# WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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# STATE OF WISCONSIN BEFORE THE WISCONSIN MEDICAL EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY PROCEEDINGS AGAINST	:	
	•	FINAL DECISION AND ORDER
GEORGE P. BOYUM, M.D.,	:	
RESPONDENT.	:	ORDER 0002144

Division of Legal Services and Compliance<sup>1</sup> Case No. 12MED322

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

Dr. George P. Boyum, M.D. 1991 Northwestern Ave. S. Stillwater, MN 55082

Wisconsin Medical Examining Board P.O. Box 8935 Madison, WI 53708-8935

Division of Legal Services and Compliance Department of Safety and Professional Services P.O. Box 8935 Madison, WI 53708-8935

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 Medical Examining Board (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 Dr. George P. Boyum, (dob: 01/05/1944) is licensed in the State of Wisconsin to practice medicine and surgery, having license number 22298-20, first issued on 07/13/1979, and current through 10/31/2013. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1991 Northwestern Ave. S., Stillwater, MN 55082.

<sup>&</sup>lt;sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

2. On May 12, 2011, Respondent admitted to the Minnesota Board of Medical Practice that, between January 2009 and September 2010, Respondent authorized a series of prescriptions for family members, including refills for family members and himself. The prescriptions included weekly and monthly psychotropic medications. Respondent admitted that he failed to refer family members to other treatment providers for specialized care, failed to provide adequate monitoring and failed to document the prescriptions in a clinic record.

3. On September 8, 2012, the Minnesota Board of Medical Practice issued a disciplinary order based on the conduct described above. The Minnesota Order conditioned and restricted Respondent's Minnesota license for a period of at least one year, and required that Respondent: complete a pre-approved course on professional boundaries; refrain from prescribing, administering or dispensing any prescription drug or drug sample for Respondent's use or for use by Respondent's family members; meet quarterly with a board member; provide the board with a list of facilities in which he has privileges and a list of states in which he is licensed; and provide the board with notice of work sites.

# CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 448.02(3), 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 violated Wisconsin Administrative Code § 10.02(2)(h).

3. By the conduct described in the Findings of Fact, Respondent violated Wisconsin Administrative Code § 10.02(2)(q).

4. By the conduct described in the Findings of Fact, Respondent violated Wisconsin Administrative Code § 10.02(2)(za).

5. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 448.02(3).

#### <u>ORDER</u>

1. The attached Stipulation is accepted.

2. Dr. Geroge P. Boyum, M.D. is REPRIMANDED.

3. The license to practice medicine and surgery issued to George P. Boyum, M.D., is LIMITED, as follows: Respondent must comply with the terms of the September 8, 2012, Order of the Minnesota Board of Medical Practice (Minnesota Order).

a. Respondent is hereby on notice that the Wisconsin Medical Examining Board may consider any violation of the Minnesota Order a violation of the terms of this Final Decision and Order; Respondent may therefore be subject to additional discipline by

the Wisconsin Medical Examining Board, pursuant to Wis. Admin Code § MED 10.02(2)(b).

- b. For purposes of this Order, the Wisconsin Medical Board accepts the Parties' Stipulation that the Wisconsin Medical Examining Board will accept any final determination by the Minnesota Board of Medical Practice that Respondent violated the Minnesota Order as conclusive evidence that Respondent did violate the terms of the Minnesota Order.
- c. Respondent's license to practice medicine and surgery in Wisconsin will be reinstated to full licensure upon Respondent proving to the satisfaction of the Board or its designee that he satisfied the terms of the Minnesota order and his license to practice medicine and surgery in Minnesota is unrestricted.

4. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$200.00.

5. Payment of forfeiture and costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent 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 8935, Madison, WI 53708-8935 Telephone (608) 267-3817; Fax (608) 266-2264 <u>DSPSMonitoring@wisconsin.gov</u>

6. Violation of any term of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the forfeiture and costs as ordered, Respondent's license (no. 30-95854) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the forfeiture and costs.

This Order is effective on the date of its signing.

WISCONSINBOARD MEDICAL EXAMINING BOARD by A M ember of the Board

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