

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
: FINAL DECISION AND ORDER
BECKY R. MOISEEV, L.P.N., :
RESPONDENT. : ORDER 0000987

Division of Enforcement Case No. 11 NUR 031

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Becky R. Moiseev, L.P.N.
4635 S. 20th St. #202
Milwaukee, WI 53221

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Board of Nursing
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

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 the attached Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Becky R. Moiseev, L.P.N., (D.O.B. 10/6/1978) is licensed as a professional nurse in the State of Wisconsin (license no. 31-307094). This license was first granted on March 20, 2006.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 4635 S. 20th Street #202, Milwaukee, WI 53221.

3. At all relevant times, Respondent was employed as a professional nurse at Cameo Care Center in Milwaukee, Wisconsin.

4. On multiple occasions in January 2011, Respondent signed out medication on the controlled drug use record for patients, without documenting the administration of those drugs on the PRN Analgesic record. For example:

(a) Respondent signed out oxycodone-acetaminophen 5-325 mg, a controlled II substance, for Patient DM, twice daily on January 5, January 8, January 9, and January 11 without documenting administration.

(b) Respondent signed out hydrocodone-acetaminophen 5-500 mg, a controlled III substance, for Patient MO on January 12, 2011 without documenting administration.

(c) Respondent signed out two tablets of prn oxycodone-acetaminophen 5-325 mg, a controlled II substance, for Patient FO on January 5, January 8, January 9, and January 11, without documenting administration.

(d) Respondent signed out hydrocodone-acetaminophen 5-500 mg, a controlled III substance, for Patient TL on January 12, 2011, without documenting administration.

5. Staff discovered at 2:00 PM on January 12, 2011 that Respondent had signed out prn hydrocodone-acetaminophen 5-500 mg, a controlled III substance, for Patient MH at 3:00 PM that day. Patient MH confirmed she had received pain medication that afternoon, though did not recall the exact time.

6. On January 12, 2011, Respondent signed out oxycodone 5 mg on the controlled drug use record for Patient RZ at 10:00 AM and 2:00 PM. Patient RZ had a schedule for doses at 6:00 AM, 1:00 PM and 6:00 PM.

7. On January 12, 2011, Respondent signed out PRN oxycodone-acetaminophen 5-325 mg at 1:00 PM for Patient AI. Patient AI stated he did not recall requesting pain medication at 1:00 PM that day.

8. Patient FR had an order for Roxicet®, a controlled II substance, twice daily. On January 9 and January 11, 2011, Respondent signed out Roxicet® 5 mL for Patient FR. Patient FR stated that he did not receive pain medication during the day shift on January 9 and January 11, 2011. Respondent failed to document the PRN Analgesic record.

9. Respondent submitted to a urine drug screen. The results of the screen were negative.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 441.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraphs 4 through 7 above constitutes a violation of Wisconsin Administrative Code § N 7.04(2) and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

IT IS ORDERED:

1. Becky R. Moiseev, L.P.N., is REPRIMANDED.
2. The license of Becky R. Moiseev, L.P.N., to practice nursing in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are LIMITED as follows:
 - a. Respondent, at her own expense, shall complete six (6) hours of pre-approved continuing education in medication documentation, within 90 days of the date of this Order. Respondent is responsible for finding an appropriate course and submitting the course information to the Board for approval prior to taking the course and in sufficient time to obtain board approval within the 90 day time frame, taking into account the board's meeting schedule. Respondent shall provide proof of completion of the continuing education to the Department Monitor.
 - b. Respondent shall provide her nursing employers with a copy of this Order before engaging in any nursing employment.
 - c. For a period of at least two (2) years from the date of this order, Respondent shall work only under direct supervision, and only in a work setting pre-approved by the Board. Respondent shall not work in a home health, agency or pool position.
 - d. For a period of at least two (2) years 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.

- e. Pursuant to Uniform Nurse Licensure Compact regulations, Respondent's nursing practice is limited to Wisconsin during the pendency of this limitation. This requirement may be waived only upon the prior written authorization of both the Wisconsin Board of Nursing and the regulatory board in the state in which Respondent proposes to practice.
- f. Respondent shall notify the Department Monitor of any change of nursing 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. Respondent shall, within ninety (90) days of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of Three Hundred Dollars (\$300.00) pursuant to Wis. Stat. § 440.22(2).

4. All petitions, payments, reports and other correspondence shall be mailed or delivered to:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264
Telephone (608) 267-3817

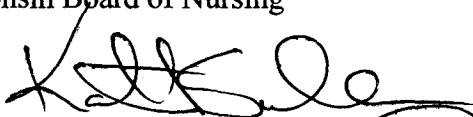
5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event that Respondent fails to pay costs as ordered, Respondent's license may, in the discretion of the Board or its designee, be **SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of this Order.

6. This Order is effective on the date of its signing.

Dated at Madison, Wisconsin this 2nd day of June, 2011.

Wisconsin Board of Nursing

By:


A Member of the Board

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