

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:

SANDRA A. MCCLINTIC, RN,
RESPONDENT

FINAL DECISION AND ORDER
LS0206066NUR

Division of Enforcement Case No. 00 NUR 092

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

Sandra A. McClintic
N4085 Brown Deer Road
Brodhead WI 53520

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, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

In the interest of resolving this matter, Respondent neither admits nor denies the allegations against her and consents to the entry of the following Findings of Fact, Conclusions of Law and Order.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Sandra A. McClintic (D.O.B. 05/23/1960) is duly licensed as a registered nurse in the state of Wisconsin (license #114159). This license was first granted on 09/24/1993.
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is N4085 Brown Deer Road, Brodhead, WI 53520.
3. At all times relevant to this action, Respondent worked as a nurse supervisor at Memorial Community Hospital ["Memorial"], 313 Stoughton Road, Edgerton, Wisconsin.
4. At 1100 hours on March 9, 2000, Respondent charted telephone physician orders for CE authorizing an increase in pain medication. Respondent charted the order to read " MS gtt. to 30 mg. May by 50% as needed for comfort." Respondent interpreted this order to authorize sequential 50 percent increases of the morphine sulfate.

5. During the course of Respondent's shift, Respondent increased the administration of morphine sulfate to CE as follows:

TIME	DOSAGE INCREASE	CHARTING
1200 hours	from 30 mg. to 45 mg.	no pain assessment charted
1300 hours	from 45 mg. to 60 mg.	"per family request"
1515 hours	from 60 mg. to 100 mg.	"family requesting"
2000 hours	from 100 mg. to 150 mg.	increase not charted

6. In resolution of this matter, Respondent consents to the issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter, pursuant to sec. 441.07, Stats.
2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.
3. By the conduct described above, Sandra A. McClintic is subject to disciplinary action against her Wisconsin nursing license, pursuant to sec. 441.07(1), Wis. Stats., and Wis. Admin. Code §§N7.03 (1) and N7.04 (4) and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Sandra A. McClintic RN (license #114159) is REPRIMANDED.

IT IS FURTHER ORDERED that the Wisconsin nursing license of Sandra A. McClintic (license #114159) is LIMITED as follows:

1. Respondent shall comply with all statutes and code provisions relating to the practice of nursing.

Practice restrictions

2. Until otherwise ordered by the Board

- a. Respondent shall practice only in settings where she works under supervision by another nurse or other licensed health care professional. Respondent shall refrain from nursing employment as a charge nurse.
- b. Respondent shall refrain from nursing employment as a pool nurse; and
- c. Respondent shall refrain from nursing employment as a visiting nurse or other home care practitioner.

Education Requirements

3. 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".
4. Within twelve (12) months from the effective date of this Order, Respondent shall submit documentation of successful completion of at least twelve (12) additional hours of continuing nursing education approved by the Board in the subject areas of patient charting, nursing ethics, and legal aspects of nursing.
5. Acceptable documentation of completion of continuing education 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.

6. 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.

Required reporting

7. 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.

8. 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.

Department Monitor

9. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving reports and coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows: Department Monitor c/o Division of Enforcement, PO Box 8935, Madison, WI 53708-8935. TEL (608) 267-3817 FAX (608) 266-2264

Petition for Termination of restrictions

10. Upon completion of: one [1] year of complete, successful and continuous compliance with the terms of this Order, Respondent may 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.

Agency Caregiver Finding

11. If Respondent fails to fully and completely comply with all terms and conditions set forth above or if the Department receives a subsequent credible allegation against Respondent of abuse, neglect or misappropriation, the Department Monitor shall without further notice or hearing notify the Wisconsin Department of Health and Family Services that the findings set forth in this Order shall thereafter constitute an agency finding of neglect for the purposes of secs. 48.685 and 50.065, Wis. Stats. Respondent shall then REFRAIN from any nursing employment in any facility licensed by the Wisconsin Department of Health and Family Services until such time as Respondent successfully completes a rehabilitation review administered by DHFS.

SUMMARY SUSPENSION

12. Violation of any of the terms of this Order may in addition 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.

Effective date of Order

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

BOARD OF NURSING

By: Linda Sanner

6-6-02

On behalf of the Board

Date