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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

GAIL M. RABSKA, R.N.

ORDER GRANTING STAY

Respondent

On May 19, 2000, the Board of Nursing issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice as a registered nurse in Wisconsin was suspended for an indefinite period. The Order provided that Ms. Rabska could petition for successive three-month stays of the suspension of the license conditioned upon compliance with certain conditions and limitations on the license.

By letters dated August 16 and October 17, 2000, Ms. Rabska requested a three month stay of the suspension and that she be permitted to appear before the board in support of her request. She appeared before the board on November 3, 2000, and the board granted the stay.

On March 1, 2001, the board considered Ms. Rabska's petition for a further three month stay of the suspension of her license, and her further petition to reduce the number of therapy sessions to two per month and the number of AODA counseling sessions to one per month. The board also considered evidence that screens performed on January 23, 2001, January 25, 2001, February 1, 2001, and february 22, 2001, were all positive for propoxyphene. Accordingly, the board terminated the stay and imposed the suspension.

On July 9, 2001, the board considered Ms. Rabska's request that the stay of the suspension of her license be reinstated. Based upon that request, and upon evidence of compliance with the board's during the preceding three months, the board granted a further stay.

On October 4, 2001, the board considered Ms. Rabska's request for a further three month stay, and that the board approve as her employment settings the position of Staff Development Coordinator at Genesis Elder Care in Marshfield, Wisconsin, and supervising RN at Caregivers Home Health in Fond du Lac. The board granted Ms. Rabska's requests.

On January 3, 2002, the board considered Ms. Rabska's request for a further stay of the suspension, and her further requests that the number of required therapy sessions be reduced to two per month, and that she be permitted access to controlled substances in her employment. Based upon all information of record herein, the board orders as follows:

ORDER

IT IS HEREBY ORDERED that the suspension of the license of Gail M. Rabska, R.N., is hereby stayed for a period of three months. Ms. Rabska may petition for further three month stays of the suspension upon satisfactory demonstration of having complied with all terms and conditions imposed by the board's May 19, 2000, Final Decision and Order during the preceding three month period.

IT IS FURTHER ORDERED that the number of required therapy sessions is hereby reduced to two per month; and that Ms. Rabska shall be permitted access to controlled substances in the course of her employment as a registered nurse.

Dated this 25th day of January, 2002.

STATE OF WISCONSIN
BOARD OF NURSING

Linda Sanner, R.N.

Chair