

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	:	
	:	LS0409168NUR
SHEILA M. STEINER, LPN,	:	
RESPONDENT.	:	

FINAL DECISION AND ORDER

The parties to this action for the purposes of § 227.53, Stats., are:

Sheila M. Steiner, LPN
1196 Western Meadows Drive
Green Bay, WI 54313

Wisconsin Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. 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 of Nursing. 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. Sheila M. Steiner, LPN, Respondent, date of birth September 2, 1969, is licensed by the Wisconsin Board of Nursing as a licensed practical nurse in the state of Wisconsin pursuant to license number 301858, which was first granted November 6, 1998.
2. Respondent's last address reported to the Department of Regulation and Licensing is 1196 Western Meadows Drive, Green Bay WI 54313.
3. Respondent has reported to the Division of Enforcement (DOE) that in August 2001 she was admitted to Bellin Psychiatric Hospital in Green Bay for detoxification because she had been using street drugs and abusing prescription medications she had been receiving from her physician.
4. Respondent entered alcohol and other drug abuse (AODA) treatment at Recovery-Works Counseling Services in Green Bay, Wisconsin on October 23, 2001. Recovery-Works reports that she had a long personal history of alcohol and drug dependence and that she successfully completed treatment on March 4, 2003.
5. Because of issues related to the death of her Grandmother, Respondent decided to re-enter treatment. On August 18, 2003, she completed an AODA assessment at Family Services of Northeast Wisconsin, Inc., Women's Recovery Journey:
 - a. The initial assessment noted that Respondent reported she had a history of using sedatives, tranquilizers, opioids and injectable morphine, with the most recent use more than 2 years before.

- b. She acknowledged that in the past she had work problems related to her drug use.
- c. Her diagnosis was polysubstance dependence.
- d. She began individual therapy sessions immediately which continue to the present.
- e. She completed a 10 week Intensive Outpatient AODA Treatment Program which began on September 22, 2003.
- f. The records available to DOE show only one drug test performed during this treatment. That was a urine test on October 2, 2003, which was negative.

6. Respondent has reported to DOE that since 2001 she has not abused controlled substances. However, she is presently taking methadone, a synthetic narcotic analgesic and a schedule 2 controlled substance, as prescribed by her physician for residual pain resulting from a motor vehicle accident which occurred prior to October 2001.

7. Respondent has advised DOE that she has physical limitations as a result of the vehicular accident and has applied for a determination of disability. Respondent has not practiced as a licensed practical nurse since some time before March 31, 2003 and offers the voluntary surrender of her license because she has no need for her license at this time.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to § 441.07, Stats., and has authority to enter into this stipulated resolution of this matter pursuant to § 227.44(5), Stats.

2. Respondent, by engaging in the conduct set out above, has administered to and obtained drugs for herself other than in the course of legitimate practice and as otherwise prohibited by law, and has committed misconduct and unprofessional conduct as defined by Wis. Adm. Code § N 7.04(2), which subjects Respondent to discipline pursuant to § 441.07(1)(d), Stats.

3. Respondent, by engaging in the conduct set out above, has abused drugs to an extent that such use impairs the ability of the licensee to safely or reliably practice, as defined by Wis. Adm. Code § N 7.03(2), which subjects Respondent to discipline pursuant to § 441.07(1)(c), Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by Sheila M. Steiner, LPN, Respondent, of her license as a licensed practical nurse in the state of Wisconsin is hereby ACCEPTED, effective immediately.

2. Respondent shall, within 90 days of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of \$200.00 pursuant to § 440.22(2), Stats.

3. Payment shall be mailed or delivered to:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information."

Dated at Madison, Wisconsin this 16th day of September, 2004.

Jacqueline A. Johnsrud, R.N.
Chairperson
Board of Nursing