

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF  
DISCIPLINARY PROCEEDINGS AGAINST

JENNIFER L. WEISS, RN,

ORDER DENYING STAY

Respondent

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On November 5, 1998, 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, with provision for respondent's petitioning for successive three-month stays of the suspension conditioned upon compliance with certain conditions and limitations on the license. Among these were that respondent participate in a recognized program for the treatment of chemical dependency, that she participate in psychotherapy a minimum of once each week, and that she participate in program of random witnessed monitoring for controlled substances and alcohol in her blood or urine on a frequency of not less than once each week.

By letter dated September 19, 1999, respondent requested that the suspension of her license be stayed for a period of three months. The board granted the request by its Order dated November 11, 1999.

By letter dated January 29, 2000, Ms. Weiss requested a further three month stay of the suspension of her license, and requested as well that the requirement that she refrain from access to controlled substances in her place of employment be terminated. The board granted the stay but denied the request that the access provision be dropped.

On November 3, 2000, the board considered evidence that Ms. Weiss was out of compliance with the terms of the board's Order. In a letter dated June 26, 2000, the department monitor notified Ms. Weiss that copies of drug screens from March 1, 2000, were required, along with her request for a further three month stay of the suspension of her license. None of this material had been received, and the board therefore terminated the stay of the suspension of Ms. Weiss' license.

On January 5, 2001, the board considered Ms. Weiss' Motion for Order Staying the Suspension and Modifying the Terms of the Stipulation filed on her behalf by Attorney Daniel P. Fay. The board denied the stay based upon failure to have demonstrated full compliance with the board's Order for a period of three months.

On May 2, 2002, the board considered Ms. Weiss' further petition for reinstatement of the stay of suspension. Again the board was confronted with evidence of failure by Ms. Weiss to fully comply with the requirements relating to therapy and drug screens. Accordingly, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the petition for a stay of the suspension of the license of Jennifer Weiss to practice as a professional nurse in Wisconsin is hereby denied.

IT IS FURTHER ORDERED that Ms. Weiss may renew her Motion at such time that she is able to demonstrate that she has fully complied with the board's November 5, 1998, Final Decision and Order during the preceding three month period.

Dated this 8<sup>th</sup> day of May, 2002.

STATE OF WISCONSIN  
BOARD OF NURSING

Linda M. Sanner, R.N.

Chair