

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

GREGORY J. BEAUDRY, R.N.,  
RESPONDENT.

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:  
: FINAL DECISION AND ORDER  
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:  
**ORDER 0006890**

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Division of Legal Services and Compliance Case Nos. 18 NUR 713 and 19 NUR 770

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

Gregory J. Beaudry, R.N.  
Oconomowoc, WI 53066

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 Gregory J. Beaudry R.N., (DOB XX-XX-1962) is licensed in the state of Wisconsin as a registered nurse, having license number 127536-30, first issued on August 29, 1997. This license expired on February 29, 2020. Pursuant to Wis. Stat. § 440.08(3), Respondent retains the right to renew upon payment of a fee until February 28, 2025.

2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in Oconomowoc, Wisconsin 53066.

3. At all times relevant to this proceeding, Respondent was employed as a registered nurse at a care and rehabilitation center (Facility) in Waukesha, Wisconsin.

4. On November 5, 2018, Respondent provided care to Resident A, who was in pain and being verbally abusive to other residents.

5. Respondent administered prescribed medications to Resident A in an attempt to alleviate his symptoms. Resident A continued to escalate, and Respondent gave Resident A an oxycodone tablet from another resident's discontinued medication case in an "attempt to help alleviate [Resident A's] pain".

6. Resident A subsequently started breathing funny, became unresponsive and was taken to the emergency room (ER).

7. Respondent initially did not tell paramedics or ER staff that he had given Resident A the oxycodone tablet.

8. Resident A was subject to a urine drug screen (UDS) in the ER which tested positive for oxycodone.

9. Respondent admitted he had given the oxycodone tablet to Resident A after being asked about the positive UDS result.

10. Resident A was admitted to the hospital for three days, and then discharged with no lasting consequences.

11. Respondent was terminated by the Facility and law enforcement was contacted.

12. On December 9, 2019, Respondent pled no contest and was convicted in Waukesha County Circuit Court case number 19CF598 of one (1) count of Intentional Abuse/Patient -Causing Bodily Harm, a class H felony, in violation of Wis. Stat. § 940.295(3)(a)1.

13. 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 violated Wis. Admin. Code § N 7.03(2), by violating or aiding and abetting a violation of any law substantially related to the practice of nursing or being convicted of any crime substantially related to the practice of nursing.

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § N 7.03(8)(c), by administering any drug other than in the course of legitimate practice or as otherwise prohibited by law.

4. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § N 7.03(6)(c), by departing from or failing to conform to the minimal standards of acceptable nursing practice that may create unnecessary risk or danger to a patient's life, health, or safety. Actual injury to a patient need not be established.

5. By the conduct described in paragraph twelve (12) of the Findings of Fact, Respondent shall not receive or possess a multistate license pursuant to Wis. Stat. § 441.51(3)(c)7. and (3)(g)2.

6. 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. Respondent's right to renew his registered nurse license is SUSPENDED for thirty (30) days.
3. The right to renew the registered nurse license issued to Respondent is LIMITED as follows:
  - a. Prior to the Board or its designee acting upon Respondent's renewal application, Respondent shall complete the following:
    - i. Respondent shall successfully complete, at his own expense, four (4) hours of education on the topic of ethics, four (4) hours of education on the topic of professional accountability and legal liability, and (4) hours of education on the topic of medical errors, offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
    - ii. Respondent 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. 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, and also may not be used in future attempts to upgrade a credential in Wisconsin.
    - iii. The Board's monitoring liaison may change the number of credit hours and/or education topics in response to a request from Respondent. The monitoring liaison may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.

- iv. This limitation shall be removed from Respondent's right to renew his registered nurse license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.

4. When and if Respondent's registered nurse license (license number 127536-30) is renewed, for a period of at least two (2) years from the date of that renewal:

- a. Respondent shall provide his nursing employer with a copy of this Order before engaging in any nursing employment. Respondent shall provide the Department Monitor with written acknowledgment from each nursing employer that a copy of this Order has been received. Such acknowledgment shall be provided to the Department Monitor within fourteen (14) days of beginning new employment and/or within fourteen (14) days of the date of this Order for employment current as of the date of this Order.
- b. For a period of at least two (2) years 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, pool or as a nurse in a correctional setting.
- c. For a period of at least two (2) years while working at least half-time as a nurse, Respondent shall arrange for his nursing employer(s) to send to the Department Monitor quarterly reports, reporting the terms and conditions of Respondent's employment and evaluating his work performance.
- d. 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.
- e. After two (2) 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.

5. When and if Respondent's registered nurse license (license number 127536-30) is renewed, Respondent's privilege to practice under the multistate license issued under the Enhanced Nurse Licensure Compact is rescinded and Respondent's credential will revert to a single state license.

6. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$718.00.

7. Request for approval of courses, proof of successful course completion, evaluations, assessments, 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](mailto:DSPSMonitoring@wisconsin.gov)

Or they may be submitted online via the Department's Monitoring Case Management System at

<https://dspsmonitoring.wi.gov>

8. In the event Respondent violates any term of this Order, Respondent's license (127536-30), or Respondent's right to renew his license, 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 the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN BOARD OF NURSING

by: Peter Kallio  
A Member of the Board

7/9/2020  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

GREGORY J. BEAUDRY, R.N.,  
RESPONDENT.

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STIPULATION

**ORDER 0006890**

Division of Legal Services and Compliance Case Nos. 18 NUR 713 and 19 NUR 770

Respondent Gregory J. Beaudry R.N., 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 or Respondent's attorney, 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.

  
\_\_\_\_\_  
Gregory J. Beaudry R.N., Respondent  
Oconomowoc, WI 53066  
License no. 127536-30

6-26-2020  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Carley Peich Kiesling, Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

06/26/2020  
\_\_\_\_\_  
Date