



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: ELIZABETH A. FORSLEY-PLATA)	CONSENT AGREEMENT
of Portland, Maine)	FOR REINSTATEMENT
License #R037493)	AND PROBATION
#P010634)	

INTRODUCTION

This document is a Consent Agreement regarding Elizabeth A. Forsley-Plata's license to practice registered professional nursing and licensed practical 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) and. The Board met with Ms. Forsley-Plata on March 3, 2005 regarding her request for reinstatement of her nursing licenses. The parties to this Consent Agreement are Elizabeth A. Forsley-Plata ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine.

FACTS

1. Elizabeth A. Forsley-Plata entered a Consent Agreement with the Board on March 10, 2004, surrendering her license as a practical nurse and registered professional nurse. Exhibit 1, Consent Agreement for Voluntary Surrender of License.
2. Elizabeth A. Forsley-Plata has attended an intake at Crossroads For Woman, Inc. ("CFW") and completed their 28-day Residential Treatment Program. In addition she participated in the Halfway House Program for a period of three months. She is currently participating in individual counseling at CFW's Outpatient Program one hour a week.
3. Elizabeth A. Forsley-Plata was convicted on April 12, 2004 for Acquiring Drugs by Deception, 17-A M.R.S.A. §1108 (1) (D), Class D misdemeanor. She received a sentence of 364 days incarceration with all but two days suspended and one year probation. Her probation terminates on April 12, 2005.
4. Elizabeth A. Forsley-Plata has complied with the terms and conditions of the March 10, 2004, Consent Agreement.

REINSTATEMENT WITH CONDITIONS OF PROBATION

5. Elizabeth A. Forsley-Plata's license to practice practical nursing and registered professional nursing in the State of Maine is reinstated on a probationary status with



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conditions. The period of probation will commence on Ms. Forsley-Plata's return to nursing practice, either through employment or pursuant to an educational program. The period of probation will be for a period of five 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. Forsley-Plata performs nursing services. Ms. Forsley-Plata's probationary license will be subject to the following conditions:

- a. Elizabeth A. Forsley-Plata 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. Forsley-Plata's substance abuse history.
- b. Elizabeth A. Forsley-Plata will continue in her aftercare treatment program to such an extent and for as long as her treatment providers recommend.
- c. Elizabeth A. Forsley-Plata will arrange for and ensure the submission of quarterly reports to the Board by her treatment providers.
- d. Elizabeth A. Forsley-Plata 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 subsequent change in employment or educational programs.
- e. Elizabeth A. Forsley-Plata 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. Elizabeth A. Forsley-Plata's employment is restricted during the period of probation to structured settings with on-sight supervision by another registered professional nurse. Structured settings shall not include assignments from temporary employment agencies, school nursing, working as a traveling nurse or working within the correctional system.
- g. Elizabeth A. Forsley-Plata 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.
- h. Elizabeth A. Forsley-Plata 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. Forsley-Plata's compliance with the Consent Agreement and her continued recovery. Ms. Forsley-Plata 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. Forsley-Plata's compliance with the Consent Agreement and her continued recovery.

6. The State of Maine is Elizabeth A. Forsley-Plata's home state of licensure. Ms. Forsley-Plata agrees that during the pendency of this Consent Agreement her nursing practice is limited to the State of Maine. If Ms. Forsley-Plata wishes to practice in any other party state within the compact she shall petition the Board for written authorization. In addition, Ms. Forsley-Plata will arrange to have the party state she intends to practice in, to provide the Board with written authorization that she has been approved to practice in that state.
7. Elizabeth A. Forsley-Plata agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement indefinitely beyond the two year probationary period, until and unless the Board, at Ms. Forsley-Plata's written request, votes to terminate Ms. Forsley-Plata's probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Forsley-Plata has complied with the provisions of this Agreement.
8. Elizabeth A. Forsley-Plata understands that this document is a Consent Agreement that affects her rights to practice nursing in Maine. Ms. Forsley-Plata 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.
9. Elizabeth A. Forsley-Plata affirms that she executes this Consent Agreement of her own free will.
10. This Consent Agreement replaces and supersedes the March 10, 2004, Consent Agreement. Exhibit No. 1. Modification of this Consent Agreement must be in writing and signed by all parties.
11. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
12. This Consent Agreement becomes effective upon the date of the last necessary signature below.


I, ELIZABETH A. FORSLEY-PLATA, 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: 3/16/05

Elizabeth A. Forsley-Plata, R.N.
ELIZABETH A. FORSLEY-PLATA, R.N.

FOR THE MAINE STATE
BOARD OF NURSING

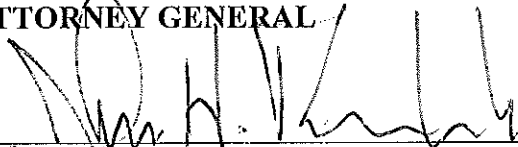
DATED: March 17, 2005



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

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: March 21, 2005



JOHN H. RICHARDS
Assistant Attorney General