



MAINE STATE BOARD OF NURSING

35 ANTHONY AVENUE • STATE HOUSE STATION 158
AUGUSTA, MAINE 04333-0158
(207) 624-5275 • FAX (207) 624-5290

In re:)
Tracy L. Farrar, L.P.N.)
of Houlton, Maine)
License #P009940)

CONSENT AGREEMENT
REGARDING PROBATIONARY
STATUS OF LICENSE

INTRODUCTION

This document is a Consent Agreement regarding Tracy L. Farrar's license to practice practical nursing in the State of Maine, entered into pursuant to 32 M.R.S.A. Section 2105-A(1-A)(B) and 10 M.R.S.A. Section 8003(5)(B). The parties to this Consent Agreement are: Tracy L. Farrar, L.P.N., the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

On October 14, 1993 Ms. Farrar wrote a letter to the Board in which she surrendered to the Board her license to practice practical nursing. By letter dated October 19, 1993 Ms. Farrar was sent a copy of a letter from Brenda Brown Haberle, Administrator of the Madigan Estates Facility, notifying the Board that Ms. Farrar's employment had been suspended after she had admitted diverting scheduled drugs. Ms. Farrar responded in a letter dated November 4, 1993. The Board subsequently requested that Ms. Farrar attend an informal conference pursuant to 32 M.R.S.A. Section 2105-A(1-A). That conference was held on February 16, 1994. Ms. Farrar was present without counsel.

FINDINGS OF FACT

1. Ms. Farrar admits to diverting scheduled drugs.
2. Ms. Farrar voluntarily surrendered her license to the Board, on her own initiative.
3. There is no documented evidence of harm to any patient, and no evidence that Ms. Farrar deprived any patients of medication.
4. Ms. Farrar entered a treatment program immediately after she was confronted.
5. Ms. Farrar has a family history of substance abuse.

6. At the time of the informal conference Ms. Farrar was still on leave of absence from the facility.
7. Ms. Farrar appears to lack a strong support network outside of her counseling.
8. Ms. Farrar states that she has been substance-free since October 1, 1993.
9. A representative of the facility states that Ms. Farrar had a good work history other than this episode of diversion.

COVENANTS

The Board voted to enter into an agreement with Ms. Farrar under which her license is placed on probation for a period of two years from the date of the last signature on this agreement, with the following conditions:

1. Ms. Farrar will remain completely substance-free.
2. Ms. Farrar will continue with her treatment process, and will arrange to have her counselor provide the Board with a treatment plan within 30 days after the last signature on this Consent Agreement, and provide quarterly reports to the Board thereafter.
3. Ms. Farrar will notify any nurse employer of the existence of this Consent Agreement and of its terms, and will arrange for quarterly reports to the Board from any such nurse employer. Ms. Farrar waives any claims of confidentiality and privilege which she may have with respect to these reports.
4. Ms. Farrar will become involved in a community substance abuse self-help program.
5. Ms. Farrar will notify the Board in writing of any change in her nursing employment.
6. The Board agrees to take no further action upon these facts so long as Ms. Farrar fully complies with these conditions.
7. Ms. Farrar will bear all costs incurred in performance of the terms and conditions of this Consent Agreement. Ms. Farrar understands that she must request that the Board terminate her probation at the expiration of the minimum probationary period. Reinstatement of licensure in good standing at that point will be at the discretion of the Board, taking into account the extent to which she has complied with the Covenants in this Consent Agreement.

8. Ms. Farrar understands that this document is a Consent Agreement which affects her rights to practice nursing in Maine. Ms. Farrar understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering this Consent Agreement. Ms. Farrar affirms that she executes this Consent Agreement of her own free will.

DATED: Oct 19, 1994

Tracy L. Farrar
TRACY L. FARRAR, L.P.N.

DATED: 11/4/94

FOR THE MAINE STATE BOARD OF
NURSING:

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

DATED: 11/7/94

FOR THE DEPARTMENT OF
ATTORNEY GENERAL:

Timothy W. Collier
TIMOTHY W. COLLIER
Assistant Attorney General
Counsel to the Board