

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :

MARGARET R. TYNE, R.N., :
RESPONDENT. :

FINAL DECISION AND ORDER
LS08060514NUR

[Division of Enforcement Case # 05 NUR 032]

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Margaret R. Tyne, R.N.
N52 W21393 Taylor Woods Drive
Menomonee Falls, WI 53051

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board of Nursing. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Margaret R. Tyne, R.N. (“Respondent”) was born on January 13, 1940, and is licensed to practice professional nursing in the state of Wisconsin pursuant to license number 98104. This license was first granted on September 4, 1987.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is N52 W21393 Taylors Woods Drive, Menomonee Falls, Wisconsin 53051.

3. At all times relevant to this proceeding, Respondent was working as a registered nurse at Froedtert Hospital, Milwaukee, Wisconsin.

4. On January 10, 2005, Respondent recognized that the surname of one of the patients in the hospital was the same as the surname of one of the employees at Respondent’s husband’s business.

5. Without the patient's knowledge or permission, Respondent called Respondent's husband's employee, learned that the patient was the employee's uncle, and informed the employee that her uncle was in the hospital.

6. Respondent's husband's employee was not on the patient's list of approved contacts.

7. Respondent told the patient's daughter that Respondent had informed Respondent's husband's employee of the patient's admission to the hospital, whereupon the patient's daughter informed Respondent of an on-going family dispute, and lodged a complaint with the hospital about Respondent's breach of patient confidentiality.

8. Respondent was terminated from her employment at Froedtert Hospital for this breach of patient confidentiality.

9. Respondent states that she did not know that the patient was involved in a family dispute, and that she was concerned that Respondent's husband's employee did not know that the employee's uncle was hospitalized, and that she meant no harm.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 441.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraphs 3 through 6, above, constitutes a violation of Wisconsin Administrative Code § N 7.04(10).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. MARGARET R. TYNE, R.N., is REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondent shall successfully complete a minimum of FOUR (4) hours of continuing education in the area of patient rights, with a focus on confidentiality of patient information.

3. The Board or its designee must approve all continuing education programs prior to Respondent enrolling in, attending, or completing a continuing education program. Respondent shall send a Certificate of Completion for each continuing education program to the Department Monitor upon successful completion of each continuing education program.

4. Respondent shall, within 180 days from the date of this Order, pay costs of this proceeding in the amount of Three Hundred Fifty (\$350.00) dollars. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to pay costs as ordered or fails to comply with the ordered continuing education the Respondent's license(#98104) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

4. This Order is effective on the date of its signing.

Wisconsin Board of Nursing

By: Kathleen Sullivan
A Member of the Board

6/5/08
Date