



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: BARBARA A. FRITZE, R.N. )  
 of Hallowell, Maine )  
 License #R019624 )

CONSENT AGREEMENT  
 FOR REPRIMAND AND  
 PROBATION

**INTRODUCTION**

This document is a Consent Agreement regarding Barbara A. Fritze's license to practice registered professional nursing in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105-A(1-A)(A) and (B), 10 M.R.S.A. § 8003(5)(A-1)(1) and (4) and § 8003(5)(B). The parties to this Consent Agreement are Barbara A. Fritze ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on December 9, 2004. The parties reached this Agreement on the basis of information submitted by Robinson's Health Care.

**FACTS**

1. Barbara A. Fritze has been a registered professional nurse licensed to practice in Maine since 1976.
2. Barbara A. Fritze was terminated from Robinson's Health Care ("Robinson's") on November 24, 2003, for failing to follow the facility's policies and procedures for the removal of a central line from a resident. Ms. Fritze admits that she removed a central line from a resident without consulting the facility's protocol. Robinson's protocol for removal of a central line from a resident in the facility states that the line may only be removed by a physician. Ms. Fritze removed the central line while the resident was at the facility and admits that she failed to follow Robinson's policy.
3. Barbara A. Fritze has been disciplined by this Board on two prior occasions, the latest being August 27, 2003, where she received a Warning. Each of the Board disciplines were for her failure to follow policies and procedures designed to safeguard the patient. This is Ms. Fritze's third time before the Board for failing to take appropriate action and failing to follow policies and procedures in a practice situation designed to safeguard the patient.

**AGREEMENT**

4. Barbara A. Fritze agrees and understands that based upon the above stated facts her conduct constitutes grounds for discipline under Title 32 M.R.S.A. § 2105-A(2)(F), (2)(H) and Chapter 4.1.A.6. and 4.3.F. Barbara A. Fritze is hereby **REPRIMANDED**



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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/>

for unprofessional conduct for failing to take appropriate action and failing to follow policies and procedures in a practice situation designed to safeguard the patient.

5. Barbara A. Fritze license to practice registered professional nursing in the State of Maine is placed on a probationary status with conditions. The period of probation will be for a period of three years. Ms. Fritze's probationary license will be subject to the following conditions:
  - a. Barbara A. Fritze 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.
  - b. Barbara A Fritze 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.
  - c. Barbara A. Fritze'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, working as a traveling nurse or working within the correctional system.
  - d. Barbara A. Fritze 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.
6. The State of Maine is Barbara A. Fritze's home state of licensure. Ms. Fritze agrees that during the pendency of this Consent Agreement her nursing practice is limited to the State of Maine. If Ms. Fritze wishes to practice in any other party state within the compact she shall petition the Board for written authorization. In addition, Ms. Fritze will 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.
7. Barbara A. Fritze understands that this Consent Agreement imposes discipline regarding her license to practice registered professional nursing in the State of Maine. Ms. Fritze 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 this Consent Agreement.
8. Barbara A. Fritze affirms that she executes this Consent Agreement of her own free will.
9. Modification of this Consent Agreement must be in writing and signed by all the parties.
10. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.

11. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, BARBARA A. FRITZE, 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: 2-2-05

Barbara A. Fritze RN  
BARBARA A. FRITZE, R.N.

FOR THE MAINE STATE  
BOARD OF NURSING

DATED: Feb 8, 2005

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

FOR THE OFFICE OF THE  
ATTORNEY GENERAL

DATED: Feb. 9, 2005

John H. Richards  
JOHN H. RICHARDS  
Assistant Attorney General