

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
RANDALL N. PROCKNOW, R.N.,	:	LS0904028NUR
RESPONDENT.	:	

Division of Enforcement Case #08 NUR 160

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

Randall N. Procknow
4352 Harbor Village Dr
Omro WI 54963

Wisconsin Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the 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

1. Randall N. Procknow (D.O.B. 8/11/49) is duly licensed in the state of Wisconsin as a professional nurse (license # 58624). This license was first granted on 9/21/73. Respondent was disciplined in file 87 NUR 117, on 3/8/91, for diversion of morphine, meperidine, and midazolam, all of which are controlled substances; his license was suspended and limited and he was required to engage in treatment and monitoring as a condition of the suspension being stayed. His license was restored to unlimited status on 11/4/93. On 9/16/94, Respondent was reprimanded by the Board for violating a limitation in his previous Board order in that he worked with access to controlled substances, contrary to an express prohibition, while his license was limited, in file 93 NUR 220. On 9/12/97, Respondent’s license was revoked for practicing while impaired; diversion of opioids including meperidine, hydrocodone, morphine, and oxycodone; and failing to document, in file 96 NUR 111. Respondent’s license was reinstated and suspended, with the suspension stayed on terms and conditions, on 4/12/02, and restored to unlimited status on 5/3/07.
2. For a 16 month period in 2007-80, Respondent was employed by the parents of E.M., a pediatric Medicaid-eligible patient, to provide home nursing care services. On and between 1/7/08 and 3/1/08, Respondent, billed Medicaid for eleven days he was not at the house taking care of the patient. Respondent received payment for those days in the amount of \$4,187.30.
3. Respondent has fully repaid Medicaid for the days incorrectly billed.

CONCLUSION OF LAW

By the conduct described above, respondent is subject to disciplinary action against his license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stat. § 441.07(1)(b) and (d), and Wis. Adm. Code §§ N 7.04(13) and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached stipulation is accepted, and:

1. Randall N. Procknow, R.N., is REPRIMANDED for his unprofessional conduct in this matter.

2. Respondent shall provide his nursing employers with a copy of this Order before engaging in any nursing employment. This provision shall not be deemed a limitation on Respondent's license, but violation of this provision is a violation of a Board order under Wis. Adm. Code § N 7.04(14).

3. Violation of any of the terms 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.

IT IS FURTHER ORDERED that respondent shall pay the costs of investigating and prosecuting this matter, in the amount of \$400, no later than 1/5/10. If not paid, Respondent's license shall be SUSPENDED without further notice or hearing, until they are paid in full, together with any accrued interest.

WISCONSIN BOARD OF NURSING

By: Marilyn Kaufmann
A Member of the Board

4/2/09
Date