

The Georgia Board of Nursing met January 13-14, 2011 in Conference Room 104 of the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon Georgia 31217.

THURSDAY, JANUARY 13, 2011

MEMBERS PRESENT

Mary Anderson, RN, BSN, MA, President
Janice Flynn, DSN, RN, Vice President
Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM
Cassie Davis, RN
Kathrine Mann, RN, CRNA
Anita Hufft, PhD., RN

MEMBERS ABSENT

Nancy Robinson, RNC, LNHA
Dawn Taylor, JD, Consumer Member

STAFF PRESENT

James Cleghorn, Executive Director
Gwendolyn Dodson, Administrative Assistant
Janet Jackson, Assistant Attorney General, JD
Adrienne Price, RN, MSN, Legal Nursing Consultant – Discipline
Katrina Martin, RN, MSN, Licensing Nursing Consultant – Licensing Supervisor
Julie Fisher, Staff Attorney, Legal Services
Sonya Williams, Staff Attorney, Legal Services

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

| | | | |
|------------------|-------------------|------------------|------------------------|
| Patricia Witcher | Carol Harvey | Kathy Hill | Leila McKinney |
| Debbie Libby | Mary Gervin-Supas | Leslie Culpepper | Janis Campbell Fleming |
| Deborah Seles | Millicent Henry | | |

MISCELLANEOUS

Due to the inclement weather, the meeting dates were changed to January 13-14, 2011.

NEW BOARD MEMBERS

Randall Vaughn, Division director, introduced and swore in the following new board members:

- Cassie Davis, RN
- Kathrine Mann, RN, CRNA
- Anita Hufft, PhD., RN

Anderson called the meeting to order at 10:10 a.m. on Thursday, January 13, 2011. A quorum to conduct disciplinary matters was determined to exist.

Flynn moved to nominate Mary Anderson as the President of the Georgia Board of Nursing. Cranfill seconded the motion and it carried unanimously.

Anderson moved to nominate Janice Flynn as the Vice President of the Georgia Board of Nursing. Davis seconded the motion and it carried unanimously.

Flynn moved to nominate Barry Cranfill as a disciplinary cognizant of the Georgia Board of Nursing. Mann seconded the motion and it carried unanimously.

Cranfill moved to nominate Dawn Taylor as a disciplinary cognizant of the Georgia Board of Nursing. Flynn seconded the motion and it carried unanimously.

Flynn moved to nominate Anita Hufft as the nontraditional cognizant of the Georgia Board of Nursing for applications. Cranfill seconded the motion and it carried unanimously.

Cranfill moved to nominate Kathrine Mann as the applications cognizant of the Georgia Board of Nursing. Flynn seconded the motion and it carried unanimously.

Flynn moved to nominate Anita Hufft as the Board liaison for the APRN Committee. Cranfill seconded the motion and it carried unanimously.

APPROVAL OF BOARD MINUTES

Flynn moved to approve the November 17-18, 2010 Board Meeting Minutes with corrections noted. Hufft seconded the motion and it carried unanimously.

Cranfill moved to approve the December 10, 2010 Board Meeting Minutes with corrections noted. Flynn seconded the motion and it carried unanimously.

Cranfill moved to approve the December 22, 2010 Board Meeting Minutes with corrections noted. Flynn seconded the motion and it carried unanimously.

PUBLIC HEARING – RULE 410-1-.01 “ORGANIZATION AND ADMINISTRATION OF THE BOARD OFFICE”

The Georgia Board of Nursing acknowledged correspondence regarding comments to adopt Rule 410-1-.01 from the following:

- Carole Jakeway, RN, MPH, Georgia Department of Community Health

A discussion was held between Board members and visitor Debbie Luby, Georgia Department of Community Health, regarding concerns of the proposed Rule 410-1-.01.

Hufft moved to adopt Rule 410-1-.01 as posted. Cranfill seconded the motion and it carried with Flynn abstaining.

410-1-.01 Organization and Administration of the Board Office. Amended.

(1) The Nurse Practice Act provides that, in order to protect, promote and preserve the public health, safety and welfare, any person practicing or offering to practice professional nursing for compensation in Georgia, shall be licensed according to the provisions established by the Georgia Board of Nursing.

(2) The Nurse Practice Act further creates a Board of Nursing with regulatory authority and dictates the Board's composition and qualifications of members, methods of appointment, and terms of office. The Act specifies Board functions and duties thus providing for the implementation of the Nurse Practice Act through the adoption of rules and regulations.

(3) All provisions of O.C.G.A. 43-1-19 (General Provisions Act) are expressly incorporated as regulating registered professional nurses.

(4) All Rules and Regulations pertaining to the Administration of the Georgia Board of Nursing shall be administered by the Executive Director through the Division Director, Professional Licensing Boards Division of the Secretary of State.

Authority O.C.G.A. §§ 43-26-2, 43-26-4 and 43-26-5 (a) and (c).

Cranfill 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. Davis seconded the motion and it carried unanimously.

CLINICAL NURSE SPECIALIST DISCUSSION

A discussion was held with the Board and members of the visitors regarding Clinical Nurse Specialists (CNS) being recognized as advanced practice registered nurses. The discussion included the following topics:

- Statutory Requirements
- Lack of CNS-OBGYN certification exam
- Documentation of clinical hours specialty/scope

EXECUTIVE SESSION

Flynn moved, Cranfill 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 the Executive Session on Thursday, January 13, 2011, Anderson 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 S.L., #1256064 – Cranfill moved to write applicant a letter to have an Outpatient MPE as a condition of the Board's consideration of the application. Results are to be reviewed by the full Board. 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. Flynn seconded the motion and it carried unanimously.

Applicant T.P., #1261370 – Davis moved to refer to Legal Services for a private consent agreement for failure to disclose arrest to include a fine of \$500. Flynn seconded the motion and it carried unanimously.

Applicant L.H., #1256229 – Mann moved to close the case with a Letter of Concern re: Criminal and proceed with licensure by endorsement. Cranfill seconded the motion and it carried unanimously.

Applicant D.S., #1242246 – Davis moved to refer to Legal Services for a private consent agreement for failure to disclose arrests to include a fine of \$1000 and to require applicant to complete a board approved reentry program. Hufft seconded the motion and it carried with Flynn abstaining.

Applicant R.S., #1251736 – Cranfill moved to deny licensure based on fraudulent documentation submitted for application purposes. Mann seconded the motion and it carried unanimously.

Applicant C.W., #1262564 – Davis moved to write applicant a letter to have a Psychosexual 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. Hufft seconded the motion and it carried unanimously.

Applicant M.T., #1263594 – Mann moved to close the case with a Letter of Concern re: Unprofessional Conduct and proceed with licensure by endorsement. Cranfill seconded the motion and it carried unanimously.

Applicant K.B., #1214035 – Hufft moved to rescind the previous board motion from the November 17-18, 2010 board meeting and refer to the Attorney General's office for a hearing or public consent order to include probation for four (4) years, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Within two (2) months of the docket date, applicant must submit proof of enrollment into a board approved reentry program. After proof of enrollment has been submitted, a temporary permit will be issued. If no proof of enrollment is submitted and reviewed within the established time frame, application will

be withdrawn. Temporary permit and subsequent license will be on probationary terms commencing on the date of issuance of the temporary permit. Cranfill seconded the motion and it carried unanimously.

Applicant P.W., #934947 – Cranfill moved to close the case with a Letter of Concern re: Criminal and Action in Another Jurisdiction and proceed with licensure by reinstatement. Davis seconded the motion and it carried unanimously.

Applicant G.O., #1254030 – Hufft moved to deny licensure based on failure to meet educational requirements. Flynn seconded the motion and it carried unanimously.

Applicant D.B., #1234944 – Mann moved to close the case with a Letter of Concern re: Past History of Alcohol Abuse and proceed with licensure by endorsement. Cranfill seconded the motion and it carried unanimously.

Applicant S.L., #1255170 – Hufft moved to request applicant to make a personal appearance before the Board. Cranfill seconded the motion and it carried unanimously.

Applicant M.G., #1217643 – Cranfill moved to proceed with licensure by endorsement. Flynn seconded the motion and it carried unanimously.

Applicant T.S., #1253357 – Hufft moved to uphold the previous board motion from the November 17-18, 2010 board meeting. Cranfill seconded the motion and it carried unanimously.

Applicant I.H., #1226216 – Mann moved to uphold the previous board motion from the December 22, 2010 board meeting. Hufft seconded the motion and it carried unanimously.

Applicant T.J., #1264984 – Flynn moved to refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$475 for unlicensed practice. Hufft seconded the motion and it carried unanimously.

Applicant L.B., #1266405 – Cranfill moved to refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$625 for unlicensed practice and a fine of \$500 for failure to disclose arrest. Hufft seconded the motion and it carried unanimously.

Applicant V.A., #1266765 – Flynn moved to refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$625 for unlicensed practice. Hufft seconded the motion and it carried unanimously.

Applicant D.D., #1255934 – Cranfill moved to close the case with a Letter of Concern re: Criminal and Controlled Substance and proceed with licensure by endorsement. Flynn seconded the motion and it carried unanimously.

Applicant A.J., #1212822 – Flynn moved to send applicant letter requiring documentation of 1800 hours of work experience in an acute care facility prior to reapplying for licensure by endorsement. Hufft seconded the motion and it carried unanimously.

Applicant D.B., #1201125 – Mann moved to refer to Legal Services for a private consent agreement for failure to disclose arrest to include a fine of \$500 and proceed with licensure by examination. Davis seconded the motion and it carried unanimously.

Applicant J.F., #1238365 – Cranfill moved to refer to Legal Services for a private consent agreement for failure to disclose arrest to include a fine of \$500 and proceed with licensure by reinstatement. Hufft seconded the motion and it carried unanimously.

Applicant D.B., #1254391 – Flynn moved to write applicant a letter to have 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. Hufft seconded the motion and it carried unanimously.

Applicant M.M., #1248239 – Cranfill moved to close the case with a Letter of Concern re: Criminal and proceed with licensure by endorsement. Davis seconded the motion and it carried unanimously.

Applicant A.M., #1251809 – Flynn moved to refer to the Attorney General's office to track the Ohio Board of Nursing consent order. Cranfill seconded the motion and it carried unanimously.

Applicant S.S., #1248239 – Cranfill moved to close the case with a Letter of Concern re: Criminal and proceed with licensure by endorsement. Davis seconded the motion and it carried unanimously.

Applicant H.K., #1256818 – Flynn moved to deny licensure based on O.C.G.A. §43-26-7 (b)(3) and to write applicant a letter to explain that NCLEX-RN must be taken after graduation. Cranfill seconded the motion and it carried unanimously.

Applicant M.G., #1263165 – Cranfill moved to approve reentry program and issue temporary permit. Mann seconded the motion and it carried unanimously.

Applicant M.B., #1235637 – Flynn moved to deny reentry proposal based on competencies being inconsistent with basic nursing practice standards. Cranfill seconded the motion and it carried unanimously.

Applicant H.L., #1262788 – Cranfill moved to deny licensure based on criminal history. Applicant may reapply after 24 months of documented continuous sobriety. Flynn seconded the motion and it carried with Anderson abstaining.

Applicant R.R., #1257861 – Flynn moved to uphold previous board motion from the November 17-18, 2010 meeting. Mann seconded the motion and it carried with Hufft opposing.

EXECUTIVE SESSION

Davis moved, Cranfill 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 the Executive Session on Thursday, January 13, 2011, Anderson 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 REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI110415 – Cranfill moved to uphold the previous board motion from the September 13-14, 2010 board meeting. Mann seconded the motion and it carried unanimously.

RNI100946 – Davis moved to place hold on respondent’s renewal and refer to Investigations to determine respondent’s current address through Accurint. Consent order should be hand served if current address is determined. Cranfill seconded the motion and it carried unanimously.

RNI110573 – Mann moved to rescind previous board motion from the December 22, 2010 meeting and refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$400 for unlicensed practice. Cranfill seconded the motion and it carried unanimously.

RNI100812 – Davis moved to rescind previous board motion from the May 12-14, 2010 meeting and refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$250 for unlicensed practice. Cranfill seconded the motion and it carried unanimously.

RNI110004 – Cranfill moved to deny reinstatement of licensure and refer to the Attorney General’s office for consideration of a Cease and Desist order. Hufft seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100839 – Cranfill moved to rescind previous board motion from the July 14-15, 2010 meeting and refer to the Attorney General’s office for a hearing or public consent order for reinstatement of licensure to include probation terminating on July 14, 2012 with substance abuse stipulations and quarterly reports (employer, aftercare and personal) with a fine of \$500 for violation of previous consent order. Davis seconded the motion and it carried unanimously.

COMPLAINT REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100650 – Mann moved to refer to the Attorney General's office 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. Hufft seconded the motion and it carried unanimously.

ACTION IN ANOTHER JURISDICTION

(RNI – Registered Nurse Investigative Case Number)

RNI100716 – Davis moved to refer to the Attorney General's office to order licensee to have an Outpatient MPE. Results are to be reviewed by the full Board. 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. Flynn seconded the motion and it carried unanimously.

RNI110428 – Hufft moved to deny renewal based on action in another jurisdiction and refer to the Attorney General's office for a Summary Suspension based O.C.G.A. § 50-13-18. Robinson seconded the motion and it carried unanimously.

RNI110517 – Hufft moved to refer to Attorney General's office to request respondent to submit the results of California MPE or complete a current Outpatient MPE. Results are to be reviewed by the Board. 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. Flynn seconded the motion and it carried unanimously.

RNI110527 – Cranfill moved to release application file to the Arizona Board of Nursing, keep license on renewal pending and order licensee to do a criminal background check. Hufft seconded the motion and it carried unanimously.

RNI110532 – Hufft moved to refer to the Attorney General's office for a public consent order to track the California Board of Nursing board action and include a fine of \$500 for failure to disclose arrest. Davis seconded the motion and it carried unanimously.

RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110551 – Mann moved to renew license and require licensee to report final disposition within ten (10) days of adjudication. Hufft seconded the motion and it carried unanimously.

COMPLAINT REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100670 – Hufft moved to close the case. Flynn seconded the motion and it carried unanimously.

RNI110358 – Taylor moved to refer to the Attorney General's office for a hearing, Voluntary Surrender or Indefinite Suspension based on to failure to disclose arrest history, action in another jurisdiction and history of chemical dependence. Mann seconded the motion and it carried unanimously.

RNI090535 – Flynn moved to close the case with a Letter of Concern re: Drugs. Davis seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI110540 – Mann moved to refer to the Attorney General's office and deny license renewal based on failure to comply with current board order. Hufft seconded the motion and it carried unanimously.

MISCELLANEOUS - SELF REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI110392 – Flynn moved to refer to Legal Services for a private consent agreement for failure to disclose arrest to include a fine of \$500. Cranfill seconded the motion and it unanimously.

RNI110508 – Cranfill moved to refer to the Attorney General's office for a hearing or private consent order to include current probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare, personal and psychotherapy). Flynn seconded the motion and it carried unanimously.

RNI110509 – Hufft moved to refer to the Attorney General's office for a hearing or public consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Within two (2) months of the docket date, licensee must submit proof of enrollment into a board approved reentry program. After proof of enrollment has been submitted, a temporary permit will be issued. If no proof of enrollment is submitted and reviewed within the established time frame, application will be withdrawn. Temporary permit and subsequent license will be on probationary terms commencing on the date of issuance of the temporary permit. Cranfill seconded the motion and it carried unanimously.

REQUEST FOR TERMINATION OF PROBATION

(RNI – Registered Nurse Investigative Case Number)

RNI070244 – Cranfill moved to terminate probation, however, failure to complete the South Carolina Recovering Professionals Program will subject the respondent's licensure to additional disciplinary action in Georgia. Respondent is to submit a statement of release from Recovery Professional's Program. Hufft seconded the motion and it carried unanimously.

REINSTATEMENT APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI080153 – Flynn 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 three (3) years, quarterly reports (employer, aftercare, personal and psychotherapy) and a course in medication management. Hufft seconded the motion and it carried with Flynn abstaining.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI080589 – Mann moved to refer to the Attorney General's office for a hearing or amended public consent order to include extension of current probation for one (1) year, substance abuse stipulations, narcotic restrictions for one (1) year, quarterly reports (employer, aftercare and personal) and a fine of \$500 for violation of consent order. Cranfill seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI090008 – Flynn moved to refer to the Attorney General's office for a hearing or private consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare, personal and psychotherapy). Cranfill seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI090334 – Cranfill moved to refer to the Attorney General's office for a hearing or amended public consent order to include extension of current probation for two (2) years, narcotic restrictions for one (1) year, a fine of \$1000 for violation of previous consent orders, future violations will result in suspension of license. Davis seconded the motion and it carried unanimously.

Anderson adjourned the meeting at 5:56 p.m.

FRIDAY, JANUARY 14, 2011

MEMBERS PRESENT

Mary Anderson, RN, BSN, MA, President
Janice Flynn, DSN, RN, Vice President
Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM
Dawn Taylor, JD, Consumer Member
Kathrine Mann, RN, CRNA
Anita Hufft, PhD., RN

MEMBERS ABSENT

Nancy Robinson, RNC, LNHA
Cassie Davis, RN

STAFF PRESENT

James Cleghorn, 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

Anderson called the meeting to order at 8:30 a.m. on Friday, January 14, 2011. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Taylor moved, Cranfill 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 the Executive Session on Friday, January 14, 2011, Anderson declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI110088 – Mann moved to refer to the Attorney General's office for a hearing or amended public consent order to include extension of current probation for two (2) years (until May 15, 2015), substance abuse stipulations, narcotic restrictions for one (1) year, quarterly reports (employer, aftercare and personal) and a fine of \$500 for violation of previous consent order. Cranfill seconded the motion and it carried unanimously.

POSSIBLE VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI090260 – Flynn moved to refer to the Attorney General's office for a hearing of a public consent order to include probation for two (2) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare and personal) and a fine of \$1000 for previous consent orders. Cranfill seconded the motion and it carried unanimously.

2010 – 2012 RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI100383 – Taylor moved to proceed with licensure renewal with a Letter of Concern re: Alcohol and to require licensee to notify board of when probation is successfully completed. Hufft seconded the motion and it carried with Cranfill abstaining.

RNI100518 – Hufft 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. Flynn seconded the motion and it carried unanimously.

2011 – 2013 RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110545 – Mann moved to refer to the Attorney General's office for a public reprimand based on action in another jurisdiction and proceed with licensure renewal. Cranfill seconded the motion and it carried unanimously.

RNI110559 – Taylor moved to proceed with licensure renewal with a Letter of Concern re: Alcohol. Hufft seconded the motion and it carried unanimously.

RNI110589 – Cranfill 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. Mann seconded the motion and it carried unanimously.

RNI100506 – Taylor moved to refer to the Attorney General's office for a hearing or a private consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Cranfill seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI040089 – Mann moved to order licensee to have a current 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. Hufft seconded the motion and it carried unanimously.

2011 – 2013 RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110355 – Taylor moved to refer to the Attorney General's office for a hearing or a public consent order to include a three (3) month suspension of licensure for a felony conviction and tracking of criminal probation. Cranfill seconded the motion and it carried unanimously.

RNI110528 – Cranfill moved to proceed with licensure renewal with a Letter of Concern re: Criminal and to require licensee to provide the Board with documentation of final disposition of case. Flynn seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI060131 – Mann moved to deny renewal based on O.C.G.A. § 50-13-18 (b) and order licensee to have an Outpatient MPE. Results are to be reviewed by the Cognizant board member and the Legal/Discipline Nurse Consultant for consideration of reinstatement of application. Cranfill seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI080596 – Mann moved to deny request to lift narcotic restrictions based on failure to comply with consent order and to refer to the Attorney General's office for a hearing or amended public consent order to include extension of current probation for one (1) year, substance abuse stipulations, narcotic restrictions for one (1) year, quarterly reports (employer, aftercare and personal) and a fine of \$500 for violation of consent order. Cranfill seconded the motion and it carried unanimously.

REQUEST TO WORK IN HOME HEALTH

(RNI – Registered Nurse Investigative Case Number)

RNI100736 – Flynn moved to grant request to work in a home health management position. Hufft seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI110078 – Cranfill moved to proceed with licensure by examination with a Letter of Concern re: Drugs. Taylor seconded the motion and it carried unanimously.

REINSTATEMENT APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110617 – Taylor moved to write applicant a letter to have an Outpatient MPE as a condition of the Board's consideration of the application. Results are to be reviewed by the full Board. 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. Flynn seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI070010 – Mann moved to order licensee to have an expedited Outpatient MPE. Results are to be reviewed by the full Board. 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. Cranfill seconded the motion and it carried unanimously.

ACTION IN ANOTHER JURISDICTION

(RNI – Registered Nurse Investigative Case Number)

RNI100886 – Taylor moved to close the case with a Letter of Concern re: Action in Another Jurisdiction. Flynn seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI110562 – Cranfill 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. Taylor seconded the motion and it carried unanimously.

2011 – 2013 RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110563 – 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. Hufft seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI060227 – Mann moved to refer to the Attorney General's office for a hearing or amended public consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare and personal) and a fine of \$500 for violation of previous consent order. Cranfill seconded the motion and it carried unanimously.

RNI090387 – Taylor moved to refer to the Attorney General's office for a hearing or amended public consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare and personal) and a fine of \$500 for violation of previous consent order. Cranfill seconded the motion and it carried unanimously.

RNI110823 – Cranfill moved to refer to the Attorney General's office for a hearing or suspension for six (6) months and to require licensee to complete MPE before restoration of licensure. Taylor seconded the motion and it carried unanimously.

RNI110623 – Hufft moved to refer to the Attorney General's office for a hearing or suspension for six (6) months and to require licensee to complete MPE before restoration of licensure. Cranfill seconded the motion and it carried unanimously.

COMPLAINT REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110360 – Mann moved to close the case with no action. Taylor seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI110402 – Hufft moved to refer to the Attorney General's office for a hearing or private consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Taylor seconded the motion and it carried with Flynn abstaining.

MISCELLANEOUS - SELF REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI110459 – Cranfill moved to refer to the Attorney General's office for a hearing or private consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Taylor seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI110625 – Flynn moved to refer to the Attorney General's office for a hearing or public consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare and personal), random drug screens and a fine of \$1000 for violation of previous consent orders. Cranfill seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI100843 – Mann moved to refer to the Attorney General's office for a hearing or public consent order to include probation for four (4) years, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (employer, aftercare and personal) and fine of \$1000 for failure to disclose arrests. Cranfill seconded the motion and it carried unanimously.

2011 – 2013 RENEWAL REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI090321 – Flynn moved to rescind previous board motion from the December 22, 2010 board meeting and to renew license. Taylor seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Taylor moved, Hufft 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 the Executive Session on Friday, January 14, 2011, Anderson 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

MI – Flynn moved to notify MI that, in order for her to be considered as a duly qualified applicant for licensure by examination, she must 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. [410-6-.02 (1), (2)(c)] Hufft seconded the motion and it carried unanimously.

DEVELOPING PROGRAMS

Atlanta Technical College – Report I

The Board reviewed Atlanta Technical College's Report I received in Board office on December 14, 2010. Flynn moved to approve the following:

1. Acknowledge the receipt of Report I for the development and implementation of a proposed Associate Degree Nursing Program at Atlanta Technical College.
2. In order for Report I to be complete, the following items need to be received in the board office no later than February 10, 2011 for review at the Board's March 16-17, 2011 Board meeting.
 - a. Clarify the titles, format and designated credit for Biology 2113, 2114 and 2117. [410-3-.04 (3)]
 - b. Clarify the sequence for nursing courses in terms of consecutive semesters or a fall-spring-fall-spring format. [410-3-.41 (4)]
 - c. Given the substantial amount of work involved in the development of Report II, the recruitment and evaluation of potential students, and the establishment of learning resources, full-time clerical support should be considered. [410-3-.10 (6)]
 - d. In order for Report II to be developed, a qualified full-time program director must be appointed. [410-4-.01 (4)(5);410-3-.05 (4)]

Taylor seconded the motion and it carried unanimously.

Bauder College

The Board reviewed responses from Bauder College's Report I received in Board office on January 5, 2011. Flynn moved to approve the following:

1. Accept the responses to recommendations from Report I for associate degree students without an LPN. [410-4-.01 (4)]
2. Clarify the curriculum grid for students with an LPN in terms of its length, credit for Nursing 202, LPN Role Transitions, and the required general education courses. [410-4-.01 (4)]

Hufft seconded the motion and it carried unanimously.

Herzing University Report I Response

The Board reviewed responses from Herzing University's Report I received in Board office. Hufft moved to approve the following:

1. Accept responses to Report I recommendations submitted by Herzing University. [410-4-.01(4)]
2. Three (3) scannable copies of Report II must be received in the board office no later than October 13, 2011 for review at the Board's November 16-17, 2011 meeting. [410-4-.01 (5)]

Taylor seconded the motion and it carried unanimously.

SITE VISIT REPORTS

Chattahoochee Technical College

The Augusta State University's June 24-25, 2010 site visit report was reviewed. Flynn moved to approve the following commendations:

1. Minutes document business conducted and actions taken. [410-3-.03 (9)]
2. The curriculum is inclusive of current and emerging issues in nursing, health care and society. [410-3-.04 (7)]
3. The transition from the discontinuance of the AD program to the initiation of the BSN program appears to have occurred smoothly despite the unexpected turbulence of the University System of Georgia's budgetary crisis. [410-3-.03 (3); 410-3-.05 (8)]
4. Teaching/learning activities strategies and interactions incorporate praxis, reflection, critical thinking and decision-making. [410-3-.04 (8)]
5. Students have support from faculty members, staff and each other to facilitate success throughout the program. [410-3-.04 (2);410-3-.04 (2)]
6. Educational facilities and resources enhance the learning goals of the curriculum for faculty members, staff and students. [410-3-.10]
7. Approve Report III. [410-4-.01 (6)]

Hufft seconded the motion and it carried unanimously.

Flynn moved to approve the following recommendation:

1. Revise the plan for continuous quality and assessment so that it incorporates relevant standards, results of data collection and analysis and actions. [410-3-.03 (8)]
2. Review the written plan for the organization and development of the curriculum so that it is consistent with semester conversion and includes the connection between nursing and non-nursing courses in terms of sequence and placement. [410-3-.04 (2)(3)]
3. Revise the Handbook for policies related to the readmission of a student who failed (or withdrew) and one who is applying for transfer credit. [410-3-.07 (2)]
4. Appoint an additional qualified faculty member with graduate nursing education, expertise and professional development in mental health/psychiatric nursing. [410-3-.05 (8)]
5. Appoint a qualified nursing consultant to facilitate semester conversion and the planning and implementation of the NLNAC Self-Study process. [410-3-.04 (2);410-3-.05 (12)]
6. Submit plans for semester conversion with rationales for change. [410-3-.11 (2)]

Hufft seconded the motion and it carried unanimously.

MISCELLANEOUS

Flynn moved to write a letter to the University of Wisconsin at Oshkosh that the nursing program does not meet the statutory requirements of O.C.G.A. § 43-26-3 (1.2). Hufft seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

Taylor moved to ratify the recommendations of the Cognizant board member and to close the following complaints:

| | | | | | | |
|-----------|-------------|-------------|-------------|------------|-----------|-----------|
| RNI110221 | RNI110555 | RNI110536 | RNI110547 | RNI110545 | RNI110538 | RNI110537 |
| RNI110530 | RNI110526 | RNI110077 | RNI110184 | RNI090321 | RNI110515 | RNI100840 |
| RNI110528 | APP#1260241 | RNI090243 | RNI070003 | RNI110548 | RNI110551 | RNI110590 |
| RNI110586 | RNI110582 | RNI110594 | RNI110552 | RNI110586 | RNI110583 | RNI110581 |
| RNI110605 | APP#1248690 | APP#1258384 | APP#1260841 | RNI110587 | RNI110355 | RNI110609 |
| RNI080724 | RNI090248 | RNI090159 | RNI090041 | RN090263 | RNI070502 | RNI100164 |
| RNI080320 | RNI090393 | RNI080472 | RNI100146 | RNI100403 | RNI100376 | RNI100617 |
| RNI070097 | RNI080534 | RNI090272 | RNI080074 | 3801000003 | RNI080132 | RNI110554 |

RNI070504 RNI080110 RNI090424 RNI080154 RNI090287 RNI050403 RNI110182
RNI090126 RNI100843 RNI110625 RNI100261 RNI100073 RNI100055

Cranfill seconded the motion and it carried unanimously.

EDUCATIONAL COGNIZANT NONTRADITIONAL APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Flynn moved to ratify the recommendations for the following applicants by the Cognizant board members regarding nontraditional applications for licensure. Cranfill seconded the motion and it carried unanimously.

| | RECOMMENDATION FOR BOARD ACTION |
|----------------------|---|
| App. #1205956 | Issue license. |
| App. #1206244 | Issue license. |
| App. #1212145 | Issue license. |
| App. #1220350 | Issue license. |
| App. #1228851 | Issue license. |
| App. #1255442 | Full Board Review. |
| App. #1256443 | Need a letter of explanation of their official duties as an LPN at these two facilities prior to determining if a preceptorship is needed. Also need to issue letter of concern re: action in another jurisdiction for unlicensed practice. |

EDUCATIONAL COGNIZANT PRECEPTORSHIP APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Taylor moved to ratify the following recommendations of the Cognizant board members regarding preceptorship applications. Hufft seconded the motion and it carried unanimously.

| | RECOMMENDATION FOR BOARD ACTION |
|----------------------|--|
| App. #1214100 | Approve and issue temp permit. |
| App. #1240193 | Approve and issue temp permit. |
| App. #1245230 | Approve and issue temp permit. |
| App. #1253555 | Approve and issue temp permit. |
| App. #1258386 | Approve and issue temp permit. |

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

(RNI=Registered Nurse Investigative Case Number)

Flynn moved to refer to the Attorney General's office for a hearing or private consent order to include probation for four (4) years, two (2) years narcotic restrictions and limitations with quarterly reports (employer, aftercare and personal). If the licensee has alcohol abuse only, no narcotic restrictions are needed. Taylor seconded the motion and it carried unanimously.

RNI110489 RNI110404 RNI110425

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number)

Flynn moved to accept the following recommendations for the cases listed below:

| | RECOMMENDED ACTION |
|------------------|-----------------------------|
| RNI070305 | Lift narcotic restrictions. |
| RNI090229 | Lift narcotic restrictions. |
| RNI060502 | Lift narcotic restrictions. |
| RNI090067 | Lift narcotic restrictions. |

| | |
|------------------|-----------------------------|
| RNI100136 | Lift narcotic restrictions. |
| RNI050358 | Lift narcotic restrictions. |
| RNI090005 | Lift narcotic restrictions. |
| RNI080194 | Lift narcotic restrictions. |

Cranfill seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Anderson moved, Robinson seconded and the Board voted to approve applications for licensure and advanced practice authorization for the months of November 2010 and December 2010 that were determined, pursuant to Board approved guidelines, to have met licensure/authorization requirements. (See Attached reports)

PETITION WAIVER – ELIZABETH ARSENAULT

Flynn moved to deny rule variance based on failure to meet practice requirements. Cranfill seconded the motion and it carried unanimously.

PETITION WAIVER – KRISTI WEST

Cranfill moved to deny petition waiver. No rule was identified with the request for variance or waiver. Flynn seconded the motion and it carried unanimously.

CORRESPONDENCE – JOSH BELINFANTE ATTORNEY FOR DAISY RANDALL

Taylor moved to require applicant to apply for licensure by examination, require new application by examination and pay applicable fees. Flynn seconded the motion and it carried unanimously.

CORRESPONDENCE – GEORGIA STATE BOARD OF PHARMACY

Taylor moved to write a thank you letter to the Georgia State Board of Pharmacy for their interest and to request that any future offenses be reported to the local law enforcement agency. Flynn seconded the motion and it carried unanimously.

CORRESPONDENCE – LAURA PETERSON

Taylor moved to write Ms. Peterson a letter stating that an RN must be working under the direct supervision of a physician who is practicing in this area of specialty and to refer her to the Georgia Board of Cosmetology for their law and rules. Cranfill seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Hufft moved, Flynn 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 the Executive Session on Thursday, January 14, 2011, Anderson declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

ENFORCEMENT

(RNI=Registered Nurse Investigative Case Number)

RNI090036 – Taylor moved to close the case. Hufft seconded the motion and it carried unanimously.

RNI0110190 – Taylor moved to refer to Legal Services for a private consent agreement for failure to disclose prior work history with a fine of \$500. Cranfill seconded the motion and it carried unanimously.

RNI0110190 – Taylor moved to proceed with licensure by endorsement with a Letter of Concern re: Unlicensed Practice. Flynn seconded the motion and it carried unanimously.

RNI090316 - Taylor moved to refer to the Attorney General's office for revocation of licensure based on violation of amended consent order. Cranfill seconded the motion and it carried unanimously.

RNI080741 – Taylor 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. Flynn seconded the motion and it carried unanimously.

RNI090219 – Taylor 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. Cranfill seconded the motion and it carried unanimously.

MISCELLANEOUS

Flynn moved to send a letter to National Council of State Boards of Nursing for a letter of recommendation for Dr. Scott Thigpen to be a test writer. Hufft seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Hufft moved, Cranfill 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 the Executive Session on Thursday, January 14, 2011, Anderson declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

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:

Carter, Robert Clyde

Cranfill seconded the motion and it carried unanimously.

RNI110146 – Taylor moved to hold licensee's renewal and to request licensee to complete a criminal background check. Renewal may be processed after results of criminal background check have been analyzed by the Board O.C.G.A. § 50-13-18(b). Cranfill seconded the motion and it carried unanimously.

RNI080521 – Taylor moved rescind the previous board motion from the October 27, 2010 board meeting and proceed with licensure renewal with a Letter of Concern re: Alcohol. Flynn seconded the motion and it carried unanimously.

RNI100309 – Flynn moved to rescind previous board motion from the November 18-19, 2009 board meeting and to refer to the Attorney General's office for a hearing or indefinite suspension of CRNA authorization and probation of registered nurse license for three (3) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Respondent must report final disposition case and terms/conditions of criminal probation within 10 days of adjudication. Taylor seconded the motion and it carried with Cranfill abstaining.

RNI080604 – Hufft moved to rescind the previous board motion from the October 27, 2010 board meeting and proceed with licensure renewal. Flynn seconded the motion and it carried unanimously.

RNI080491 – Hufft moved to rescind the previous board motion from the November 17-18, 2010 board meeting and allow renewal of licensure. Respondent has thirty (30) days from January 14, 2011 to comply with the MPE order. Cranfill seconded the motion and it carried unanimously.

CORRESPONDENCE – SALLY PERRY, TEXAS BOARD OF NURSING

Cranfill moved to release the standard consent agreement language to the Texas Board of Nursing. Mann seconded the motion and it carried unanimously.

CORRESPONDENCE – DR. MARGARET PAYNE

Taylor moved to send a letter to Dr. Payne to direct her to consult the hospital bylaws and the relevant rules of the Georgia Composite State Board of Medical Examiners. Cranfill seconded the motion and it carried unanimously.

CORRESPONDENCE – ANGELINE BUTLER

Taylor moved to proceed with licensure by endorsement. Cranfill seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Friday, January 14, 2011 at 2:00 p.m.

Mary Anderson, ***President***

James Cleghorn, ***Executive Director***

The minutes were recorded by Gwendolyn Dodson, Administrative Assistant and approved on March 17, 2011.