

The Georgia Board of Nursing met November 12-13, 2008 in Conference Room 104 of the Professional Licensing Boards Division of the Georgia Secretary of State located at 237 Coliseum Drive, Macon Georgia 31217.

WEDNESDAY, NOVEMBER 12, 2008

MEMBERS PRESENT

Toni Barnett, RN, Ph.D., APRN
Susan Ayers, RN, BSN, MPH
Kellie R. Lockwood, RN, MSN
Linda Herren, RN, CRNA, President
Karen Wessinger, BSHE, Vice President
Delynn Keeton, RN, MN, CPHRM

MEMBERS ABSENT

Scott Thigpen, RN, MSN, CEN, CCRN
Mary Anderson, RN, BSN, MA

STAFF PRESENT

Sandy Bond, RN, MSN, MBA, Executive Director
Gwendolyn Dodson, Administrative Assistant
Adrienne Price, RN, MSN, Nursing Consultant, Legal
Julia Gould, RN, MS, Nursing Consultant, Education
Katrina Martin, RN, BSN, COHN-S, Licensing Supervisor
Janet Jackson, JD, Asst. AG (*via Video-Conference*)
Sonya Williams, Staff Attorney, Legal Services
Pam Candler, Board Support Specialist

PERSONAL APPEARANCES

BJ-RNI 066060	Personal Appearance
JD-RNI 070170	Personal Appearance
KT-RNI 070137/RNI 090066	Personal Appearance

Mrs. Herren called the meeting to order at 10:09 a.m. on Wednesday, November 12, 2008. A quorum to conduct disciplinary matters was determined to exist.

VISITORS PRESENT (During Executive Session, Visitors are excused unless scheduled for personal appearance)

Clarence Leathers, J.D.	Michael Gaddy	Karry Hobby
Pauline Chandler	Mallory Uptigrove	Charlene Borne
Chiquita M. Hicks	Quantanya Hollis	Abigail Boyle
Sandra Lockhart	Crystal Slaton	Chassie Caudle

GHA WORKFORCE COUNCIL LIAISON – DELYNN KEETON

Mrs. Keeton reported that the GHA Workforce Council has not met since the last Georgia Board of Nursing Meeting and that she had nothing new to report.

QMA PROGRAM – DELYNN KEETON

Mrs. Keeton presented an update on the Qualified Medication Aide program and explained to the visitors that this is a pilot program which is scheduled to sunset in 2011. For monitoring purposes the QMA program comes under the Georgia Board of
November 12-13, 2008 Board Meeting Minutes

Examiners of Licensed Practical Nurses. Current issues include the fact that employers are not willing to pay QMA s a higher salary for their extra training over and above Certified Nursing Assistants.

EXECUTIVE DIRECTOR'S REPORT

Mrs. Bond reported on the following:

- The Board office was contacted by the University of Georgia to conduct an information survey to ascertain the extent of the nursing shortage in Georgia. It is not mandatory; however, it is located on the website and can be completed concurrently with license renewals.

APRN COMMITTEE – DR. TONI BARNETT

Dr. Barnett reported that the committee has not met since the last Georgia Board of Nursing's September meeting.

EXECUTIVE SESSION

Mrs. Wessinger moved, Mrs. Keeton seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5 (c) and 43-26-11, to *deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases*. The motion passed unanimously. Those who voted to enter into Executive Session: Mrs. Ayers and Dr. Barnett.

At the conclusion of Executive Session on Wednesday, November 12, 2008, Mrs. Herren declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

REQUEST FOR RECONSIDERATION ON CASE

(RNI – Registered Nurse Investigative Case Number)

RNI080761 - Mrs. Keeton moved to accept the applicant's letter withdrawing application. The applicant must cease and desist practice under the temporary permit, which is no longer valid and return the temporary permit. If the applicant fails to comply, refer to Investigations to serve a cease and desist order. Upon return of temporary permit, close the case and alert the system. Dr. Barnett seconded the motion and it carried unanimously.

RNI090113 - Mrs. Ayers moved to uphold the previous motion. Mrs. Wessinger seconded the motion and it carried unanimously.

ENFORCEMENT – ADRIENNE PRICE

(RNI – Registered Nurse Investigative Case Number)

RNI060223 - Mrs. Wessinger moved to close the case with a Letter of Concern re: Scope of Practice. Mrs. Ayers seconded the motion and it carried unanimously.

RNI070366 - Dr. Barnett moved to close this case. Mrs. Ayers seconded the motion and it carried unanimously.

RNI070358 - Mrs. Ayers moved to close this case. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI080200 - Dr. Barnett moved to send the RN a certified letter to notify the Board of criminal case resolution. Mrs. Keeton seconded the motion and it carried unanimously.

RNI080465 - Mrs. Wessinger moved to close this case with a Letter of Concern re: Unprofessional Conduct. Mrs. Keeton seconded the motion and it carried unanimously.

RNI080464 - Mrs. Keeton moved to close the case with a Letter of Concern re: Unprofessional Conduct. Mrs. Ayers seconded the motion and it carried unanimously.

RNI070124 - Mrs. Wessinger moved to close this case. Dr. Barnett seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mrs. Wessinger moved, Mrs. Ayers seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5(c) and 43-26-11, to *deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases*. The motion passed unanimously. Those who voted to enter into Executive Session: Dr. Barnett and Mrs. Keeton.

At the conclusion of Executive Session on Wednesday, November 12, 2008, Mrs. Herren declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

PERSONAL APPEARANCES

(RNI – Registered Nurse Investigative Case Number)

RNI090061 - Mrs. Keeton moved to rescind the previous motion and grant authorization. Dr. Barnett seconded the motion and it carried unanimously.

RNI070170 - Mrs. Ayers moved to request typed recommendations and a treatment plan be sent directly from the RN's psychiatrist to the Georgia Board of Nursing for consideration of licensure. Mrs. Wessinger seconded the motion and it carried unanimously.

At 2:04 p.m., Mrs. Lockwood arrived at the meeting.

RNI090066 - Mrs. Keeton moved to deny licensee's petition for restoration of license. May reapply after two years as stated in the Consent Order. Dr. Barnett seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION OF CASE

(RNI – Registered Nurse Investigative Case Number)

RNI070237 - Mrs. Keeton moved to close the case. Dr. Barnett seconded the motion and it carried unanimously.

RNI081058 - Mrs. Ayers moved to refer to the Attorney General's office for Hearing or Revocation based on extensive discipline history with the board. Mrs. Wessinger seconded the motion and it carried unanimously.

RECONSIDERATION OF PREVIOUSLY PRESENTED CASE TO CORRECT BOARD MINUTES AND BOARD DISPOSITION

(RNI – Registered Nurse Investigative Case Number)

RNI080310 - Dr. Barnett moved to accept the cease and desist order, and to release all investigative files to the Secretary of State Inspector General's Office in order to seek criminal prosecution through the local jurisdiction against this individual for impersonating a registered nurse. Mrs. Lockwood seconded the motion and it carried unanimously.

NCLEX APPLICATIONS

(RNI – Registered Nurse Investigative Case Number)

RNI090188 - Mrs. Ayers moved to close the case and upon receipt of documented completion of criminal probation proceed with licensure by Examination with a Letter of Concern re: Alcohol after successful completion of probation. Mrs. Lockwood seconded the motion and it carried unanimously.

ENDORSEMENT APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090190 - Mrs. Keeton moved to proceed with licensure by Endorsement. Mrs. Wessinger seconded the motion and it carried unanimously.

NCLEX APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090211 - Mrs. Wessinger moved to write the applicant a letter requesting an outpatient Mental/Physical Evaluation as a condition of the Board's consideration of the application. Results are to be reviewed by the Cognizant Board Member and the November 12-13, 2008 Board Meeting Minutes

Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Ayers seconded the motion and it carried unanimously.

ENDORSEMENT APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090199 - Dr. Barnett moved to proceed with licensure by Endorsement with a Letter of Concern re: Criminal. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090209 - Mrs. Wessinger moved to order licensee to have an outpatient Mental/Physical Evaluation. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

REINSTATEMENT APPLICATIONS

(RNI – Registered Nurse Investigative Case Number)

RNI080632 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Private Consent Order for Reinstatement to include a fine of \$500 for failure to disclose information on the application and a fine of \$2,050 for unlicensed practice. Dr. Barnett seconded the motion and it carried unanimously.

RNI090161 - Mrs. Wessinger moved to refer to the Attorney General's Office for a Hearing or Private Consent order for Reinstatement to include a fine of \$500 for failure to disclose the arrest on their application. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI136443 - Dr. Barnett moved to write the applicant a letter requesting an Outpatient Mental/Physical Evaluation as a condition of the Board's consideration of the application. Results are to be reviewed by the cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090191 - Mrs. Ayers moved to order licensee to have an Outpatient Mental/Physical Evaluation. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090193 - Mrs. Keeton moved to deny licensure based on previous disciplinary history with the Board. Dr. Barnett seconded the motion and it carried unanimously.

RNI090210 - Mrs. Ayers moved to order licensee to have an Outpatient Mental/Physical Evaluation. Results are to be reviewed by the full Board. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI090213 - Dr. Barnett moved to write the applicant a letter requesting an outpatient Mental/Physical Evaluation as a condition of the Board's consideration of the application. Results are to be reviewed by the cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Ayers seconded the motion and it carried unanimously.

MENTAL/PHYSICAL EVALUATIONS REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI080422 - Mrs. Lockwood moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include psychotherapy quarterly reports for one year. Mrs. Ayers seconded the motion and it carried unanimously.

RNI080421 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Public Consent Order to include four (4) years probation, with substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports-employer, aftercare provider, personal and psychotherapy. Dr. Barnett seconded the motion and it carried unanimously.

RNI050325 - Mrs. Lockwood moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports- employer, aftercare provider and personal. Mrs. Ayers seconded the motion and it carried unanimously.

RNI060018 - Dr. Barnett moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports- employer, aftercare provider, personal and psychotherapy. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090092 - Mrs. Wessinger moved to deny licensure based on recommendations of the neurophysiologist. Mrs. Keeton seconded the motion and it carried with Dr. Barnett abstaining.

RNI070411 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports- employer, aftercare provider, personal and psychotherapist. Dr. Barnett seconded the motion and it carried unanimously.

RNI080398 - Mrs. Lockwood moved to reject submitted MPE results. MPE results must be completed as specified in the order and typed by a physician specializing in addictionology. Mrs. Keeton seconded the motion and it carried unanimously.

RNI080144 - Dr. Barnett moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include 4 years probation, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly employer, aftercare provider, personal and psychotherapist quarterly reports. Mrs. Ayers seconded the motion and it carried unanimously.

POSSIBLE VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI080703 - Mrs. Ayers moved to refer to the Attorney General's office for a Hearing or Public Consent Order to include four (4) years probation, substances abuse stipulations, narcotic restrictions for two (2) years and quarterly reports- employer, aftercare provider and personal, with a fine of \$500 for failure to disclose history with the board on application. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090154 - Mrs. Keeton moved to refer to the Attorney General's office for a Hearing or Public Consent Order to include extending current probation for two (2) years and a fine of \$1000 for third consent order. Dr. Barnett seconded the motion and it carried unanimously.

RNI090207 - Mrs. Ayers moved to refer to the Attorney General's Office for a Hearing or an Amended Public Consent Order to include an extension of current probation for one (1) year and a fine of \$1,000 for an amended consent order. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI070109 - Dr. Barnett moved to refer to the Attorney General's Office for a Hearing or an Amended Public Consent Order to include a 3 month suspension for a felony drug conviction, narcotic restrictions for an additional year, an extension of current probation for one (1) year and a fine of \$500 for amended consent order. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090214 - Mrs. Ayers moved to close this case. Mrs. Lockwood seconded the motion and it carried unanimously.

ACTION BY ANOTHER JURISDICTION

(RNI – Registered Nurse Investigative Case Number)

RNI090148 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Public Reprimand based on the North Carolina Board of Nursing actions and close the case. Dr. Barnett seconded the motion and it carried unanimously.

RNI080495 - Mrs. Wessinger moved to request licensee to send documentation of status of Texas Board of Nursing Consent Order. Mrs. Ayers seconded the motion and it carried unanimously.

RNI090158 - Dr. Barnett moved to order licensee to have an outpatient Mental/Physical Evaluation. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Keeton seconded the motion and it carried unanimously.

MISCELLANEOUS

(RNI – Registered Nurse Investigative Case Number)

RNI090208 - Mrs. Wessinger moved to deny the request as stated in the letter. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI080799 - Mrs. Keeton moved to refer this case to the Attorney General's Office for a Hearing or Private Consent order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports- employer, aftercare, personal and psychotherapy. Mrs. Ayers seconded the motion and it carried unanimously.

COMPLAINT REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI090083 - Mrs. Wessinger moved to order licensee to have an Expedited Outpatient MPE. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090151 - Dr. Barnett moved to refer to the Attorney General's Office for a Hearing or Indefinite Suspension based on action taken by the South Carolina Board of Nursing. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090073 - Mrs. Wessinger moved to order licensee to have Expedited Outpatient MPE. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Ayers seconded the motion and it carried unanimously.

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI – Registered Nurse Investigative Case Number)

RNI090201 - Mrs. Wessinger moved to lift narcotic restrictions. Mrs. Keeton seconded the motion and it carried unanimously.

RNI080066 - Mrs. Keeton moved to lift narcotic restrictions. Dr. Barnett seconded the motion and it carried unanimously.

RNI090215 - Mrs. Lockwood moved to lift narcotic restrictions. Mrs. Ayers seconded the motion and it carried unanimously.

RNI090216 - Dr. Barnett moved to lift narcotic restrictions. Mrs. Keeton seconded the motion and it carried unanimously.

REQUESTS TO LIFT SUSPENSION & RESTORE LICENSE

(RNI – Registered Nurse Investigative Case Number)

RNI090172 - Mrs. Wessinger moved to lift suspension and refer case to the Attorney General's office for a Public Consent Order to include substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports- employer, aftercare, personal and include a fine of \$500 for a previous consent order. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090194 - Mrs. Keeton moved to lift the suspension and refer case to the Attorney General's office for a Public Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports- employer, aftercare, personal and psychotherapy and to include a fine of \$500 for a previous consent order. Dr. Barnett seconded the motion and it carried unanimously.

VOLUNTARY SURRENDER

(RNI – Registered Nurse Investigative Case Number)

Brooks, Megan - Mrs. Ayers moved to accept Voluntary Surrender. Mrs. Keeton seconded the motion and it carried unanimously.

Reynolds, Melissa - Dr. Barnett moved to accept Voluntary Surrender. Mrs. Wessinger seconded the motion and it carried unanimously.

Garrison, Carol - Mrs. Lockwood moved to accept Voluntary Surrender. Mrs. Wessinger seconded the motion and it carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

Mrs. Bond reported on administrative items and the following:

- *Correspondence*: Thank you letter from Mary Anderson, Board Member
- *Email Correspondence FYI*: A copy of a letter from Josh Belinfante, Executive Counsel to the Office of the Governor, *re*: Interpretation of House 1041 & O.C.G.A. 43-26-7(c)(2) and 43-26-7(d)(2).
- *Correspondence FYI*: A copy of correspondence sent to Josh Belinfante, Executive Counsel to the Office of the Governor from Joseph Porter, Esq., General Counsel to Excelsior College Disappointment regarding House Bill 1041.

Mrs. Herren adjourned the meeting at 5:58 p.m.

THURSDAY, NOVEMBER 13, 2008

MEMBERS PRESENT

Toni Barnett, RN, Ph.D., APRN
Susan Ayers, RN, BSN, MPH
Kellie R. Lockwood, RN, MSN
Linda Herren, RN, CRNA, President
Karen Wessinger, BSHE, Vice President
Delynn Keeton, RN, MN, CPHRM
Scott Thigpen, RN, MSN, CEN, CCRN (*Via telephone*)

MEMBERS ABSENT

Mary Anderson, RN, BSN, MA

STAFF PRESENT

Sandy Bond, RN, MSN, MBA, Executive Director
Gwendolyn Dodson, Administrative Assistant
Adrienne Price, RN, MSN, Nursing Consultant, Legal
Julia Gould, RN, MS, Nursing Consultant, Education
Katrina Martin, RN, BSN, COHN-S, Nursing Consultant, Legal
Janet Jackson, Assistant Attorney General, JD
Sonya Williams, Staff Attorney, Legal Services
Pam Candler, Board Support Specialist

VISITORS PRESENT (During Executive Session, visitors are excused unless scheduled for personal appearances)

Rebecca Corvey
Charlene Borne

Lynn Waits
Karen Waters

Dionne Hebert
Frank Shields

Dana Town
Jay Morgan
Stephanie Kozol

William Stewart
Jeremy (illegible)
Robert Highsmith

Lynn Bui
Deene Remer

Mrs. Herren called the meeting to order at 8:30 a.m. on Thursday, November 13, 2008. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Dr. Barnett moved and Mrs. Wessinger seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5(c) and 43-26-11, to *deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases*. The motion passed unanimously. Those who voted to enter into Executive Session: Mrs. Ayers, Mrs. Lockwood, and Mrs. Keeton.

At the conclusion of Executive Session on Thursday, November 13, 2008, Mrs. Herren declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

MENTAL/PHYSICAL EVALUATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI070507 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for (2) years and quarterly reports-employer, aftercare, personal and psychotherapist. Dr. Barnett seconded the motion and it carried unanimously.

NCLEX APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI090221 - Mrs. Lockwood moved to proceed with licensure by Examination. Mrs. Ayers seconded the motion and it carried unanimously.

REINSTATEMENT APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090222 - Dr. Barnett moved to write the applicant a letter requesting an outpatient Mental/Physical Evaluation as a condition of the Board's consideration of the application. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Keeton seconded the motion and it carried unanimously.

ADVANCE PRACTICE APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI090224 - Mrs. Ayers moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to include a fine of \$500 for failure to disclose previous Board Order on application. Mrs. Lockwood seconded the motion and it carried unanimously.

ENDORSEMENT APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090224 - Mrs. Ayers moved to proceed with licensure by Endorsement. Mrs. Keeton seconded the motion and it carried unanimously.

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI – Registered Nurse Investigative Case Number)

RNI090220 - Mrs. Lockwood moved to lift narcotic restrictions. Mrs. Keeton seconded the motion and it carried unanimously.

ACTION BY ANOTHER JURISDICTION

(RNI – Registered Nurse Investigative Case Number)

RNI090225 - Mrs. Keeton moved to refer to the Attorney General's Office for a Hearing or Private Consent Order to track the Virginia Board of Nursing Consent Order and issue a temporary permit for a board approved re-entry program. Dr. Barnett seconded the motion and it carried unanimously.

REINSTATEMENT APPLICATION

(RNI – Registered Nurse Investigative Case Number)

RNI090226 - Mrs. Ayers moved to write the applicant a letter requesting Outpatient Mental/Physical Evaluation as a condition of the Board's consideration of the application. Results are to be reviewed by the Cognizant Board Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION ON CASE

(RNI – Registered Nurse Investigative Case Number)

RNI080642 - Dr. Barnett moved to uphold the previous motion. Mrs. Ayers seconded the motion and it carried unanimously.

ENFORCEMENT CASES

(RNI – Registered Nurse Investigative Case Number)

RNI060131 - Mrs. Ayers moved to alert the computer system. Mrs. Keeton seconded the motion and it carried unanimously.

RNI070238 - Mrs. Keeton moved to alert the computer system. Mrs. Ayers seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Mrs. Keeton moved to accept the Cognizant Report regarding unlicensed/unauthorized practice and to refer identified cases to Legal Services for issuance of a Private Consent Order. Mrs. Ayers seconded the motion and it carried unanimously.

Applicant #1154195, IM
Applicant #1160393, KW
Applicant #1143018, PK
Applicant #1147815, MR

Applicant #1158761, DM
Applicant #1156066, KP
Applicant #1154824, TD
Applicant #1163438, EH

Applicant #1144444, IU
Applicant #1155339, VP
Applicant #1154408, TB
Applicant #1162479, JI

Applicant #11242758 - Dr. Barnett moved to uphold the previous board motion. Mrs. Keeton seconded the motion and it carried unanimously.

Applicant #1158372 - Mrs. Lockwood moved to refer to Legal Services for a Private Consent Agreement for Endorsement to include a fine of \$250 for unlicensed practice. Mrs. Ayers seconded the motion and it carried unanimously.

Applicant #2260367 - Mrs. Lockwood moved to deny re-entry program with current place of employment. Mrs. Keeton seconded the motion and it carried unanimously.

DIRECTLY REFERRED CASES TO THE ATTORNEY GENERAL'S OFFICE FOR VIOLATION OF MPE

(RNI – Registered Nurse Investigative Case Number)

Mrs. Keeton moved to refer the following case (s) to the Attorney General's Office for a Hearing or Consent Order to include Indefinite Suspension or Voluntary Surrender for violation of MPE Order. Dr. Barnett seconded the motion and it carried unanimously.

RNI060473

DIRECTLY REFERRED CASES TO THE ATTORNEY GENERAL'S OFFICE FOR SELF-REPORTS

(RNI – Registered Nurse Investigative Case Number)

Mrs. Keeton moved to refer the following case (s) to the Attorney General's Office for a Hearing or Private Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports–personal, employer & aftercare.

RNI080801 RNI090052 RNI090074 RNI090202 RNI090203 RNI090204

VOLUNTARY SURRENDER

(RNI – Registered Nurse Investigative Case Number)

Schmidt, Janice - Mrs. Keeton moved to accept the Voluntary Surrender and close the case. Mrs. Ayers seconded the motion and it carried unanimously.

DIRECTLY REFERRED CASES TO THE ATTORNEY GENERAL'S OFFICE FOR VIOLATION PRIVATE CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

Dr. Barnett moved to refer the following case (s) to the Attorney General's Office for a Hearing or Public Consent Order to include four (4) years probation, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports-personal, employer & aftercare and a fine of \$500 for violation of previous consent order. Mrs. Keeton seconded the motion and it carried unanimously.

RNI090165

ENFORCEMENT

(RNI=Registered Nurse Investigative Case Number)

RNI060469 – Dr. Barnett moved to close the case. Mrs. Ayers seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CLOSED CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

Mrs. Keeton moved to ratify the recommendations of the Cognizant Board member and to close the following complaints. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090170 RNI090197 RNI090034 RNI090139 RNI090200 RNI090075 RNI090033
RNI080705 RNI070508 RNI090089 RNI080093 RNI080778 RNI070262 RNI050036
RNI050119

CONSENT ORDER-LEGAL SERVICES

(RNI=Registered Nurse Investigative Case Number)

Mrs. Keeton moved to accept the following Private Consent Agreements prepared by Legal Services. Mrs. Ayers seconded the motion and it carried unanimously.

RNI090102 RNI090109 RNI080777 RNI090116 RNI090099 RNI090108 RNI090097
RNI090106 RNI090107 RNI090105 RNI080762 RNI090112 RNI090103 RNI090115
RNI090100 RNI090098

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

Mrs. Ayers moved to accept the Attorney General's Status and Activity Report and to accept the following Consent Agreements/Orders as prepared by the Attorney General's Office:

Arkward, Byard Bollinger, Lora RNI080618 Cordell, Pamela G Cox, John Matthew
RNI080783 RNI070027 Jackson, Michael Lehr, Rosean Pascoe, Judith

RNI050306
Holmes, Jerry

RNI080784
RNI090045

RNI090082
Toney, Charles

Watson, Ronald
Nibert, Linda

RNI090066

RNI090045 - Mrs. Lockwood moved to approve continuing employment with her current employer. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI090125 - Mrs. Keeton moved to rescind previous motion and reinstate administratively with a Letter of Concern. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI090067 - Dr. Barnett moved to deny request for a Private Consent Order. Mrs. Wessinger seconded the motion and it carried unanimously.

RNI070227 - Mrs. Ayers moved to order licensee to have an Expedited Mental/Physical Evaluation by a licensed addictionologist or physician. Results are to be reviewed by the Cognizant Member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Attorney General's office for a Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI060382 - Mrs. Ayers moved to close the case. Mrs. Wessinger seconded the motion and it carried unanimously.

AG's Hand-Out: Correspondence from Deborah Hackman, Georgia Nurses Association, to Attorney General Thurbert Baker re: House Bill 1041.

PEER REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI070369 - Mrs. Keeton moved to close the case. Dr. Barnett seconded the motion and it carried unanimously.

RNI080123 - Mrs. Keeton moved to close the case. Dr. Barnett seconded the motion and it carried unanimously.

RNI080124 - Mrs. Keeton moved to close the case and proceed with licensure by Reinstatement. Dr. Barnett seconded the motion and it carried unanimously.

RNI080125 - Mrs. Keeton moved to close the case. Dr. Barnett seconded the motion and it carried unanimously.

Mr. Thigpen joined the meeting via telephone conference.

EXECUTIVE SESSION

Mrs. Keeton moved and Dr. Barnett seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5[©] and 43-26-11, to *deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases*. The motion passed unanimously. Those who voted to enter into Executive Session: Mrs. Ayers, Mrs. Lockwood, Mr. Thigpen and Mrs. Wessinger.

At the conclusion of Executive Session on Thursday, November 13, 2008, Mrs. Herren declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

INTERNATIONAL APPLICATIONS – JULIA GOULD

CG - Mrs. Ayers moved that applicant be notified that in order for her to be considered as a duly qualified applicant for licensure by examination, she must enroll in and pass complete courses (theory and clinical components) in maternal/infant nursing and mental health/psychiatric nursing. These courses must be taught at an approved nursing education program leading to initial licensure as a first-level registered nurse which has criteria similar to, and no less stringent than, those established by the Georgia Board of Nursing. The Registrar of the parent institution must be directed to send an official transcript documenting the passing of the course to the Georgia Board of Nursing. Motion was seconded by Dr. Barnett and it carried unanimously.

OR - Mrs. Ayers moved that applicant be notified that in order for her to be considered as a duly qualified applicant for licensure by examination, she must enroll in and graduate from an approved nursing education program leading to initial licensure as a first-level registered nurse. The program must meet criteria similar to, and no less stringent than, those established by the Georgia Board of Nursing. Motion was seconded by Dr. Barnett and it carried unanimously.

KBS - Mrs. Lockwood moved that in order for applicant to be considered as a duly qualified applicant for licensure by examination, he must complete the following: (1) Pass the General Education Development (GED) Examination and request that documentation be sent directly to the Board Office. (2) Pass the Test of English as a Foreign Language (TOEFL) and request that documentation be sent directly to the board office. (3) Enroll in and pass a complete course (theory and practice components) in maternal/infant nursing. The course must be taught at an approved nursing education program leading to initial licensure as a first-level registered nurse which has criteria similar to, and no less stringent than, those established by the Georgia Board of Nursing. The Registrar of the college/university must be directed to send an official transcript documenting the passing of the course to the Georgia Board of Nursing. (4) Upon passing the NCLEX-RN, enroll in and satisfactory complete a board-approved reentry program. Motion was seconded by Mrs. Keeton and it carried unanimously.

EDUCATION COMMITTEE

Mrs. Lockwood, Education Committee, Cognizant Board Member, reported on the October 3rd and November 7th, 2008 meetings of the Education Committee. During the October 3rd meeting, the committee compared the rules in Chapter 410-3 with the characteristics of the education program offered by Excelsior College. The committee determined that the Excelsior College program, as reviewed, had areas of noncompliance with the rules in Chapter 410-3.

At the October 3rd meeting, Excelsior College distributed a 4 part written Compromise Resolution for consideration by the Georgia Board of Nursing. Since committee members had only just seen the document, they tabled the recommendation before making a decision.

At the November 7th meeting, the Education committee discussed its response to the compromise resolution. Each option of the compromise was discussed in detail. The Education committee voted to recommend to the Board that the compromise resolution, as written, not be accepted. Many rules in Chapter 410-3 were cited as supportive of the decision.

Dr. Barnett moved to accept the Education Committee minutes from the October 3, 2008 meeting with revisions. Mrs. Keeton seconded the motion and it carried unanimously.

Mrs. Lockwood moved to accept the recommendations from the October 3, 2008 Education Committee Meeting re: Excelsior College. Mrs. Wessinger seconded the motion and passed unanimously.

Dr. Barnett moved to accept the October 3, 2008 Education Committee minutes with revisions related to suggested rule changes. Mrs. Keeton seconded the motion and it carried unanimously.

Mrs. Lockwood moved to accept the recommendations from the November 7, 2008 Education Committee meeting re: Excelsior College. Mrs. Wessinger seconded the motion and passed unanimously.

DEVELOPING PROGRAMS

Macon State College

Mrs. Ayers moved to accept the following:

1. Accept Reports II and III submitted by Macon State College in support of the developing prelicensure BSN program. [410-4-.01 (5) and (6)]
2. Based upon compliance with Rule 410-4-.01(4) and (5) grant Initial Approval to the Prelicensure BSN Program at Macon State College. At least twenty (20) students must be enrolled in the first nursing courses in Fall or 2009. [410-3-.02 (1)(b)]
3. Site visits will be conducted during academic years 2009-2010 and 2010-2011. [410-4-.01 (7)]
4. Continue the full approval of the RN/BSN Program through December 31, 2010. [410-3-.02 (2)(a)]

Dr. Barnett seconded the motion and it carried unanimously.

DISCONTINUANCE OF PROGRAM

Augusta State University

Mrs. Keeton moved to accept the written plan for the discontinuance of the Associate Degree Program submitted by Augusta State University. Mrs. Ayers seconded the motion and it carried unanimously. [410-5-.01 (1)(2), (4) and (5)]

PLAN OF ACTION

Brenau University

Mrs. Keeton moved to accept the written assessment and plan of action regarding the 2007 NCLEX-RN first-time writer passing percentage submitted by Brenau University in response to the September 17-19, Board Action. Mrs. Wessinger seconded the motion and it carried unanimously. [410-3-.02 (2)(b)]

RESPONSE TO RECOMMENDATION

College of Coastal Georgia

Mrs. Wessinger moved that based upon review and documentation of compliance with rules relating to annual reports, the most recent site visit report and responses to recommendations, and an overall passing percentage of at least 80% (209/228 91.6%) of all first time NCLEX-RN writers over the last four years (2004-2007). Full approval is extended through December 31, 2012. [410-3-.02 (2)(a)] Unless another reason presents itself, the next site visit will be scheduled for the 2011-2012 academic year. Dr. Barnett seconded and motion and it carried unanimously. [410-3-.01 (8)]

PROPOSED NURSING EDUCATION PROGRAM

Bauder College/Kaplan Higher Education

Dr. Barnett moved to deny the request of Bauder College/Kaplan Higher Education to initiate the application process for a proposed associate degree nursing program based upon noncompliance with the Rule 410-3-.01(2). A parent institution is defined as an educational institution that is part of the University System of Georgia, the Department of Technical and Adult education (now known as Technical College System of Georgia) or a nonprofit postsecondary institution. The Board reserves the right to approve any parent institution outside of these categories. [410-3-.01(2)] Mrs. Lockwood seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Mrs. Keeton moved, Mrs. Wessinger seconded and the Board voted to approve applications for licensure and advanced practice authorization for the months of September 2008 and October 2008 that were determined, pursuant to Board approved guidelines, to have met licensure/authorization requirements. (See Attached reports)

APPROVAL OF BOARD MINUTES

Dr. Barnett moved to waive the reading of the September Board Minutes. Mrs. Keeton seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, November 13, 2008 at 1:48 p.m.

Linda Herren, *President*

Sylvia Bond, *Executive Director*