

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, APRIL 4, 2012

MEMBERS PRESENT

Barbara Mitchell, RN, NHA, Chair
Jane Harte Sipple, LPN, CPUR, CCDS, Vice Chair
Fredettena "Tina" Fletcher, LPN
Krista Andrea Phipps, LPN

MEMBERS ABSENT

Patricia Z. Marshall, LPN, NAAC
Kellie R. Lockwood, RN, MSN, Cognizant Member

STAFF PRESENT

James Cleghorn, Executive Director
Janet Jackson, Assistant Attorney General
Susan Anderson, RN, MSN, Nursing Consultant-Education

Mrs. Mitchell called the meeting to order at 9:24 a.m. on Wednesday, April 4, 2012. A quorum to conduct disciplinary matters was determined to exist.

PERSONAL APPEARANCES

JG-LPNI120191 CL-LPNI120192

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

Bonnie Lamp Patricia Roethel Rev. Robert G. Roethel

EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for February 2012 and March 2012
- Legislative Items
 - House Bill 675 (Definition of Approved Nursing Education)
 - Senate Bill 368 (Continuing Competency Requirement)
- NURSYS Agreement
- NCSBN Annual Meeting – August 8-10, 2012, Dallas, Texas

Ms. Sipple moved to approve policy for applicants whose application/documentation clearly indicates that the applicant has been practicing without a license to be directly referred to Legal Services for a private consent agreement for licensure to include a fine for unlicensed practice to be determined by the Board's policy for unlicensed fines. Ms. Phipps seconded the motion and it carried unanimously.

Ms. Phipps moved to authorize board staff to directly refer applications for licensure and renewal of licensure to Legal Services for a Private Consent Agreement to include a fine of \$250 for failure to disclose when the following conditions exist:

- It is determined that the applicant failed to disclose on the application that they have a history of arrests and/or convictions;
and,

- The case does not fall within the established policy guidelines for issuing a license with a Letter of Concern regarding failure to disclose.

Ms. Sipple seconded the motion and it carried unanimously.

Ms. Sipple moved to accept all Voluntary Surrenders upon receipt in the Board office and authorize the Chair or his or her designee to execute the Voluntary Surrender and to authorize the Voluntary Surrenders to be docketed and served. It is the intent of the Board that the orders will be in effect upon docketing. The Georgia Board of Examiners of Licensed Practical Nurses will ratify the docketed Voluntary Surrenders at its next meeting after the date of docketing and include a list of the approved orders in the board minutes. Ms. Phipps seconded the motion and it carried unanimously.

Ms. Sipple moved to approve the legal grid policy with the revisions noted. Ms. Fletcher seconded the motion and it carried unanimously.

APPROVAL OF MINUTES

Ms. Phipps moved to approve February 15, 2012 Board Meeting minutes with corrections noted. Ms. Sipple seconded the motion and it carried unanimously.

RULE 400-2-.04 INTERSTATE ENDORSEMENT LICENSURE

Ms. Phipps moved to post amendments to Rule 400-2-.04, Interstate Endorsement Licensure. Ms. Sipple seconded the motion and it carried unanimously.

Rule 400-2-.04 Interstate Endorsement Licensure

- (1) An applicant for licensure by interstate endorsement must submit a completed application provided by the board and the following:
- (a) Verification of active practice within the five (5) year period immediately preceding the application by submitting documentation of one of the following:
1. three (3) months or five hundred (500) hours of paid licensed practice as a practical/vocational nurse; or
 2. completion of a Board-approved reentry/refresher program within the five (5) years immediately preceding the date of current application.
 3. the requirement for active practice shall not apply to an applicant who:
 - (i) has graduated from an approved program within one (1) year of the date of application; or
 - (ii) was initially licensed within one (1) year of the date of the application.
 - (b) Certification under seal of the applicant's current licensure, in good standing, as a licensed practical nurse in another jurisdiction.
 - (c) The appropriate fee.
 - (d) A recent passport type photograph (3 x 3).
 - (e) Additional verification of any requirements or credentials, as the Board may deem necessary, including, but not limited to, the following:
 1. Completion of a board approved practical nursing program or met the educational requirements in such other NCLEX-PN jurisdiction as deemed equivalent to requirements in Georgia.

2. Successful passing of the NCLEX-PN. However, if the applicant's license in another jurisdiction was not based on passing the national licensing examination, the Board will allow the applicant to endorse with examination, provided all other requirements for licensure by endorsement are met. Upon approval the applicant for endorsement by exam must take the next available licensure examination.

3. Verification of active practice as a licensed practical nurse within the last five years immediately preceding the application by submitting evidence of either three (3) months or five hundred (500) hours of paid licensed practice as a practical/vocational nurse or completion of a Board-approved reentry/refresher program within the five (5) years immediately preceding the date of current application.

4. Proof of high school graduation or G.E.D. Certificate.

(2) Further Training: An applicant for endorsement who is unable to verify active practice of practical nursing as a licensed practical nurse for the five (5) year period which precedes the application shall be required to pursue further training, which may include but is not limited to the following:

(a) Successful completion of a board approved practical nursing program followed by taking the licensing examination.

(b) A refresher program with a minimum of eighty (80) hours of classroom-type instruction and eighty (80) hours of supervised clinical practice.

1. Classroom Type Instruction must be designed to provide instruction in the nursing process, structured medication administration, cardiopulmonary resuscitation; universal precautions; legal/ethical aspects of nursing and health care, and practice skills specific to the agency or areas of practice.

2. Supervised Clinical Practice: must be prior approved by the Board and provide eighty (80) hours in selected techniques specific to the agency or area of practice. The applicant must submit to the board for approval each of the following:

(i) a copy of the current valid license card of the licensed registered nurse, doctor, dentist or podiatrist that will supervise the clinical practice. The licensed supervisor must have been licensed for at least three (3) years.

(ii) a calendar or outline of the supervised clinical practice and practice areas, including orientation, if applicable

(iii) a temporary permit must be issued prior to beginning the supervised clinical practice and must be completed within six (6) months of issuance of the temporary permit.

(iv) at the end of the supervised clinical practice, the licensed supervisor must verify in writing, on a form provided by the Board, that the applicant has satisfactorily completed the supervised clinical practice.

(v) the licensing examination in use at the time of the application.

Ms. Sipple 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 required by O.C.G.A. § 50-13-4. Ms. Phipps seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Ms. Phipps moved, Ms. Sipple 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, April 4, 2012, Ms. Mitchell declared the meeting to be "open" pursuant to the Open Meeting Act O.C.G.A. §§ 50-14-1 *et seq.*

APPLICATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

Applicant C.P., #1747208 – Ms. Sipple moved to proceed with licensure by examination with a Letter of Concern re: Criminal. Applicant must provide documentation of final disposition of criminal case within ten (10) days of adjudication. Ms. Phipps seconded the motion and it carried unanimously.

Applicant R.B., #1731850 – Ms. Phipps moved to require applicant to submit refresher program proposal on appropriate forms to include clinical plan and other required documentation. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant S.J., #1748989 – Ms. Phipps moved to proceed with licensure by examination with a Letter of Concern re: Alcohol. Ms. Sipple seconded the motion and it carried unanimously.

Applicant P.D., #1737683 - Ms. Fletcher moved to deny licensure. Applicant must graduate from an approved nursing education program. Ms. Phipps seconded the motion and it carried unanimously.

Applicant B.S., #1736415 – Ms. Sipple moved to proceed with licensure by reinstatement. Ms. Phipps seconded the motion and it carried unanimously.

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(LPNI – Licensed Practical Nurse Investigative Case Number)

Ms. Fletcher 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 and allow executive director to sign with express permission of the board chair:

LPNI120120

Ms. Phipps seconded the motion and it carried unanimously.

VOLUNTARY SURRENDER

(LPNI = Licensed Practical Nurse Investigative Case Number)

Giddens, Karmen Renee – Ms. Phipps moved to accept voluntary surrender. Ms. Sipple seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120083 – Ms. Sipple moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI070088 – Ms. Phipps moved to close the case with a Letter of Concern re: Failure to Disclose. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120114 – Ms. Phipps moved to close the case with a Letter of Concern re: Medication Administration. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI120109 – Ms. Sipple moved to order licensee to have an Outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110137 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120074 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension. Ms. Phipps seconded the motion and it carried unanimously.

REQUEST FOR EARLY TERMINATION OF PROBATION

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110493 – Ms. Sipple moved to approve early termination of consent agreement. Ms. Fletcher seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120104 – Ms. Phipps moved to order licensee to have an Outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to the Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Sipple seconded the motion and it carried unanimously.

INVESTIGATIONS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120135 – Ms. Phipps moved to close the case with a Letter of Concern re: Substandard Care. Ms. Sipple seconded the motion and it carried unanimously.

LPNI110271 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing or private reprimand to include courses in Ethics in Nursing, Professional Accountability and Medication Errors. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110371 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or private reprimand to include courses in Ethics in Nursing and Medication Errors. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120142 – Ms. Sipple moved to refer the Attorney General's office for a Summary Suspension. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110035 – Ms. Phipps moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension. Ms. Sipple seconded the motion and it carried unanimously.

LPNI070159/LPNI070160 – Ms. Phipps moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI070158/LPNI070161 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or public reprimand to include courses in Professional Accountability and Legal Liability for Nurses. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110008 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120138 – Ms. Phipps moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension or a public interim consent order not to practice as a nurse. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI120057 – Ms. Phipps moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120095 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing, voluntary surrender or indefinite suspension or a public interim consent order not to practice as a nurse. Ms. Phipps seconded the motion and it carried unanimously.

LPNI110044, LS – Ms. Phipps moved to close the case. Ms. Sipple seconded the motion and it carried unanimously.

LPNI110044, FN – Ms. Phipps moved to refer to the Attorney General's office for a hearing or public reprimand to include courses in Ethics in Nursing, End of Life Care and Documentation. Ms. Sipple seconded the motion and it carried unanimously.

LPNI110044, RF – Ms. Phipps moved to refer to the Attorney General's office for a hearing or public reprimand to include courses in Ethics in Nursing, End of Life Care and Documentation. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120025 – Ms. Phipps moved to close the case with a Letter of Concern re: Medication Administration. Ms. Fletcher seconded the motion and it carried unanimously.

PERSONAL APPEARANCES

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120191 – Ms. Phipps moved to order licensee to have an Outpatient MPE as a condition of the Board's consideration of the application by a licensed physician, addictionologist or psychiatrist. Results are to be reviewed by the full board. If warranted, refer to the Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Sipple seconded the motion and it carried unanimously.

LPNI120192 – Ms. Phipps moved to proceed with licensure by examination. Ms. Fletcher seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Phipps moved to ratify the Cognizant's recommendations from the following complaints:

LPNI120142 LPNI110035 LPNI070158 LPNI110008 LPNI120137 LPNI120057 LPNI120095
LPNI110044 LPNI100023 LPNI110371 LPNI110126 LPNI120067

Ms. Fletcher seconded the motion and it carried unanimously.

APPLICANT LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Phipps moved to ratify the Cognizant's recommendations from the following applications:

APP#1732128 APP31742879

Ms. Fletcher seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(LPNI=Licensed Practical Nurse Investigative Case Number)

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

LPNI120194 LPNI120195 LPNI120196 LPNI120197

LEGAL/DISCIPLINE COGNIZANT FAILURE TO DISCLOSE CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Sipple moved to ratify the Cognizants' recommendations to accept Private Consent Agreements for licensure with a fine of \$250 for failure to disclose arrests on application. The executive director may sign with express permission of the Board Chair. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120183

APPLICANTS DENIED LICENSURE BASED ON EDUCATION REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Fletcher moved to ratify the Cognizant's recommendations from the following applications:

LPNI120202 LPN120203

Ms. Phipps seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Ms. Phipps moved, Ms. Sipple seconded and the Board voted to approve applications for licensure for the months of February 14, 2012 through March 30, 2012 that were determined, pursuant to Board approved guidelines, to have met licensure requirements. (See Attached reports)

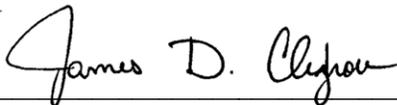
CORRESPONDENCE – BRENDA BLIZZARD

Ms. Phipps moved not to remove public consent order from the Board's website and to require licensee to provide a copy of consent order to future employers. Ms. Fletcher seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned at 5:05 p.m.



Barbara Mitchell, RN, NHA, **Chair**



James Cleghorn, **Executive Director**

The minutes were approved on June 6, 2012.