

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

ROSE E. SOLEM, R.N.,
RESPONDENT.

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FINAL DECISION AND ORDER

ORDER 000810C

Division of Legal Services and Compliance Case No. 21 NUR 825

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

Rose E. Solem, R.N.
Duluth, MN 55803

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, Conclusion of Law, and Order.

FINDINGS OF FACT

1. Respondent Rose E. Solem, R.N., (Year of Birth 1984) is licensed in the state of Wisconsin as registered nurse, having license number 238086-30, first issued on September 26, 2017, and current through February 29, 2024. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Duluth, Minnesota 55803.

2. At all times relevant to this proceeding, Respondent also held a license to practice as a registered nurse in the state of Minnesota.

3. On December 21, 2021, the Minnesota Board of Nursing (MN Board) issued an Order that indefinitely suspended Respondent's Minnesota license due to noncompliance with and

unsatisfactory discharge from the Minnesota Health Professionals Service Program (MN HPSP) (MN Order). The MN Order was based on the following facts:

- a. On September 26, 2016, Respondent entered into a 36-month monitoring program with the MN HPSP to monitor her substance use and mental health diagnoses.
 - b. On December 27, 2017, Respondent appeared before the MN Board Review Panel to discuss her discharge from the MN HPSP due to noncompliance with the terms of participation and allegations of diversion.
 - c. On January 17, 2018, the MN Board referred Respondent back to the MN HPSP in lieu of discipline.
 - d. On July 10, 2019, Respondent was noted to be non-compliant with the MN HPSP due to multiple positive urine drug screening tests for alcohol, morphine, and cannabis.
 - e. On September 6, 2019, the MN Board again referred Respondent back to the MN HPSP in lieu of discipline.
 - f. On November 25, 2019, Respondent entered into an 18-month monitoring agreement with the MN HPSP.
 - g. Between December 24, 2019, and March 6, 2020, Respondent's workplace monitor raised concerns regarding Respondent's behavior and performance, including missed screenings, and falsification of chain of custody forms and specimens.
 - h. On March 6, 2020, Respondent informed her case manager that she wanted to withdraw from the MN HPSP and no longer wanted to be a registered nurse. The MN HPSP unsatisfactorily discharged Respondent and filed a report with the MN Board.
 - i. On August 10, 2021, the MN Board filed a Notice and Order for Prehearing Conference and Hearing. Respondent failed to appear at the prehearing conference on September 27, 2021, was found to be in default, and the MN Order was issued against Respondent.
4. The MN Order indefinitely suspended Respondent's Minnesota license and provided her with the ability to petition to remove the suspension after 12 months under certain conditions. The conditions included, but were not limited to, proof that Respondent is capable of conducting herself in a fit and competent manner in the practice of professional nursing, is successfully participating in a program of substance use disorder rehabilitation, and has been sober and free from mood-altering chemicals during the 12 months immediately preceding her petition.
 5. Respondent did not report any of the MN HPSP or MN Board actions to the Board.
 6. Respondent no longer intends to practice as a nurse and desires to surrender her Wisconsin nursing license in lieu of proceeding with this investigation.

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

CONCLUSION 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).

ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER by Respondent of her license to practice as a registered nurse in the state of Wisconsin (license no. 238086-30), as well as her right to renew such license, is accepted.

3. In the event Respondent petitions the Board for reinstatement of her license to practice as a registered nurse in the state of Wisconsin, the Board may enter an order denying such application without further notice or hearing. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the sole discretion of the Board and such decision is not reviewable.

4. In the event Respondent petitions the Board for reinstatement of her license to practice as a registered nurse in the state of Wisconsin or applies for another credential in the state of Wisconsin under Wis. Stat. chs. 440 through 480, Respondent shall pay the costs of this matter in the amount of \$590.00, before any petition or application for a credential will be considered by the applicable board or Department.

5. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted 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) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

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

WISCONSIN BOARD OF NURSING

By: Robert Weimer, DNP-CCNP
A Member of the Board

8/11/2022
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ROSE E. SOLEM, R.N.,
RESPONDENT.

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STIPULATION

ORDER 0008100

Division of Legal Services and Compliance Case No. 21 NUR 825

Respondent Rose E. Solem, 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

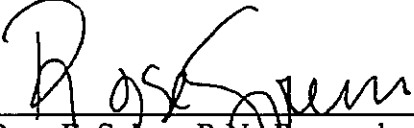
of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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, 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. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

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



Rose B. Solem, R.N., Respondent
Duluth, MN 55803
License No. 238086-30

6-21-22
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

6/22/2022
Date