

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
REBECCA J. OPPERMAN-VANA, L.P.N.,	:	
RESPONDENT.	:	
		<b>ORDER 0000991</b>

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Division of Enforcement Case No. 11 NUR 111

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

Rebecca J. Opperman-Vana, L.P.N.  
605 S. Charles Street Apt B  
Westfield, WI 53964

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. Rebecca J. Opperman-Vana, L.P.N., (DOB 10/29/1968) is licensed as a practical nurse in the State of Wisconsin (license # 31-304795). This license was first granted on January 22, 2004.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 605 S. Charles Street Apt B., Westfield, WI 53964.

3. On July 25, 2008, Respondent was charged in Sauk County Case Number 2008CM000604 with Issue of Worthless Checks ( $\leq$ \$2,500), which is a class A Misdemeanor. On September 4, 2008, Respondent pled no contest and was ordered to pay costs.

4. On December 15, 2008, Respondent was charged in Sauk County Case Number 2008CF000345 with (1) Theft-Movable Property  $\leq$ \$2,500, a class A Misdemeanor, and (2) Forgery-Uttering, a class H Felony. Respondent forged her mother's name and used her social security number without permission.

5. On March 23, 2009, Respondent pled no contest to Theft-Movable Property  $\leq$ \$2,500. Respondent was sentenced to 12 months probation, ordered to pay restitution and to undergo an AODA treatment per her agent. Respondent further pled no contest to Forgery-Uttering and entered into a 24-month deferred prosecution agreement.

6. On April 5, 2011, Respondent successfully completed the terms of the deferred prosecution agreement and case number 2008CF000345 was dismissed with prejudice.

#### 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 above constitutes a violation of Wisconsin Administrative Code § N 7.04(1) and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

#### ORDER

IT IS ORDERED:

1. Respondent, Rebecca J. Opperman-Vana, L.P.N., is REPRIMANDED.

2. The license of Rebecca J. Opperman-Vana, 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) For a period of at least two (2) years from the date of this Order:

1. Respondent shall provide a copy of this Final Decision and Order immediately to supervisory personnel at all

settings where Respondent works as a nurse or caregiver or provides health care.

2. Respondent shall practice only in a work setting pre-approved by the Board or its designee. Respondent may not work in a home health care, hospice, pool nursing or agency setting. Respondent may not work in a position that gives her access to patient funds or personal identity information.
3. Respondent shall practice only under the direct supervision of a licensed nurse or other licensed health care professional approved by the Board or its designee.
4. Respondent's supervisor(s) shall provide written reports on Respondent's work performance to the Department Monitor on a quarterly basis, as directed by the Department Monitor. It shall be Respondent's responsibility to insure that the reports are made in a timely manner.
5. 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.
6. During the pendency of this Order and any subsequent related Orders, Respondent may not practice in another state pursuant to the Nurse Licensure Compact under the authority of a Wisconsin license, unless Respondent receives prior written authorization to do so from both the Wisconsin Board of Nursing and the regulatory board in the other state.

3. After two (2) years from the date of this Order, Respondent may petition the board for the modification or termination of the limitation. The Board may grant or deny the petition, in its discretion, or may modify this Order as it sees fit. A denial in whole or in part of any such request shall not be considered a denial of a license within the meaning of Wis. Stat. § 227.01(3)(a), and Respondent shall not have a right to any further hearings or proceedings on the denial.

4. Respondent shall, within 120 days of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of two hundred dollars (\$200.00), pursuant to Wis. Stat. § 440.22(2).

5. All petitions, payments, reports and other correspondence shall be directed to the Department Monitor, as follows:

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

6. 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 Respondent fails to timely submit payment of the 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 payment of the costs or completion of the continuing education.

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

Wisconsin Board of Nursing

By: L. Lukis RN, APRN  
A Member of the Board

7/21/11  
Date