

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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# FILE COPY

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE LICENSE OF :

JULIE HALVERSON, R.N., :  
RESPONDENT. :

FINAL DECISION  
AND ORDER

ORDER 0001713  
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The parties to this action for the purposes of Wis. Stats. sec. 227.16 are:

Julie Halverson, R.N.  
214 Weis Avenue  
Fond du Lac, Wisconsin 54935

Board of Nursing  
P. O. Box 8936  
Madison, Wisconsin 53708-8936

Department of Regulation & Licensing  
Division of Enforcement  
P. O. Box 8936  
Madison, Wisconsin 53708-8936

A party aggrieved by this decision may petition the Board for rehearing within twenty (20) days after service of this decision pursuant to Wis. Stats. sec. 227.12. The petition in this instance would be captioned with Julie Halverson, R.N. as the respondent.

A party aggrieved by this decision who is a resident of this state may also petition for judicial review by filing the petition in the office of the clerk of the circuit court for the county where the party aggrieved resides within thirty (30) days after service of this decision. A party aggrieved by this decision who is not a resident of this state must file the petition for judicial review in the office of the clerk of circuit court for Dane County. A party aggrieved must also serve the board and other parties with a copy of the petition for judicial review within thirty (30) days after service of this decision pursuant to Wis. Stats. sec. 227.16. The party to be named as respondent in the petition is the State of Wisconsin Board of Nursing.

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

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

### FINDINGS OF FACT

1. Julie Halverson is duly licensed as a registered nurse in the State of Wisconsin (license #44817); this license was issued on January 14, 1966.

2. Ms. Halverson is suffering from the disease of alcoholism. She commenced treatment for this condition through St. Agnes Hospital Addiction Services Waupun Outreach Center on June 14, 1985.

3. On exact dates unknown, but during June, 1980 and again in April, 1985, Ms. Halverson diverted Valium for her personal use from the supplies of her employer, St. Agnes Hospital, 430 East Division Street, Fond du Lac, Wisconsin. Ms. Halverson consumed the Valium while on duty to control tremors associated with her alcoholism.

### CONCLUSIONS OF LAW

By the conduct described above, Ms. Halverson is subject to disciplinary action against her license pursuant to Wis. Stats. secs. 441.07(1)(c) and (d) and Wis. Adm. Code sec. N 11.03(3)(b) and (4) and N 11.04(1).

Therefore, it is hereby ORDERED:

(a) The license of Ms. Halverson is SUSPENDED for a period of not less than two (2) years. The suspension shall be stayed for a period of three (3) months, conditioned upon compliance with the conditions and limitations outlined in paragraph (b), below.

i. Ms. Halverson may apply for consecutive three month extensions of the stay of suspension, which shall be granted upon Ms. Halverson's acceptable demonstration of compliance with the conditions and limitations imposed on Ms. Halverson's practice during the prior three month period.

ii. If the Board denies the petition by Ms. Halverson for an extension, the Board shall afford Ms. Halverson an opportunity for hearing in accordance with current regulations governing denial proceedings, upon timely receipt of a request for hearing.

iii. Upon successful compliance for a period of two years with the terms of paragraph (b), below, the Board shall grant a petition by Ms. Halverson for a return of full licensure.

iv. In consideration of Ms. Halverson's regime of treatment commencing on June 14, 1985 the Board reduces the two year compliance period by 3 months.

(b) CONDITIONS OF STAY.

i. Ms. Halverson must remain in a program acceptable to the Board for the treatment of chemical dependency. As a part of her treatment, Ms. Halverson must attend therapy on a schedule that is recommended by her

therapist; attendance, however, shall be required at least one time per week. In addition, Ms. Halverson must attend Alcoholics Anonymous or Narcotics Anonymous at least two times per week.

ii. Upon request of the Board, Ms. Halverson must provide the Board with current releases complying with state and federal laws, authorizing release of her counseling, treatment and monitoring records.

iii. Ms. Halverson must remain free of alcohol and controlled substances not prescribed for a valid medical purpose during the period of limitation.

iv. Ms. Halverson must participate in a program of random, witnessed monitoring, on the basis of at least one time per week for controlled substances and alcohol in her blood and/or urine. If the therapist supervising Ms. Halverson's plan of care or her employer deems that additional blood or urine screens are warranted, Ms. Halverson must submit to those screens.

Ms. Halverson shall be responsible for obtaining a monitoring facility and reporting system acceptable to the Board, as well as for all costs incurred in conjunction with the monitoring and reporting required.

To be an acceptable program, the monitoring facility must agree to provide random and witnessed gatherings of specimens for evaluation. It must further agree to file an immediate report with the Board of Nursing upon such failures to participate as: if Ms. Halverson fails to appear upon request; or if a drug or alcohol screen proves positive; or if Ms. Halverson refuses to give a specimen for analysis upon a request authorized under the terms of this order.

v. Ms. Halverson shall arrange for written quarterly reports to the Board of Nursing from her employer evaluating her work performance; from her monitoring facility providing the dates and results of the screenings performed; and from her counselor evaluating her attendance and progress in therapy as well as evaluating her level of participation at AA/NA meetings. The employer reports for Ms. Halverson shall include a description of any access to controlled substances by Ms. Halverson.

vi. Ms. Halverson shall report to the Board within five (5) days of any change in her employment status.

(c) Ms. Halverson may petition the Board in conjunction with any application for an additional stay to revise or eliminate any of the above conditions.

(d) Violation of any of the terms of this order may result in the summary suspension of Ms. Halverson's license; the denial of an extension of the stay of suspension; the imposition of additional conditions and

limitations on Ms. Halverson's practice; or the imposition of other additional discipline.

(e) This order shall become effective ten (10) days following the date of its signing.

BOARD OF NURSING

By: John J. Bartkowski  
A Member of the Board (PRP)

9/18/85  
Date

SG:cls  
270-241

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE LICENSE OF :  
 :  
 : STIPULATION  
JULIE HALVERSON, R.N., :  
RESPONDENT. :  
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It is hereby stipulated between Julie Halverson, R.N., personally on her own behalf and Steven M. Gloe, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation of Ms. Halverson's licensure by the Division of Enforcement (case file number 85 NURSE 52). Ms. Halverson consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Halverson understands that by the signing of this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by clear, satisfactory and convincing evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to Ms. Halverson under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Ms. Halverson agrees to the adoption of the attached Final Decision and Order by the Board of Nursing.

4. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings.

5. If the Board accepts the terms of this Stipulation, the parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties.

6. Attached to this Stipulation is the current licensure card of Ms. Halverson. If the Board accepts the Stipulation, her license shall be reissued in accordance with the terms of the attached Final Decision and Order. If the Board does not accept this Stipulation, the license of Ms. Halverson shall be returned to her with a notice of the Board's decision not to accept the Stipulation.

7. Also attached to this Stipulation are copies of Ms. Halverson's health care records for review by the Board in conjunction with their

consideration of the attached Final Decision and Order.

8. The Division of Enforcement joins Ms. Halverson in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.

Julie Halverson R.N.  
Julie Halverson, R.N.

8-22-85  
Date

Steven M. Gloe  
Steven M. Gloe, Attorney  
Division of Enforcement

8-23-85  
Date

SMG:cls  
019-748