

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

| | | |
|----------------------------------|---|--------------------------|
| IN THE MATTER OF | : | |
| DISCIPLINARY PROCEEDINGS AGAINST | : | |
| | : | FINAL DECISION AND ORDER |
| CHRISTINE A. BAYER, R.N., | : | |
| RESPONDENT. | : | ORDER 0001804. |

Division of Enforcement Case No. 12NUR172

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

Christine A. Bayer, R.N.
2335 South 63rd Street
West Allis, WI 53219

Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Board of Nursing
Department of Safety and Professional Services
1400 East Washington Avenue
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 (Board). 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. Christine A. Bayer, R.N., (DOB 07/15/1971) is licensed as a professional nurse in the State of Wisconsin (license no. 127337-30). This license was first granted on August 1, 1997.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing (Board) is 2335 South 63rd Street, West Allis, WI 53219.

3. On October 12, 2006, the Wisconsin Board of Nursing issued a Final Decision and Order (Order) against Respondent in which Respondent's license to practice as a professional nurse was indefinitely suspended with an immediate stay and limited.

4. The Order was based upon Respondent neglecting patients as a result of her sleeping while on duty, and having diverted multiple doses of injectable Morphine Sulfate from her employer. Respondent entered a substance abuse treatment program and began drug testing.

5. On December 15, 2006, the Board issued an order removing stay of suspension in which Respondent's stay was revoked and she was suspended for six months. The Board revoked Respondent's stay based on the following conduct which violated the October 12, 2006 Order:

- a. Respondent did not get pre-approval by the Board, or its liaison, for her employment;
- b. Respondent had access to controlled substances in her place of employment;
- c. Respondent worked as a pool nurse;
- d. Respondent provided an unrestricted license to her employer when in fact her license was limited.

6. On July 31, 2008, October 23, 2008, March 4, 2009, and July 15, 2009, the Board issued an order granting a three month stayed suspension.

7. On March 25, 2010, the Board issued an order granting modifications and continuous stay of suspension granting Respondent access to controlled substances in the workplace, a decrease in drug screens and a continuous stay of suspension.

8. On October 11, 2011, the Board issued an order removing stay of suspension based on the Department Monitor providing information to the Board indicating that Respondent was not in compliance with the Order.

9. Despite the October 11, 2011 order removing stay of suspension, Respondent was employed as a Sales and Marketing person for Crest House Assisted Living in South Milwaukee, WI. While in this position, Respondent conducted duties that required a registered nurse license. Respondent engaged in new resident assessments, wrote medication orders, contacted physicians and took telephone orders.

10. After learning of problems and discrepancies with Respondent's orders, assessments and documentation, Respondent's employer conducted a background check

on Respondent's licensure and discovered that her license was suspended. Respondent's employment was terminated.

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 paragraph 9 above constitutes a violation of Wis. Admin. Code § N 5.03(1) and 7.04(14) and subjects Respondent to discipline pursuant to Wis. Stat. §§ 441.07(1)(b) and (d).

ORDER

IT IS ORDERED:

1. Christine A. Bayer's right to renew her license as a professional nurse in the State of Wisconsin is REVOKED.

2. The privilege of Christine A. Bayer to practice nursing in the State of Wisconsin, pursuant to the Nurse Licensure Compact, is REVOKED.

3. Respondent shall, within 120 days of the date of this Order, pay to the Department of Safety and Professional Services COSTS of this proceeding in the amount of Three Hundred Dollars (\$300.00), pursuant to Wis. Stat. § 440.22(2). Payment shall be made to the Department Monitor, as follows:

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

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

Wisconsin Board of Nursing

By: 
A Member of the Board

6/7/12
Date