

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AMY T. JANSEN, R.N.,  
RESPONDENT.

:  
:  
: FINAL DECISION AND ORDER  
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**ORDER 0008941**

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Division of Legal Services and Compliance Case No. 21 NUR 007

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

Amy T. Jansen, R.N.  
Nashotah, WI 53058

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 Amy T. Jansen, R.N., (Year of Birth 1980) is licensed in the state of Wisconsin as a registered nurse, with multistate privileges pursuant to the Nurse Licensure Compact (Compact), having license number 148295-30, first issued on June 24, 2004, 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 Nashotah, Wisconsin 53058.

2. At all times relevant to this proceeding, Respondent worked as a registered nurse at a hospital located in Tucson, Arizona (Facility). Respondent was a traveling nurse with a staffing agency and contracted to work at the Facility.

3. On January 4, 2021, Respondent asked another nurse for assistance to clear a medication discrepancy from the Facility's medication dispensing machine. Respondent stated that the machine timed out while she was dispensing oxycodone for a patient because she could not count all of the tablets within the time limit.

4. The Facility requested Respondent undergo a reasonable suspicion drug test. Respondent refused to submit to the test, stated that she would test positive for marijuana, and immediately resigned.

5. According to the Facility's medication dispensing machine's records and patient records, Respondent dispensed controlled substances and subsequently failed to document any administration to patients on the following three occasions:

- a. On December 29, 2020, Respondent dispensed fentanyl 1000mcg/100mL and did not document any administration.
- b. On December 31, 2020, Respondent dispensed fentanyl 1000mcg/100mL two times and did not document any administration.
- c. On January 4, 2021, Respondent dispensed two oxycodone 5mg tablets and did not document any administration.

6. On June 12, 2023, Respondent completed a Substance Use Disorder Assessment, which concluded that Respondent does not have any substance use disorder and there is no justification for substance use disorder treatment.

7. On November 13, 2023, during the Department's investigation of this case, Respondent completed five hours of continuing education on the topic of controlled substances provided by Nursing CE Central, a provider accredited by the American Nurses Credentialing Center.

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 erred in prescribing, dispensing, or administering medication within the meaning of Wis. Admin. Code § 7.03(8)(d).

3. 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 is REPRIMANDED.

3. The Board accepts the continuing education Respondent has already completed as noted in paragraph 7 of the Findings of Fact as satisfying any education the Board would have otherwise ordered. This education may not be used to satisfy any continuing education requirements that have been or may be instituted by the Board and may not be used in any future attempt to upgrade a credential.

4. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$2,522.00. If costs are not paid within 120 days from the date of this Order, interest shall accrue at the statutory rate of 12% per annum, pursuant to Wis. Stat. § 440.22(2).

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. In the event Respondent violates any term of this Order, Respondent's license (number 148295-30), 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. The Board or its designee may terminate the suspension if provided with sufficient information that Respondent 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.

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

WISCONSIN BOARD OF NURSING

By:   
A Member of the Board

1/11/2024

Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AMY T. JANSEN, R.N.,  
RESPONDENT.

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STIPULATION

**ORDER 0008941**

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Division of Legal Services and Compliance Case No. 21 NUR 007

Respondent Amy T. Jansen, 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 Mario Mendoza.

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. 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.

  
Amy Jansen (Dec 10, 2023 18:35 CST)  
Amy T. Jansen, R.N., Respondent  
Nashotah, WI 53058  
License No. 148295-30


Dec 10, 2023

Date

  
Mario Mendoza, Attorney for Respondent  
Murphy Desmond, S.C.  
33 E. Main St., Ste. 500  
Madison, WI 53703

December 11, 2023

Date

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

12/12/23

Date