

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
RITA A. JENKINS, R.N.,	:	
RESPONDENT.	:	ORDER 0002424

Division of Enforcement Case No. 12 NUR 075

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

Rita A. Jenkins, R.N.
8112 W. Muriel Place
Milwaukee, WI 53218

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

Division of Enforcement
Department of Safety and Professional Services
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 disposition of this matter, subject to the approval of the Board of Nursing (Board). 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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Rita A. Jenkins (dob April 14, 1960) is licensed in the State of Wisconsin as a professional nurse, having license number 143575-30, first issued on March 14, 2003 and current through February 28, 2014. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 8112 W. Muriel Place, Milwaukee, Wisconsin, 53218.

2. At all times relevant, Respondent was employed as a professional nurse at an assisted care center (Center) in Cedarburg, Wisconsin.

3. On January 28, 2012 at approximately 0400, Respondent administered one tablet of Primidone 50 mg to Patient A not realizing the medication was ordered for Patient B, Patient A's roommate. Respondent failed to check Patient A's identification wristband prior to administering the medication.

4. Respondent then administered MS Contin and Vicodin ES to Patient B, not realizing the medication was ordered for Patient A. Respondent failed to check Patient B's identification wristband prior to administering the medications.

5. During a follow-up investigation, the Center discovered that Respondent administered the wrong medications to Patient A and B.

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 pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent Rita A. Jenkins, R.N., engaged in negligence as defined in Wis. Admin. Code § N 7.03(1)(a) and (b) by violating standard of practice and failing to maintain competency in practice and methods of nursing care.

3. As a result of the above violations, Respondent Rita A. Jenkins, R.N., is subject to discipline pursuant to Wis. Stat. § 441.07(1)(c).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Rita A. Jenkins, R.N., is REPRIMANDED.

3. The professional nursing license issued to Respondent Rita A. Jenkins, R.N., (license number 30-143575) and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are LIMITED as follows:

- a. Within 90 days of the date of this Order, Respondent, at her own expense, shall complete four (4) hours of pre-approved education in medication management and 4 hours of pre-approved education in medication administration. 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 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 one (1) year while working at least half-time as a nurse, 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, assisted living, agency or pool position.
- d. For a period of at least one (1) years while working at least half-time as a nurse, Respondent shall arrange for her nursing employer(s) to send to the Department Monitor quarterly reports, 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.
- g. After one (1) years of working at least half-time as a nurse, 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. Within 120 days from the date of this Order, Respondent Rita A. Jenkins, R.N., shall pay COSTS of this matter in the amount of \$600.00

5. Proof of successful course completion, quarterly reports, petitions and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent to the Department Monitor at the address below:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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 or proof of successful course completion, or failure to submit quarterly reports as ordered, Respondent's license (no. 30-143575) 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 and completion of education.

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

WISCONSIN BOARD OF NURSING

by: Julia Nelson, RN
A Member of the Board

5/9/13
Date