



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

ANGUS S. KING, JR.
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.
 EXECUTIVE DIRECTOR

IN RE: **KEVIN McMORROW**) **CONSENT AGREEMENT**
 of No. Belgrade, Maine) **FOR VOLUNTARY SURRENDER**
 License #R027792) **OF LICENSE**

INTRODUCTION

This document is a Consent Agreement regarding Kevin McMorrow's license to practice professional nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(B) and 32 M.R.S.A. § 2105-A(1-A). The parties to this Consent Agreement are Kevin McMorrow, Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine. The parties reached this Agreement as result of information submitted by MaineGeneral Medical Center ("MaineGeneral") by letter dated February 17, 2000.

FACTS

1. On February 16, 2000 Kevin McMorrow, R.N., license number R027792, was suspended pending investigation of suspected drug diversion from the operating room (O.R.) at MaineGeneral Medical Center.
2. Kevin McMorrow admitted that he had tampered with the drug waste containers in the O.R.
3. Kevin McMorrow admitted that he had removed Fentanyl from the waste receptacle.
4. Prior to this incident, Kevin McMorrow had entered into a Consent Agreement October 1, 1999 for Voluntary Surrender of his license as a result of drug diversion and substance abuse.
5. Subsequent to the October 1, 1999 Consent Agreement, Kevin McMorrow appeared before the Board December 9, 1999 requesting the reinstatement of his license. The Board voted to reinstate Mr. McMorrow's license with conditions of probation for a period of two years.
6. On March 6, 2000 Mr. McMorrow voluntarily surrendered his nursing license to the Board pending the outcome of an informal conference scheduled for April 13, 2000.
7. On April 13, 2000 the Board found that Mr. McMorrow continues to remain substance free since July 2, 1999; however, his recovery was compromised, as stated in Paragraph 1, 2 and 3 to the extent that Mr. McMorrow's return to the practice of nursing may have been premature.

AGREEMENT

8. The Maine State Board of Nursing accepts Kevin McMorrow's voluntary surrender of his license, license number R027792.
9. Kevin McMorrow understands that this document imposes discipline regarding his license to practice professional nursing in the State of Maine under 8 M.R.S.A. § 2105-A(2)(B), (2)(E), (2)(F) and (2)(H). Mr. McMorrow understands that he does not have to execute this Consent



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME

Agreement and that he has the right to consult with an attorney before entering the Consent Agreement.

10. Kevin McMorrow shall remain substance free with the exception of prescription drugs from his health care provider. Mr. McMorrow shall inform his provider of his substance abuse history.
11. Kevin McMorrow shall seek an AA sponsor and attend AA a minimum of three times per week.
12. Kevin McMorrow will arrange for and ensure the submission of quarterly reports to the Board by his treatment provider/counselor.
13. Kevin McMorrow shall not work, in any capacity, in the health care field, including in a veterinarian's office, while his nursing license is surrendered. In addition, Mr. McMorrow is not to seek employment where the handling or dispensing of drugs is part of the job responsibility.
14. Kevin McMorrow may petition the Board for reinstatement of his license one year from the effective date of this Agreement. Mr. McMorrow agrees and understands that his license will not be reinstated until and unless the Board, upon Mr. McMorrow's written request, votes to reinstate Mr. McMorrow's license.
15. This Consent Agreement replaces the January 4, 2000 Consent Agreement entered into by and between Mr. McMorrow, the Board and the Department of Attorney General.
16. Modification of this Consent Agreement must be in writing and signed by all parties.
17. Kevin McMorrow affirms that he executes this Consent Agreement of his own free will.
18. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
19. This Consent Agreement becomes effective upon the date of the last necessary signature below.


DATED: 4-26-00



KEVIN McMORROW

FOR THE MAINE STATE BOARD
OF NURSING:

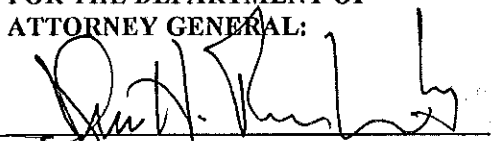
DATED: April 28, 2000



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

FOR THE DEPARTMENT OF
ATTORNEY GENERAL:

DATED: 4/28/00



JOHN H. RICHARDS, ESQ.
Assistant Attorney General