



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

PAUL R. LePAGE
 GOVERNOR

MYRA A. BROADWAY, JD M.G.R.N.
 EXECUTIVE DIRECTOR

IN RE: JARED M. DICKINSON)
 of Presque Isle, ME)
 License No. R057910)

CONSENT AGREEMENT
 FOR VOLUNTARY
 SURRENDER OF LICENSE

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Jared M. Dickinson’s license as a registered professional nurse in the State of Maine. The parties to this Agreement are Jared M. Dickinson (“Licensee” or “Mr. Dickinson”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S. § 2105-A (1-A) (C), 10 M.R.S. §§ 8003 (A-1) (4), 8003 (5) (B) and 8003 (5) (D). The parties reached this Agreement based upon: 1) a Board Notice of Complaint dated March 2, 2011, with a Provider Report from Eastern Maine Medical Center (“EMMC”) dated February 15, 2011.

FACTS

1. Jared M. Dickinson has been licensed as a registered professional nurse to practice in Maine since June 16, 2010.
2. Jared M. Dickinson resigned his employment as a registered professional nurse at EMMC on February 8, 2011. His resignation occurred while under investigation by EMMC for diverting controlled substances from EMMC. In an investigative interview conducted by EMMC administrative staff on February 8, 2011, Mr. Dickinson admitted that he diverted the drug Percocet from EMMC for his own personal use on one occasion.
3. The investigation at EMMC involved a review of Mr. Dickinson’s controlled medication administration practices from January 9, 2011 – February 8, 2011, which included his Pyxis removals of controlled substances and patient medical records. The Pyxis data indicated:
 - a. Mr. Dickinson made 286 Pyxis removals of controlled substances which included Clozapine, Lorazepam, Vicodin, Fentanyl, Alprazolam, Morphine, Oxycodone, Hydrocodone, Hydromorphone, Valium, and MSIR (Morphine IR).
 - b. Fifty-seven of the controlled substance removals were for patients that were not assigned to Mr. Dickinson, with all but two of the removals having no supporting documentation that the drugs were administered to the patients.
 - c. Ninety-seven of the controlled substance removals for patients that were assigned to Mr. Dickinson had no supporting documentation that the drugs were administered to the patients.
 - d. Thirty-five of the controlled substance removals for patients that were assigned to Mr. Dickinson indicated either inaccurate or false documentation regarding drug administration to his patients.
 - e. At the investigative interview conducted by EMMC administrative staff on February 8, 2011, Mr. Dickinson was asked to empty his pockets. Contents included needles and a syringe of Dilaudid.
4. The facts under Paragraph No. 3. are sufficient for the Board to conclude that Mr. Dickinson diverted the above-described controlled substances from EMMC.
5. At its June 1-2, 2011 meeting, the Board voted to summarily suspend Mr. Dickinson’s nursing license because of the immediate jeopardy his continued practice of nursing posed to the health and physical safety of the public.



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

6. Jared M. Dickinson is not currently working in the healthcare field and has offered to surrender his registered professional nursing license based upon the above-stated facts, thereby waiving his right to an adjudicatory hearing.

AGREEMENT

7. The Maine State Board of Nursing will accept Jared M. Dickinson's offer to voluntarily surrender his registered professional nursing license. Jared M. Dickinson neither admits nor denies the facts contained herein; however, he acknowledges that if this matter went to a hearing before the Board, it is more likely than not the above-stated facts and underlying investigative information would support the licensing violations in this Agreement. Further, he understands and agrees that this document imposes discipline regarding his nursing practice in the State of Maine. The grounds for discipline are found under Title 32 M.R.S. § 2105-A(2)(A), (2)(E)(1), (2)(E)(2), (2)(F) and (2)(H) and Chapter 4, Sections 1(A)(1), 1(A)(5), 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:

Title 32 M.R.S. §§:

a. 2105-A (2) (A). Mr. Dickinson 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) (E). Incompetence. A licensee is considered incompetent in the practice for which s/he is licensed if the licensee has:

(1). Engaged in conduct that evidences a lack of ability or fitness to discharge the duty owed by the licensee to a client or patient or the general public. (See also Rule Chapter 4, Section 4.1.A.5.a.)

(2). Engaged in conduct that evidences a lack of knowledge or inability to apply principles or skills to carry out the practice for which the licensee is licensed. (See also Rule Chapter 4, Section 4.1.A.5.b.)

c. 2105-A (2) (F). Unprofessional Conduct. Mr. Dickinson has engaged in unprofessional conduct by violating standards of professional behavior that have been established in the practice for which he is licensed. (See also Rule 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 Rule Chapter 4, Section 1.A.8.)

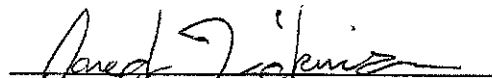
e. Chapter 4, Section 3. *Unprofessional Conduct* as defined by the Rules and Regulations of the Maine State Board of Nursing states that *Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall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

- F. Failure to take appropriate action or follow policies and procedures in the practice situation designed to safeguard the patient.
- K. Inaccurate recording, falsifying or altering a patient or health care provider record.
- P. Diverting drugs, supplies or property of patients or health care provider.
- 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.

8. Jared M. Dickinson understands and agrees that his nursing 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. Dickinson understands and agrees that if the Board reinstates his license, it will be for a probationary period.
9. The Board reserves the right to review the disposition of the pending criminal matter relative to the above-stated facts to determine if there is any further action it needs to consider.
10. 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. Dickinson'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. Dickinson understands this Agreement is subject to the Compact.
11. Jared M. Dickinson understands that he does not have to execute this Consent Agreement and has the right to consult with an attorney before entering into the Agreement.
12. Jared M. Dickinson shall not work or volunteer in any capacity for a health care provider as defined by Title 24 M.R.S. § 2502 (2) or in any position holding himself out as a registered professional nurse or with the designation "RN" while his nursing license is surrendered.
13. 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.
14. Modification of this Agreement must be in writing and signed by all parties.
15. This Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
16. Jared M. Dickinson affirms that he executes this Agreement of his own free will.
17. This Agreement becomes effective upon the date of the last necessary signature below.

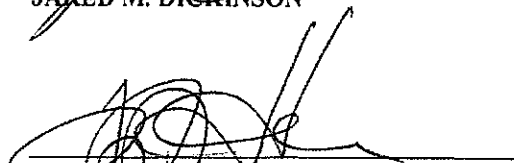
I, JARED M. DICKINSON, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT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

DATED: 7/18/11



JARED M. DICKINSON

DATED: 7/18/11



JEFFREY SILVERSTEIN, ESQ.
Attorney for Jared M. Dickinson

FOR THE MAINE STATE
BOARD OF NURSING

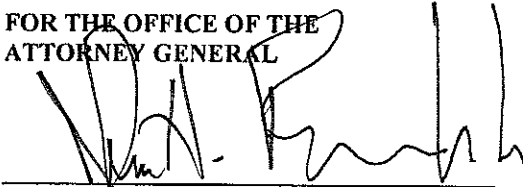
DATED: July 18, 2011



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

DATED: 7/19/11

FOR THE OFFICE OF THE
ATTORNEY GENERAL



JOHN H. RICHARDS
Assistant Attorney General