

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

GINA MARIA RIVERA, L.P.N.,	FINAL DECISION AND ORDER
RESPONDENT.	LS99091720NUR

97 NUR 163

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

*Gina Maria Rivera
131 W. Silver Springs Road, # 12
Whitefish Bay, WI 53217*

*Wisconsin 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*

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. Gina Maria Rivera (D.O.B. 11/13/59) is duly licensed in the state of Wisconsin as a licensed practical nurse (license # 27538). This license was first granted on December 6, 1984.
2. Respondent's latest address on file with the Department of Regulation and Licensing is 131 W. Silver Springs Road, # 12, Whitefish Bay, WI 53217
3. On September 28, 1997, Respondent was on duty as an agency licensed practical nurse at St. Mary's Nursing Home, Milwaukee, Wisconsin. Respondent was responsible for accomplishing the 5 P.M. medication pass for 35 residents. Some residents and family members followed Respondent on her rounds demanding medications be immediately provided to certain

individuals. Respondent became frustrated and as a result administered both 5 P.M. and night medications to eleven residents. Two residents received a "double dose" of medication due to the combining of 5P.M. and night

medications.

4. Respondent was relieved from her duty shift, was given a two week disciplinary layoff by her employer, and was assigned to attend an inservice concerning the legal aspects of medication administration.
5. Respondent has been the subject of previous discipline by the Board of Nursing in Case 89 NUR 005.

CONCLUSIONS OF LAW

By the conduct described above, Gina Maria Rivera is subject to disciplinary action against her license to practice as a licensed practical nurse in the state of Wisconsin, pursuant to Wis. Stats. sec. 441.07(1)(b), (c) and (d), and Wis. Adm. Code sec. N 7.03(1)(a) and (b), and N 7.04 (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that :

1. Gina Maria Rivera is REPRIMANDED for her unprofessional conduct.
2. 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".
3. This Order shall become effective upon the date of its signing.

WISCONSIN BOARD OF NURSING

By:

Timothy D. Burns, CRNA

A Member of the Board

September 17, 1888

Date