1) a Notice of Complaint/Provider Report from the Board dated February 11, 2010, which consists of information dated February 5, 2010 from the Maine State Prison (“MSP”), located in Warren, ME; and 2) correspondence received by the Board from Mr. Beveridge dated March 3, 2010.

FACTS

1. Wiley J. Beveridge has been licensed as a licensed practical nurse to practice in Maine since March 2008.
2. Wiley J. Beveridge was employed at the Maine State Prison. Following several discrepancies between patient specific stock and stock Vicodin, an on-site narcotic investigation by MSP for the June 29, 2009 through September 26, 2009 time period determined that 64 narcotic tablets were taken. In addition, there were 20 instances of forged signatures on the stock cards.
3. Wiley J. Beveridge provided written admission on October 15, 2009 that he did sign out Vicodin which had already been given to an inmate for his own personal use.
4. Wiley J. Beveridge has offered to surrender his licensed practical nurse license based upon the above-stated facts in lieu of an adjudicatory hearing before the Board.

AGREEMENT

5. The Maine State Board of Nursing will accept Wiley J. Beveridge’s offer to voluntarily surrender his licensed practical nurse license. Mr. Beveridge understands and agrees that should this matter go to hearing before the Board on the above-stated facts and the underlying information to support those facts, it is more likely than not the facts would support the Board’s findings in this Agreement.
6. Wiley J. Beveridge understands and agrees that based upon the above-stated facts, this document imposes discipline regarding his licensed practical nurse license in the State of Maine. The grounds for discipline for violations under 32 M.R.S.A. § 2105-A(2)(A), (2)(B), (2)(E), (2)(F), and (2)(H) and Chapter 4, sections 1(A)(1), 1(A)(2), 1(A)(6), 1(A)(8) and Chapter 4, sections 3(F), 3(K), 3(P), and 3(Q) of the Rules and Regulations of the Maine State Board of Nursing. Specifically, the violations are:



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 161 CAPITOL ST., AUGUSTA, ME
<http://www.maine.gov/boardofnursing/>

PHONE: (207) 287-1133

FAX: (207) 287-1149

Title 32 M.R.S.A. §§:

- a. 2105-A (2) (A). Mr. Beveridge engaged in the practice of fraud or deceit in connection with a service rendered within the scope of his license. (See also Chapter 4, Section 1.A.1.)
- b. 2105-A (2) (B). Habitual substance abuse that has resulted or is foreseeably likely to result in the licensee performing services in a manner that endangers the health or safety of patients. (See also Rule Chapter 4, Section 1.A.2)
- c. 2105-A (2) (F). Unprofessional Conduct. Mr. Beveridge has engaged in unprofessional conduct by violating standards of professional behavior regarding patient care that have been established in the practice for which he is licensed. (See also Chapter 4, Section 1.A.6.)
- d. 2105-A (2) (H). A violation of this chapter or a rule adopted by the Board. (See also Chapter 4, Section 1.A.6.)

Chapter 4, Section 3. Unprofessional Conduct as defined by the Rules and Regulations of the Maine State Board of Nursing in Chapter 4, Section 3, describes *Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall constitute unprofessional conduct and shall include, but shall not be limited to, the following:*

- e. Section 3(F). Failure to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard the patient.
 - f. Section 3(K). Inaccurate recording, falsifying or altering a patient or health care provider record.
 - g. Section 3(P). Diverting drugs, supplies or property of patients or health care provider.
 - h. Section 3(Q). Possessing, obtaining, furnishing or administering prescription drugs to any person, including self, except as directed by a person authorized by law to prescribe drugs.
7. Wiley J. Beveridge understands and agrees that his license will remain on surrender status and subject to the terms of this Agreement indefinitely until and unless the Board, at his written request, votes to reinstate his license. Mr. Beveridge understands and agrees that if the Board reinstates his license, it will be for a probationary period.
 8. 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 Mr. Beveridge’s “home state” of licensure and primary state of residence, which means that he has declared the State of Maine as his fixed permanent and principle home for legal purposes; his domicile. Other party states in the Compact are referred to as “remote states,” which means party states other than the home state that have adopted the Compact. Mr. Beveridge understands this Consent Agreement is subject to the Compact.
 9. Wiley J. Beveridge understands that he does not have to execute this Agreement and has the right to consult with an attorney before entering into the Consent Agreement.

10. Wiley J. Beveridge shall not work or volunteer in any capacity for a health care provider as defined by Title 24 M.R.S.A. § 2502 (2) or in any position holding himself out as a licensed practical nurse or with the designation "LPN."
11. 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.
12. Modification of this Agreement must be in writing and signed by all parties.
13. This Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
14. Wiley J. Beveridge affirms that he executes this Agreement of his own free will.
15. This Agreement becomes effective upon the date of the last necessary signature below.

I, WILEY J. BEVERIDGE, LPN, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 7/6/2010

Wiley J. Beveridge, LPN
WILEY J. BEVERIDGE, LPN

**FOR THE MAINE
STATE BOARD OF NURSING**

DATED: 7/8/10

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

**FOR THE OFFICE
OF THE ATTORNEY GENERAL**

DATED: 7/8/10

John H. Richards
JOHN H. RICHARDS
Assistant Attorney General