

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
MARGARET S. CHAMPION, R.N.,	:	
RESPONDENT.	:	ORDER 0001823.

Division of Enforcement Case No. 11NUR032

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

Margaret S. Champion, R.N.
7823 W. Lisbon Avenue
Milwaukee, WI 53222

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. 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. Margaret S. Champion, R.N., (DOB 05/22/1978) is licensed as a professional nurse in the State of Wisconsin (license no. 158759-30). This license was first granted on July 16, 2007.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 7823 W. Lisbon Avenue, Milwaukee, WI 53222.

3. At all times relevant, Respondent was employed at a hospital in Milwaukee, Wisconsin.

4. On October 8, 2010 at 0835 a patient, known previously to the respondent, presented to the emergency room and was subsequently admitted to the hospital.

5. Respondent placed a call to this patient, from her work issued cell phone at 0910. At 0957 and 1146 the respondent engaged in unauthorized access to this patient's medical record before the patient was assigned to her unit at 1220. Respondent maintains that during the 0910 telephone conversation, the patient stated to Respondent that she could access his medical record.

6. Between November 2 and December 17, 2010, Respondent placed approximately 18 calls totaling 314 minutes to the same patient's personal cell phone using her work issued cell phone in violation of company policy. All hospital employees who receive a mobile phone sign a confidentiality agreement stating they will not use the phone for personal calls.

7. On December 30, 2010, Respondent's employment at the hospital 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 5 above constitutes a violation of the Health Insurance Portability and Accountability Act of 1996, and Wisconsin Administrative Code § N 7.04(1), and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

3. The conduct described in paragraphs 6-7 above constitutes a violation of Wisconsin Administrative Code § N 7.04, and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

IT IS ORDERED:

1. Margaret S. Champion, R.N., is REPRIMANDED.

2. The license of Margaret S. Champion, R.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 three (3) hours of pre-approved continuing education addressing the Health Insurance Portability and Accountability Act, or patient confidentiality, and three (3) hours of pre-approved continuing education in professional boundaries, 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. For a period of one (1) year from the date of this Order, Respondent shall provide her nursing employer(s) with a copy of this Order before engaging in any nursing employment.
- c. Respondent may continue to practice at Select Specialty hospital in Milwaukee, Wisconsin; however, Respondent must obtain board approval prior to changing jobs.
- d. For a period of one (1) year 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. 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 15 days of a change of employment and shall include an explanation of the reasons for the change.

3. After one (1) year 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.

4. Respondent shall, within one hundred eighty (180) days of the date of this Order, pay to the Department of Safety and Professional Services costs of this proceeding in the amount of Six Hundred Dollars (\$600.00) pursuant to Wis. Stat. § 440.22(2).

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

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

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 that Respondent fails to timely submit payment of the costs as ordered or fails to comply with the ordered continuing education as set forth above, Respondent's license (no. 158759-30) 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.

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

Wisconsin Board of Nursing

By: *Leucton W. CRCA APNP*
A Member of the Board

6/7/12
Date