



STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE  
137 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0137

ANGUS S. KING, JR.  
GOVERNOR

RANDAL C. MANNING  
EXECUTIVE DIRECTOR

March 13, 1998

Debra K. Rainey, M.D.  
CMHI  
1200 W. Cedar St.  
Cherokee, IA 51012

**RE: Request for Removal of Licensure Conditions**

Dear Dr. Rainey:

Your recent request for removal of the conditions on your Maine license, along with other supporting materials, submitted on your behalf by your attorney, Eric M. Alden, was presented to a recent meeting of the full Board for its review and consideration.

Since the Board determined that the terms of the March 14, 1995 Consent Agreement have been met, it voted to terminate the Consent Agreement and grant you a full, unrestricted Maine license effective March 10, 1998.

This action will be reported to both the National Practitioner and Federation of State Medical Boards Data Banks.

Should you have any questions or need additional information concerning this action, please feel free to contact me.

Sincerely yours,

A handwritten signature in cursive script that reads "Anita C. Merrow".

Anita C. Merrow  
Investigative Secretary

/ACM  
cc: Eric M. Alden, Esq.

**STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE**

In Re.	)	
Debra K. Rainey, M.D.	)	<b>CONSENT AGREEMENT</b>
	)	
	)	

This document is a Consent Agreement entered into between and among Debra K. Rainey, M.D., the State of Maine Board of Licensure in Medicine ("the Board") and the State of Maine Department of Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S.A. 8003(5)B) and 32 M.R.S.A. § 3282-A

**I. BACKGROUND FACTS:**

At all relevant times, Dr. Rainey has held a license to practice medicine in the State of Maine, having been most recently relicensed in Maine in June of 1994. In September of 1994, the Board received information from The Wyoming Board of Medicine that Dr. Rainey had entered into a Consent Agreement with it voluntarily suspending her license to practice medicine there. Upon receipt of that information, the Maine Board voted to issue a complaint and authorized the Office of the Attorney General to commence discussions with Dr. Rainey as to whether she would enter into a companion Consent Agreement with the Maine Board.

## II. FINDINGS:

The Board finds that there has been action by the Wyoming Board to reinstitute Dr. Rainey's license with conditions. Further, the Board finds that a Consent Agreement with the Maine Board which basically tracks the wording of the Wyoming Consent Agreement would protect the citizens of the State of Maine were Dr. Rainey to practice here

This Consent Agreement is being entered into by the undersigned parties, and with the consent of Dr. Rainey and her attorney, in lieu of an adjudicatory hearing. Dr. Rainey admits that she voluntarily suspended her right to practice medicine in the Wyoming. Further, Dr. Rainey acknowledges that she has entered into a Consent Agreement with the State of Wyoming in March of 1995 reinstating her license with conditions. This Consent Agreement and its conditions shall remain a permanent disciplinary action by the Board.

## III. CONDITIONS

Upon receipt of an assignment or offer of employment to practice medicine in Maine, Dr. Rainey shall notify the Board in writing of her intentions to accept such assignment or offer, the location of the practice assigned or offered, the nature of the practice, i.e., private office, hospital or clinic, the name of the supervising physician and a description of the manner and extent of supervision contemplated.

Dr. Rainey shall not commence such practice unless and until the arrangement as described in such notice has been approved by the Board in writing.

Dr. Rainey shall notify the Board in writing of any and all changes to the practice arrangement as approved. Such notification shall be made as soon as possible after Dr. Rainey learns of such changes but not later than forty-eight (48) hours prior to such change(s) taking effect. Dr. Rainey shall immediately cease such practice in the event that the Board notifies her in writing that such change(s) are not acceptable to the Board.

Dr. Rainey shall provide to the Board prior to her commencement of such practice, a Release signed by her granting to the Board the authority to discuss Dr. Rainey's performance and compliance with the terms hereof with her supervising physician. Such Release shall direct her supervising physician to provide any information about such performance and compliance as the Board may request.

Dr. Rainey shall provide a copy of this Order to such supervising physician.

Dr. Rainey shall continue her treatment by her present treating therapist, psychiatrist or psychologist, or their approved replacement(s) for such time as such therapist, psychiatrist or psychologist recommend. Such therapist shall provide a copy of their report to the Wyoming Board to the Maine Board.

Dr. Rainey shall submit to the Board starting on June 30, 1995, semi-annual reports in writing describing her practice, her progress in therapy and her personal situation.

Dr. Rainey and her supervising physician shall consent to and cooperate with any random review of Dr. Rainey's office charts and records by a Board-appointed investigator which the Board may request. Any such review will be conducted

during normal business hours and upon at least twenty-four (24) hours notice. Such review shall be conducted in a manner which will avoid or minimize any disruption to Dr. Rainey's practice.

Should Dr. Rainey fail to comply with the provisions of this Order or the Wyoming Order and the conditions attached to her license set forth herein, such action may result in the Board holding a hearing in Maine and pursuant to Maine law, to which Dr. Rainey now consents, to determine whether Dr. Rainey should be held in violation of this Order. Upon determination that Dr. Rainey has breached or violated this Order, the Board may take such disciplinary action as the Board deems appropriate including but not limited to disciplinary proceedings pursuant to 32 M.R.S.A. § 3282-A.

This Order and the fact that Dr. Rainey's Maine physician's license is subject to the conditions set forth herein shall constitute a final Order of the Board and, as such, is subject to the disclosure to the National Practitioner's Data Bank, the Federation of State Medical Boards and those federal and state agencies, public and private health care facilities and individuals who are entitled to information about the status of physician's licenses.

Dr. Rainey may seek removal or modification of the conditions upon her license imposed by this Order by Petition to the Board therefore. However no such petition will be considered by the Board before the second (2nd) anniversary date of this Order.

Nothing in this Order shall be construed to deny the Board jurisdiction to investigate future alleged violations of law or complaints received by the Board which are unknown at this time or that are not covered under the conditions of this Order or past or subsequent acts which are unknown to the Board.

Dr. Rainey waives her right to a hearing before the Board or any Court regarding all terms and conditions of this Consent Agreement. She has had an opportunity to be advised by counsel with respect to its terms.

Date:


3-9-95

  
Debra K. Rainey, M.D.

BOARD OF LICENSURE IN MEDICINE

Date:

3-14-95

  
Edward David, M.D., Chair

DEPARTMENT OF THE ATTORNEY GENERAL

Date:

3/14/95

  
Linda Sibery Crawford  
Assistant Attorney General