

MSBON



MAINE STATE BOARD OF NURSING
35 ANTHONY AVENUE
STATE HOUSE STATION 158
AUGUSTA, MAINE 04333-0158
207/624-5275 FAX 207/624-5290
TDD 207/624-5288

BEFORE THE MAINE STATE BOARD OF NURSING

IN THE MATTER OF LICENSE NO.)
R028438 ISSUED TO:)
)
THOMAS W. ELIASON, R.N.)
)
To practice professional nursing)
in the State of Maine)
-----)

**ORDER TERMINATING
PROBATION**

WHEREAS, on November 8, 1990, License No. R028438 issued to Thomas W. Eliason was placed on "probation" pursuant to 32 M.R.S.A. Section 2105-A (1-A); and

WHEREAS, on December 13, 1995, the Board of Nursing duly considered all evidence presented to it concerning Thomas W. Eliason's compliance with the conditions of said probation; and

WHEREAS, the Board found that Thomas W. Eliason has completed all of the Order;

NOW, THEREFORE, it is ordered that the Order of Probation executed on December 12, 1990 is hereby terminated.

DATED this 14th day of December 1995.

MAINE STATE BOARD OF NURSING

BY: Jean C. Caron

Jean C. Caron, R.N., M.S.
Executive Director



MAINE STATE BOARD OF NURSING

35 ANTHONY AVENUE
STATE HOUSE STATION 158
AUGUSTA, MAINE 04333
(207) 289-5324

In re:)
Thomas W. Eliason, R.N.) CONSENT AGREEMENT REGARDING
of Portland, Maine) PROBATIONARY STATUS OF LICENSE

INTRODUCTION

This document is a Consent Agreement regarding Thomas W. Eliason's license to practice as a registered professional nurse and all other licenses held under the jurisdiction of the Maine State Board of Nursing. This agreement is entered into pursuant to 32 M.R.S.A. Section 2105-A(1-A)(B) and 10 M.R.S.A. Section 8003(5)(A-1)(4). The parties to this Consent Agreement are: Thomas W. Eliason, R.N., the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

By letter dated October 1, 1990, Mr. Eliason was notified to meet with the Board in an informal conference to discuss the complaint filed against him by Southern Maine Medical Center regarding diversion and abuse of drugs. At the informal conference held on November 8, 1990, Mr. Eliason was present and represented by attorney Robert E. Hirshon. Hospital representatives were also present.

FINDINGS OF FACT

As a result of the informal conference, the Board made the following findings of fact:

1. Licensee admits to diversion of Fentanyl for personal use.
2. There is no documented patient harm.
3. Licensee states he did not abuse while on duty.
4. Licensee has completed a long-term rehabilitation program.
5. This is the second time Licensee has appeared before the Board and entered into a consent agreement for the same drug abuse. The first time was for a 1986 occurrence.
6. Licensee has a good support system.

7. Licensee is in aftercare.
8. Licensee is involved in self-help.
9. Licensee's family is supportive.
10. Licensee is currently working in the health care field (in a substance free environment).

COVENANTS

Based on the above findings of fact, the Board voted to place Mr. Eliason's license on a probationary status for a five year period, beginning November 8, 1990, on the following terms and conditions:

1. Licensee shall remain substance free.
2. Licensee shall continue in aftercare and self-help recovery.
3. Licensee shall not be employed as a C.R.N.A.
4. Quarterly progress reports from Licensee's nurse employer and/or health care employer shall be submitted to the Board.
5. Quarterly reports from Licensee's aftercare addictionologist and/or counselor shall be submitted to the Board.
6. Licensee shall notify all employers of his license restrictions.
7. Licensee shall not be employed in any registry or temporary staffing agency.
8. The failure to comply with any term or condition of this Consent Agreement shall result in the automatic and permanent revocation of Licensee's license.
9. Licensee hereby waives all claims of confidentiality and privilege she may have regarding reports to be submitted to the Board in accordance with this Consent Agreement.

DATED: 11/23/90 RE
11/26/90

BY: Thomas W. Eliason R.N.
THOMAS W. ELIASON, R.N.

DATED: 11/26/90

BY: Robert E. Hirshon
ROBERT E. HIRSHON, ESQ.
Attorney for Licensee

FOR THE MAINE STATE BOARD OF NURSING:

DATED: 11/27/90

BY: Jean C. Caron
JEAN C. CARON, R.N.
Executive Director

FOR THE DEPARTMENT OF ATTORNEY GENERAL

DATED: 12-12-90

BY: James D. Bivins
JAMES D. BIVINS
Assistant Attorney General
Counsel to the Board