

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, JUNE 6, 2012

### MEMBERS PRESENT

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

### MEMBERS ABSENT

Patricia Z. Marshall, LPN, NAAC

### 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 9:45 a.m. on Wednesday, June 6, 2012. A quorum to conduct disciplinary matters was determined to exist.

### PERSONAL APPEARANCE

LT- LPNI120222

### EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for April 2012 and May 2012
- NURSISYS Agreement
- NCSBN Annual Meeting – August 8-10, 2012, Dallas, Texas

### EXECUTIVE SESSION

Ms. Fletcher 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, June 6, 2012, 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 J.L., #1751770** – Ms. Sipple moved to proceed with licensure by reinstatement. Applicant must submit documentation of completion of probation within ten (10) days of termination. Ms. Phipps seconded the motion and it carried unanimously.

**Applicant M.I., #1753710** – Ms. Sipple moved to refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$250 for failure to disclose. Ms. Lockwood seconded the motion and it carried unanimously.

**Applicant L.P., #1753823** – Ms. Lockwood moved to table application, pending receipt of court documents showing the final disposition of all charges. Ms. Fletcher seconded the motion and it carried unanimously.

**Applicant T.T., #1735525** – Ms. Sipple moved to write the applicant a letter requesting an outpatient MPE as a condition of the Board's consideration of the application. Results are to be reviewed by the Board. If warranted, refer to Legal Services or the Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Fletcher seconded the motion and it carried unanimously.

### **CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE**

(LPNI – Registered Nurse Investigative Case Number)

Ms. Lockwood 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:

#### **Davis, Shirley Jean**

Ms. Sipple seconded the motion and it carried unanimously.

**LPNI100260** – Ms. Phipps moved to close the case. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI110481** – Ms. Fletcher moved to refer to the Attorney General's office for an indefinite suspension for a minimum of twelve (12) months. Licensee may petition for lifting after submitting an MPE completed by a psychiatrist which contains statements saying the licensee can practice with reasonable skill and safety. The evaluation should also include treatment recommendations. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI100261** – Ms. Lockwood moved to refer to Investigations to obtain a GCIC background check and a Department of Labor ACURINT search regarding work history since 2009. Information should be submitted to the Attorney General's office for review. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI070025** – Ms. Phipps moved to refer to Investigations to obtain a Department of Labor ACURINT. Information should be submitted to the Attorney General's office for review. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI120107** – Ms. Fletcher moved to accept consent order as presented to the Board. Ms. Lockwood seconded the motion and it carried unanimously.

### **PERSONAL APPEARANCE**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120222** – Ms. Phipps moved to proceed with licensure by endorsement. Ms. Sipple 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, June 6, 2012, 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.

### **EDUCATION REPORT**

Ms. Fletcher moved to place Okefenokee Technical College on Conditional Approval for noncompliance with Board Rule 400-3-.03 for NCLEX scores below 80% of previous year. Ms. Sipple seconded the motion and it carried unanimously.

Ms. Fletcher moved to place Bainbridge College on Conditional Approval for noncompliance with Board Rule 400-3-.03 for NCLEX scores below 80% of previous year. Ms. Lockwood seconded the motion and it carried unanimously.

### **COMPLAINT INVESTIGATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120105** – Ms. Lockwood moved to refer to the Attorney General's office to order licensee to have an outpatient MPE. Results are to be reviewed by the Board. If warranted, refer to Legal Services or the 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.

**LPNI120111** – Ms. Sipple moved to refer to Legal Services for a hearing or public consent order to include probation for five (5) years, substance abuse stipulations, narcotic restrictions for two (2) years and quarterly reports (employer, aftercare and personal). Ms. Phipps seconded the motion and it carried unanimously.

### **MENTAL/PHYSICAL EXAMINATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI080164** – Ms. Fletcher moved to request respondent to send court documents for 2009 drug charge showing final disposition of case. Upon receipt of documentation refer to the Attorney General's office for a hearing or public consent order to include five (5) years probation, substance abuse stipulations, narcotic restrictions for two (2) years, quarterly reports (aftercare, employer and personal) and include a fine of \$500 for unlicensed practice. Ms. Lockwood seconded the motion and it carried unanimously.

**LPNI120022** – Ms. Phipps moved to refer to the Attorney General's office for an indefinite suspension based on violation of MPE order. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI120029** – Ms. Lockwood moved to table the case, pending receipt of updated MPE results. Upon receipt of results, the case will be presented back to the Board. Ms. Sipple seconded the motion and it carried with Ms. Fletcher abstaining.

### **REQUEST FOR RECONSIDERATION**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120041** – Ms. Phipps moved to refer to Investigations to issue a cease and desist order at place of employment and withdraw application. Ms. Fletcher seconded the motion and it carried unanimously.

**LPNI120218** – Ms. Fletcher moved to write a letter stating that the Board cannot provide legal advice. The respondent may wish to seek legal counsel. The Board issued the license based on compliance with the Mississippi Board of Nursing consent order. Ms. Lockwood seconded the motion and it carried unanimously.

### **COMPLAINT INVESTIGATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120200** – Ms. Phipps moved to accept executed copy of voluntary surrender as written, effective upon docketing by the Board. Ms. Sipple seconded the motion and it carried unanimously.

### **VIOLATION OF MPE ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI090044** – Ms. Sipple moved to refer to the Attorney General's office for an indefinite suspension based on violation of MPE order. Hold license renewal. Ms. Sipple seconded the motion and it carried unanimously.

### **MENTAL/PHYSICAL EXAMINATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110360** – Ms. Phipps moved to refer to the Attorney General's office for an indefinite suspension based on violation of MPE order. Hold license renewal. Ms. Sipple seconded the motion and it carried unanimously.

**LPNI120084** – Ms. Fletcher moved to refer to Legal Services for a hearing or private consent agreement for reinstatement to include a fine of \$5,000 for unlicensed practice. Ms. Phipps seconded the motion and it carried unanimously.

**INVESTIGATIONS**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120211** – Ms. Lockwood moved to refer to the Attorney General’s office for a hearing or public reprimand to include courses in Critical Thinking, Assessment, Professional Accountability and Scope of Practice. Ms. Fletcher seconded the motion and it unanimously.

**LPNI110597** – Ms. Sipple moved to refer to the Attorney General’s office for a hearing or public consent order to track criminal probation, quarterly probation reports and a fine of \$250 for failure to disclose. Ms. Phipps 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:

LPNI110597	LPNI080182	LPNI120035	LPNI120101	LPNI090244	LPNI110036	LPNI100012
LPNI110013	LPNI110046	LPNI080251	LPNI110072	LPNI090220	LPNI110305	LPNI110088
LPNI110283	LPNI100192	LPNI110124	LPNI110617	LPNI100259	LPNI110314	LPNI110281
LPNI110033	LPNI110043	LPNI120093	LPNI100319	LPNI120149	LPNI120012	LPNI120061
LPNI110034	LPNI120024	LPNI120097	LPNI110194	LPNI110020	LPNI110335	LPNI120064
LPNI110438	LPNI110150	LPNI110307	LPNI120010	LPNI120063	LPNI090224	LPNI090225
LPNI100011	LPNI120023	LPNI090045	LPNI120079	LPNI110009	LPNI110138	LPNI090119
LPNI110404	LPNI110027	LPNI110140	LPNI100111	LPNI100145	LPNI090242	LPNI110190
LPNI090165	LPNI080090	LPNI110396	LPNI110024	LPNI110107	LPNI080254	LPNI120021
LPNI110087	LPNI120022	LPNI110328	LPNI120070	LPNI090026	LPNI120014	LPNI100018
LPNI070113	LPNI090053	LPNI120054	LPNI110083	LPNI120140	LPNI120157	LPNI120209
LPNI100141	LPNI120172	LPNI120174	LPNI080227	LPNI110360	LPNI090120	LPNI120198
LPNI120199	LPNI120204	LPNI120141	LPNI120147			

Ms. Sipple seconded the motion and it carried unanimously.

**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. Lockwood seconded the motion and it carried unanimously.

**LPNI120212**

**APPLICATION REVIEWS AND APPROVAL OF LICENSURE**

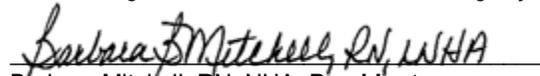
Ms. Phipps moved, Ms. Sipple seconded and the Board voted to approve applications for licensure for the months of April 2012 through May 2012 that were determined, pursuant to Board approved guidelines, to have met licensure requirements.

**APPROVAL OF MINUTES**

Ms. Phipps moved to approve the May 2, 2012 Board Meeting Minutes with corrections noted. Ms. Sipple seconded the motion and it carried unanimously.

Ms. Lockwood moved to approve the April 4-5, 2012 Board Meeting Minutes with corrections noted. Ms. Fletcher seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned at 5:18 p.m.

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

  
James Cleghorn, **Executive Director**