

The Georgia Board of Examiners of Licensed Practical Nurses met 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, FEBRUARY 9, 2011**

**MEMBERS PRESENT**

Barbara Mitchell, RN, NHA, President  
Jane Harte Sipple, LPN, CPUR, CCDS Vice President  
Kellie R. Lockwood, RN, MSN, Cognizant Member  
Fredettena "Tina" Fletcher, LPN  
Krista Andrea Phipps, LPN

**MEMBERS ABSENT**

Patricia Z. Marshall, LPN, NAAC

**STAFF PRESENT**

James Cleghorn, Executive Director  
Janet Jackson, Assistant Attorney General  
Pam Candler, Board Support Specialist  
Christina Cannon, Intern

Mrs. Mitchell called the meeting to order at 9:11 a.m. on Wednesday, February 9, 2011. A quorum to conduct disciplinary matters was determined to exist.

**PERSONAL APPEARANCES**

TG-LPNI110115	Personal Appearance
LS-LPNI110301	Personal Appearance
AE-LPNI110184	Personal Appearance

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

Hattie O'Bryant

**LIAISON REPORT - HATTIE O'BRYANT**

Ms. O'Bryant reminded the Board of LPN Day at the Capitol on March 9, 2011. Ms. Marshall will attend this event as the Board's representative.

Ms. O'Bryant requested that the Board send a representative to the October meeting of the Georgia LPN Association.

**EXECUTIVE DIRECTOR'S REPORT**

Mr. Cleghorn reported on the following administrative items:

- Fingerprints and criminal background checks
- Renewals
- Upcoming legislative items

## **EXECUTIVE SESSION**

Ms. Sipple moved, Ms. Phipps 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 cases and pending cases. The motion passed unanimously.

At the conclusion of Executive Session on Wednesday, February 9, 2011, Ms. Mitchell 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**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110078** - Ms. Fletcher moved to refer this case to the Office of Inspector General to determine if applicant is engaging in unlicensed practice and issue a voluntary cease and desist order if applicable. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI110195** - Ms. Sipple moved to refer this case to the Office of Inspector General to determine if applicant is engaging in unlicensed practice and issue a voluntary cease and desist order if applicable. Ms. Fletcher seconded the motion and it carried unanimously.

**LPNI110194** - Ms. Lockwood moved to refer this case to the Office of Inspector General to determine if applicant is engaging in unlicensed practice and issue a voluntary cease and desist order if applicable. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI090126** - Ms. Sipple moved to close this case. Ms. Fletcher seconded the motion and it carried unanimously.

## **NCLEX PN APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI100154** - Ms. Fletcher moved to refer to the Attorney General's office for a hearing or private consent order for licensure by examination to include probation for five (5) years, substance abuse stipulations, with quarterly employer, aftercare, personal and psychotherapy reports and drug screens two times a month. Applicant must obtain an Alcoholics Anonymous sponsor. Ms. Phipps seconded the motion and it carried unanimously.

## **VIOLATION OF 2<sup>ND</sup> AMENDED CONSENT ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI080166** - Ms. Phipps moved to refer to Legal Services for a public consent agreement for licensure by reinstatement to include a fine of \$250 for failure to disclose based on past board discipline and a fine of \$750 for unlicensed practice. Ms. Phipps also moved to include language in the consent agreement regarding patient/resident rights. Ms. Fletcher seconded the motion and it carried unanimously.

## **REQUEST TO TERMINATE INDEFINITE SUSPENSION**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI050222** - Ms. Fletcher moved to request applicant to provide prior work history to determine the last date of employment as a licensed practical nurse. The Board may lift suspension and restore license if applicant meets practice requirements. If not, applicant will be required to complete a board approved refresher program prior to restoration of licensure. Ms. Phipps seconded the motion and it carried unanimously.

## **VIOLATION OF CONSENT ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI050202** - Ms. Phipps moved to deny request to lift narcotic restrictions based on lack of submitted drug screens. Licensee may submit another request after six (6) months of clean drug screens (two screenings minimum) and two favorable aftercare reports. Ms. Fletcher seconded the motion and it carried unanimously.

**LPNI040036** - Ms. Fletcher moved to refer to the Attorney General's office for a public consent order for one (1) year of probation, substance abuse stipulations, narcotic restrictions with quarterly employer, aftercare and personal reports based on noncompliance with last consent order. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI060170** - Ms. Phipps moved to refer to the Attorney General's office for an Indefinite Suspension. Nurse may petition for restoration of license after twelve (12) months of documented sobriety. Ms. Lockwood seconded the motion and it carried unanimously.

#### **VIOLATION OF MPE ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI080124** - Ms. Phipps moved to place a hold on licensee's renewal until the MPE is completed. Diagnoses (DSM), drug screen, treatment recommendations and practice limitations are required. Ms. Sipple seconded the motion and it carried unanimously.

#### **VIOLATION OF CONSENT ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI080178** - Ms. Phipps moved to place a hold on licensee's renewal and to refer to the Office of Inspector General to locate the licensee and determine if she is currently working. If individual is located and is found to be practicing, the investigator may hand serve a voluntary surrender. Ms. Fletcher seconded the motion and it carried unanimously.

#### **COMPLAINT INVESTIGATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI040207** - Ms. Fletcher moved to place a hold on licensee's renewal and refer to the Attorney General's office for a hearing or indefinite suspension for failure to comply with consent order. Ms. Lockwood seconded the motion and it carried unanimously.

**LPNI100274** - Ms. Sipple moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

**LPNI110085** - Ms. Fletcher moved to close the case with a Letter of Concern re: Drugs. Ms. Lockwood seconded the motion and it carried unanimously.

#### **MPE RESULTS REINSTATEMENT**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110148** - Ms. Sipple moved to accept the MPE and refer to the Attorney General's office for a hearing or private consent order to include probation for three years, substance abuse stipulations, random alcohol and drug screens, quarterly employer, personal reports and psychotherapy reports from a substance abuse counselor or licensed therapist and a fine of \$250 for failure to disclose prior arrests. Ms. Phipps seconded the motion and it carried unanimously.

#### **COMPLAINT**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110325** - Ms. Fletcher moved to refer to close the case with a Letter of Concern re: unprofessional conduct, bad moral character and untrustworthiness for filing a false complaint (O.C.G.A. § 43-21-19(a)(6)). Ms. Sipple seconded the motion and it carried unanimously.

#### **PERSONAL APPEARANCES**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110115** - Applicant failed to appear.

**LPNI110301** - Ms. Sipple moved to rescind the previous motion and to proceed with licensure by endorsement. Ms. Fletcher seconded the motion and it carried unanimously.

**LPNI110184** - Ms. Lockwood moved to deny licensure based on applicant's failure to meet education requirements for equivalency examination. Ms. Fletcher seconded the motion and it carried unanimously.

## **APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**Applicant R.G., #1259040** - Ms. Lockwood moved to refer to Legal Services for a public consent order to include a fine of \$750 for unlicensed practice, a fine of \$250 for failure to disclose prior arrests and to proceed with licensure upon receipt of signed order. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant K.M., #1247356** - Ms. Sipple moved to deny licensure based on the applicant's failure to meet practice requirements. (O.C.G.A. 43-25-39 (d)) Ms. Phipps seconded the motion and it carried unanimously.

**Applicant C.I., #1236222** - Ms. Lockwood moved to proceed with licensure by endorsement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant B.H., #1286620** - Ms. Phipps moved to approve applicant to sit for the NCLEX – PN examination and proceed with licensure upon proof of a passing score. Ms. Sipple seconded the motion and it carried unanimously.

**Applicant D.G., #1250385** - Ms. Lockwood moved to proceed with licensure by endorsement upon completion of a board approved refresher program consisting of eighty (80) hours of theory and one hundred and sixty (160) hours of clinical study. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant J.B., #1261914** - Ms. Sipple moved to refer to Legal Services for a private consent order to include a fine of \$750 for unlicensed practice and to proceed with licensure upon receipt of signed order. Ms. Fletcher seconded the motion and it carried unanimously.

**Applicant S.P., #1210595** - Ms. Lockwood moved proceed with licensure by reinstatement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant M.R., #1260527** - Ms. Sipple moved to proceed with licensure by endorsement. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant V.T., #1265311** - Ms. Lockwood moved to approve applicant to sit for the NCLEX-PN examination and proceed with licensure with a Letter of Concern re: Alcohol upon proof of a passing score. Ms. Sipple seconded the motion and it carried unanimously.

**Applicant P.T., #1272413** - Ms. Sipple moved to issue license by endorsement with a Letter of Concern re: Criminal and proceed with licensure by endorsement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant B.B., #1260888** - Ms. Sipple moved to proceed with licensure by endorsement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant J.D., #1262489** - Ms. Lockwood moved to deny licensure based on incomplete application (education information). Ms. Phipps seconded the motion and it carried unanimously.

**Applicant E.C., #1262991** - Ms. Sipple moved to proceed with licensure by reinstatement. Ms. Fletcher seconded the motion and it carried unanimously.

Ms. Lockwood moved to adjourn the meeting at 5:30 p.m. Ms. Fletcher seconded the motion and it carried unanimously.

**THURSDAY, FEBRUARY 10, 2011**

**MEMBERS PRESENT**

Barbara Mitchell, RN, NHA, President  
Jane Harte Sipple, LPN, CPUR, CCDS Vice President  
Kellie R. Lockwood, RN, MSN, Cognizant Member  
Fredetena "Tina" Fletcher, LPN  
Krista Andrea Phipps, LPN

**MEMBERS ABSENT**

Patricia Z. Marshall, LPN, NAAC

**STAFF PRESENT**

James Cleghorn, Executive Director  
Janet Jackson, Assistant Attorney General  
Connie Styons, RN, MN, APN, NP-BC, LPN Education Consultant  
Pam Candler, Board Support Specialist

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

Katrina Walker, MSN, RN, Bauder College  
Karen Rawls, RN Bauder College  
Angela Goodridge, RN Bauder College

Mrs. Mitchell called the meeting to order at 9:10 a.m. on Thursday, February 10, 2011. A quorum to conduct disciplinary matters was determined to exist.

**NURSING EDUCATION PROGRAMS**

Ms. Fletcher moved to accept the Education Consultant's Site Visit report and recommendations as presented. Ms. Lockwood seconded the motion and it carried unanimously.

Ms. Fletcher moved to accept Report II from Bauder College. Ms. Lockwood seconded the motion and it carried unanimously.

**EXECUTIVE SESSION**

Ms. Sipple moved, Ms. Phipps 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 cases and pending cases. The motion passed unanimously.

At the conclusion of Executive Session on Thursday, February 10, 2011, Ms. Mitchell declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

**ATTORNEY GENERAL'S REPORT**

(LPNI = Licensed Practical Nurse Investigative Case Number)

Ms. Sipple moved to accept the Attorney General's Status Report. Ms. Fletcher seconded the motion and it carried unanimously.

## **ATTORNEY GENERAL'S REPORT - MPE ORDERS**

(LPNI = Licensed Practical Nurse Investigative Case Number)

Ms. Sipple moved to accept the following Orders for Mental/Physical Examinations. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI100075      LPNI100256      LPNI110050      LPNI110207      LPNI110104      LPNI110086      LPN9110149**

Ms. Jackson and the Board discussed cease and desist orders including the sequence of events leading up to the issuance of the order. Ms. Jackson asked the Board to compose a policy for cease and desist orders.

## **APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**Applicant J.S., #1272932** - Ms. Fletcher moved to refer to Legal Services for a private consent agreement to include a fine of \$500 for unlicensed practice and to proceed with licensure by reinstatement upon receipt of signed order. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant T.L., #1230757** - Ms. Fletcher moved to deny licensure based on current criminal status. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant S.L., #1248443** - Ms. Sipple moved to proceed with licensure by examination. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant K.G., #1257825** - Ms. Fletcher moved to proceed with licensure by endorsement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant A.M., #1265749** - Ms. Sipple moved to proceed with licensure by examination. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant C.H., #1245276** - Ms. Fletcher moved to refer to the Attorney General's office 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 Board. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant A.M., #1220661** - Ms. Sipple moved to refer to the Attorney General's office 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 Board. If warranted, refer to the Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant S.B., #1084287** - Ms. Fletcher moved to proceed with licensure by examination. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant H.W., #1197679** - Ms. Sipple moved to refer to Legal Services for a private consent agreement to include a fine of \$750 for unlicensed practice. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant L.S., #1258285** - Ms. Fletcher moved to proceed with licensure by endorsement. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant C.Q., #1266061** - Ms. Sipple moved to proceed with licensure by examination. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant K.P., #1266502** - Ms. Fletcher moved to proceed with licensure by examination. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant M.B., #1267626** - Ms. Sipple moved to proceed with licensure by endorsement with a Letter of Concern re: Criminal. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant C.R., #1256559** - Ms. Fletcher moved to deny licensure based on criminal history. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant B.R., #1265548** - Ms. Sipple moved to refer to Legal Services for a private consent agreement to include a fine of \$250 for failure to disclose prior arrests and to proceed with licensure upon receipt of signed order. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant K.K., #1219386** - Ms. Sipple moved to refer to Legal Services for a private consent agreement to include a fine of \$500 for unlicensed practice. Ms. Lockwood seconded the motion and it carried unanimously.

#### **PETITION RULE WAIVER – BROOKE LEININGER**

Ms. Fletcher moved to deny petition for rule waiver. Applicant meets the requirements for licensure by endorsement. Ms. Fletcher also moved to proceed with licensure by endorsement. Ms. Sipple seconded the motion and it carried unanimously.

#### **APPLICATION REVIEWS AND APPROVAL OF LICENSURE**

Ms. Sipple moved, Ms. Lockwood seconded and the Board voted to approve applications for licensure for the months of December, 2010 and January, 2011 that were determined, pursuant to Board approved guidelines, to have met licensure requirements. See attached reports.

#### **CORRESPONDENCE – PEACHTREE PRACTICE**

Ms. Sipple moved to provide a response including language about physician supervision in accordance with the Nurse Practice Act. Ms. Phipps seconded the motion and it carried unanimously.

#### **APPROVAL OF MINUTES**

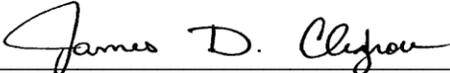
Ms. Phipps moved to approve December 8-9, 2010 board meeting minutes as corrected. Ms. Lockwood seconded the motion and it carried unanimously.

#### **CURRICULUM RULE CHANGE**

The Board agreed to discuss this rule (400-3-.07) during a telephone conference call scheduled for February 21, 2011.

There being no further business, the meeting adjourned at 2:30 p.m.

  
Barbara Mitchell, **President**

  
James Cleghorn, **Executive Director**

The minute were recorded by Pam Candler, Board Support Specialist, and approved on April 13, 2011.