

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
JENNIFER JOZWIAK, R.N., :
RESPONDENT. :

ORDER 0008287

Division of Legal Services and Compliance Case No. 21 NUR 700

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

Jennifer Jozwiak, R.N.
Kenosha, WI 53140

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 Jennifer Jozwiak, R.N., (Year of Birth 1954) is licensed in the state of Wisconsin as a registered nurse with multi-state practice privileges pursuant to the Nurse Licensure Compact (Compact), having license number 121856-30, first issued on February 2, 1996, and expired as of March 1, 2022. Pursuant to Wis. Stat. § 440.08(3), Respondent retains the right to apply for renewal through February 28, 2027.

2. Respondent's most recent address on file with the Department of Safety and Professional Services (Department) is in Kenosha, Wisconsin 53140.

3. At all times relevant to this proceeding, Respondent was employed as a registered nurse at a nursing home in Racine, Wisconsin (Facility).

4. After an investigation, the Facility discovered several missing narcotic medications. Respondent was identified as one of the nurses that had access to the medications during the period in question.

5. On October 26, 2021, Respondent submitted to a urine drug screen, the results of which returned positive for oxycodone. Respondent wrote and signed a statement admitting that she took oxycodone that she received from a friend on October 25, 2021.

6. On October 28, 2021, Respondent wrote and signed a second statement admitting to diverting three tablets of oxycodone from the Facility with the last dose taken on October 25, 2021. Respondent stated that she admitted it “because I do want help.”

7. On October 29, 2021, the Facility terminated Respondent’s employment.

8. Respondent has retired from the practice of nursing.

9. 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 was unable to practice safely by reason of alcohol or other substance use, within the meaning of Wis. Admin. Code § N 7.03(6)(f).

3. 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).

4. 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 PERMANENT SURRENDER by Respondent of her license to practice as a registered nurse in the state of Wisconsin (number 121856-30), as well as her right to renew such license, is accepted.

3. This surrender constitutes Respondent's permanent relinquishment of her license to practice as a registered nurse in the state of Wisconsin, and any appurtenant right to renew that license. The Board will not, at any time in the future, process or otherwise consider an application or attempt at renewal by Respondent of credentials necessary to practice as a registered nurse in the state of Wisconsin.

4. If Respondent ever applies for any other credential in the state of Wisconsin under Wis. Stats., Chs. 440-480, Respondent shall pay the COSTS of this matter in the amount of \$814.00 before any application for a credential will be considered by the applicable board or Department.

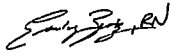
5. Any payments of costs (made payable to Department of Safety and Professional Services) shall be submitted to:

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: 
A Member of the Board

12/8/2022
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

JENNIFER JOZWIAK, R.N.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0008287

Division of Legal Services and Compliance Case No. 21 NUR 700

Respondent Jennifer Jozwiak, 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.

Jennifer Jozwiak

Jennifer Jozwiak, R.N., Respondent
Kenosha, WI 53140
License No. 121856-30

October 29, 2022

Date



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

11/2/2022

Date