

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
CARRIE E. BOEREMA, L.P.N., :
RESPONDENT. : **ORDER 0008149**

Division of Legal Services and Compliance Case Nos. 21 NUR 494 and 21 NUR 625

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

Carrie E. Boerema, L.P.N.
Neenah, WI 54956

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. Carrie E. Boerema, L.P.N. (Respondent), (Year of Birth 1986) is licensed in the state of Wisconsin as a practical nurse with multistate privileges pursuant to the Nurse Licensure Compact (Compact), having license number 320986-31, first issued on July 26, 2016, and current through April 30, 2023. Respondent's most recent address on file with the Department of Safety and Professional Services (Department) is in Neenah, Wisconsin 54956.

21 NUR 494

2. At all times relevant to this proceeding, Respondent was employed as a nurse, at a facility, located in Fond du Lac, Wisconsin (Facility).

3. On March 5, 2020, Respondent was convicted of two misdemeanor counts of Criminal Damage to Property, with domestic abuse modifiers, in violation of Wis. Stat. § 947.055(1), in Winnebago County Circuit Court Case No. 2019CM000876. Respondent was ordered to serve 30 days jail time with Huber privileges. A charge of Endanger Safety/Use/Danger Weapon was dismissed but read in.

4. As part of the March 5, 2020 conviction, Respondent had a court-ordered Alcohol and Other Drug Abuse assessment in which she was diagnosed with Alcohol Use Disorder, Cannabis Use Disorder, and Cocaine Use Disorder. It was recommended that Respondent attend and complete the substance abuse treatment and anger management. Respondent did attend treatment but was discharged for multiple absences.

5. On March 18, 2021, Respondent did not report her misdemeanor convictions to the Board when she submitted a license renewal application. Furthermore, Respondent checked “no” on the renewal application’s conviction declaration statement.

6. On August 16, 2021, Respondent self-reported the conviction to the Department; beyond 48 hours after the entry of the judgment of conviction

21 NUR 625

7. At all times relevant to this proceeding, Respondent was employed as a nurse, at a facility, located in Menasha, Wisconsin (Facility).

8. On October 23, 2021, the registered nurse in charge at the Facility noted that Respondent arrived late for her night shift assignment and had a strong odor of beer. Respondent then left in the middle of her shift without informing the Facility.

9. On October 25, 2021, the Facility terminated Respondent’s employment.

10. 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 failed to notify the board of a felony or misdemeanor in writing within 48 hours after the entry of the judgment of conviction, including the date, place, and nature of the conviction or finding within the meaning of Wis. Admin. Code § N 7.03(1)(h).

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 440.03(13)(am) by, after being convicted of a misdemeanor, failing to send notice of the conviction by 1st class mail to the department within 48 hours after the entry of the judgment of conviction.

4. By the conduct described in the Findings of Fact, Respondent engaged in unsafe practice or substandard care, including failing to report to or leaving a nursing assignment without properly notifying appropriate supervisory personnel and ensuring the safety and welfare of the patient or client within the meaning of Wis. Admin. Code § N 7.03(6)(d).

5. By the conduct described in the Findings of Fact, Respondent engaged in unsafe practice or substandard care, including being unable to practice safely by reason of alcohol or other substance use within the meaning of Wis. Admin. Code § N 7.03(6)(f).

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

ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER by Respondent of her license to practice nursing in the state of Wisconsin (license no. 320986-31), 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 nursing 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 \$1,116, before any petition or application for a credential will be considered by the applicable board or Department.

4. In the event Respondent petitions the Board for reinstatement as a licensed practical nurse, 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.

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://dspsmmonitoring.wi.gov>.

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

WISCONSIN BOARD OF NURSING

By: Robert Weirman TW-CCHP
A Member of the Board

9/8/2022
Date

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FAX
608 266 2264
2264

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

CARRIE E. BOEREMA, L.P.N.,
RESPONDENT.

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STIPULATION

ORDER U008149

Division of Legal Services and Compliance Case Nos. 21 NUR 494 and 21 NUR 625

Carrie E. Boerema, L.P.N. (Respondent), 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

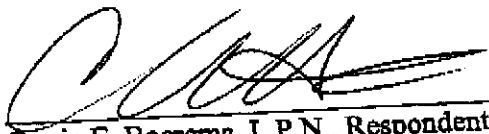
of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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.


Carrie E. Boerema, L.P.N., Respondent
Neenah, WI 54956
License No. 320986-31

8/20/22
Date


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

8/22/22
Date