

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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FILE COPY

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

ANNETTE M. LARSON,  
RESPONDENT.

FINAL DECISION  
AND ORDER

ORDER 0001723

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

Annette M. Larson  
2727 Woodlane Drive  
Janesville, WI 53545

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 Annette M. Larson 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. Annette M. Larson is duly licensed in the State of Wisconsin as a registered nurse (license #52148); this license was issued on September 4, 1980.

2. At all times relevant to this complaint, respondent was working as a registered nurse at Mercy Hospital, 1000 Mineral Point Avenue, Janesville, Wisconsin.

3. Beginning in July 1984 and continuing through October 1984, respondent diverted on a regular basis quantities of Darvocet (propoxyphene napsylate and acetaminaphen) and Vistaril (hydroxyzine hydrochloride) from Mercy Hospital supplies for her personal use.

4. Prior to July, 1984, Ms. Larson had on several occasions diverted other medications from hospital supplies for her personal use.

5. In November, 1984, Ms. Larson commenced inpatient treatment for chemical dependency at DePaul Rehabilitation Hospital in Milwaukee, Wisconsin.

### CONCLUSIONS OF LAW

Annette M. Larson, R.N., by the conduct described above, is subject to the imposition of disciplinary action against her license pursuant to Wis. Stats. 441.07(1)(c) and (d) and Wis. Adm. Code sec. N 11.03(3)(a), (b) and N 11.04.

Therefore, it is hereby ORDERED:

- A. The license of Ms. Larson is suspended for a period of one year. The suspension shall be stayed pending the successful completion of the period of license limitation outlined in paragraph B, below.
- B. The license of Ms. Larson is limited for a period of two years as follows:
  - i) Ms. Larson must remain in a program acceptable to the Board for the treatment of chemical dependency. As a part of her treatment, Ms. Larson must attend therapy on a schedule as recommended by her supervising therapist; attendance however, shall be required at least one time per week. In addition, Ms. Larson must attend Alcoholics Anonymous or Narcotics Anonymous at least one time per week.
  - ii) Upon request of the Board, Ms. Larson must provide the Board with current releases complying with state and federal laws, authorizing release of her counseling and/or treatment records.

- iii) Ms. Larson must remain free of alcohol and unprescribed controlled substances during the period of limitation.
- iv) Ms. Larson 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. Larson's plan of care deems that additional blood or urine screens are necessary, Ms. Larson must submit to those screens.

Ms. Larson 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 or 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. Larson fails to appear upon request; or if a drug or alcohol screen proves positive; or if Ms. Larson refuses to give a specimen for analysis upon the request of the monitoring facility.

- v) Ms. Larson 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; from her counselor, evaluating her attendance and progress in therapy; and from herself, reporting her attendance at AA or NA meetings.
- vi) Ms. Larson may petition the Board at any time during the limitation period to revise or eliminate any of the above conditions.
- vii) Violation of any of the terms of limitation of this Order may result in summary suspension of Ms. Larson's license, imposition of the stayed portion of the discipline, and/or the imposition of additional discipline.

- C. This order shall become effective fifteen (15) days following the date of its signing. In consideration of Ms. Larson's regimen of treatment and monitoring which commenced in November 1984, the Board grants Ms. Larson 1 months credit toward the 2-year limitation period.

BOARD OF NURSING

By: 

A Member of the Board

1-27-85  
Date

SMG:cls  
270-227

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE LICENSE OF

ANNETTE M. LARSON, R.N.,  
RESPONDENT.

STIPULATION

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It is hereby stipulated between Annette M. Larson, R.N., personally on her own behalf and Steven M. Gloe, attorney for the Department of Regulation & Licensing, Division of Enforcement as follows:

1. This stipulation shall be presented to the Board of Nursing to form the basis for the Final Decision and Order in this matter.

2. Ms. Larson 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, in which the State has the burden of proving the allegations by clear, satisfactory and convincing evidence; the right to confront and cross-examine 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. Larson under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.

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

4. This stipulation is entered into as a result of a pending investigation of Ms. Larson's licensure by the Division of Enforcement (case file #84 Nurse 79). Ms. Larson consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

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

6. 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.

7. Ms. Larson's current licensure card is attached to this stipulation. Upon acceptance of the stipulation by the Board of Nursing, the license shall be reissued with limitations in accordance with the

attached Final Decision and Order. If the Board does not accept this stipulation, the license of Ms. Larson shall be returned to her with the notice of the Board's decision not to accept the stipulation.

8. Also attached for the Board's review in conjunction with this stipulation are copies of reports on her treatment and progress in treatment from Ms. Larson's health care providers.

9. The Division of Enforcement joins Ms. Larson in recommending the Board of Nursing adopt this stipulation and issue the attached Final Decision and Order.

12-12-84  
Date

Annette M. Larson  
Annette M. Larson, R.N.

12-18-84  
Date

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

SMG:cls  
916-350



December 13, 1984

Kris Raymond  
Wisconsin State Board of Nursing  
Department of Regulation and Licensing  
P.O. Box 8936  
Madison, Wisconsin 53708

Dear Kris:

As per your request from our phone conversation on 12/24/84, this is an initial report of Annette Larson's participation in the Impaired Nurses Program at De Paul Rehabilitation Hospital. Annette entered inpatient treatment on November 7, 1984, and was discharged on 12/6/84. Upon discharge Annette was signed into Phase II of the Impaired Nurse Program with an expected completion date of 11/7/86.

4143 South 13th St.  
Milwaukee, WI 53221  
414-281-4400

A comprehensive  
facility for  
alcoholism and other  
drug abuse.

Her current treatment plan is as follows:

1. Bremen House Recovery Home - Annette has resided at the recovery home since 12/7/84.
2. Weekly random witnessed urine screens - all of which have been negative.
3. Day Hospital Program - a daily structured program that consists of group therapy, spirituality classes, occupational therapy, activity therapy, and 1:1 counseling p.r.n. with Impaired Professional counselors.
4. Community and professional A.A. and N.A. meetings - Annette attends six or seven meetings per week and has an A.A. sponsor.

A. Bela Maroti  
President

Edward T. Hida  
Executive Vice President

John A. Moschnik, CPA  
Vice President/Finance

Annette is in full compliance with her recovery program and is continuing to develop insight into her chemical dependency.

If you are in need of any information please feel free to call me or Dr. Biehl at (414) 281-4400, Ext. 236.

Sincerely,

*Brinda Adams, R.N.*

Brinda Adams, R.N.  
Nurse Manager  
Impaired Professional Program

*Mark Biehl, M.D.*

Mark Biehl, M.D.  
Co-medical Director  
Impaired Professional Program

BA/jp