

The Georgia Board of Nursing met January 13-14, 2010 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, JANUARY 13, 2010

MEMBERS PRESENT

Delynn Keeton, RN, MN, CPHRM, President
Scott Thigpen, RN, MSN, CEN, CCRN, Vice President
Linda W. Smith, RN, MSN
Mary Anderson, RN, BSN, MA
Dawn Taylor, JD, Consumer Member
Janice Flynn, DSN, RN
Kellie R. Lockwood, RN, MSN

MEMBERS ABSENT

Susan Ayers, RN, BSN, MPH

STAFF PRESENT

Sandy Bond, RN, MSN, MBA, Executive Director
Gwendolyn Dodson, Administrative Assistant
Adrienne Price, RN, MSN, Nursing Consultant, Legal
Ronjalyn Bond, Licensing Analyst
Crystal Jackson, Licensing Analyst
Bridget Bolmgren, Licensing Analyst
Katrina Martin, RN, BSN, COHN-S, Nursing Consultant-Practice, Licensing Supervisor
Janet Jackson, JD, Assistant Attorney General
Sonya Williams, Staff Attorney, Legal Services
Julie Fisher, Staff Attorney, Legal Services

PERSONAL APPEARANCES

EM-RNI090394 KB-RNI100039 CS-RNI090536 KH-RNI090399

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

Frances Cullen Trish Pates Mr. Soda

Mrs. Keeton called the meeting to order at 10:05 a.m. on Wednesday, January 13, 2010. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Mrs. Smith moved, Mrs. Anderson 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.

At the conclusion of Executive Session on Wednesday, January 13, 2010, Mrs. Keeton declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Applicant T.K., #1186710 – Mr. Thigpen moved to extend temporary permit to March 1, 2010. Mrs. Anderson seconded the motion and it carried unanimously.

Applicant D.B., #1201125 – Mrs. Lockwood moved not to credit LPN clinical experience and must complete preceptorship as a RN. Mr. Thigpen seconded the motion and it carried unanimously.

Applicant V.M., #1215732 – Mr. Thigpen moved to deny request and the Board will not accept any other evaluations except CES report. Mrs. Smith seconded the motion and it carried unanimously.

Applicant K.C., #1207891 – Mr. Thigpen moved to proceed with licensure by Examination. Dr. Flynn seconded the motion and it carried unanimously.

Applicant S.H., #1199428 – Mr. Thigpen moved to refer to Legal Services for a Private Consent Agreement for Reinstatement to include a fine of \$200 for unlicensed practice and proceed with licensure. Mrs. Smith seconded the motion and it carried unanimously.

Applicant A.M., #1190579 – Mr. Thigpen moved to refer to Legal Services for a Private Consent Agreement for Reinstatement to include a fine of \$200 for unlicensed practice and proceed with licensure. Mrs. Lockwood seconded the motion and it carried unanimously.

Applicant A.M., #1201083 – Mrs. Taylor moved to refer to Legal Services for a Private Consent Agreement for Reinstatement to include a fine of \$400 for unlicensed practice and proceed with licensure. Mrs. Smith seconded the motion and it carried unanimously.

Applicant L.I., #1202117 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Agreement for Reinstatement to include a fine of \$50 for unlicensed practice and proceed with licensure. Dr. Flynn seconded the motion and it carried unanimously.

Applicant S.M., #1191440 – Mrs. Lockwood moved to refer to Legal Services for a Private Consent Agreement for Reinstatement to include a fine of \$625 for unlicensed practice and proceed with licensure. Mrs. Anderson seconded the motion and it carried unanimously.

Applicant H.H., #1183136 – Mrs. Anderson moved to proceed with licensure by Reinstatement. Mrs. Smith seconded the motion and it carried unanimously.

Applicant A.M., #1212844 – Mrs. Taylor moved to proceed with licensure by Endorsement. Mrs. Lockwood seconded the motion and it carried unanimously.

Applicant B.A., #1217660 – Dr. Flynn moved to issue temporary permit until criminal background check is returned to Board office. Notify the applicant that if criminal background check is negative proceed with licensure by endorsement with a fine for \$1700 for unlicensed practice. Mrs. Taylor seconded the motion and it carried unanimously.

Applicant T.P., #1192462 – Mrs. Lockwood moved to issue temporary permit until criminal background check is returned to Board office. Notify the applicant that if criminal background check is negative proceed with licensure by endorsement with a fine for \$150 for unlicensed practice. Mrs. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mrs. Lockwood moved, Mrs. Taylor 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.

At the conclusion of Executive Session on Wednesday, January 13, 2010, Mrs. Keeton declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100234 – Dr. Flynn moved to refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Mr. Thigpen seconded the motion and it carried with Mrs. Lockwood opposing.

RNI100362 – Mrs. Taylor moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI100387 – Dr. Flynn moved to proceed with licensure with a Letter of Concern re: Criminal & Alcohol. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100388 – Mrs. Taylor moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Dr. Flynn seconded the motion and it carried unanimously.

RNI100243 – Dr. Flynn moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100360 – Mrs. Taylor moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI100369 – Dr. Flynn moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Anderson seconded the motion and it carried unanimously.

RNI100397 – Dr. Flynn moved to proceed with licensure by Reinstatement and send a letter to always check "yes" to arrest history questions. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100399 – Mrs. Taylor moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Dr. Flynn seconded the motion and it carried unanimously.

RNI100398 – Dr. Flynn moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. If MPE is negative, issue temporary permit for a Board approved reentry program. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100365 – Mrs. Smith moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100366 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Smith seconded the motion and it carried unanimously.

RNI100367 – Mrs. Smith moved to proceed with licensure with a Letter of Concern re: Action in Another Jurisdiction. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100368 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Smith seconded the motion and it carried unanimously.

RNI100369 – Mrs. Smith moved to proceed with licensure with a Letter of Concern re: Action in Another Jurisdiction. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100368 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100363 – Mrs. Smith moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100403 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Order for failure to disclose arrests with a fine of \$500. Mrs. Smith seconded the motion and it carried unanimously.

ORDER OF SUMMARY

(RNI – Registered Nurse Investigative Case Number)

RNI100346 – Mrs. Smith moved to release file to the Dental Board. Mrs. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mrs. Taylor moved, Mr. Thigpen 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.

At the conclusion of Executive Session on Wednesday, January 13, 2010, Mrs. Keeton declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100355 – Mr. Thigpen moved to refer to Legal Services for a Public Consent Order with a fine of \$500 and to the Attorney General's Office for a Public Consent Order to include probation for four (4) years, narcotic restrictions for (2) two years, quarterly reports-employer & aftercare and a fine of \$500 for previous consent order. Dr. Flynn seconded the motion and it carried unanimously.

REQUEST TO LIFT NARCOTICS & APPROVAL WORK AGENCY

(RNI – Registered Nurse Investigative Case Number)

RNI060381 – Mrs. Smith moved to deny lifting of narcotic restrictions and deny request to work at an agency based on noncompliance with consent order for aftercare program. Also refer to the Attorney General's Office for a Hearing or an Amended Public Consent Order to include extension of current probation for one (1) year and a fine of \$500 for violation of consent order. Mrs. Taylor seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI090077 – Mr. Thigpen moved to rescind previous Board motion and refer to the Attorney General's Office for a Hearing or Voluntary Surrender. Mrs. Anderson seconded the motion and it carried unanimously.

RNI070118 – Mrs. Taylor moved to rescind previous Board motion, refer to the Attorney General's Office for a Public Consent Order with a fine of \$500 for violation of terms of previous consent order and refer to Legal Services for a Public Consent Agreement for failure to disclose arrest with a fine of \$500. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090285 – Mr. Thigpen moved to rescind previous Board motion, uphold terms and conditions of March 2009 consent order and issue temp permit for reentry. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090209 – Mrs. Smith moved to rescind previous Board motion and refer to the Attorney General's Office for an Amended Public Consent Order to include extension of current probation for two (2) years with a fine of \$500 for violation of terms of previous consent order. Mrs. Taylor seconded the motion and it carried unanimously.

POSSIBLE VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI080475 – Mrs. Smith moved to refer to the Attorney General's Office for a Hearing or Indefinite Suspension based on violation of consent order. The nurse may reapply after twelve (12) months of continuous documented sobriety. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080676 – Mrs. Smith moved to table until March 2010 board meeting until can determined if hand served. Mrs. Taylor seconded the motion and it carried unanimously.

RNI090523 – Dr. Flynn moved to refer to Attorney General's Office for a Hearing of Public Consent Order for violation of consent order to include a fine of \$500. Mr. Thigpen seconded the motion and it carried unanimously.

RNI070400 – Mrs. Smith moved to refer to Attorney General's Office for a Hearing of Public Consent Order for violation of consent order to include a fine of \$500, fine to be paid by June 2010 and renew license. Mrs. Anderson seconded the motion and it carried unanimously.

MISCELLANEOUS

(RNI – Registered Nurse Investigative Case Number)

RNI100183 – Mrs. Anderson moved to refer to Attorney General's Office for a Hearing of Private Consent Order to include probation for four (4) years, narcotic restrictions for two (2) years and quarterly reports-employer, aftercare and personal. Mrs. Smith seconded the motion and it carried unanimously.

REQUEST TO LIFT SUSPENSION & RESTORE LICENSE

(RNI – Registered Nurse Investigative Case Number)

RNI100201 – Mrs. Smith moved to order licensee to have an Outpatient MPE. 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.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI080328 – Dr. Flynn moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI100350 – Mrs. Smith moved to refer to the Attorney General's Office for a Hearing or Public Consent Order to track legal probation. Mrs. Taylor seconded the motion and it carried with Mr. Thigpen and Mrs. Lockwood abstaining.

RNI100358 – Mrs. Anderson moved to write applicant a letter to obtain a sealed copy of psychosexual evaluation completed by the courts if unable to obtain must complete another psychosexual MPE. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100380 – Mrs. Smith moved to refer to the Attorney General's Office for a Hearing or Public Consent Order to track legal probation. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100381 – Dr. Flynn moved to refer to the Attorney General's Office for a Hearing or Public Consent Order to track legal probation. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100395 – Mrs. Taylor moved to order licensee to have an Outpatient MPE. 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. Smith seconded the motion and it carried unanimously.

RNI100400 – Mrs. Anderson moved to close the case with a Letter of Concern re: Criminal. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100401 – Mrs. Smith moved to close the case with a Letter of Concern re: Alcohol. Mrs. Taylor seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI060421 – Mrs. Smith moved to close the case. Mr. Thigpen seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mr. Thigpen moved, Mrs. Lockwood 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.

At the conclusion of Executive Session on Wednesday, January 13, 2010, Mrs. Keeton 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)

RNI090394 – Mrs. Smith moved to rescind previous Board motion and issue license by endorsement as Board concerns with actions in another jurisdiction have been resolved. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090399 – Mrs. Smith moved to rescind previous Board motion and proceed with licensure based on the fact that the applicant presented evidence that she met the exception O.C.G.A. § 43-26-12 (a)(8). Mrs. Lockwood seconded the motion and it carried with Mr. Thigpen opposing.

RNI090536 – Mrs. Smith moved to rescind previous Board motion, allow applicant to sit for the NCLEX and upon passing refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100039 – Mrs. Smith moved to rescind previous Board motion, issue a Letter of Concern re: Using the Title RN in Georgia without a License, the Board decided not to fine the applicant based on her honest forthright manner in addressing the Board's concerns and proceed with licensure by endorsement. Mrs. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mr. Thigpen moved, Mrs. Taylor 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.

At the conclusion of Executive Session on Wednesday, January 13, 2010, Mrs. Keeton declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100406 – Mr. Thigpen moved to order licensee to have an Outpatient MPE. 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. Dr. Flynn seconded the motion and it carried unanimously.

RNI100407 – Mrs. Smith moved to close the case with a Letter of Concern re: Alcohol and flag the system. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI100410 – Dr. Flynn moved to close the case with no action and proceed with licensure. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100414 – Mrs. Smith moved to close the case with a Letter of Concern re: Alcohol and flag the system. Mrs. Anderson seconded the motion and it carried unanimously.

RNI100415 – Mrs. Anderson moved to close the case with no action and proceed with licensure. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100417 – Mrs. Lockwood moved to order licensee to have an Outpatient MPE. 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. Smith seconded the motion and it carried unanimously.

MENTAL/PHYSICAL EXAMINATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI080398 – Mr. Thigpen moved to refer to the Attorney General's Office for a Hearing or Private Consent order to include probation for two (2) years, narcotic restrictions for two (2) years and quarterly reports-employer, aftercare & personal. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080417 – Mrs. Smith moved to refer to the Attorney General's Office for a Hearing or Private Consent order to include probation for three (3) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports-employer, aftercare, personal. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080689 – Dr. Flynn moved to refer to the Attorney General's Office for a Hearing or Private Consent order to include probation for four (4) years and quarterly reports-employer, aftercare & personal. Mrs. Taylor seconded the motion and it carried unanimously.

RNI090479 – Mrs. Smith moved to request applicant to submit random bi-monthly drug screens beginning February 2010 through June 2010 submitted by the end of each month, documentation of continued aftercare on a monthly basis to present for the July 2010 board meeting for consideration of licensure and a personal appearance. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI100177 – Mrs. Anderson moved to deny licensure based on criminal probation. The applicant may reapply upon successful completion of criminal probation. Mrs. Smith seconded the motion and it carried with Dr. Flynn abstaining.

RNI100248 – Mrs. Taylor moved to write the applicant a letter requesting a complete MPE. Mrs. Smith seconded the motion and it carried unanimously.

RNI100315 – Mr. Thigpen moved to order licensee to have an updated Outpatient MPE. 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.

RNI100430 – Mrs. Smith moved to deny licensure based on incomplete application. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100435 – Dr. Flynn moved to order licensee to have a Psychosexual Outpatient MPE. 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. Smith seconded the motion and it carried unanimously.

LICENSE APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100434 – Mrs. Smith moved to table until outcome of pending criminal charges. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100437 – Mrs. Anderson moved to proceed with licensure with a Letter of Concern re: Criminal. Mr. Thigpen seconded the motion and it carried unanimously.

REQUEST TO TERMINATE PROBATION

(RNI – Registered Nurse Investigative Case Number)

RNI090368 – Mrs. Smith moved to lift probation. Mr. Thigpen seconded the motion and it carried unanimously.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100243 – Mr. Thigpen moved to proceed with licensure by renewal. Mrs. Anderson seconded the motion and it carried unanimously.

RNI100386 – Mrs. Smith moved to close the case and flag the system. Mrs. Taylor seconded the motion and it carried unanimously.

LICENSE APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100436 – Dr. Flynn moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order 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.

VIOLATION OF BOARD ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI100438 – Mrs. Taylor moved to refer to the Attorney General's Office for a Hearing to include a Voluntary Surrender or Indefinite Suspension based on violation of consent order. Mrs. Smith seconded the motion and it carried unanimously.

LICENSE APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100440 – Mrs. Anderson moved to refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Dr. Flynn seconded the motion and it carried unanimously.

RNI100441 – Mrs. Taylor moved to refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Mrs. Smith seconded the motion and it carried unanimously.

RNI100359 – Mr. Thigpen moved to refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100445 – Mrs. Lockwood moved to proceed with licensure by Endorsement with a Letter of Concern re: Action in Another Jurisdiction. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090273 – Dr. Flynn moved to close the case with no action and proceed with Authorization. Mrs. Smith seconded the motion and it carried unanimously.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100444 – Mrs. Taylor moved to close the case and proceed licensure with a Letter of Concern re: Action in Another Jurisdiction. Mrs. Anderson seconded the motion and it carried unanimously.

GHA WORKFORCE COUNCIL LIAISON – DEE KEETON

Dee Keeton gave a brief overview of the GHA Workforce Council meeting:

- Discussion on use of RN title for reentry/preceptorship applicants issued temporary permits.

APPROVAL OF BOARD MINUTES

Mrs. Smith moved to approve the November 25, 2009 Conference Call Board Meeting Minutes with corrections noted. Mrs. Anderson seconded the motion and it carried unanimously.

CORRESPONDENCE – ALANA CASTLEN, FANNIN REGIONAL HOSPITAL

Mrs. Smith moved to clarify that RNs can monitor patients receiving sedation if they have demonstrated clinical competence for monitoring sedation based on the health care facility requirements. The RN should refer to the website for statements on administration of propofol based on FDA guidelines. Mrs. Anderson seconded the motion and it carried unanimously.

CORRESPONDENCE – ALSTON & BIRD, LLP, D'ANDREA MORNING

Mrs. Smith moved to refer to the Attorney General's Office to prepare a response on the request of Alston & Bird. Mrs. Taylor seconded the motion and it carried unanimously.

CORRESPONDENCE – LOUISE STORY

Mrs. Smith moved that the applicant is required to have an active license for endorsement based on O.C.G.A. 43-26-7. Mrs. Anderson seconded the motion and it carried unanimously.

CORRESPONDENCE – RENEE HUMPHREY

Mrs. Taylor moved to send a letter stating that the RN is able to function as an APRN in an HIV/AIDS clinic within a public health setting in compliance with O.C.G.A. 43-34-25 and 43-34-23. Mrs. Smith seconded the motion and it carried unanimously.

CORRESPONDENCE – MARY REDDON, RN

Mrs. Taylor moved to send a letter stating that the RN may sign and follow agency's regulations for recording and documentation. Mrs. Smith seconded the motion and it carried unanimously.

CORRESPONDENCE – ERNEST MOOSA, JR.

Mrs. Taylor moved to refer the letter to the Composite State Board of Medical Examiners. Mrs. Anderson seconded the motion and it carried unanimously.

CORRESPONDENCE – ELISABETH BOBERG

Mrs. Smith moved to grant an extension for renewal until March 15, 2010. Mrs. Taylor seconded the motion and it carried unanimously.

CORRESPONDENCE – KAREN SCHWARTZ

Mrs. Taylor moved to acknowledge receipt of letter from UAPRN of Georgia dated December 4, 2009 re: APRN's. The Board also moved to send a letter requesting status updates as bill proceeds through the General Assembly. Mrs. Smith seconded the motion and it carried unanimously.

CORRESPONDENCES – TONI ATCHISON

Mrs. Taylor moved to send a letter requesting Mrs. Atchison to follow hospital rules and regulations and follow O.C.G.A. § 43-34-25. Mrs. Smith seconded the motion and it carried unanimously.

NCLEX EXAM COMMITTEE

Mrs. Taylor moved to refer to LPN Board and send a letter to committee indicating such and expressing GBON's pleasure at the higher standards. Mr. Thigpen seconded the motion and it carried unanimously.

POLICY

Mrs. Smith moved to require applicants for licensure who are issued temporary permits by the Board, use the title of temporary permit RN for reentry and temporary permit RN for preceptorship effective February 1, 2010. Mrs. Taylor seconded the motion and it carried unanimously.

EDUCATIONAL COGNIZANT PRECEPTORSHIP APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Mrs. Smith moved to change the language of "board decision" to "recommendation for board action." Dr. Flynn seconded the motion and it carried unanimously.

Mrs. Smith moved to ratify the following recommendations of the Cognizant Board members regarding preceptorship applications. Dr. Flynn seconded the motion and it carried unanimously.

	RECOMMENDATION FOR BOARD ACTION
App. #1192549	Approve OB/GYN preceptorship component.
App. #1201346	Approve and issue temp permit.
App. #1206280	Approve and issue temp permit.
App. #1199215	Approve and issue temp permit.
App.#1194884	Deny preceptorship – only two preceptors per clinical.
App. #1209126	Approve and issue temp permit.

EDUCATIONAL COGNIZANT NONTRADITIONAL APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Mrs. Smith moved to ratify the following recommendations of the Cognizant Board members regarding nontraditional applications. Dr. Flynn seconded the motion and it carried unanimously.

**App. #1199678 App. #1207891 App. #1205775 App. #1199572 App. #1201125 App. #1209524 App. #1206867
App. #1210135 App. #1209530 App. #1208611 App. #1210300 App. #1206679 App. #1199572 App. #1202774**

Mrs. Keeton adjourned the meeting at 6:10 p.m.

THURSDAY, JANUARY 14, 2010

MEMBERS PRESENT

Delynn Keeton, RN, MN, CPHRM, President
Scott Thigpen, RN, MSN, CEN, CCRN, Vice President
Linda W. Smith, RN, MSN
Mary Anderson, RN, BSN, MA
Dawn Taylor, JD, Consumer Member
Janice Flynn, DSN, RN
Kellie R. Lockwood, RN, MSN

MEMBERS ABSENT

Susan Ayers, RN, BSN, MPH

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
Janet Jackson, Assistant Attorney General, JD
Ronjalyn Bond, Licensing Analyst
Crystal Jackson, Licensing Analyst
Vincent Zagorin, Investigations
Randall Vaughn, Division Director (PLB)
Chuck Miller, Investigations

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

Frances Cullen	Karen Daniels	Jason Morecraft	Viktosia Lindskog	Mr. Soda
Curt Lindskog	Lisa Beck	Marsha Lewis	Elicia Collins	Reggie Morton
Geraldine Fields	Sheila Burke	Joan Cranford	Kathy Davis	Christine Quinn
Elizabeth Whitworth	Robert Highsmith	Constance Rowan		

Mrs. Keeton called the meeting to order at 9:00 a.m. on Thursday, November 19, 2009. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Mrs. Anderson moved, Mr. Thigpen 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.

At the conclusion of Executive Session on Thursday, January 14, 2010, Mrs. Keeton declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

ENFORCEMENT – ADRIENNE PRICE

(RNI – Registered Nurse Investigative Case Number)

RNI100086 – Mrs. Anderson moved to write the applicant a letter requesting a Psychosexual Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080755 – Mrs. Smith moved to proceed with licensure with a Letter of Concern re: Drugs. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090433 – Mr. Thigpen moved not to accept the C&D order and close the case with a Letter of Concern re: Possible ULP. Mrs. Smith seconded the motion and it carried unanimously.

RNI080443 – Mrs. Smith moved to alert the system if reinstates, write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order 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.

RNI100272 – Dr. Flynn moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order 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.

RNI080113 – Mrs. Lockwood moved to close the case, alert the system and notify the Indiana Board of Nursing. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080725 – Mrs. Anderson moved to write the applicant a letter requesting an Expedited Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI080426 – Mrs. Smith moved to order licensee to have an Outpatient MPE. 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. Also, refer to Legal Services for a Private Consent Agreement for failure to disclose arrests with a fine of \$500. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080411 – Mr. Thigpen moved to refer to the Attorney General's Office to track legal probation. Mrs. Taylor seconded the motion and it carried unanimously.

RNI080160 – Mrs. Lockwood moved to close the case. Mrs. Taylor seconded the motion and it carried unanimously.

RNI090138 – Dr. Flynn moved to close the case. Mrs. Taylor seconded the motion and it carried unanimously.

RNI090157 – Mrs. Lockwood moved to close the case. Mr. Thigpen seconded the motion and it carried unanimously.

RNI080403 – Mrs. Anderson moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI080657 – Mrs. Smith moved to alert the system and serve C&D order when valid address is available in Georgia. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI080538 – Mr. Thigpen moved to close the case. Dr. Flynn seconded the motion and it carried unanimously.

RNI080601 – Mrs. Smith moved to refer to Investigations to obtain subpoenaed records and table until March 2010 board meeting. Mrs. Anderson seconded the motion and it carried unanimously.

RNI090257 – Dr. Flynn moved to close the case. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI090244 – Mrs. Taylor moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

White, Sandra – Mrs. Anderson moved to accept the voluntary surrender. Mr. Thigpen seconded the motion and it carried unanimously.

RNI090264 – Mrs. Taylor moved to order licensee to have an Outpatient MPE. 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. Smith seconded the motion and it carried unanimously.

RNI080203 – Mr. Thigpen moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Dr. Flynn seconded the motion and it carried unanimously.

CONSENT ORDER-LEGAL SERVICES

(RNI=Registered Nurse Investigative Case Number)

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

RNI100298	RNI100286	RNI100323	RNI100240	RNI100269	RNI100279	RNI100289
RNI100037	RNI100299	RNI100294	RNI100342	RNI100292	RNI100293	RNI100250
RNI100322	RNI090495	RNI100305	RNI100321	RNI100229	RNI100331	

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number)

Mr. Thigpen moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
McAfee, Kelly Lynn	Lift narcotic restrictions.
RNI070014	Lift narcotic restrictions.
RNI080194	Lift narcotic restrictions.
RNI070342	Lift narcotic restrictions.
RNI100354	Lift narcotic restrictions.

Mrs. Anderson seconded the motion and it carried unanimously.

NOTICE OF BORROWER DEFAULT ON REPAYMENT OF STUDENT LOANS

Mr. Thigpen moved to suspend the following license(s) to practice as a registered professional nurse for defaulting on Licensee’s student loan, and further moved that this suspension will cease upon the receipt of notice by the Division Director or a notice of release from the Georgia Higher Education Assistance Corporation. Mrs. Taylor seconded the motion and it carried unanimously.

Carole M. Batson, RN170952 **Rebecca Littleton, RN173872** **Tamara C Coston, RN155085**

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Mr. Thigpen moved, Dr. Flynn seconded and the Board voted to approve applications for licensure and advanced practice authorization for the months of November 2009 and December 2009 that were determined, pursuant to Board approved guidelines, to have met licensure/authorization requirements. (See Attached reports)

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

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

RNI100332	RNI100340	RNI100344	RNI100119	RNI100341	RNI100345	RNI100343
RNI050431	APP#1210518	RNI090143	RNI100351	RNI100351	RNI080257	RNI100195
RNI100380	RNI100381	RNI090459	APP#1211816	APP#1213666	APP#1213143	RNI100317
RNI090285	APP#1207377	APP#1203279	APP#1025407	APP#1204731	RNI090428	RNI100400
RNI100401	RNI100382	RNI100406	RNI100392	RNI100407	RNI100384	RNI100414
RNI100415	RNI100385	RNI100417	RNI100410	RNI100382	RNI100376	APP#637951
RNI100404	RNI100405	RNI100386				

Mrs. Anderson seconded the motion and it carried unanimously.

RANDALL VAUGHN UPDATE

Mr. Vaughn updated the Board on the following administrative procedure:

- New online exam applications process

CEASE & DESIST HEARING – KAREN KELLY DANIELS

On Thursday, January 14, 2010, the hearing for Karen Kelly Daniels was held before the Board, which was continued from the date of the original hearing on November 19, 2010. Dawn Taylor, Board member, was appointed as presiding officer for the hearing. The proceedings were recorded by a court reporter. Karen Kelly Daniels represented herself at hearing. Evidence was presented regarding the allegations against Ms. Daniels by Investigator Chuck Miller. Ms. Daniels refused to present evidence. Objections and motions were made by Ms. Daniels and ruled upon by the presiding officer. At the conclusion of the presentation of evidence, the Board entered into executive session to deliberate. The presiding officer announced the decision of the Board in open session at the conclusion of deliberation. The Board found that Ms. Daniels was advertising and holding herself out to the public as a RN in violation of OCGA § 43-26-6(a), that there was no evidence presented that she was practicing as a RN, and that the evidence as presented appears to indicate that a violation of OCGA § 43-26-10 (4) had occurred.

CEASE & DESIST HEARING – KAYLIM CAREER INSTITUTE

On Thursday, January 14, 2010 a Cease & Desist Hearing was held for Kaylim Career Institute. Dawn Taylor, Board member, was appointed presiding officer. Representatives from Kaylim Career Institute represented themselves in the proceeding, presented testimony and evidence. The Georgia Board of Nursing, based on such evidence, and testimony rendered finding and a decision as follows:

- Kaylim Career Institute is not a Board approved nursing education program, as defined in O.C.G.A. Sec. 43-26-3 (1.2), but only assists nursing students by providing tutoring services.
- The Board finds that use of the phrase “LPN to RN Bridge Program” by Kaylim Career Institute is inherently misleading in that the phrase implies that Kaylim Career institute operates a nursing education program in which licensed practical nurses may earn academic credits to become registered professional nurses.
- The Board finds that multiple media advertisements, which appear on the internet and elsewhere, which state that Kaylim Career Institute allows students to earn an associate of science degree in nursing, are also inherently misleading.
- The finding and decision of the Board shall be reduced to a written Public Board order.

POLICIES

Mrs. Smith moved beginning January 14, 2010, licensure by examination applications submitted by applicants who are graduates of nontraditional nursing programs may be referred by staff for review by nurse education Board members an/or cognizant members as designated by the Board. Recommendations of the Board members for action shall be presented at the next regularly scheduled meeting for approval by Board vote. Mrs. Taylor seconded the motion and it carried unanimously.

Mrs. Smith moved that cases referred to Legal Services for consent agreements for unlicensed practice during the January 2010 Board meeting may be accepted and docketed upon receipt and allow the Executive Director to sign with express permission of the Georgia Board of Nursing President. Dr. Flynn seconded the motion and it carried unanimously.

Mrs. Smith moved to allow that cases referred to Legal Services for consent agreements for unlicensed practice may be accepted and docketed upon receipt and allow the Executive Director to sign with express permission of the Georgia Board of Nursing President. Mrs. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mrs. Anderson moved, Mr. Thigpen 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.

At the conclusion of Executive Session on Thursday, January 14, 2010, Mrs. Keeton 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

XL – Mr. Thigpen moved in order 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. [410-6-.02 (1) and (2)] Dr. Flynn seconded the motion and it carried unanimously.

DEVELOPING PROGRAMS

Atlanta Technical College

Mrs. Smith moved to approve the following:

1. Based upon compliance with Rules 410-4-.01 (1) through (3), Developmental approval is granted to Atlanta Technical College for the development and implementation of its proposed Associate Degree Nursing program. [410-3-.02 (1)(e)]
2. Submit three (3) scannable copies of Report I to be received in the board office no later than August 11, 2010 for review at the Board’s September 15-17, 2010 meeting. [410-4-.01 (4)]

Mrs. Taylor seconded the motion and it carried unanimously.

Bauder College

Dr. Flynn moved to approve the following:

1. Grant Developmental approval to Bauder College for the development and implementation of an associate degree nursing program. [410-3-.02 (1)(a)]
2. Submit three (3) scannable copies of Report I to be received in the board office no later than February 9, 2010 for review at the Board’s March 16-18, 2010 meeting. [410-4-.01 (4)]

Mrs. Lockwood seconded the motion and it carried unanimously.

Gordon College

Mrs. Anderson moved to approve the following:

1. Based upon compliance with 410-4-.01 (4)(5) and (6), Initial Approval is granted to Gordon College for the enrollment of the first cohort of RN/BSN students in the Summer 2010 semester. [410-3-.02 (1)(b)]
2. A site visit will be scheduled during the Spring 2011 semester. [410-4-.01 (7)]

Dr. Flynn seconded the motion and it carried unanimously.

NEW INITIATIVE

Emory University

Mrs. Taylor moved to approve Emory University's initiation of an accelerated BSN Option for second degree students in the Summer 2010 term. [410-3-.11 (2)] Mrs. Anderson seconded the motion and it carried unanimously.

SITE VISIT RESPONSES

North Georgia College & State University (ASN)

Mrs. Lockwood moved to accept the following commendations:

1. A comprehensive departmental master evaluation plan for continuous quality assessment and improvement has been implemented. [410-3-.03 (8); 410-3-.05 (12)]
2. Minutes clearly document business conducted and actions taken. [410-3-.03 (9)]
3. Practice-based and service learning activities occur in a variety of diverse settings representative of the continuum of health care. [410-3-.04 (6)]
4. Teaching/learning strategies, activities, and interactions incorporate praxis, reflection, critical thinking, and decision-making. [410-3-.04 (8)]
5. Teaching/learning strategies, activities, and interactions facilitate the transition to professional practice. [410-3-.04 (9)]
6. Various strategies are used in the critique/evaluation of student learning and progress. [410-3-.04 (11)]
7. Faculty members have the graduate nursing education, expertise, and professional development to enable the goals of the curriculum. [410-3-.05 (8)]
8. Faculty members are a cohesive, collaborative group who share responsibility for the entire curriculum. [410-3-.05 (12)]
9. Practice-based learning activities occur in diverse settings representative of the continuum of health care. [410-3-.04 (6)]
10. The course study has been developed to facilitate success, advanced placement, flexibility, and mobility for students. [410-3-.04 (2); 410-3-.07 (2)]
11. Education facilities and resources facilitate faculty member, staff, and student interactions and learning. [410-3-.10]

Mr. Thigpen seconded the motion and it carried unanimously.

Mrs. Lockwood moved to accept the following recommendations:

1. Provide a written plan which ensures that a faculty/student ratio of at least one (1) fulltime faculty member for each twenty (20) students enrolled in the nursing program must be maintained. [410-3-.03 (7)]
2. Clarify the outcome if Nursing 1090, Transitional Concepts, is failed. [410-3-.07 (2)]
3. Update the section of the ASN Handbook entitled Classes Taken at Technical Colleges to reflect current information. [410-3-.03 (10); 410-3-.07 (2)]

Mr. Thigpen seconded the motion and it carried unanimously.

North Georgia College & State University (RN/BSN)

Mrs. Lockwood moved to accept the following commendations:

1. A comprehensive departmental master evaluation plan for continuous quality assessment and improvement has been implemented. [410-3-.03 (8); 410-3-.05 (12)]
2. Minutes clearly document business conducted and actions taken. [410-3-.03 (9)]
3. Learning activities, selected collaboratively by faculty members and students, occur in diverse practice settings representative of the continuum of health care. [410-3-.04 (6)]
4. Teaching/learning strategies, activities, and interactions incorporate praxis, reflection, critical thinking, and decision-making. [410-3-.04 (8)]

5. Teaching/learning strategies, activities, and interactions facilitate the transition to professional practice. [410-3-.04 (9)]
6. Various strategies are used in the critique/evaluation of student learning and progress. [410-3-.04 (11)]
7. Faculty members have the graduate nursing education, expertise, and professional development to enable the goals of the curriculum. [410-3-.05 (8)]
8. Faculty members are a cohesive, collaborative group who share responsibility for the entire curriculum. [410-3-.05 (12)]
9. The rigorous course of study and faculty actions, consistent with the philosophy and conceptual framework, are responsive to student needs for flexibility, scheduling, selection of learning activities, and options of teaching/learning modalities. [410-3-.04 (2); 410-3-.07 (2)]
10. Educational facilities and resources enable the learning goals of the curriculum and overall educational experiences. [410-3-.10]
11. Based upon compliance with Rules related to annual reports and the most recent site visit report, Full Approval for the RN/BSN Program at North Georgia College & State University is extended to December 31, 2014. [410-3-.02 (2)(a)] Unless another reason presents itself, the next site visit will be scheduled for the 2013-2014 academic year. [410-3-.01 (8)]

Mrs. Smith seconded the motion and it carried unanimously.

CORRESPONDENCE – ANN BOND

Mrs. Smith moved to send a letter to Mrs. Bond to reference the website where it outlines that she is not trained to administer propofol as outlined by the FDA guidelines. For clarification on brexival and ketamine refer to the FDA guidelines on administration. Mrs. Anderson seconded the motion and it carried unanimously.

CORRESPONDENCE – LOUISE STORY

Mrs. Anderson moved to refer Mrs. Story to the August 13, 2009 Board Meeting minutes under the Georgia Board of Nursing website called Board Minutes. Mrs. Lockwood seconded the motion and it carried unanimously.

CORRESPONDENCE – APPLICANT, RJ

Applicant R.J., #1202637 – Mrs. Smith moved to accept the withdrawal of application. Mrs. Anderson seconded the motion and it carried unanimously.

APRN COMMITTEE MEETING – LINDA SMITH

Mrs. Smith moved to accept minutes from APRN Committee teleconference meeting on January 6, 2010. Mrs. Lockwood seconded the motion and it carried unanimously.

Mrs. Smith presented the Board with a summary of the APRN Committee meeting:

- Gather more info on CNS
 - Scope of practice
 - Grandfathering

EXECUTIVE DIRECTOR'S REPORT

Mrs. Bond reported on administrative items and the following:

- **Hand-out:** Article re: "Schwarzenegger's budget calls for increased policing of healthcare workers"
- **Correspondence re:** National League for Nursing Accrediting Commission, Inc. (NLNAC) conducting Self-Study Forum in Atlanta, Georgia on April 8-9, 2010

RULES WAIVER – JUDY KERCKHOF

Mrs. Smith moved to uphold previous motion and require preceptorship as previously outlined for 350 hours. The Board also moves to deny the petition rules waiver based on the Board cannot waive statutory requirements as outlined in O.C.G.A. 43-26-7 (4)(c). Mrs. Taylor seconded the motion and it carried unanimously.

APPROVAL OF BOARD MINUTES

Mrs. Smith moved to approve the November 18-19, 2009 Board Meeting Minutes with corrections noted. Mrs. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Mr. Thigpen moved and Mrs. Smith 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.

At the conclusion of Executive Session on Thursday, November 19, 2009, Mrs. Keeton declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

LEGAL SERVICES

(RNI=Registered Nurse Investigative Case Number)

RNI100297 – Mr. Thigpen moved to uphold previous Board motion. Mrs. Anderson seconded the motion and it carried unanimously.

RNI100307 – Mrs. Smith moved to rescind the previous Board motion and proceed with Authorization. Mr. Thigpen seconded the motion and it carried unanimously.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100380 – Mrs. Smith moved to rescind previous Board motion and proceed with licensure with a Letter of Concern re: Alcohol. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100381 – Mrs. Smith moved to rescind previous Board motion and proceed with licensure with a Letter of Concern re: Alcohol. Mrs. Lockwood seconded the motion and it carried unanimously.

RNI100463 – Dr. Flynn moved to grant authorization and the Board will allow the executive director to sign upon receipt of consent order. Mr. Thigpen seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Applicant K.R., #1216089 – Dr. Flynn moved to deny application for endorsement based on Pensacola Christian College does not hold accreditation by a regional accreditation organization based on Georgia statutory requirements. Mrs. Smith seconded the motion and it carried unanimously.

LICENSE RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI040283 – Dr. Flynn moved not to renew license based on noncompliance with Board order (50-18-18). Mrs. Lockwood seconded the motion and it carried unanimously.

RNI100149 – Mrs. Anderson moved to rescind previous consent order to change Private Consent order to a Public Consent order. Mrs. Taylor seconded the motion and it carried unanimously.

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

Mrs. Taylor 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:

RNI060018
Nichols, Mary
RNI100235

Hickman, Elaine
RNI080238
RNI090342

RNI090352
Palmer, Sharon

Martin, Mary
RNI100212

Mulkey, Sharon
RNI100331

Mrs. Smith seconded the motion and it carried unanimously.

RNI090342 – Mrs. Anderson moved to change probation from four (4) years to three (3) years. Mrs. Taylor seconded the motion and it carried unanimously.

RNI090481 – Mrs. Smith moved to reduce the probation from four (4) years to two (2) years and accept and process upon receipt of original signed consent order. Mrs. Anderson seconded the motion and it carried unanimously.

RNI070121 – Dr. Flynn moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI100296 – Dr. Flynn moved to write the applicant a letter requesting an Outpatient MPE 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 Hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI080700 – Mrs. Anderson moved to close the case and continue to monitor quarterly reports, RN must report any developments concerning criminal case to the Board and successful completion of the three year criminal probation imposed by the sentencing court. Mrs. Taylor seconded the motion and it carried unanimously.

RNI100303 – Mrs. Anderson moved to order licensee to have an Outpatient MPE. 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. Mr. Thigpen seconded the motion and it carried unanimously.

RNI100246 – Mrs. Anderson moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

RNI080473 – Mrs. Anderson moved to order licensee to have an Expedited Outpatient MPE. 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.

RNI090201 – Mrs. Anderson moved to refer to Investigations to obtain the following contact recent employer to determine the circumstances surrounding termination, certified copies of any drug screens and other documentation and/or statements of witnesses involved. Board staff must obtain a certified copy of most recent disciplinary action form the Alabama Board of Nursing and review his compliance status as reflected by licensee December 2009 quarterly reports. Mr. Thigpen seconded the motion and it carried unanimously.

RNI090480 – Mrs. Taylor moved to close the case and deny request to work at an agency. Mrs. Anderson seconded the motion and it carried unanimously.

RNI040326 – Mrs. Anderson moved to close the case. Mrs. Smith seconded the motion and it carried unanimously.

Roberts, Linda Kay – Mr. Thigpen moved to accept Voluntary Surrender. Mrs. Anderson seconded the motion and it carried unanimously.

Owens, Angela Marie Connell – Mrs. Anderson moved to accept Voluntary Surrender. Mrs. Taylor seconded the motion and it carried unanimously.

RULE 410-13-.01

Dr. Flynn moved to vote post Rule 410-13-.01. Mr. Thigpen seconded the motion and it carried unanimously.

Mr. Thigpen moved that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's Office. Dr. Flynn seconded the motion and it carried unanimously.

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDED RULE
TO THE GEORGIA BOARD OF NURSING CHAPTER 410-13: REGULATION OF PROTOCOL USE BY REGISTERED NURSES;
RULE 410-13-.01 REGULATION OF PROTOCOL USE BY ADVANCED PRACTICE REGISTERED NURSES AS AUTHORIZED BY
O.C.G.A 43-34-26.1
AND NOTICE OF PUBLIC HEARING**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Board of Nursing (hereinafter "Board") proposes to adopt an amended rule to the Rules of the Georgia Board of Nursing, Chapter 410-13. The proposed amended rule is to update the rule related to regulation of protocol use by advanced practice registered nurses.

This notice, together with an exact copy of the synopsis of the proposed amended rule, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the synopsis of the proposed amended rule may be reviewed during normal business hours of 8:00 a.m. to 5:30 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia Board of Nursing's web page at www.sos.georgia.gov/plb/rn. Copies may also be requested by contacting the Georgia Board of Nursing office at (478) 207-2440.

A public hearing is scheduled to begin at 9:00 a.m. on March 18, 2010 at the Professional Licensing Boards Division, located at 237 Coliseum Drive, Macon, Georgia to provide the public an opportunity to comment upon and provide input into the proposed new rule. At the public hearing, anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. To ensure their consideration, written comments must be received on or before March 12, 2010. Written comments should be addressed to Randall Vaughn Division Director, Secretary of State, Professional Licensing Boards Division, Georgia Board of Nursing, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1660.

The proposed rule amendment(s) will be considered for adoption by the Georgia Board of Nursing at its meeting scheduled to begin at 9:05 p.m. March 10, 2010 at the Professional Licensing Boards Division at 237 Coliseum Drive, Macon, Georgia 30217. According to the Department of Law, State of Georgia, the Georgia Board of Nursing has the authority to adopt the proposed rule amendments to Chapter 410-13, pursuant to authority contained in O.C.G.A. §§ 43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b).

At its meeting on January 14, 2010, the Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b).

Also, at its meeting on January 14, 2010, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b) to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of nursing.

For further information, contact the Board office at 478-207-1647.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This ____ day of _____, 2010.

Randall Vaughn
Division Director
PROFESSIONAL LICENSING BOARDS

Posted: _____

**SYNOPSIS OF PROPOSED RULE TO THE
GEORGIA STATE BOARD OF NURSING RULES
RULE 410-13-01**

PURPOSE: The purpose of this rule is to update the rules related to regulation of protocol use by advanced practice registered nurses.

MAIN FEATURE: The main feature of this rule is to better describe the requirements of a nurse practitioner recognized by the Board to engage in advanced practice registered nursing.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA BOARD OF NURSING RULES, CHAPTER 410-13 REGULATION OF PROTOCOL USE BY REGISTERED NURSES ; RULE 410-13-01 REGULATION OF PROTOCOL USE BY ADVANCED PRACTICE REGISTERED NURSES AS AUTHORIZED BY O.C.G.A 43-34-26-423

NOTE: Underlined text is proposed to be added; lined through text is proposed to be deleted.

410-13-01 Regulation of Protocol Use By Advanced Practice Registered Nurses as Authorized by O.C.G.A. §43-34-~~26-423~~.

(1) The general purpose of these rules is to assist in protecting and safeguarding the public by regulating the practice of advanced practice registered nurses who use protocols as authorized by O.C.G.A. §43-34-~~26-423~~.

(2) An advanced practice registered professional nurse who uses a protocol as authorized by O.C.G.A. § 43-34-~~26-423~~ shall:

(a) hold a current license to practice as a registered nurse in Georgia;

(b) hold a current authorization as an advanced practice registered nurse in Georgia;

(c) adhere to a written nurse protocol which is a written document mutually agreed upon and signed by the nurse and licensed physician which specifies delegated medical acts delegated by the physician to the nurse and provides for immediate consultation with the delegating physician or a physician designated in the absence of the delegating physician; and

(d) document preparation and performance specific to each medical act authorized by a written nurse protocol, including the ordering and administering of controlled substances, ordering and dispensing of dangerous drugs, and ordering medical treatments and diagnostic studies in accordance with O.C.G.A. § 43-34-~~26-423~~.

(3) The nurse protocol agreement used by an advanced practice registered nurse under the provisions of O.C.G.A. §43-34-~~26-423~~ shall comply with the following criteria:

- (a) shall be in writing and signed by the advanced practice nurse and the delegating physician;
- (b) shall be dated, available upon request and specify parameters under which medical acts delegated by the physician may be performed;
- (c) shall include provisions for periodic review of patient records by the delegating physician;
- (d) shall be reviewed, revised or updated annually;
- (e) shall include a provision for immediate consultation with the delegating physician or a physician designated in the absence of the delegating physician;
- (f) shall contain written provisions regarding the procedure for dispensing dangerous drugs which comply with O.C.G.A. §§43-34-26-~~123~~ (a)(3), (3.1), (4), and (5), if the dispensing of dangerous drugs is included as a delegated medical act in the nurse protocol agreement; and
- (g) shall contain written provisions regarding the procedure for ordering controlled substances which comply with paragraph (b)(1) of O.C.G.A. §43-34-~~26-123~~, if the ordering of controlled substances is included as a delegated medical act in the nurse protocol agreement.

Authority O.C.G.A. §§43-26-3, 43-26-5.

RULE 410-13-.02

Dr. Flynn moved to vote post Rule 410-13-.02. Mr. Thigpen seconded the motion and it carried unanimously.

Mr. Thigpen moved that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's Office. Dr. Flynn seconded the motion and it carried unanimously.

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDED RULE
TO THE GEORGIA BOARD OF NURSING CHAPTER 410-13: REGULATION OF PROTOCOL USE BY REGISTERED NURSES;
RULE 410-13-.02 REGULATION OF PROTOCOL USE BY ADVANCED PRACTICE REGISTERED NURSES AS AUTHORIZED BY
O.C.G.A 43-34-26.3
AND NOTICE OF PUBLIC HEARING**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Board of Nursing (hereinafter "Board") proposes to adopt an amended rule to the Rules of the Georgia Board of Nursing, Chapter 410-13. The proposed amended rule is to update the rule related to regulation of protocol use by advanced practice registered nurses.

This notice, together with an exact copy of the synopsis of the proposed amended rule, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the synopsis of the proposed amended rule may be reviewed during normal business hours of 8:00 a.m. to 5:30 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 257 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia Board of Nursing's web page at www.sos.georgia.gov/plb/rn. Copies may also be requested by contacting the Georgia Board of Nursing office at (478) 207-2440.

A public hearing is scheduled to begin at 9:00 a.m. on March 18, 2010 at the Professional Licensing Boards Division, located at 257 Coliseum Drive, Macon, Georgia to provide the public an opportunity to comment upon and provide input into the proposed new rule. At the public hearing, anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments

should be presented in writing. Written comments are welcome. To ensure their consideration, written comments must be received on or before March 12, 2010. Written comments should be addressed to Randall Vaughn Division Director, Secretary of State, Professional Licensing Boards Division, Georgia Board of Nursing, 257 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1660.

The proposed rule amendment(s) will be considered for adoption by the Georgia Board of Nursing at its meeting scheduled to begin at 9:05 p.m. March 10, 2010 at the Professional Licensing Boards Division at 257 Coliseum Drive, Macon, Georgia 30217. According to the Department of Law, State of Georgia, the Georgia Board of Nursing has the authority to adopt the proposed rule amendments to Chapter 410-13, pursuant to authority contained in O.C.G.A. §§ 43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b).

At its meeting on January 14, 2010, the Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b).

Also, at its meeting on January 14, 2010, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§~~43-26-; 43-26-5 (a) and 5 (c); 43-26-5 (a) and 5 (b)~~ to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of nursing.

For further information, contact the Board office at 478-207-1647.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This ____ day of _____, 2010.

Randall Vaughn
Division Director
PROFESSIONAL LICENSING BOARDS

Posted: _____

**SYNOPSIS OF PROPOSED RULE TO THE
GEORGIA STATE BOARD OF NURSING RULES
RULE 410-13-.02**

PURPOSE: The purpose of this rule is to update the rules related to regulation of protocol use by advanced practice registered nurses.

MAIN FEATURE: The main feature of this rule is to better describe the requirements of a nurse practitioner recognized by the Board to engage in advanced practice registered nursing.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA BOARD OF NURSING RULES, CHAPTER 410-13 REGULATION OF PROTOCOL USE BY REGISTERED NURSES ; RULE 410-13-.02 REGULATION OF PROTOCOL USE BY ADVANCED PRACTICE REGISTERED NURSES AS AUTHORIZED BY O.C.G.A 43-34-~~26-325~~

NOTE: Underlined text is proposed to be added; lined through text is proposed to be deleted.

410-13-.02 Regulation of Protocol Use By Advanced Practice Registered Nurses as Authorized by O.C.G.A. §43-34-~~26-325~~.

(1) An advanced practice registered nurse (“APRN”) who uses a protocol authorized by O.C.G.A. § 43-34-~~26-325~~ shall:

- (a) hold a current license to practice as a registered professional nurse in Georgia;
- (b) hold a current authorization to practice as an advanced practice registered nurse in Georgia;
- (c) adhere to a written nurse protocol agreement that is dated and signed by the APRN, the delegating physician, and any other designated physician(s); the APRN's area of practice shall be in the same or comparable specialty as that of the delegating physician; the protocol shall specify the medical acts delegated to the APRN as provided by O.C.G.A. § 43-34-~~26.325~~ and shall provide for immediate consultation with the delegating physician or a designated physician if the delegating physician is not available; and
- (d) document preparation and performance specific to each medical act authorized by the written nurse protocol agreement including ordering drugs, medical treatments or diagnostic studies, medical devices, or, in life threatening situations, radiographic imaging tests.

(2) An APRN may practice under a nurse protocol agreement authorized by O.C.G.A. § 43-34-~~26.325~~ if the nurse protocol agreement adheres to the following criteria:

(a) shall bear a current review date; be available upon request; and specify parameters under which delegated medical acts may be performed to include kinds of diagnostic studies which may be ordered, the extent to which radio logic image tests may be ordered, provisions for the reading and interpretation of such tests by a physician who is trained in the reading and interpretation of the tests, circumstances under which prescription drugs orders may be executed, number of refills which may be ordered, include a frequency of follow up review of the patient by the physician, including patients who are on controlled substances;

(b) shall include a schedule for periodic review of patient records by the delegating physician, which records review may be achieved with a sampling of such records as determined by the delegating physician;

(c) shall be reviewed, revised or updated annually by the APRN, the delegating physician, and any designated physician;

(d) shall include a provision for immediate consultation with the delegating physician or a physician designated in the absence of the delegating physician; and

(e) shall comply with the provisions of O.C.G.A. § 43-34-~~26.325~~ regarding prescription drug orders placed by an APRN for a drug or medical device including, but not limited to, the following:

1. no prescription drug orders submitted by an APRN for Schedule I or II controlled substances;
2. no refills of any drug for more than 12 months from the date of the original Order, except in the case of oral contraceptives, hormone replacement therapy, or prenatal vitamins, which may be refilled for a period of 24 months;
3. no drug order or medical device that may result in the performance or occurrence of an abortion, including the administration, prescription or issuance of a drug order that is intended to cause an abortion to occur pharmacologically;
4. written prescription drug orders shall be signed by the APRN, be written on forms that comply with the nurse protocol agreement, and such forms shall contain the information required by paragraph (d) of O.C.G.A. §43-34-~~26.325~~;
5. a written provision in the nurse protocol agreement authorizing the APRN to request, receive, and sign for professional samples, and to distribute them to patients in accordance with a list of professional samples approved by the delegating physician that is maintained by the office or facility where the APRN works and that requires the documentation of each sample received and dispensed; and
6. compliance with applicable state and federal laws and regulations pertaining to the ordering, maintenance, and dispensing of drugs.

(3) Only four (4) advanced practice registered nurses may enter into a nurse protocol agreement with a delegating physician at any one time under O.C.G.A § 43-34-~~26.325~~, except this limitation shall not apply to an APRN that is practicing in the following settings:

- (a) In a hospital licensed under Title 31;
- (b) In any college or university as defined in Code Section 20-8-1;

(c) In the Department of Human Resources;

(d) In any county board of health;

(e) In any free health clinic;

(f) In a birthing center;

(g) In any entity:

1. Which is exempt from federal taxes pursuant to Section 501(c)(3) of the Internal Revenue Code, as defined in Code Section 48-1-2, and primarily serves uninsured or indigent Medicaid and Medicare patients; or

2. Which has been established under the authority of or is receiving funds pursuant to 42 U.S.C. Section 254b or 254c of the United States Public Health Service Act;

(h) In any local board of education which has a school nurse program; or

(i) In a health maintenance organization that has an exclusive contract with a medical group practice and arranges for the provision of substantially all physician services to enrollees in health benefits of the health maintenance organization.

Authority O.C.G.A. §§43-26-3, 43-26-5.

There being no further business, the meeting adjourned Thursday, January 14, 2010 at 4:30 p.m.

Delynn Keeton, **President**

Sylvia Bond, **Executive Director**

The minutes were recorded by Gwendolyn Dodson, Administrative Assistant and approved on March 17, 2010.