

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

COLLEEN A. COLLINS, R.N.,
RESPONDENT.

FINAL DECISION AND ORDER
95 NUR 110

ORDER 0001863

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

Colleen A. Collins, R.N.
1012 South Ninth Street
La Crosse, Wisconsin 54601

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

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

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. Colleen A. Collins, the respondent herein (D.O.B. 3-29-55), is duly licensed in the state of Wisconsin as a registered nurse (license #103900). This license was first granted on March 16, 1990. The respondent's latest address on file with the Department of Regulation and Licensing is 1012 South Ninth Street, La Crosse, Wisconsin, 54601.
2. On April 25, 1995, a terminally-ill female patient, LT, was returned from a hospital to the care facility at which the respondent worked. Patient LT was suffering metastatic liver cancer, melanoma of her eyes, controlled atrial fibrillation, congestive heart failure, abnormal liver function and iron-deficiency anemia.
3. Patient LT's physician had prescribed morphine for pain relief. On the evening of April 26, he increased the dosage of morphine from 10 milligrams every four hours to 10 milligrams every two hours.
4. On four occasions between midnight and 6:00 a.m. on April 27, 1995, the

respondent gave 20 milligrams of morphine to patient LT. This was twice the prescribed dosage.

5. Patient LT died on April 27, 1995 at approximately 10:00 a.m.
6. The conduct described above constitutes failure to execute a medical order.
7. The respondent has admitted that she administered too much morphine to patient LT. The respondent cooperated throughout this investigation and has agreed to entry of this Final Decision and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stats. §441.07.
2. The Wisconsin Board of Nursing has authority to enter into this stipulated resolution pursuant to Wis. Stats. §227.44(5).
3. The acts and omissions of the Respondent that are set forth in the Findings of Fact violate Wis. Stats. §441.01(1)(b) and Wis. Admin. Code §N 7.03(1)(d).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the Stipulation of the parties is accepted.

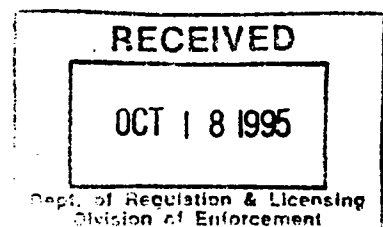
IT IS FURTHER ORDERED that Colleen A. Collins, R.N. is hereby reprimanded.

IT IS FURTHER ORDERED that the respondent's license to practice professional nursing in the state of Wisconsin is LIMITED in the following respect:

The respondent shall submit to the Board or the Board's designee proof that she has attended in their entirety and satisfactorily completed a minimum of eight (8) hours of continuing education in the area of administration medication no later than one-hundred-twenty (120) days after the effective date of this Order. The respondent must receive pre-approval from the Board or the Board's designee before taking the continuing education credits she intends to apply toward satisfaction of the terms of this Order.

IT IS FURTHER ORDERED that the expense of compliance with all of the terms and conditions of this Order shall be the responsibility of the respondent.

IT IS FURTHER ORDERED that the Respondent shall pay to the Department the costs of this investigation pursuant to Wis. Stats. §440.22 in the amount of \$61.00, not later than one-hundred-twenty (120) days following the




effective date of this Order.

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

This Order shall become effective five (5) days following the date of its signing.

Wisconsin Board of Nursing

By: 
A Member of the Board

11-3-95
Date

wpppss-244

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST
COLLEEN COLLINS, R.N.,
RESPONDENT.

:
:
:
:
:

STIPULATION
95 NUR 110

It is hereby stipulated between Colleen A. Collins, R.N., the respondent herein, personally on her own behalf and Peter Sammataro, 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 the Respondent's licensure by the Division of Enforcement. The Respondent consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.
2. The respondent 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 Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.
3. The Respondent voluntarily and knowingly waives all of the rights set forth in paragraph two (2) above.
4. The Respondent is aware of her right to seek legal representation and has had an opportunity to obtain legal advice prior to signing this stipulation.
5. The Respondent 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.

6. The Respondent understands and agrees that, if the Board adopts the attached Final Decision and Order, she will be responsible for paying the expense of compliance with all of the terms and conditions of this Order and the costs of the Division of Enforcement's investigation.

7. The parties understand and agree that the proposed Final Decision and Order, if adopted by the Board in the form attached, constitutes discipline against the Respondent's license in the form of a reprimand and limited license.

8. The parties understand that the Department of Regulation and Licensing will take no further action against the Respondent's license based on the allegations contained in the pending investigative file. This agreement does not prohibit the Board of Nursing from any action against the Respondent based on acts not alleged in the pending investigative file for this case.

9. 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.

10. 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 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.

11. The Division of Enforcement joins the Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

I, Colleen Collins, R.N., the respondent herein, having read this Stipulation and the attached Final Decision and Order, voluntarily and knowingly enter into this Stipulation.

Colleen Collins RN

Colleen Collins, R.N.

10/17/95

Date

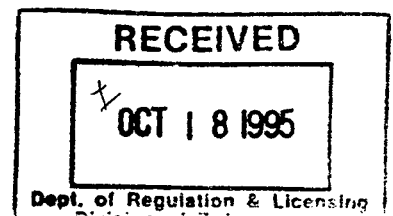
Peter Sammataro

Peter Sammataro, Attorney
Division of Enforcement

10-18-95

Date

wppps-244



Department of Regulation & Licensing

State of Wisconsin

P.O. Box 8935, Madison, WI 53708-8935

(608)

TTY# (608) 267-2416
TRS# 1-800-947-3529

hearing or speech
impaired only

GUIDELINES FOR PAYMENT OF COSTS AND/OR FORFEITURES

On November 3, 1995, the Board of Nursing
took disciplinary action against your license. Part of the discipline was an assessment of costs and/or a
forfeiture.

The amount of the costs assessed is: \$61.00 Case #: 95 NUR 110

The amount of the forfeiture is: _____ Case #: _____

Please submit a check or a money order in the amount of \$ 61.00

The costs and/or forfeitures are due: March 3, 1996

NAME: Colleen A. Collins LICENSE NUMBER: 030 103900

STREET ADDRESS: 1012 South Ninth Street

CITY: La Crosse STATE: WI ZIP CODE: 54601

Check whether the payment is for costs or for a forfeiture or both:

X COSTS _____ FORFEITURE

Check whether the payment is for an individual license or an establishment license:

X INDIVIDUAL _____ ESTABLISHMENT

If a payment plan has been established, the amount due monthly is:

Make checks payable to:

**DEPARTMENT OF REGULATION AND LICENSING
1400 E. WASHINGTON AVE., ROOM 141
P.O. BOX 8935
MADISON, WI 53708-8935**

#2145 (4/95)

Ch. 440.22, Stats.

For Receipting Use Only

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.

Serve Petition for Rehearing or Judicial Review on:

STATE OF WISCONSIN BOARD OF NURSING

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

November 10, 1995

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)



PDF: DE00000002067-19951103

Order Dates:

NOV 03, 1995

Respondent Names:

COLLINS, COLLEEN A., RN

Complaint IDs:

95NUR110

Profession:

REGISTERED NURSE

Boards:

NUR

Short Description:

REPRIMANDED. LIMITED. COSTS.

Case Summary:

ADMINISTERED TOO MUCH MORPHINE TO A PATIENT.

