

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF THE LICENSE OF :
KAYLA F. BRISSON, R.PH., : FINAL DECISION AND ORDER
LICENSEE. : FOR REMEDIAL EDUCATION
: **ORDER 0006829**

Division of Legal Services and Compliance Case No. 19 PHM 060

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

Kayla F. Brisson, R.Ph.
Freedom, WI 54130

Wisconsin Pharmacy Examining Board
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 Pharmacy Examining Board (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. Licensee Kayla F. Brisson, R.Ph., (DOB: XX/XX/1986) is licensed in the state of Wisconsin to practice pharmacy, having license number 17290-40, first issued on September 24, 2013 and current through May 31, 2020. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Freedom, Wisconsin, 54130.
2. Patient A was prescribed amphotericin B while hospitalized for fungal pneumonia.
3. Amphotericin B is available in liposomal and non-liposomal formulations, which are dosed differently. The non-liposomal formulation has additional side effects, including nephrotoxicity.

4. Throughout inpatient stay, Patient A was prescribed the appropriate dosing of the liposomal formulation.

5. Upon discharge, Patient A was to continue to receive liposomal amphotericin B.

6. The day after discharge, Patient A reported to the outpatient clinic for his medication infusion, but the prescription never reached the pharmacy queue. The clinic called Licensee who worked to allow the prescription to be placed in the queue for verification and dispensing.

7. When Licensee received the prescription, it was signed by an Advanced Practice Nurse Prescriber, whom Licensee had worked with before. The prescription was dose matched to what Patient A had been receiving during his inpatient stay but was for the non-liposomal formulation.

8. Upon receiving the prescription, Licensee admits to overriding an alert confirming its correctness. Licensee did not notice that a different formulation had been selected.

9. The nurse administering the medication also overrode an alert and infused the non-liposomal formulation into Patient A, which caused Patient A to overdose.

10. The overdose caused nephrotoxicity, requiring two (2) months of dialysis treatments for Patient A.

11. Licensee acknowledges her expected role in the "fail-safe" procedures of medication preparation and dispensing. She admits her conduct in overriding the alert contributed to Patient A's overdose.

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

CONCLUSIONS OF LAW

1. The Wisconsin Pharmacy Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 450.10(1)(b) and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.

2. Within six (6) months of the date of this Order, Licensee shall, at her own expense, take and successfully complete one (1) hour of education on the topic of medication safety and one (1) hour on the topic of transitions of care as follows:

a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the courses from

the Board or its designee. Licensee must take and pass any exam offered for the course(s).

- b. Licensee shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
- c. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department.

3. Requests for approval of courses and proof of successful course completion shall be sent by Licensee 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

You may also submit this information online via the Department's Monitoring Case Management System at:

<https://app.wi.gov/DSPSMonitoring>

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

WISCONSIN PHARMACY EXAMINING BOARD

By: Phillip Trapani, D
A Member of the Board

6/4/2020
Date

STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

KAYLA F. BRISSON, R.PH.,
LICENSEE.

:
:
:
:
:

STIPULATION

ORDER 0006829

Division of Legal Services and Compliance Case No. 19 PHM 060

Licensee Kayla F. Brisson, R.Ph. and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

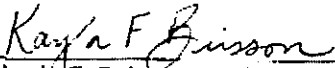
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Licensee consents to the resolution of this investigation by Stipulation.
2. Licensee understands that by signing this Stipulation, Licensee voluntarily and knowingly waives the following rights:
 - the right to a hearing on the allegations against Licensee, 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 Licensee;
 - the right to call witnesses on Licensee's behalf and to compel their attendance by subpoena;
 - the right to testify on Licensee'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 Licensee under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
3. Licensee is aware of Licensee's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.
4. Licensee agrees to the adoption of the attached Final Decision and Order by the Wisconsin Pharmacy Examining (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. Licensee 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. Licensee 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 Licensee in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Kayla F. Brisson, R.Ph., Licensee
Freedom, WI 54130
License no. 17290-40

04/24/2020

Date



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

4/28/2020

Date