



## Maine State Board of Nursing

295 WATER STREET  
AUGUSTA, MAINE 04330  
TEL. 289-5324

In re: )  
Barbara N. Rouleau, R.N. ) CONSENT AGREEMENT REGARDING  
SURRENDER OF LICENSE

### INTRODUCTION

This document is a Consent Agreement regarding Barbara N. Rouleau's license to practice as a registered professional nurse in the State of Maine, entered into pursuant to 32 M.R.S.A. Section 2105-A(1-A)(B) and (C) and 10 M.R.S.A. Section 8003(5)(A-1)(4)(B). The parties to this Consent Agreement are: Barbara N. Rouleau, R.N., her attorney Joseph M. O'Donnell, Esq., the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

By letter dated November 28, 1989, Barbara Rouleau was advised by the Board that it had received a letter from Constance Burnham, Administrator, Nicholson Nursing Home, alleging drug diversion and drug abuse. Ms. Rouleau responded by letter dated December 29, 1989 admitting to the drug diversion. Subsequently, the Board requested that Ms. Rouleau attend an informal conference pursuant to 32 M.R.S.A. Section 2105-A(1-A). At the informal conference held on April 12, 1990, Ms. Rouleau surrendered her license pending results of a report from her counselor. Ms. Rouleau was represented by attorney Joseph M. O'Donnell. At the June 7, 1990 informal conference, Ms. Rouleau was present with her attorney Joseph M. O'Donnell.

### FINDINGS OF FACT

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

1. Ms. Rouleau received a report from St. Mary's Hospital indicating that Ms. Rouleau did not need in-patient treatment.
2. The Board received a copy of a report from Theresa A. Kavanah, R.S.A.C., with a list of recommendations. One of those recommendations was that Ms. Rouleau be re-evaluated. The evaluation to include a thorough psychological examination.
3. Ms. Rouleau is in the process of being evaluated at a facility that specializes in dual diagnosis.

4. Ms. Rouleau and her husband attest to a much more supportive home environment.
5. Ms. Rouleau admits she needs more time to identify what the issues are that she needs help with.
6. Ms. Rouleau admits to the drug diversion.
7. Ms. Rouleau was terminated from her employment.
8. Ms. Rouleau voluntarily surrendered her license.
9. There is no evidence of direct diversion from patients.
10. Ms. Rouleau was self-administering diverted drugs while on duty.
11. Ms. Rouleau is willing to continue with a rehabilitation program.

#### COVENANTS

Based on the above findings of fact, the Board voted to accept the voluntary surrender of Ms. Rouleau's license, for an as yet undetermined amount of time, pending receipt of the psychiatric evaluation report, under the following terms and conditions:

1. Ms. Rouleau shall follow through with the RIMSA evaluation.
2. Ms. Rouleau shall arrange for a copy of the RIMSA evaluation report to be submitted to the Board as soon as it is available.
3. Ms. Rouleau shall comply with all of the RIMSA recommendations.
4. Ms. Rouleau shall remain free from all drugs and substances (except alcohol), other than those prescribed by a physician.
5. Ms. Rouleau shall not be employed in nursing, in any capacity, including C.N.A.
6. Ms. Rouleau 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: July 5, 1990

BY: Barbara N. Rouleau  
BARBARA N. ROULEAU

DATED: 7-5-1990

BY: Joseph M. O'Donnell  
JOSEPH M. O'DONNELL  
Attorney for Licensee

DATED: 7/6/90

FOR THE MAINE STATE BOARD OF  
NURSING:

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

DATED: 7-9-90

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL

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