

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF APPLICATION FOR :
RENEWAL OF A :
REGISTERED NURSE CREDENTIAL : ORDER GRANTING
 : LIMITED LICENSE
 :
DAWN JOHNSON, R.N., :
APPLICANT. :

ORDER 0007464

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

Dawn Johnson
Hudson, WI, 54016

Wisconsin Board of Nursing
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 resolution of this renewal application. The Wisconsin Board of Nursing (Board) adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On or about February 29, 2020, Dawn Johnson (Applicant) filed an application to renew a Wisconsin Registered Nurse credential (#193205-30).
2. Information received in the application process reflects that the Applicant has the following violations and conviction:
 - A. On or about April 1, 2002 – Petty Theft, an ordinance violation.
 - i. Applicant paid a fine.
 - B. On or about February 19, 2009 – Prohibited Alcohol Concentration, an ordinance violation.
 - C. On or about February 19, 2009 – Operating While Under the Influence, an ordinance violation.
 - i. Applicant states she was upset over a personal family matter and made the poor choice to drive after drinking at a bar. Applicant states this occurred during winter, she slid into the curb, and called the police for assistance. Applicant states she blew a PBT of .11.

Applicant paid a fine and her driver's license was revoked for seven (7) months. Applicant also reports she completed an Alcohol and Other Drug Abuse (AODA) assessment and an outpatient AODA treatment program.

- D. On or about February 4, 2021 – Traffic – Careless Driving, a misdemeanor conviction in Minnesota.
 - i. Applicant states she went to a casino for a night out with her significant other. Applicant states she thought she could handle being at a casino without drinking but she relapsed. The police report states Applicant was pulled over for a rear brake light that did not function, driving on the shoulder, and suspicion of Operating While Intoxicated. Upon interaction with the Applicant, police observed an odor of an alcoholic beverage when Applicant spoke, and Applicant's eyes were bloodshot and watery. Applicant performance on the Standard Fielded Sobriety Tests were unremarkable and Applicant blew a Preliminary Breath Test of .10.
 - ii. Applicant was placed on unsupervised probation, completed an AODA assessment, and was fined.

3. Applicant provided a copy of her AODA discharge summary dated August 2, 2019, which states Applicant completed fourteen (14) individual sessions and thirty-six (36) group sessions. Applicant had a four (4) day relapse in December 2018, followed by eight (8) months of abstinence. Applicant satisfied goals and completed the requirements of treatment. Applicant's discharge summary recommendation includes abstinence from AODA, to take medications as prescribed, continue community support groups, regular sponsor contact, follow healthy living plan and relapse prevention plan, continue ongoing couples counseling, and seek personal mental health therapy.

4. On or about June 1, 2020, Applicant entered into the Minnesota Health Professional Services Program (MN HPSP) which includes several terms and conditions for at least thirty-six (36) months.

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

CONCLUSIONS OF LAW

1. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 441.06 and is authorized to enter the attached Stipulation pursuant to Wis. Stat. §§ 15.08(5)(c) and 227.44(5).

2. Pursuant to Wis. Stat. §§ 441.07(1g)(b), (c), and (d), and Wis. Admin. Code § N 7.03(6)(g), an RN may be denied for unprofessional conduct or acts which show the nurse to be unfit or incompetent by reason of negligence, abuse of alcohol or other drugs, or mental incompetency.

3. Pursuant to Wis. Stat. § 440.08(4), the Board may deny a renewal if it is necessary to protect the public health, safety, or welfare.

4. As a result of the above conduct, Applicant is subject to limitations on her license pursuant to Wis. Stat. §§ 440.08(4), 441.07(1g)(b), 441.07(1g)(c), and 441.07(1g)(d), and Wis. Admin. Code § N 7.03(6)(f).

ORDER

1. The attached Stipulation is accepted.

2. Limitations upon Applicant's Registered Nurse credential are necessary to ensure that she is fit and competent to practice as a Registered Nurse.

3. Applicant's ability to practice as a Registered Nurse in the state of Wisconsin, and her privilege to practice pursuant to the Enhanced Nurse Licensure Compact (Compact), is LIMITED as follows:

A. For a period of at least two (2) years from the date of this Order:

- i. Applicant shall provide Applicant's nursing employer with a copy of this Order before engaging in, or continuing to engage in, any nursing employment. Applicant shall provide the Department of Safety and Professional Services Monitor (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.
- ii. Applicant shall provide the Department Monitor with copies of Applicant's quarterly submissions to MN HPSP. If a report indicates poor performance, the Board may institute additional limitations on Applicant's nursing license, in its discretion.
- iii. Applicant shall report to the Board any change of employment status, residence, address or telephone number within five (5) days of the date of change.
- iv. Applicant shall commit no new violations of law and shall report all law enforcement contacts leading to arrest, charge or conviction, including DWI/OWI and municipal/ordinance violations, to the Department Monitor within forty-eight (48) hours of any such event, including any convictions resulting from pending charges.

4. Applicant may petition the board for full, unrestricted licensure at any time upon submission of proof satisfactory to the Board that Applicant has successfully completed all of the terms of her MN HPSP agreement and is no longer subject to any terms, conditions, or monitoring.

5. Applicant may also petition the Board for full, unrestricted licensure upon demonstration of continuous, successful compliance with the terms of the Order for at least two (2) years, including at least 600 hours of active nursing practice each year. "Practice in compliance" includes the submission of reports, the content of which are satisfactory to the Board.

6. Pursuant to the Compact, Applicant may not practice in a Compact state, other than Wisconsin, while her license is encumbered by any limitation or restriction imposed by this Order.

7. Any requests, petitions, reports and other information required by this Order shall be mailed, e-mailed, faxed or delivered to:

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 DSPS' Monitoring Case management System, here: <https://dspsmonitoring.wi.gov>

8. In the event Applicant violates any term of this Order, Applicant's license, or Applicant's right to renew her license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing. The Board or its designee may terminate the suspension if provided with sufficient information that Applicant is in compliance with the Order and that it is appropriate for the suspension to be terminated. Whether to terminate the suspension shall be wholly in the discretion of the Board or its designee. 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. Applicant shall be responsible for all costs and expenses incurred in conjunction with the monitoring, screening, supervision, and any other expenses associated with compliance with the terms of this Order. Being dropped from a program for non-payment is a violation of this Order.

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

WISCONSIN BOARD OF NURSING

By: Rosemary Dolatawski *RDC*
A Member of the Board

07/07/2021
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF APPLICATION FOR
RENEWAL OF A
REGISTERED NURSE CREDENTIAL

:
:
:
:
:
:
:

STIPULATION

DAWN JOHNSON, R.N.,
APPLICANT.

ORDER 0007464

It is stipulated between Applicant and the Wisconsin Board of Nursing (Board) as follows:

1. Applicant filed an application to renew a Registered Nurse license.
2. Information received by the Board reflects a basis for denial of licensure.
3. Based upon the information of record, the Board agrees to issue, and Applicant agrees to accept, an Order granting a Registered Nurse license, subject to the terms and conditions set forth in the attached Order adopting the Stipulation.
4. Applicant understands that by signing this Stipulation, Applicant voluntarily and knowingly waives the following rights:
 - the right to request a hearing related to the denial of the application;
 - the right to confront and cross-examine the witnesses against Applicant;
 - the right to call witnesses on Applicant's behalf and to compel their attendance by subpoena;
 - the right to testify on Applicant'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 Applicant under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
5. Applicant is aware of Applicant's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.
6. Applicant agrees to the adoption of the attached Order Granting Limited License by the Board. The parties to the Stipulation consent to the entry of the attached Order Granting Limited License without further notice, appearance, or consent of the parties.

7. Applicant waives all rights to any appeal of the Board's Order, as adopted in the form as attached.

8. Applicant is informed that the Order Granting Limited License is a public record and will be published in accordance with standard procedure.

9. Applicant is informed that the Order Granting Limited License is an encumbrance as defined by the Enhanced Nurse Licensure Compact (Compact) and Applicant's multi-state license and/or privilege, if any, will be subject to all terms and conditions of the Compact.



Dawn Johnson, R.N.
Hudson, WI 54016
License no. 193205-30

6-29-21

Date

A Member of the Board of Nursing
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

Date

7. Applicant waives all rights to any appeal of the Board's Order, as adopted in the form as attached.

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Dawn Johnson, R.N.
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License no. 193205-30

Date

Rosemary Dalatawski, RN
A Member of the Board of Nursing
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

07/07/2021
Date