

The Georgia Board of Nursing met August 20, 2012 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

MONDAY, AUGUST 20, 2012

MEMBERS PRESENT

Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM, President
Mary Chatman, Ph.D. (c), RN, Vice President
Nancy Barton, MS, RN
Brenda Rowe, JD, MN, RN
Katherine Mann, RN, CRNA
Anita Hufft, PhD., RN
Tammy Burdeaux, RN
Ashley Barnett, Consumer

STAFF PRESENT

James Cleghorn, Executive Director
Janet Jackson, Assistant Attorney General, JD
Adrienne Price, RN, MSN, Nursing Consultant – Legal/Discipline
Ron Thomason, Staff Attorney, Legal Services
Opie Bowen, Staff Attorney, Legal Services

Chatman called the meeting to order at 3:32 p.m. on Monday, August 20, 2012.

CORRESPONDENCE – TELEMEDICINE RULE POSTING

Barton moved to comment on Georgia Composite Medical Board Rule 360-3-.02. The Board is seeking clarification of the terms “electronic means,” “other means” in paragraph (6) subsection (e), and “availability” as provided in paragraph (6) subsection (c). It is the consensus of the Board that the currently proposed changes to the Rule would negatively impact the ability of advanced practice registered nurses to provide care to patients within their respective scopes of practice and would create an unnecessary and unprecedented barrier to advanced nursing practice. The Board opposes adoption of the rule as it is written. Rowe seconded and the motion carried unanimously.

PETITION WAIVER – ELIZABETH ADAMS

Barton moved to deny request for a waiver. The applicant may submit a certified copy of the transcript from Kentucky Board of Nursing. Barnett seconded and the motion carried unanimously.

PETITION WAIVER – SUSAN BOWMAN GAUNT

Rowe moved to approve request for a waiver. Barton seconded and the motion carried unanimously.

EXECUTIVE SESSION

Barton moved, Burdeaux 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 Monday, June 11, 2012, Cranfill 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)

Berry College – Barton moved to approve the open records request with appropriate redactions. Rowe seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Applicant S.M., #1310895 – Rowe moved to approve 320 hour preceptorship submitted by Grady Health System. Barton seconded the motion and it carried unanimously.

Applicant D.M., #1742425 – Barnett moved to refer to Legal Services for a hearing or public consent agreement to track criminal probation. Burdeaux seconded the motion and it carried unanimously.

Applicant J.G., #1764926 – Hufft moved to close the case with a Letter of Concern re: Alcohol. The applicant must submit proof of completion of criminal probation. Barton seconded the motion and it carried unanimously.

Applicant C.B., # 1760153 – Hufft moved to refer to Legal Services for a private consent agreement for reinstatement to include a fine of \$100 for unlicensed practice. Burdeaux seconded the motion and it carried unanimously.

Applicant M.H., #1775449 – Barton moved to write applicant a letter to have a voluntary outpatient MPE as a condition of the Board's consideration of the reinstatement. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to 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. Rowe seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110203 – Barton moved to refer to Legal Services for a hearing or public consent order to include probation for three (3) years, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare and personal) based on DUI and history of diversion. Barnett seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI080725/RNI110402 – Rowe moved to refer to the Attorney General's office for voluntary surrender or indefinite suspension. Burdeaux seconded the motion and it carried unanimously.

FAILURE TO DISCLOSE

(RNI – Registered Nurse Investigative Case Number)

RNI130057 – Barnett moved to refer to Legal Services for a hearing or public consent order to include a fine of \$500 for failure to discipline as an LPN in California and Virginia. Barton seconded the motion and it carried unanimously.

INVESTIGATIONS

(RNI – Registered Nurse Investigative Case Number)

RNI111099 – Rowe moved to accept the Cease and Desist order and allow executive director to sign with express permission of the Board president. Enter report to Falsified Identity Tracking System and refer to the Georgia Medicaid Fraud Unit. Barton seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

RNI100349 – Barton moved to rescind the previous motion from the September 15-16, 2010 Board meeting and 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. Barnett seconded the motion and it carried unanimously.

RNI120352 – Barton moved to uphold the previous motion to refer to the Attorney General's office for a hearing or public consent order mirroring the Texas board order (requiring personal reports and courses in ethics and professional accountability). If the respondent does not agree to the terms, the respondent may request a personal appearance before the board. Burdeaux seconded the motion and it carried unanimously.

RNI100657 – Rowe moved to refer to the Attorney General's office for voluntary surrender or indefinite suspension. Barnett seconded the motion and it carried unanimously.

RNI120114 – Barton moved to uphold the previous motion from the September 14-16, 2011 Board meeting and refer to Legal Services for a hearing or private consent order to include probation for four (4) years, substance abuse stipulations, a minimum of two (2) years narcotic restrictions and quarterly reports (employer, aftercare and personal) based on DUI and history of diversion. Rowe seconded the motion and it carried unanimously.

RNI120291 – Rowe moved to rescind the previous motion from the May 16-17, 2012 Board meeting and refer to the Attorney General's office for a hearing or public consent order to include substance abuse stipulations, quarterly reports (employer, aftercare and personal) and tracking criminal probation. Burdeaux seconded the motion and it carried unanimously.

EXECUTIVE SESSION

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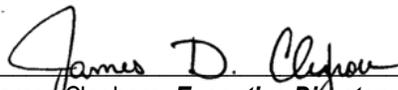
RNI090501 – Rowe moved to amend the previous motion from the July 18-19, 2012 Board meeting and reduce the number of medical quality drugs screens to two (2) per month. Barnett seconded the motion and it carried unanimously.

Cranfill joined the meeting at 5:45 p.m.

There being no further business, the meeting adjourned Monday, August 20, 2012 at 5:49 p.m.



Barry Cranfill, **President**



James Cleghorn, **Executive Director**