

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, AUGUST 17, 2011

MEMBERS PRESENT

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

STAFF PRESENT

James Cleghorn, Executive Director
Janet Jackson, Assistant Attorney General
Gwendolyn Dodson, Administrative Assistant
Heather Yake, Intern

Mrs. Mitchell called the meeting to order at 9:20 a.m. on Wednesday, August 17, 2011. A quorum to conduct disciplinary matters was determined to exist.

VISITORS PRESENT (Visitors are excused during executive session unless scheduled for personal appearances)

Lisa Beck Brittany Brown Thelma Brown Vennie Brown

PERSONAL APPEARANCES

LB-LPNI110586

EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for June 2011 and July 2011
- Definition of approved nursing education program [O.C.G.A. §43-26-32 (1.1)]
- Implementation of criminal background checks [O.C.G.A. §43-26-36.1]
- LPN Nursing Education Consultant position

LIAISON REPORT - HATTIE O'BRYANT

Mrs. Hattie O'Bryant gave a report on following:

- Invited board members and staff to attend GLPN Association meeting October 31, 2011 – November 2, 2011
- Provided report from the National LPN Convention August 23-24, 2011
- Enhancing the relationship between GLPN and the Georgia Board of Examiners of Licensed Practical Nurses
- Discussed O.C.G.A. §43-26-33 (c)

Lisa Beck addressed the Board on working closely together regarding the new processes and changes to transcripts.

EXECUTIVE SESSION

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

At the conclusion of Executive Session on Wednesday, August 17, 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.**

APPLICATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

Applicant C.W., #1300519 – Ms. Sipple moved to close case with no action and issue license. Ms. Lookwood seconded the motion and it carried unanimously.

Applicant D.S., #1311351 – Ms. Phipps moved to close case with no action and issue license. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant J.R., #1280177 - Ms. Sipple moved to request applicant to submit verification of last LPN employment. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant C.S., #1303629 - Ms. Phipps moved to deny licensure. Applicant has not met the practice requirement [Rule 400-2-.08 (2)]. Ms. Sipple seconded the motion and it carried unanimously.

Applicant L.S., #1282281 – 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. Phipps seconded the motion and it carried unanimously.

Applicant M.S., #1302803 - Ms. Phipps moved to approve applicant to sit for NCLEX-PN and to proceed with licensure upon receipt of proof of passing NCLEX-PN. Ms. Lockwood seconded the motion and it carried unanimously.

Applicant T.W., #1305261 - Ms. Sipple moved to deny licensure based on insufficient clock hours. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant K.J., #1305320 - Ms. Phipps moved to approve applicant to sit for NCLEX-PN and to proceed with licensure upon receipt of proof of passing NCLEX-PN. Ms. Sipple seconded the motion and it carried unanimously.

Applicant P.T., #1308614 – Ms. Sipple moved to refer to Legal Services for a private consent order to include a fine of \$1000 for unlicensed practice and to proceed with licensure upon receipt of signed order. Ms. Phipps seconded the motion and it carried unanimously.

Applicant B.R., #1282180 – Ms. Phipps moved to close case with no action and issue license. Ms. Lockwood seconded the motion and it carried unanimously.

Applicant K.A., #1296380 – Ms. Sipple moved to proceed with licensure by endorsement pending amendment to O.C.G.A. § 43-26-32 (1.1). Ms. Fletcher seconded the motion and it carried unanimously.

Applicant S.R., #1282180 – Ms. Phipps moved to close case with no action and issue license. Ms. Sipple seconded the motion and it carried unanimously.

Applicant C.D., #1234335 – Ms. Sipple moved to uphold previous board motion from the August 18-20, 2010 board meeting. Ms. Phipps seconded the motion and it carried unanimously.

Applicant S.S., #1294284 – Ms. Phipps moved to proceed with licensure by endorsement with a Letter of Concern to include language requiring applicant to comply with South Carolina restrictions. Ms. Marshall seconded the motion and it carried unanimously.

Applicant F.K., #1312435 - Ms. Sipple moved to request applicant to submit documentation from employer regarding the start date of LPN duties and employer's information. Ms. Phipps seconded the motion and it carried unanimously.

Applicant D.G., #1312290 – Ms. Phipps moved to refer to Legal Services for a private consent order to include a fine of \$500 for unlicensed practice and to proceed with licensure upon receipt of signed order. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant R.R., #1312786 – Ms. Sipple moved to refer to Legal Services for a private consent order to include a fine of \$500 for unlicensed practice and to proceed with licensure upon receipt of signed order. Ms. Lockwood seconded the motion and it carried unanimously.

Applicant D.A., #1279125 – Ms. Phipps moved to proceed with licensure by equivalency pending amendment to O.C.G.A. § 43-26-32 (1.1). Ms. Lockwood seconded the motion and it carried unanimously.

Applicant M.E., #1281670 – Ms. Sipple moved to proceed with licensure by examination. Ms. Phipps seconded the motion and it carried unanimously.

Applicant G.P., #1292396 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or private consent order to include probation for two (2) years, with narcotic restrictions for one (1) year and quarterly reports (employer, aftercare and personal). Ms. Lockwood seconded the motion and it carried unanimously.

Applicant S.R., #1296047 – Ms. Sipple moved to close case with no action and issue license. Ms. Phipps seconded the motion and it carried unanimously.

Applicant C.C., #1305073 – Ms. Phipps moved to proceed with licensure by endorsement pending amendment to O.C.G.A. § 43-26-32 (1.1). Ms. Sipple seconded the motion and it carried unanimously.

Applicant K.T., #1309874 – Ms. Sipple moved to close case with no action and issue license. Ms. Lockwood seconded the motion and it carried unanimously.

Applicant V.P., #1310049 – Ms. Sipple moved to close case with a Letter of Concern re: Alcohol/Drugs and proceed with licensure by examination. Ms. Marshall seconded the motion and it carried unanimously.

Applicant J.A., #1304938 - Ms. Sipple moved to refer to Legal Services for a private consent order to include a fine of \$250 for failure to disclose and to proceed with licensure upon receipt of signed order. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant S.H., #1290202 - Ms. Phipps moved to deny licensure based on O.C.G.A §43-26-38. Applicant did not complete nursing education at approved school. Ms. Sipple seconded the motion and it carried unanimously.

Applicant L.L., #1300185 - Ms. Sipple moved to write 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 A.M., #1298992 – Ms. Phipps moved to close case with a Letter of Concern re: Criminal and proceed with licensure by reinstatement. Ms. Sipple seconded the motion and it carried unanimously.

Applicant L.P., #1312221 – Ms. Sipple moved to close case with no action and issue license. Ms. Phipps seconded the motion and it carried unanimously.

PERSONAL APPEARANCES

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110586 –Ms. Sipple moved to close case with no action and issue license. Ms. Phipps seconded the motion and it carried with Ms. Fletcher opposing and Ms. Lockwood abstaining.

LPNI100266 – Ms. Sipple moved to uphold previous motion from the April 14-16, 2010 board meeting. Applicant did not attend two scheduled personal appearances before the Board. Ms. Fletcher seconded the motion and it carried unanimously.

LEGAL SERVICES

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110173 - Ms. Sipple moved to refer to the Attorney General’s office for a letter regarding failure to respond to consent agreement for reinstatement of licensure. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110551 – Ms. Sipple moved to refer to the Attorney General’s office for follow up regarding possible failure to disclose utilizing legal services disposition. Ms. Phipps seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Lockwood moved to ratify the Cognizant’s recommendations and to close the following complaints:

LPNI110603 LPNI110605 LPNI110607 LPNI110612 LPNI110547 LPNI120020 APP#1285290

Ms. Phipps seconded the motion and it carried unanimously.

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

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Sipple moved to refer to the Attorney General's office for a hearing or private consent order to include probation for five (5) years, minimum of 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. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110388 LPNI110568

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Sipple moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
LPNI080040	Lift narcotic restrictions.
LPNI100314	Lift narcotic restrictions.

Ms. Lockwood seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Ms. Lockwood moved, Ms. Fletcher 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, August 17, 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.

VIOLATION OF CONSENT ORDER

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI040056 - Ms. Sipple moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension based on violation of consent order. Ms. Phipps seconded the motion and it carried unanimously.

LPNI050249 - Ms. Phipps moved to refer to the Attorney General's office for a hearing or public consent order to include probation for two (2) years, with narcotic restrictions for one (1) year and with quarterly reports (employer, aftercare and personal). Ms. Marshall seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI090159 – Ms. Sipple moved to remove reference to falsification of application and resend request for sworn statement by certified mail. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI100133 – Ms. Phipps moved to close the case with a Letter of Concern re: Substandard Care. Ms. Marshall seconded the motion and it carried unanimously.

LPNI110327 – Ms. Sipple moved to refer to the Office of Inspector General to obtain FBI evidence. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110534 – Ms. Phipps moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110563 – Ms. Sipple moved to close the case. Ms. Marshall seconded the motion and it carried unanimously.

LPNI110564 – Ms. Phipps moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110607 – Ms. Sipple moved to close the case with a Letter of Concern re: Unprofessional Conduct. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110609 – Ms. Phipps moved to close the case with a Letter of Concern re: Substandard Care. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110618 - Ms. Sipple moved to refer to the Attorney General's office to order licensee to have 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.

LPNI110619 – Ms. Phipps moved to close the case with a Letter of Concern re: Patient Safety. Ms. Marshall seconded the motion and it carried unanimously.

Ms. Mitchell moved to adjourn the meeting at 6:00 p.m. Ms. Fletcher seconded the motion and it carried unanimously.

THURSDAY, AUGUST 18, 2011

MEMBERS PRESENT

Jane Harte Sipple, LPN, CPUR, CCDS Vice President
Fredetena "Tina" Fletcher, LPN
Patricia Z. Marshall, LPN, NAAC
Krista Andrea Phipps, LPN
Kellie R. Lockwood, RN, MSN, Cognizant Member

MEMBERS ABSENT

Barbara Mitchell, RN, NHA, President (*Thursday only, participated by phone*)

STAFF PRESENT

James Cleghorn, Executive Director
Gwendolyn Dodson, Administrative Assistant
Connie Styons, RN, MN, APN, NP-BC, LPN Education Consultant
Janet Jackson, Assistant Attorney General

Ms. Sipple called the meeting to order at 9:20 a.m. on Thursday, August 18, 2011. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Ms. Lockwood moved, Ms. Fletcher 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, August 18, 2011, Ms. Sipple 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

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120003 – Ms. Fletcher moved to refer to the Attorney General's office to order licensee to have 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. Marshall seconded the motion and it carried unanimously.

LPNI120008 - Ms. Phipps moved to refer to Legal Services for a private consent order to include a fine of \$250 for failure to disclose arrest on renewal. Ms. Marshall seconded the motion and it carried unanimously.

OFFICE OF INSPECTOR GENERAL

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120011 – Ms. Fletcher moved to close the case with a Letter of Concern re: Unprofessional Conduct. Ms. Phipps seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120013 – Ms. Marshall moved to close the case with a Letter of Concern re: Medication Administration. Ms. Sipple seconded the motion and it carried unanimously.

LPNI110407 - Ms. Fletcher moved to direct staff and Attorney General's office to respond with relevant details of Letter of Concern. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110377 - Ms. Marshall moved to request investigator to obtain additional information from the prosecutor or facility owner to determine what role respondent played in the allegations. Ms. Sipple seconded the motion and it carried unanimously.

RENEWAL APPLICATION REVIEW 2009-2011

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110367 – Ms. Marshall moved to refer to the Attorney General's office for a hearing or public consent order to include a three (3) month suspension for felony drug conviction, probation for five (5) years, substance abuse stipulations, narcotic restrictions for two (2) years and with quarterly reports (employer, aftercare and personal). Ms. Phipps seconded the motion and it carried unanimously.

LPNI110552 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing or public consent order to include probation for five (5) years, substance abuse stipulations and quarterly reports (employer, structured aftercare and personal). Ms. Phipps seconded the motion and it carried unanimously.

LPNI120002 - Ms. Fletcher moved to notify the respondent via letter that the Board has determined the application for renewal is incomplete due to the respondent's failure to respond to the request for a letter of explanation. As a result, the Board has voted to deny renewal of licensure and change the status to lapse. Ms. Sipple seconded the motion and it carried unanimously.

SELF REPORTS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110615 - Ms. Marshall moved to refer to the Attorney General's office for a public reprimand. Ms. Phipps seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110525 – Ms. Fletcher moved to refer to Legal Services for a private consent agreement to include a fine of \$250 for failure to disclose criminal history. Ms. Sipple seconded the motion and it carried unanimously.

PETITION FOR LIFTING & RESTORE LICENSE

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI100207 – Ms. Marshall moved to request licensee to provide employment history, the last three (3) years performance evaluations from employers and a current criminal background check. Ms. Phipps seconded the motion and it carried unanimously.

MENTAL/PHYSICAL EXAMINATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110395 - Ms. Mitchell moved to refer to the Attorney General's office for a hearing or private consent order to include probation for five (5) years, substance abuse stipulations, narcotic restrictions for two (2) years and medication management by one (1) primary care provider to monitor prescriptions with quarterly reports (employer, aftercare, psychotherapy and personal). Ms. Phipps seconded the motion and it carried with Ms. Marshall abstaining.

REINSTATEMENT OF APPLICATION

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110069 – Ms. Marshall moved to table pending personal appearance at the October 19-20, 2011 board meeting. Ms. Phipps seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Ms. Fletcher 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, August 18, 2011, Ms. Sipple declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq.

OFFICE OF INSPECTOR GENERAL

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110021 – Ms. Fletcher moved to refer to the Attorney General’s office to order licensee to have 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. Sipple seconded the motion and it carried unanimously.

LPNI110330 - Ms. Marshall moved to refer to the Attorney General’s office for a hearing, voluntary surrender or indefinite suspension based on pending criminal case. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110533 – Ms. Fletcher moved to refer to the Attorney General’s office to order licensee to have an expedited 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. Sipple seconded the motion and it carried unanimously.

LPNI110040 – Ms. Marshall moved to close the case with a Letter of Concern re: Alcohol. Ms. Phipps seconded the motion and it carried unanimously.

NURSING EDUCATION REPORT – CONNIE STYONS

SITE VISIT REPORTS

Chattahoochee Technical College

Ms. Marshall moved to accept Chattahoochee Technical College’s site visit report with recommendations as presented. Ms. Phipps seconded the motion and it carried unanimously.

DEVELOPING PROGRAMS

Bauder College

Ms. Marshall moved to accept Bauder College’s Report IV for the PN Program for Cohort I and request an update in December 2011 for the November 2011 Cohort II. Ms. Sipple seconded the motion and it carried unanimously.

NCLEX SCORES 2010 AND GEORGIA APPROVED PN PROGRAMS

Ms. Marshall moved to accept education report of 2010 NCLEX-PN scores and Georgia approved PN programs as presented. Ms. Phipps seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Ms. Fletcher 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, August 18, 2011, Ms. Sipple 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)

LPNI030293 – Ms. Fletcher moved to close the case and flag the system in the event the LPN applies for reinstatement of licensure. Ms. Phipps seconded the motion and it carried unanimously.

LPNI090064 – Ms. Phipps moved to request licensee to appear for an investigative interview. Ms. Marshall seconded the motion and it carried unanimously.

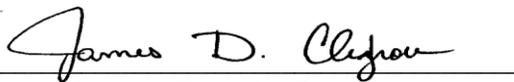
LPNI090202 – Ms. Phipps moved to refer to the Office of Inspector General to hand serve an expedited MPE order. Ms. Marshall seconded the motion and it carried unanimously.

APPROVAL OF MINUTES

Ms. Phipps moved to approve June 8-9, 2011 board meeting minutes as corrected. Ms. Marshall seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned at 4:06 p.m.


Barbara Mitchell, RN, NHA, **President**


James Cleghorn, **Executive Director**

The minutes were recorded by Gwendolyn Dodson, Administrative Assistant, and approved on October 20, 2011.