

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING  
IN THE MATTER OF  
THE LICENSE OF:

FRANCINE MILAN, RN,  
RESPONDENT

FINAL DECISION AND ORDER  
LS0112065NUR

**Division of Enforcement Case No. 01 NUR 035**

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Francine Milan, RN  
756 N. 26<sup>th</sup> Street  
Milwaukee, WI 53233

Board of Nursing  
PO Box 8935  
Madison, WI 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
PO 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. Francine Milan (D.O.B. November 6, 1956) is duly licensed in the state of Wisconsin to practice as a registered nurse (license #94913). This license was first granted on August 22, 1986.
2. Respondent's latest address on file with the Department of Regulation and Licensing is 3334 North 28th Street, Milwaukee, WI 53216. Respondent's most recent address known to the Division of Enforcement is 756 N. 26<sup>th</sup> Street, Milwaukee, WI 53233.
3. The Wisconsin Board of Nursing imposed disciplinary action against the license of Ms Milan on September 12, 1996. A true and correct copy of the Board's September 12, 1996, Order is attached and incorporated by reference into this document as Exhibit A.
4. In resolution of this matter, the parties agree to the issuance of the following Order to update and clarify the terms and conditions of the Board's September 12, 1996, Order. Respondent consents to the issuance of the following Conclusions of Law and Order.

## CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction and authority over this matter pursuant to ch. 441, Stats.
2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.

## **ORDER**

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the license of Francine Milan (license # 94913) to practice as a registered nurse in the State of Wisconsin is LIMITED as follows:

### **Continuing Education**

1. Within ninety [90] days from the date of this order, Respondent shall submit acceptable documentation of successful completion of the University of Wisconsin School of Nursing continuing education program entitled "Legal Issues for Nurses in Today's Health Care Environment", or of completion of other training pre-approved by the Board. Acceptable documentation shall include:

- a. Certification from the sponsoring organization;
- b. A statement signed by Respondent verifying her attendance at and completion of course requirements, as well as (if required by the Board) a statement signed by a proctor approved by the Board verifying Respondent's attendance and completion of course requirements; and
- c. Proof of successful completion of a post-test acceptable to the Board and/ or submission of other documentation of course content comprehension acceptable to the Board.

Upon completion of the continuing education required by this Order, Respondent shall submit an evaluation of the training to the Division of Enforcement to assist the Division in developing future disciplinary policies and guidelines.

### **Practice restrictions**

2. Until otherwise ordered by the Board, Respondent shall practice only in settings where she works under supervision by another nurse or other licensed health care professional;
3. Until successful completion of the continuing education referred to in paragraph 1, above:
  - a. Respondent shall refrain from nursing employment as a pool nurse, a visiting nurse or other home care practitioner; and
  - b. Respondent shall refrain from employment as a charge nurse.

### **Required reporting**

4. For a period of at least one [1] year from the date of this Order, Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance. These reports shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement.
5. Respondent shall notify the Department Monitor of any change of employment during the time in which the Order is in effect. Notification shall occur within fifteen (15) days of a change of employment and shall include an explanation of the reasons for the change.
6. Respondent shall be responsible for all expenses incurred for training and other reporting as required by this order.
7. Within six (6) months from the date of this order, Respondent shall submit documentation acceptable to the Board of successful return demonstration of a full and working knowledge of patient rights, as set forth in sec. 51.61, Wis. Stats.

### **Department Monitor**

8. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

FAX (608) 266-2264

TEL. (608) 267-3817

### **Petition For Modification or Termination of Limitations**

9. Respondent may at any time petition the Board to revise or eliminate any of the above conditions. 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.

### **Summary Suspension**

10. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license pursuant to the procedures set forth in Wis. Admin. Code RL Ch. 6. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order.

11. This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By: Ann Brewer

12-6-01

On behalf of the Board

Date