



I do hereby certify the foregoing to be a true and certified copy of the document on file with the Massachusetts Board of Registration in Nursing.

amcno

5/28/15

COMMONWEALTH OF MASSACHUSETTS Authorized Signature Date

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN NURSING

In the Matter of
Maureen O. Ahearn
License No. RN2286669
Expire 8/31/14

Docket No. NUR- 2014-0024

CONSENT AGREEMENT FOR VOLUNTARY SURRENDER

The Massachusetts Board of Registration in Nursing (Board) and Maureen O. Ahearn (Licensee), a Registered Nurse (RN) licensed by the Board, License No. RN2286669 do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the Licensee's record maintained by the Board:

1. The Licensee acknowledges that a complaint has been filed with the Board against her Massachusetts Registered Nurse license (license¹) related to the conduct set forth in paragraph 2, identified as Docket No. NUR-2014-0024 (Complaint).
2. The Licensee admits that on or about December 27, 2013, while employed by Medical Solutions and working as a Registered Nurse at Children's Hospital in Oakland, California, she reported to work impaired by alcohol, which was confirmed by a breathalyzer examination. The Licensee acknowledges that her conduct constitutes failure to comply with the Board's Standards of Conduct at 244 Code of Massachusetts Regulations (CMR) 9.03 (5), (36), (47) and warrants disciplinary action by the Board under Massachusetts General Laws (G.L.) Chapter 112, section 61 and Board regulations at 244 CMR 7.04, Disciplinary Actions.
3. The Licensee agrees to **SURRENDER** her nursing license for no less than three (3) years commencing with the date on which the Board signs this Agreement (Effective Date).

¹ The term "license" applies to both a current license and the right to renew an expired license.

4. After the Surrender Period when the Licensee can complete to the satisfaction of the Board all of the requirements set forth in this Paragraph the Licensee may petition the Board for reinstatement of her license. The petition must be in writing and must include the following documentation of the Licensee's ability to practice nursing in a safe and competent manner, all to the Board's satisfaction:
- a. Evidence of completion of all continuing education required by Board regulations for the two (2) renewal cycles immediately preceding the date on which the Licensee submits her petition ("petition date");
 - b. A performance evaluation sent directly to the Board from each of the Licensee's employers, prepared on official letterhead that reviews the Licensee's attendance, general reliability, and specific job performance during the year immediately prior to the petition date².
 - c. Written verification sent directly to the Board from each of the Licensee's medical care providers, which meets the requirements set forth in Attachment B1;
 - d. A report of a mental health evaluation, prepared within thirty (30) days of the petition date and sent directly to the Board, which meets the requirements set forth in Attachment B 2³.
 - e. Authorization for the Board to obtain a Criminal Offender Record Information (CORI) report of the Licensee conducted by the Massachusetts Department of Criminal Justice Information Services.
 - f. Documentation that the Licensee has completed, at least one (1) year prior to the petition date, all requirements imposed upon her in connection with all criminal and/or administrative matter(s) arising from, or related to, the conduct identified in Paragraph 2⁴. Such documentation shall be certified and sent directly to the Board by the appropriate court or administrative body and shall include a description of the requirements and the disposition of each matter.
 - g. Certified documentation from the state board of nursing of each jurisdiction in which the Licensee has ever been licensed to practice as a nurse, sent directly to the Massachusetts Board identifying her license status and discipline history, and verifying that her nursing license is, or is eligible to be, in good standing and free of any restrictions or conditions.

² If the Licensee has not been employed during the year immediately prior to the petition date, Licensee shall submit an affidavit to the Board so attesting.

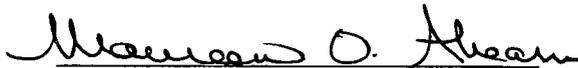
³ May be incorporated into the addictionologist evaluation

⁴ If there have been no criminal or administrative matters against the Licensee arising from or in any way related to the conduct identified in Paragraph 2, the Licensee shall submit an affidavit so attesting.

5. In addition to the items identified in Paragraph 4, the Licensee shall submit the following documentation of the Licensee's stable and fully sustained recovery from substance abuse, dependency and/or addiction for two (2) years immediately prior to the petition date, all to the Board's satisfaction:
 - a. The results of random supervised urine tests for substances of abuse sent directly to the Board and collected from the Licensee according to the conditions and procedures outlined in **Attachment A**, no less than fifteen (15) times per year during the two (2) years immediately preceding the petition date. All such results are required to be negative.
 - b. Documentation that the Licensee has obtained a sponsor and has regularly attended Alcoholics Anonymous (AA) and/or Narcotics Anonymous (NA) meetings at least three (3) times per week during the the two (2) years immediately preceding the petition date. This documentation must include a letter of support from the Licensee's sponsor and signatures verifying the required attendance.
 - c. Documentation prepared within thirty (30) days of the petition date and sent directly to the Board from a licensed mental health provider verifying that the Licensee has regularly attended group or individual counseling or therapy, or both, conducted by the mental health provider. Such documentation shall specify the frequency and length of the therapy and/or counseling and shall include a summary of the Licensee's progress in therapy and specific treatment recommendations for the Licensee's sustained recovery from substance abuse, dependency and addiction.
6. The Board may choose to reinstate the Licensee's license if the Board determines that reinstatement is in the best interests of the public at large. Any reinstatement of the Licensee's license may be conditioned upon the Licensee entering into a consent agreement for the PROBATION of her license for two (2) years including other requirements that the Board determines at the time of relicensure to be reasonably necessary in the best interests of the public health, safety and welfare.
7. The Licensee agrees that she will not practice as a Registered Nurse in Massachusetts from the Effective Date unless and until the Board reinstates her license⁵.

⁵ The Licensee understands that practice as a Registered Nurse includes, but is not limited to, seeking and/or accepting a paid or voluntary position as a Registered Nurse or a paid or voluntary position requiring that the applicant hold a current Registered Nurse license. The Licensee further understands that if she accepts a voluntary or paid position as a Registered Nurse or engages in any practice of nursing after the Effective Date and before the Board formally reinstates her license, evidence of such practice shall be grounds for the Board's referral of any such unlicensed practice to the appropriate law enforcement authorities for prosecution, as set forth in G. L. c. 112, ss. 65 and 80.

8. The Board agrees that in return for the Licensee's execution of this Agreement it will not prosecute the complaint.
9. The Licensee understands that she has a right to formal adjudicatory hearing concerning the allegations against her and that during said adjudication she would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on her own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, G. L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.* The Licensee further understands that by executing this Agreement she is knowingly and voluntarily waiving her right to a formal adjudication of the complaints.
10. The Licensee acknowledges that she has been at all times free to seek and use legal counsel in connection with the complaint and this Agreement.
11. The Licensee acknowledges that after the Effective Date, the Agreement constitutes a public record of disciplinary action by the Board. The Board may forward a copy of this Agreement to other licensing boards, law enforcement entities, and other individuals or entities as required or permitted by law.
12. The Licensee certifies that she has read this Agreement. The Licensee understands and agrees that entering into this Agreement is a final act and not subject to reconsideration, appeal or judicial review.


Maureen O. Ahearn (sign and date) 05/21/15

Regienne Apolina

Witness Print



Witness (sign and date)

5/21/15

Rula Harb / VPB
Rula Harb, MSN, RN
Executive Director
Board of Registration in Nursing

5.27.15
Effective Date of Surrender Agreement

Fully Signed Agreement Sent to Licensee on 5/27/15 by Certified

Mail No. 7014 0510 0001 0374 9992



I do hereby certify the foregoing to be a true and certified copy of the document on file with the Massachusetts Board of Registration in Nursing.

CMR *MM* *4/24/15*
Authorized Signature Date

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN NURSING

In the Matter of
Maureen OHora Ahearn
License No. RN2286669
Expire 08/31/14

Docket No: NUR-2014-0024

NON-DISCIPLINARY CONSENT AGREEMENT NOT TO PRACTICE
DUE TO OUT-OF-STATE ALTERNATIVE TO DISCIPLINE PROGRAM

The Massachusetts Board of Registration in Nursing ("Board") and Maureen OHora Ahearn ("Licensee"), a Registered Nurse (RN) licensed by the Board, License No. RN2286669¹, do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the Licensee's record maintained by the Board.

1. The Licensee hereby states that she voluntarily enters into this Consent Agreement Not To Practice ("Agreement") in order to resolve the matters arising out of the Complaint pending against the Licensee before the Board identified as Docket No; NUR-2014-0024 (complaint).
2. The Licensee acknowledges and agrees that if the matter went to hearing, the Board could find that her conduct, as documented in Docket No. NUR-2014-0024, fails to comply with the Board's Standards of Conduct at 244 Code of Massachusetts Regulations (CMR) 9.03 (5), (36) and (47). Specifically, the Board could find that on or about December 27, 2013, while employed by Medical Solutions and working as a Registered Nurse at Children's Hospital in Oakland, CA, she reported to work under the influence of alcohol, which was confirmed by a breathalyzer examination.

¹ The term "License" applies to both a current license and the right to renew an expired license.

3. The Licensee admits that while holding a valid Massachusetts Registered Nurse (RN) license, on or about July 14, 2014, she entered the MAXIMUS Diversion Program (MAXIMUS). The Licensee has provided a copy of the MAXIMUS recovery terms and conditions.
4. The Licensee agrees that she shall comply with all of the following requirements to the Board's satisfaction:
 - a. The Licensee will not practice as a Registered Nurse in Massachusetts after the Effective date of this Agreement.²
 - b. The Licensee will comply with all of the requirements of MAXIMUS and submit proof of her successful completion thereof; and
 - c. The Licensee will notify the Massachusetts Board in writing within ten (10) days of any change of her name and/or address.
 - d. The Licensee will NOT apply for renewal of her Massachusetts nursing license.
 - e. After Licensee has successfully completed the MAXIMUS program, which is three (3) years, Licensee agrees that re-licensure in Massachusetts will be conditioned on transferring into the Massachusetts Substance Abuse Rehabilitation Program (SARP) for two (2) years or successful completion of a total of five (5) years between MAXIMUS and SARP.
5. The Board agrees that in return for the Licensee's execution of this Non-Disciplinary Agreement, it will not prosecute the Complaint. The Board and the Licensee agree that her Massachusetts license status shall appear on the Board's web page as "Restrictions by Agreement."
6. After the Effective date of this Agreement, the Licensee may submit a written petition to the Board for termination of this Agreement Not to Practice and the removal of "Restrictions by Agreement" categorization of her Massachusetts nursing license status. With any such petition, the Licensee shall submit documentation satisfactory to the Board of her ability to practice nursing in a safe

² Practice as a Registered Nurse includes, but is not limited to, seeking and/or accepting a paid or voluntary position as a Registered Nurse, or a paid or voluntary position requiring that the applicant hold a current Registered Nurse license. The Licensee further understands that if she accepts a voluntary or paid position as a Registered Nurse, or engages in any practice of nursing after the Effective date and before the Board formally terminates this Agreement, evidence of such practice shall be grounds for the Board's referral of any such unlicensed practice to the appropriate law enforcement authorities for prosecution, as set forth in M.G.L.c. 112 §§ 65 and 80.

and competent manner. Such documentation shall include, but shall not be limited to, all of the following:

- a. Certified documentation (sent directly to the Board) from the California Board of Registered Nursing verifying that the Licensee has successfully met and completed all requirements of MAXIMUS and paragraph 4(e)
 - b. Certified documentation (sent directly to the Board) from the state board of nursing of *each* jurisdiction in which the Licensee has ever been licensed to practice as a nurse, identifying her license status and discipline history and verifying that her nursing license is, or is eligible to be, in
7. If the Board determines that the licensee has complied to the Board's satisfaction with all of the requirements above, the Board shall send written notice³ to the Licensee which shall terminate this Agreement Not to Practice.
 8. If the Board receives credible information that the Licensee has failed to comply with the requirements of this Agreement or has been terminated from, the MAXIMUS program or if the Board receives a "Subsequent Complaint"⁴, the Board will immediately SUSPEND the Licensee's Massachusetts nursing license and give her written notification of such suspension. A suspension will be a disciplinary action.
 9. Any suspension of the Licensee's nursing license under Paragraph 8 above will continue for an indefinite time, (Suspension Period) commencing upon the date the Board sent the Licensee written notice of suspension as set forth in Paragraph 8.
 10. After the commencement of said Suspension Period and when the Licensee can complete to the Board's satisfaction all of the requirements set forth in this Paragraph 10, the Licensee may petition the Board for reinstatement of her Massachusetts nursing license. With such petition, the Licensee shall submit documentation satisfactory to the Board of her ability to practice nursing in a safe and competent manner. Such documentation shall include, but shall not be limited to, all of the following:
 - a. Certified documentation (sent directly to the Board) from the state board of nursing of *each* jurisdiction in which the Licensee has ever been licensed to

³ In all instances where this Agreement specifies written notice to the Licensee from the Board, such notice shall be sent to the Licensee's address of record.

⁴ The term "Subsequent Complaint" applies to a complaint opened after the Effective date of this Agreement which (1) alleges that the Licensee engaged in conduct that violates Board statutes or regulations, and (2) is substantiated by evidence as determined following the complaint investigation, during which time the Licensee will have an opportunity to respond.

practice as a nurse, identifying her license status and discipline history and verifying that her nursing license is, or is eligible to be, in good standing and free of any restrictions or conditions⁵.

- b. Have submitted directly to the Board, according to the conditions and procedures outlined in **Attachment A**, the results of random supervised urine tests for substances of abuse, collected no less than fifteen (15) times per year during the two (2) years immediately preceding any petition for reinstatement, all of which are required to be negative.
- c. Documentation that she has obtained a sponsor and has regularly attended Alcoholics Anonymous (AA) and/or Narcotics Anonymous (NA) meetings at least three (3) times per week during the two (2) years immediately preceding any petition for license reinstatement, such documentation to include a letter of support from her sponsor and signatures verifying this required attendance.
- d. Documentation submitted directly to the Board verifying that she has regularly attended group or individual counseling or therapy, or both, conducted by a licensed mental health provider during the two (2) years immediately preceding any petition for reinstatement. Such documentation shall be completed by each licensed mental health provider seen by the Licensee, and shall be written within thirty (30) days preceding any petition for reinstatement. Further, such documentation shall include: a summary of the Licensee's progress in therapy and her full sustained recovery from substance abuse, dependence and addiction; a statement of the frequency and length of therapy and counseling; and specific treatment recommendations for the Licensee's sustained recovery from substance abuse, dependence and addiction.
- e. If employed after the commencement of the Suspension Period in a non-nursing position, have each employer during said period submit directly to the Board on official letterhead a performance evaluation that reviews the Licensee's attendance, general reliability, and specific job performance. If the Licensee has not been employed, she shall submit an affidavit specifically attesting to this;

⁵ Licensee shall also submit certified documentation from the state board of nursing of each jurisdiction in which the Licensee has ever been licensed to practice as a nurse sent directly to the Massachusetts Board, identifying her license status and discipline history, and verifying that her license is, or is not, eligible to be, in good standing and free of any restrictions or conditions

- f. Evidence of completion of all continuing education required by Board regulations within the two (2) renewal cycles immediately preceding her reinstatement petition;
 - g. Written verification from the Licensee's primary medical care provider and any other specialist(s) with whom the Licensee may have consulted, written within thirty (30) days preceding any petition for reinstatement, that the Licensee is medically able to resume the safe and competent practice of nursing, including a list of all prescribed medications and the medical necessity for each prescription;
 - h. Assist the Board in obtaining written verification that there are no pending actions or obligations, criminal or administrative, against the Licensee before any court or administrative body including, but not limited to, documentation that *at least one (1) year prior to any petition for reinstatement* he satisfactorily completed all court-ordered requirements imposed on her in connection with any criminal conviction or matter, as well as authorization from the Licensee necessary for the Board to obtain a Criminal Offender Record Information (CORI) Report of her conducted by the Massachusetts Criminal History Systems Board.
11. The Board may choose to reinstate Licensee's nursing license if the Board determines that reinstatement is in the best interests of the public at large.
 12. The Licensee understands that she has a right to a formal adjudicatory hearing concerning the Complaint and that during said adjudication she would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on her own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, G.L.c. 30 A and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 et seq. The Licensee further understands that by executing this Agreement she is knowingly and voluntarily waiving her right thereto.
 13. The Licensee acknowledges that she has been at all times free to seek and use legal counsel in connection with the complaint and this Agreement.
 14. The Licensee acknowledges that after the Effective Date, the Agreement constitutes a public record subject to the Commonwealth of Massachusetts' Public Records Law, G.L. ch. 4, §7.
 15. The Licensee certifies that she has read this Agreement. The Licensee agrees and understands the entering into this Agreement is a voluntary and final act and is not subject to reconsideration, appeal or judicial review.

Maureen Ahearn 04/20/15
Maureen Ahearn (sign and date)

Stacy Chen
Witness Print

Stacy Chen
Witness (sign and date)

Rula Harb
Rula Harb, MSN, RN
Executive Director
Board of Registration in Nursing

April 23, 2015
Effective Date of Agreement

Fully Signed Agreement Sent to Licensee on ~~April 20, 2015~~ by Certified

April 24, 2015

TRACKING #

Mail No. ~~9405510200829585043684~~

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