



Paul R. LePage
GOVERNOR

STATE OF MAINE
BOARD OF NURSING
158 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0158

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

IN RE: HENRI P. DESROSIERS, CRNA)
of Brewer, Maine)
License Nos. RN37059 & RNA83263)

CONSENT AGREEMENT
FOR
WARNING

BOARD COMPLAINT 2012-77

INTRODUCTION

This document is a Consent Agreement ("Agreement") regarding Henri P. DesRosiers's license to practice as a Registered Professional Nurse ("RN") and Certified Registered Nurse Anesthetist ("CRNA") in the State of Maine. The parties to this Consent Agreement are Henri P. DesRosiers ("Mr. DesRosiers"), the Maine State Board of Nursing ("the Board"), and the Office of the Attorney General, State of Maine. The parties met in an informal conference on November 20, 2012 and reached this Agreement pursuant to 10 M.R.S. §8003(5)(B) for the purpose of resolving Board Complaint 2012-77.

FACTS

1. Henri P. DesRosiers has been licensed as an RN and approved to practice as a CRNA in the State of Maine since January 25, 1994; "approved" was converted to "licensed" on September 1, 2008.
2. On March 7, 2008, Mr. DesRosiers entered into a Non-Disciplinary Conditional Consent Agreement ("2008 Agreement") resolving Board Complaint 2006-181 regarding his inability to meet performance standards as a CRNA.
3. The 2008 Agreement imposes the following conditions:
 6. *Henri P. DesRosiers will provide the Board with quarterly reports from his principal treating physician regarding health issue relative to any sleep disorder and his inability to be attentive and alert.*
 7. *Henri P. DesRosiers will immediately notify the Board in writing his employment and/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. If during the period of this Consent Agreement, Mr. DesRosiers's employment as a nurse terminates or should his educational program in the field of nursing terminate, he shall notify the Board of this change, or any subsequent change, to ensure that he remains in compliance with his employment and/or educational quarterly reports to the Board.*
 8. *Henri P. DesRosiers will arrange for and ensure the submission to the Board of quarterly reports from his nursing employer and/or clinical faculty regarding his general nursing practice.*
4. Henri P. DesRosiers admits that he failed to comply with the above-stated conditions imposed by the 2008 Agreement and has agreed to resolve Complaint 2012-77 by entering this Agreement, thereby waiving his rights to an adjudicatory hearing.



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

AGREEMENT

5. Henri P. DesRosiers acknowledges that the Board has evidence from which it could conclude there is a violation of Title 10 M.R.S. §8003 (5)(C)(3). Mr. DesRosiers acknowledges that his conduct in the above-stated facts constitutes grounds for discipline. Mr. DesRosiers is hereby formally **WARNED** for these violations. Specifically, the violations are:
 - a. Pursuant to 10 M.R.S. §8003 (5)(C)(3), Mr. DesRosiers failed to comply with the conditions imposed by his 2008 Agreement with the Board.
6. Henri P. DesRosiers understands and agrees that his 2008 Agreement remains in full force and effect for two (2) years from the effective date of this Agreement, and thereafter, until and unless the Board, at his written request, votes to terminate the 2008 Agreement. When considering whether to terminate the 2008 Agreement, the Board will consider the extent to which Mr. DesRosiers has complied with its conditions.
7. Henri P. DesRosiers understands that he does not have to execute this Agreement and has the right to consult with an attorney before entering into the Agreement.
8. Modification of this Agreement must be in writing and signed by all parties.
9. This Agreement is not subject to review or appeal by Mr. DesRosiers.
10. This Agreement is a public record within the meaning of 1 M.R.S. §402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. §408.
11. This Agreement constitutes a final adverse licensing action that is reportable to the National Practitioner Data Bank (NPDB) and the Healthcare Integrity and Protection Data Bank (HIPDB) pursuant to Section 1128E of the Social Security Act and 45 C.F.R. Part 61.
12. This Agreement becomes effective upon the date of the last necessary signature below.


I, HENRI P. DESROSIERS, CRNA, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY NURSING LICENSE. 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: 3/14/13


HENRI P. DESROSIERS, CRNA

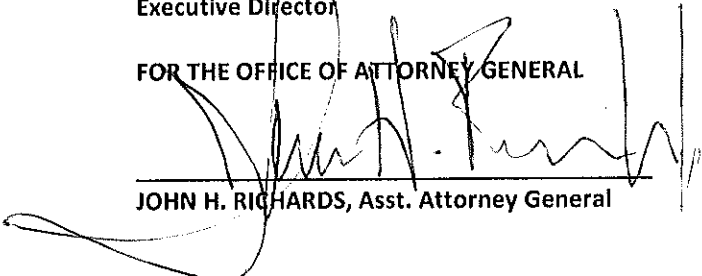
FOR THE MAINE STATE BOARD OF NURSING

DATED: 3/15/13


MYRA A. BROADWAY, JD, MS, RN
Executive Director

FOR THE OFFICE OF ATTORNEY GENERAL

DATED: 3/18/13


JOHN H. RICHARDS, Asst. Attorney General