

## 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

MAE C. BYNUM, R.N.,  
RESPONDENT.

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FINAL DECISION AND ORDER

**0004186**

Division of Legal Services and Compliance Case No. 14 NUR 575

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

Mae C. Bynum, R.N.,  
5533 North 32<sup>nd</sup> Street  
Milwaukee, WI 53209

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 Mae C. Bynum, R.N., (dob December 24, 1952) is licensed in the State of Wisconsin as a professional nurse, having license number 140784-30, first issued on March 15, 2002 and current through February 29, 2016. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 5533 North 32<sup>nd</sup> Street, Milwaukee, Wisconsin 53209.

2. At all times relevant to this proceeding, Respondent was employed as a professional nurse at a medical facility (Facility), located in Little Rock, Arkansas.

3. On April 18, 2012, Respondent submitted an application for endorsement to the Arkansas Board of Nursing (Arkansas Board).

4. On May 22, 2012, the Arkansas Board denied the application for endorsement based on an outstanding restitution order in Wisconsin related to a criminal case.

5. On May 23, 2012, the Arkansas Board issued a Cease and Desist Order requiring Respondent to cease her nursing practice in Arkansas.

6. On April 21, 2014, the Arkansas Board received information from the Facility in Arkansas that Respondent had applied for and accepted a registered nursing assignment based on her Wisconsin nursing license. Respondent had practiced approximately one and a half months at the Facility after the Cease and Desist Order had been issued.

7. On October 8, 2014, the Arkansas Board revoked Respondent's privilege to practice nursing in Arkansas based on the above conduct.

8. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing 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 violated Wis. Admin. Code § 7.03(1)(b) by having a license to practice nursing or a nurse licensure compact privilege to practice denied, revoked, suspended, limited, or having the credential holder otherwise disciplined in another state, territory, or country.

3. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 441.07(1g)(b) and (c).

#### ORDER

1. The attached Stipulation is accepted.

2. The license of Respondent Mae C. Bynum, R.N., (license number 140784-30), to practice nursing in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are **SUSPENDED** for 45 days from the date of this Order.

3. For at least two (2) years from the date of this Order, while working at least half-time as a nurse, the license of Respondent Mae C. Bynum, R.N., (license number 140784-30), to practice nursing in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are **LIMITED** as follows:

- a. Within 90 days of the date of this Order, Respondent shall at their own expense, successfully complete four (4) hours of education on the topic of nurse licensure discipline offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
- b. Respondent shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
- c. Respondent shall provide her nursing employer with a copy of this Order before engaging in any nursing employment.
- d. During the Respondent's 45-day suspension period, the Respondent shall provide the Department monitor with the name of each employer and the occupation title she holds with that employer.

4. Pursuant to Nurse Licensure Compact regulations, Respondent's nursing practice is limited to Wisconsin during the pendency of this limitation. This requirement may be waived only upon the prior written authorization of both the Wisconsin Board of Nursing and the regulatory board in the state in which Respondent proposes to practice.

5. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$750.00.

6. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

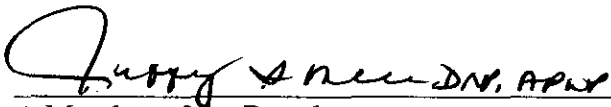
Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817; Fax (608) 266-2264  
[DSPSMonitoring@wisconsin.gov](mailto:DSPSMonitoring@wisconsin.gov)

6. 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 for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 140784-30) 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 costs and submitted proof of successful completion of the ordered education.

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

WISCONSIN BOARD OF NURSING

by:  J. A. New D.N., APRN  
A Member of the Board

8.13.15  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

MAE C. BYNUM, R.N.,  
RESPONDENT.

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STIPULATION

**0004186**

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Division of Legal Services and Compliance Case No. 14 NUR 575

Respondent Mae C. Bynum, 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.

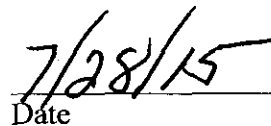
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes 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. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



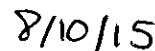
Mae C. Bynum, R.N., Respondent  
5533 North 32<sup>nd</sup> Street  
Milwaukee, WI 53209  
License no. 140784-30



Date



Kim M. Kluck, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison WI 53707-7190



Date