

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 THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
 : FINAL DECISION AND ORDER
 : 92 NUR 159
 LAURA CARR, R.N., :
 RESPONDENT :
 : ORDER 0001854

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Laura Carr
3444 North Bremen
Milwaukee, WI 53212

Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

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

In resolution of these proceedings Laura Carr neither admits nor denies the allegations against her, but for the purposes of settlement of this action only, consents to the issuance of the following Findings of Fact, Conclusions of Law, and Order. 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. 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. Laura K. Carr, R.N. (D.O.B. 11/19/53) is duly licensed as a registered nurse in the state of Wisconsin (license #99891). This license was first granted on September 7, 1988.
2. Ms. Carr's most recent address on file with the Wisconsin Board of Nursing is 3444 North Bremen Street, Milwaukee, WI 53212.
3. On exact dates unknown, but beginning at least in 1989 and continuing on through at least September, 1992 Ms. Carr consumed and abused controlled substances. On multiple occasions in 1991 and 1992, Ms. Carr diverted controlled substances for her personal use from her nursing employers. Ms. Carr has illicitly consumed unknown quantities of such drugs as Darvocet™, Percocet™, and Demerol™.
4. In resolution of these proceedings, Ms. Carr consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

Laura Carr is subject to disciplinary action against her license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stats. §441.07(1) and Wis. Adm. Code §§N7.03(2) and N7.04(1), (2) and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the license of Laura Carr to practice as a nurse in the state of Wisconsin (#99891) shall be SUSPENDED for an INDEFINITE PERIOD of time.

IT IS FURTHER ORDERED that

(a) Ms. Carr may petition the Board at any time for a stay of the suspension of her licensure. In conjunction with a petition by Ms. Carr, the Board may in its discretion require documentation of her successful rehabilitation, such as: 1) documentation of continuous abstinence from the consumption of alcohol and controlled substances [unless prescribed for a legitimate medical purpose] by Ms. Carr for a period of at least ninety (90) days prior to submission of the petition; and 2) documentation of successful completion of (or current participation in) a program for the treatment of chemical dependency. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§227.01(3) and 227.42.

(b) Upon its determination that Laura Carr can safely and competently return to the active practice of nursing, the Board may either grant Ms. Carr a full and unrestricted license, or stay the suspension for a period of three (3) months, conditioned upon compliance with conditions and limitations outlined by the Board at the time of its granting of a petition.

i. Laura Carr may apply for consecutive three (3) month extensions of a stay of suspension, which shall be granted upon acceptable demonstration of compliance with the conditions and limitations imposed upon Ms. Carr's practice during the prior three (3) month period.

ii. If the Board denies a petition by Ms. Carr for an extension, the Board shall afford an opportunity for hearing in accordance with the procedures set forth in Wis. Adm. Code Ch. RL 1 upon timely receipt of a request for hearing.

iii. Ms. Carr may petition the Board in conjunction with any application for an additional stay to revise or eliminate any of the conditions and/or limitations in effect against her license. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§227.01(3) and 227.42.

(c) Violation of any of the terms imposed under this Order shall be construed

as conduct imperiling public health, safety and welfare and may result in a summary suspension of Ms. Carr's license; the Board in its discretion may in the alternative deny an extension of the stay of suspension or impose additional conditions and limitations other additional discipline for a violation of any of the terms of this Order.

(d) This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By: Jacqueline Johnson RN MS 7/16/93
A Member of the Board Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
LAURA CARR, R.N.,	:	92 NUR 159
RESPONDENT	:	

It is hereby stipulated between Laura Carr, 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. Carr's licensure by the Division of Enforcement (92 NUR 159). Ms. Carr consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Carr 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 a preponderance of the 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 her under the United States Constitution, the Americans with Disabilities Act of 1990, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Ms. Carr is aware of her right to seek legal representation and has been provided the opportunity to seek legal advice prior to signing this stipulation.

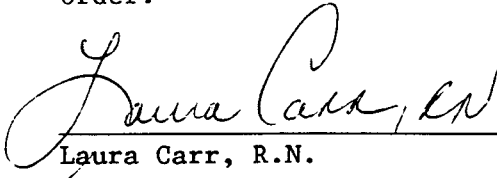
4. Ms. Carr agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. 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. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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

7. The parties to this stipulation agree that the attorney for the Division of Enforcement and the member of the Board of Nursing assigned as an advisor in this investigation may appear before the Board of Nursing for the purposes of speaking in support of this agreement and answering questions that the members of the Board may have in connection with their deliberations on the stipulation.


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



Laura Carr, R.N.

6-1-93

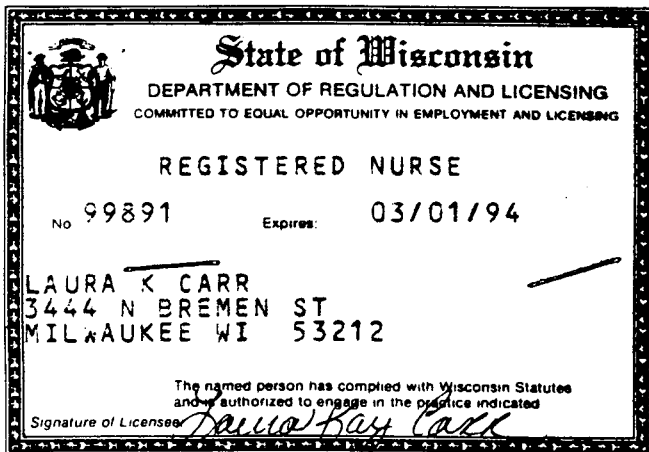
Date



Steven M. Glee, Attorney
Division of Enforcement

6.2.93

Date



NOTICE OF APPEAL INFORMATION

(Notice of Rights for Rehearing or Judicial Review,
the times allowed for each, and the identification
of the party to be named as respondent)

The following notice is served on you as part of the final decision:

1. Rehearing.

Any person aggrieved by this order may petition for a rehearing within 20 days of the service of this decision, as provided in section 227.49 of the Wisconsin Statutes, a copy of which is attached. The 20 day period commences the day after personal service or mailing of this decision. (The date of mailing of this decision is shown below.) The petition for rehearing should be filed with the State of Wisconsin Board of Nursing.

A petition for rehearing is not a prerequisite for appeal directly to circuit court through a petition for judicial review.

2. Judicial Review.

Any person aggrieved by this decision has a right to petition for judicial review of this decision as provided in section 227.53 of the Wisconsin Statutes, a copy of which is attached. The petition should be filed in circuit court and served upon the State of Wisconsin Board of Nursing

within 30 days of service of this decision if there has been no petition for rehearing, or within 30 days of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30 day period commences the day after personal service or mailing of the decision or order, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing of this decision is shown below.) A petition for judicial review should be served upon, and name as the respondent, the following: the State of Wisconsin Board of Nursing.

The date of mailing of this decision is July, 19, 1993



PDF: DE00000001295-19930716

Order Dates:

JUL 16, 1993

Respondent Names:

CARR, LAURA K., RN

Complaint IDs:

92NUR159

Profession:

REGISTERED NURSE

Boards:

NUR

Short Description:

SUSPENDED INDEFINITELY.

Case Summary:

ON EXACT DATES UNKNOWN, BUT BEGINNING AT LEAST IN 1989 AND CONTINUING THROUGH AT LEAST SEPTEMBER 1992, CONSUMED AND ABUSED CONTROLLED SUBSTANCES. ON MULTIPLE OCCASIONS IN 1991 AND 1992 DIVERTED CONTROLLED SUBSTANCES FOR HER PERSONAL USE FROM HER NURSING EMPLOYER.

