

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	:	
	:	FINAL DECISION AND ORDER
AMY L. GOSTONCZIK, R.N.	:	LS0409165NUR
RESPONDENT	:	

Division of Enforcement Case No. 01 NUR 218

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

Amy L. Gostonczik, R.N.
W6293 CTY HWY H
Spooner, WI 54801

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. Amy L. Gostonczik (Date of Birth: December 12, 1965) is duly licensed as a Registered Nurse in the state of Wisconsin (license #102317). This license was first granted on August 8, 1989.

2. Ms. Gostonczik's most recent address on file with the Wisconsin Board of Nursing is W6293 CTY HWY, Spooner, Wisconsin 54801

3. At all times relevant to this case the Respondent was employed as the Director of the Washburn County Health Department. On May 15, 2001 at approximately 9 p.m., patient GP, an elderly paraplegic patient receiving home health care, had her catheter fall out. GP's case manager called the Respondent, who was the nurse on duty, and asked the Respondent to obtain a new catheter from Spooner Hospital. The Respondent was to conduct a home visit with GP and replace GP's catheter. The Respondent did not conduct a home visit with GP.

4. On or around August 20, 2002, the Respondent wrote physician orders for patient SH and signed them for another registered nurse without the nurse's permission. The Respondent never spoke with a physician to get the orders.

5. In resolution of this matter, Ms. Gostonczik 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, Wis. Stats.

2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Wis. Stats.

3. The conduct described in Finding of Fact 3, above, violated §N 7.04 (4) and (15), Wis. Adm. Code and sec. 441.07(1)(d), Wis. Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Amy L. Gostonczik, R.N., be REPRIMANDED. It is further ordered that the Wisconsin license (#102317) of Amy Gostonczik to practice as a registered nurse is hereby LIMITED as follows:

Required reporting

1. For a period of at least one [1] year from the date of this Order, Ms. Gostonczik 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.
2. Ms. Gostonczik 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.
3. Ms. Gostonczik shall report to the Board any change in employment status, change of residence address or phone number, within five (5) days of any such change.

Reporting by Respondent

4. Ms. Gostonczik shall be responsible for compliance with all of the terms and conditions of this Final Decision and Order. It is the responsibility of Ms. Gostonczik to promptly notify the Department Monitor of any violation or potential violation of any of the terms and conditions of this Order.

Education

5. Ms. Gostonczik shall complete twelve hours (12) in continuing education for bladder and urinary care.

Department Monitor

6. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order. 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

Agency Caregiver Finding

7. 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.

Termination of restrictions

8. Upon completion of: one [1] year of complete, successful and continuous compliance with the terms of this Order that includes one [1] year of nursing employment under 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.

SUSPENSION

9. 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.

Effective date of Order

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

BOARD OF NURSING

Jacqueline Johnsrud
On behalf of the Board

9-16-04
Date