

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

AMANDA S. ADDISON, R.N., A.P.N.P.,
RESPONDENT.

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:
:

FINAL DECISION AND ORDER

0004904

Division of Legal Services and Compliance Case No. 16 NUR 173

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

Amanda S. Addison, R.N., A.P.N.P.
10043 County Road K
Lancaster, WI 53813-9582

Wisconsin Board of Nursing
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Wisconsin 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 Amanda S. Addison, R.N., A.P.N.P., (dob August 18, 1982) is licensed in the State of Wisconsin as a professional nurse, having license number 156419-30, first issued on September 22, 2006 and current through February 28, 2018. Respondent also holds certificate number 5675-33 to practice as an advanced practice nurse prescriber, first issued on February 11, 2014 and current through September 30, 2016. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 171 18th Street North, Wisconsin Rapids, Wisconsin 54494.

2. Upon information and belief, Respondent's current address is 10043 County Road K, Lancaster, Wisconsin 53813-9582.

3. At all times relevant to this proceeding, Respondent was employed as a professional nurse at a clinic (Clinic), located in Monroe, Wisconsin.

4. On March 19, 2016, Respondent presented to the Clinic for orientation for her clinical duties as a nurse practitioner. On that date, a physician assistant (PA) observed that Respondent seemed slow in her movements and speech, Respondent did not always make sense when she spoke, was asking strange questions, did not appear to understand everything that was said to her, her pupils were constricted and she kept closing her eyes and nodding off.

5. On March 22, 2016, Respondent again presented to the Clinic for duty. On that date, a professional nurse observed that Respondent was moving slowly, sitting with her eyes closed at the registration desk and displaying somnolence over and above what is expected from simple lack of sleep or an upper respiratory illness.

6. On April 22, 2016, Respondent presented to her primary care physician (PCP) and reported her behaviors at the Clinic in March 2016 to the PCP. Respondent also informed her PCP that she (Respondent) had driven off from a gas station without paying for the gas the day before and could not remember her zip code. Respondent also reported that she had been fired from another facility recently after she had been walking “funny”, had facial droop and was having difficulty writing. The PCP noted that Respondent was having dissociative amnesia.

7. On May 4, 2016, Respondent presented to her PCP for follow-up and reported that she did not recall much of what happened three (3) days earlier and did not recall her last appointment with the PCP.

8. On May 11, 2016, Respondent presented to her PCP and reported that three (3) days earlier, she had been slurring her speech and was staggering.

9. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

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 engaged in unprofessional conduct as defined by Wis. Admin. Code § N 7.03(6)(h), by being unable to practice safely by reason of physical illness or impairment.

3. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 441.07(1g)(b) and (d).

ORDER

1. The attached Stipulation is accepted.

2. The professional nursing license (license number 156419-30) and certificate as an advanced practice nurse prescriber (5675-33) issued to Amanda S. Addison, R.N., A.P.N.P., to practice in the State of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are SUSPENDED indefinitely.

3. Respondent may petition the Board to terminate the suspension under the following conditions:

- a. Respondent shall, at her own expense, undergo a fitness to practice evaluation with a pre-approved psychiatrist or psychologist experienced in evaluating health practitioners' fitness for duty:
 - i. The provider performing the evaluation must not have treated Respondent and shall have been approved by the Board or its designee, with the opportunity for the Division of Legal Services and Compliance to make its recommendation, prior to the evaluation being performed; and
 - ii. Within fifteen (15) days of the completion of the assessment, a written report regarding the results of the assessment shall be submitted to the Department Monitor at the address below. The report shall address whether Respondent suffers from any condition(s) that may interfere with his or her ability to practice safely and, if so, shall provide any recommended limitations for safe practice.
- b. Prior to evaluation, Respondent shall provide a copy of this Final Decision and Order to the health care provider.
- c. Respondent shall execute necessary documents authorizing the Division to obtain records of evaluation, and to discuss Respondent and her case with the evaluator. Respondent shall execute all releases necessary to permit disclosure of the final evaluation report to the Board or its designee. Certified copies of the final evaluation report shall be admissible in any future proceeding before the Board.
- d. Respondent shall identify and provide the evaluator with authorizations to communicate with all physicians, mental health professionals, and facilities at which Respondent has been treated or evaluated.
- e. Respondent shall comply with any and all reasonable requests by the evaluator for purposes of scheduling and completing the evaluation, including additional testing the examiner deems helpful. Any lack of reasonable and timely cooperation, as determined by the examiner, may constitute a violation of an order of the Board.

- g. Respondent is responsible for timely payment of the costs of the examination. Payment shall be made directly to the evaluator.
- h. Respondent must provide proof sufficient to convince the Board that Respondent is able to practice with reasonable skill and safety of patients and the public and does not suffer from any condition which prevents Respondent from practicing in that manner.
- i. If the Board determines that Respondent is fit to practice, the Board may nonetheless limit Respondent's license in a manner to address any concerns the Board has as a result of the conduct set out in the Findings of Fact and to address any recommendations resulting from the assessment, including, but not limited to:
 - i. Psychotherapy, at Respondent's expense, by a therapist approved by the Board or its designee, to address specific treatment goals, with periodic reports to the Board by the therapist.
 - ii. Additional professional education in any identified areas of deficiency.
 - iii. Restrictions on the nature of practice or practice setting or requirements for supervision of practice, by a professional approved by the Board, with periodic reports to the Board by the supervisor.
- j. If the Board determines that Respondent is not fit to practice, the Board may continue the Suspension of Respondent's license until Respondent provides proof sufficient to convince the Board that Respondent is able to practice with reasonable skill and safety of patients and the public and does not suffer from any condition which prevents Respondent from practicing in that manner. In the alternative, the Board may limit Respondent's license in a manner to address any concerns the Board has as a result of the conduct set out in the Findings of Fact and to address any recommendations resulting from the assessment, including, but not limited to:
 - i. Psychotherapy, at Respondent's expense, by a therapist approved by the Board or its designee, to address specific treatment goals, with quarterly reports to the Board by the therapist.
 - ii. Additional professional education in any identified areas of deficiency.
 - iii. Restrictions on the nature of practice or practice setting or requirements for supervision of practice, by a professional approved by the Board, with periodic reports to the Board by the supervisor.

4. The professional nursing license (license number 156419-30) and advanced practice nurse prescriber certificate (certificate number 5675-33) issued to Amanda S. Addison, R.N., A.P.N.P., to practice in the State of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are LIMITED as follows:

- a. Within sixty (60) days from the date of this Order, Respondent shall, at his own expense, undergo an AODA assessment with a treater, pre-approved by the Board or its designee.
 1. Prior to the assessment, Respondent shall provide a copy of this Order to the treater.
 2. Respondent shall provide and keep on file with the treater current releases complying with state and federal laws. The releases shall allow the Board, its designee, and any employee of the Department to obtain a copy of the assessment. Copies of these releases shall immediately be filed with the Department Monitor.
 3. Respondent shall comply with the treater's recommendations.

5. 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.

6. Within 120 days from the date of this Order, Amanda S. Addison, R.N., A.P.N.P., shall pay COSTS of this matter in the amount of \$500.00.

7. Results of the fitness to practice evaluation and AODA assessment, requests for approval of treaters, petitions to lift the suspension and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:


Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

8. In the event Respondent fails to timely undergo an AODA assessment, fails to timely submit the written report of the AODA assessment, fails to provide a copy of this Order to the AODA treater, fails to execute releases of information, fails to comply with the AODA treater's recommendations, or fails to timely submit payment of the costs as ordered, Respondent's professional nursing license (license number 156419-30) and advanced practice nurse prescriber certificate (certificate number 5675-33) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has undergone

an AODA assessment, submitted a written report of the AODA evaluation results, provided a copy of this Order to the evaluator, executed releases of information, complies with treater's recommendations, and complied with payment of costs.

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

WISCONSIN BOARD OF NURSING

by:  Jerry Miller DNP, APRN
A Member of the Board

9-8-16
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

AMANDA S. ADDISON, R.N., A.P.N.P.,
RESPONDENT.

STIPULATION

0004904

Division of Legal Services and Compliance Case No. 15 NUR 173

Respondent Amanda S. Addison, R.N., A.P.N.P., and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Board of Nursing (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division

of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

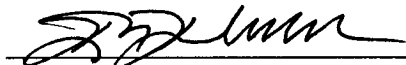
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



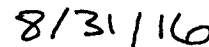
Amanda S. Addison, R.N., A.P.N.P., Respondent
10043 County Road K
Lancaster, WI 53813-9582
License no. 156419-30
Certificate no. 5675-33



Date



Kim M. Kluck, Attorney
Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison WI 53707-7190



Date