

**REVOCATION OF LICENSE  
YVONNE MACLEAN  
Halifax, N. S.  
CLPNNS, Reg. #9707**



On November 21, 2003, the Discipline Committee of the CLPNNS heard a complaint of professional misconduct against Ms. MacLean (Allegations as set out in 1 – 4 ).

The Committee reviewed written submissions from legal counsel, the respondent and the complainant and verbal submissions from both the complainant and the respondent. At the time Ms. MacLean was employed as a Licensed Practical Nurse for an agency.

1. Between November, 2001 and October, 2002, Ms. MacLean failed to deliver specimens and reports in a timely manner as set out in the Agency's policies for the 'collection protocol for Forensic Urine Drug Testing'
2. Between March, 2003 and May, 2003, Ms. MacLean failed to provide supporting documentation for time slips as set out by the policies of the Agency
3. On or about April 26 and 27, 2003 Ms. MacLean failed to document a urine specimen allegedly collected and delivered to a Health Services Lab.
4. On or about March 23 to April 10, 2003 Ms. MacLean failed to collect required urine specimens pursuant to the directions of the Agency

The Discipline Committee found the allegations to be proven and constituted professional misconduct. It was the unanimous decision of the Committee to revoke/cancel Ms. MacLean's license to practice as a Licensed Practical Nurse.

## **Reasons for the Revocation**

The Discipline Committee, when determining an appropriate sanction for Ms. MacLean bore in mind the objectives of the sanctioning process.

1. The object of the professional conduct process is the protection of the public and the preservation of the integrity of the nursing profession
2. Specific deterrence designed to deter the individual from repeating the conduct
3. General deterrence designed to deter other members of the College from engaging in the conduct

4. The professional conduct process shall take into account the potential for rehabilitation of the respondent, except where it is considered prejudicial to the objects set out in numbers 1, 2 and 3 above.

The Discipline Committee in examining the nature and gravity of the allegations brought against Ms. MacLean, found that some incidents, while serious, might well have been remediated through prescribed training. The more serious incidents which were brought out in the examinations of allegations 3 and 4 were considered extremely serious because Ms. MacLean admitted that she was aware of the purpose of forensic urine collections. The Committee found that the documentation regarding the urine samples allegedly taken on April 26 and 27 were falsified by Ms. MacLean. Ms. MacLean refused to admit any serious wrong doing regarding her actions.

The Committee considered the need to maintain public confidence in Licensed Practical Nurses to be of paramount importance in rendering their decision and as such ordered the immediate revocation of Ms. MacLean's license to practice as a Licensed Practical Nurse in Nova Scotia.