

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
BROOK A. MORRISON, R.N., :
RESPONDENT. : **ORDER 0007884**

Division of Legal Services and Compliance Case No. 21 NUR 369

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

Brook A. Morrison, R.N.
Green Bay, WI 54301

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 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 Brook A. Morrison, R.N., (Year of Birth 1980) is licensed in the state of Wisconsin as a registered nurse, having license number 193598-30, first issued on December 19, 2012, and current through February 28, 2022. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Green Bay, Wisconsin 54301.

2. At all times relevant to this proceeding, Respondent was employed as a charge nurse at a community treatment center located in Green Bay, Wisconsin (Facility), and had been employed there for approximately 5 years.

3. On three occasions in April and May 2021, Respondent took without permission a co-worker's medication (Adderall 10mg immediate release tablets) for her own personal use. The co-worker's medication was located in the co-worker's purse in the secure medication room.

4. Respondent had her own prescription for Adderall 10 mg immediate release tablets at the time of this conduct. She claims she forgot to bring her own medication to work and that she either did, or intended to replace the stolen medication with tablets from her own prescription at a later time.

5. On June 4, 2021, Respondent was terminated from her position at the Facility.

6. When interviewed by law enforcement, Respondent stated that she was suffering from focus issues and emotional drain at the time of this conduct.

7. On February 11, 2022, Respondent was convicted of one count of Theft-Movable Property <=\$2500, a class A misdemeanor in violation of Wis. Stats. § 943.20(1)(a), and two counts of Possess Amphetamine/LSD/Psilocin, an unclassified misdemeanor in violation of Wis. Stats. § 961.41(3g)(d), in Brown County Circuit Court case number 2021CM000515.

8. In resolution of this matter, Respondent 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. § 441.07 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 obtained, possessed or attempted to obtain or possess a drug without lawful authority within the meaning of Wis. Admin. Code § N 7.03(8)(e).

3. By the conduct described in the Findings of Fact, Respondent violated a law substantially related to the practice of nursing within the meaning of Wis. Admin. Code § N 7.03(2).

4. As a result of the above conduct, Respondent, is subject to discipline pursuant to Wis. Stat. § 441.07(1g)(b) and (d) and Wis. Admin. Code § N 7.03.

ORDER

1. The attached Stipulation is accepted.

2. Respondent Brook A. Morrison, R.N., is REPRIMANDED.

3. Respondent's registered nurse license (license no. 193598-30), and Respondent's privilege to practice in Wisconsin under another state's license pursuant to the Nurse Licensure Compact (Compact), are LIMITED as follows:

- a. Within 90 days of the date of this Order, Respondent shall undergo, at her own expense, a fitness for practice evaluation with a pre-approved psychiatrist or psychologist (Evaluator) who has not provided treatment to Respondent and is experienced in evaluating whether a health care professional is fit to practice.
 - i. Prior to evaluation, Respondent shall provide a copy of this Final Decision and Order to the Evaluator.
 - ii. 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.
 - iii. Within fifteen (15) days of the completion of the evaluation, 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 her ability to practice safely and competently and, if so, shall provide any recommended limitations for safe and competent practice.
 - iv. Respondent shall execute necessary documents authorizing the Division to obtain records of the 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.
 - v. Respondent is responsible for ensuring that the results of the evaluation are sent to the Department Monitor at the address in paragraph 7 below.
 - vi. If the Evaluator determines that Respondent is not fit to practice or is fit for practice with limitations, the Board or its designee may suspend Respondent's right to renew and/or her license until Respondent provides proof sufficient to convince the Board or its designee 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.
 - vii. If the Evaluator determines that Respondent is fit to practice or is fit to practice with limitations, the Board or its designee may limit Respondent's right to renew and/or her license in a manner to

address any concerns the Board or its designee has as a result of the conduct set out in the Findings of Fact and to address any recommendations resulting from the evaluation, including, but not limited to:

- 1) 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.
 - 2) Additional professional education in any identified areas of deficiency.
 - 3) Restrictions on the nature of practice, practice setting, or requirements for supervision of practice by a professional approved by the Board, with periodic reports to the Board by the supervisor.
- b. Within 90 days from the date of this Order, Respondent must undergo, at her own expense, an alcohol and other drug abuse (AODA) assessment with an evaluator pre-approved by the Board or its designee who has experience conducting these assessments.
- i. Prior to the assessment, Respondent shall provide a copy of this Order to the evaluator. Respondent shall provide the Department Monitor with written acknowledgment from the evaluator that a copy of this Order has been received by the evaluator. Such acknowledgment shall be provided to the Department Monitor prior to the assessment.
 - ii. Respondent shall provide and keep on file with the evaluator 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.
 - iii. 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.
 - iv. The Board, or its designee, may impose additional limitations upon Respondent's right to renew and/or his license based on the results of the assessment and/or the evaluator's recommendations.
 - v. Respondent shall comply with the evaluator's recommendations.

- vi. Respondent is responsible for ensuring that the results of the evaluation are sent to the Department Monitor at the address in paragraph 6 below.

4. Within 90 days of the date of this Order, Respondent shall, at her own expense, successfully complete six (6) hours of education on the topic of ethics offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.

- a. 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.
- b. This limitation shall be removed from Respondent's right to renew and/or her license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.
- c. 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.

5. Within 120 days from the date of this Order, Respondent, shall pay COSTS of this matter in the amount of \$ 770.00.

6. 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:

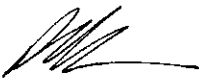
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dpsmonitoring.wi.gov>.

7. In the event Respondent violates any term of this Order, Respondent's license (license no. 193598-30), or Respondent's right to renew her 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.

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

WISCONSIN BOARD OF NURSING

By: 

A Member of the Board

3/10/2022

Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

BROOK A. MORRISON, R.N.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0007884

Division of Legal Services and Compliance Case No. 21 NUR 369

Respondent Brook A. Morrison, 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. Respondent is represented by Attorney Brian Anderson.

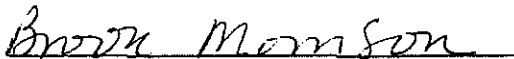
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Board of Nursing (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives 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.

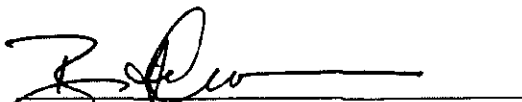
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's 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.


Brook A. Morrison, R.N., Respondent
Green Bay, WI 54301
License No. 193598-30

2/17/2022
Date


Brian Anderson, Attorney for Respondent
The Everson Law Firm
414 S. Jefferson Street
P. O. Box 22248
Green Bay, WI 54305

02/17/2022
Date


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

02/18/2022
Date