

The Georgia Board of Examiners of Licensed Practical Nurses met in Conference Room 108 of the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

**WEDNESDAY, APRIL 10, 2013**

**MEMBERS PRESENT**

Kellie R. Lockwood, RN, MSN, Chair  
Fredetena "Tina" Fletcher, LPN, Vice Chair  
Krista Andrea Phipps, LPN  
Lisa Hedenstrom, CNO, RN  
Amy Hooper, LPN

**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  
Ron Thomason, Staff Attorney, Legal Services  
Opie Bowen, Staff Attorney, Legal Services

Ms. Lockwood called the meeting to order at 9:00 a.m. on Wednesday, April 10, 2013. A quorum to conduct disciplinary matters was determined to exist.

**VISITORS PRESENT (Visitors are excused unless scheduled for personal appearances during Executive Session.)**

Hattie O'Bryant Juanita Mitchell Huntley Queenston Thorpe

**EXECUTIVE DIRECTOR'S REPORT**

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for February 2013 and March 2013
- Legislative Issues
- NURSYS Updates
- Regulatory Office Management Software ("ROMS")
- 2013-2015 Renewal Period
- Applicants for Licensure by Endorsement/Clock Hours
- Simulation Hours/Education Programs
- PCI Publishing

**INTERESTED PARTIES NOTIFICATION LIST**

Recently, the Professional Licensing Boards Division of the Secretary of State's Office updated their software regarding the Interested Parties list maintained by the Board. The Interested Parties list is a way for the Board to notify licensees, as well as interested parties and associations, of current rules being proposed by the Board. Subscribers of this list are sent electronic notifications each time a proposed rule is being considered by the Board. Any person wishing to receive these notifications must now subscribe to the updated Interested Parties list maintained by the Board. Even if you were previously subscribed to receive such notifications, you will need to complete the subscription process again in order to continue receiving notifications from the Board.

If you would like to receive such notifications in the future, please visit the following link to subscribe:  
<http://sos.georgia.gov/plb/subscribe.htm>

If you choose not to subscribe, you will not receive these notifications from the Board. The proposed rules may always be viewed at the Board's website: [www.sos.ga.gov/plb/lpn](http://www.sos.ga.gov/plb/lpn)

### **LIAISON REPORT – HATTIE O'BRYANT**

Ms. O'Bryant notified the Board of the Healthcare Forum on April 15, 2013 at Central Georgia Technical College. Mr. Cleghorn will be presenting information on behalf of the Board.

### **EXECUTIVE SESSION**

Ms. Phipps 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); and 43-26-40, 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 10, 2013, Ms. Lockwood declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

### **APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**Applicant J.C., #1781901** – Ms. Phipps moved to write the applicant a letter requesting an outpatient MPE as a condition of the Board's consideration of the application. Results to be reviewed by the Cognizant board member. 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.

**Applicant S.E., #1759226** – Ms. Hooper moved to deny licensure based on criminal and disciplinary history. Ms. Phipps seconded the motion and it carried unanimously.

### **LEGAL SERVICES**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN130049** – Ms. Phipps moved to table pending the receipt of documentation of completed courses. Ms. Hooper seconded the motion and it carried unanimously.

**LPN120094** – Ms. Phipps moved to uphold the previous board motion from the December 5, 2012 board meeting. After one year from the effective date of the consent order, the respondent may petition to remove narcotic restrictions. Ms. Hooper seconded the motion and it carried unanimously.

**LPNI120156** – Ms. Phipps moved to rescind the previous motion from the August 22, 2012 board meeting. Ms. Fletcher seconded the motion and it carried unanimously.

**LPN120148/LPNI130111** – Ms. Fletcher moved to amend the previous motion from the February 13, 2013 board meeting to refer to Legal Services or the Attorney General's office for a hearing or public consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy) and a fine of \$250 for diversion. Ms. Fletcher seconded the motion and it carried unanimously.

### **REINSTATEMENT APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN040025** – Ms. Fletcher moved to deny licensure based on criminal and discipline history. Ms. Phipps seconded the motion and it carried unanimously.

## **VIOLATION OF CONSENT ORDER**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN080035** – Ms. Phipps moved to terminate probation with a Letter of Concern re: Professionalism. Ms. Fletcher seconded the motion and it carried unanimously.

## **MENTAL/PHYSICAL EXAMINATION RESULTS**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN110432** – Ms. Fletcher moved to refer to Legal Services for a hearing or private consent order to include probation for two (2) years, substance abuse stipulations and quarterly reports (employer, aftercare and personal). Ms. Phipps seconded the motion and it carried unanimously.

## **SELF REPORT**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN130106** – Ms. Fletcher moved to request a copy of the IPN contract to determine the respondent's sobriety status and to ensure current recovery and compliance with contract terms. Ms. Phipps seconded the motion and it carried unanimously.

## **COMPLAINT INVESTIGATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN120168** – Ms. Fletcher moved to refer to Legal Services or the Attorney General's office for a hearing or private consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare, personal and psychotherapy with medication management). Ms. Phipps seconded the motion and it carried unanimously.

## **2013-2015 RENEWAL APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPN130123** – Ms. Phipps moved to refer to the Attorney General's office for a hearing or private consent agreement not to practice. The respondent must complete an eight (8) week inpatient treatment as a condition of returning to practice. Petition to return to practice must be accompanied by an MPE completed within thirty (30) days of submission. Ms. Fletcher seconded the motion and it carried unanimously.

**LPN130128** – Ms. Fletcher moved to renew license upon receipt of the additional information and to request the respondent to complete an MPE. The Board will consider additional information upon receipt of the MPE results. Ms. Phipps seconded the motion and it carried unanimously.

**LPN130133** – Ms. Phipps moved to keep license in active renewal pending until receipt of the respondent's discharge summary and recommendations for nursing practice is received from the respondent's recovery program. Ms. Fletcher seconded the motion and it carried unanimously.

**LPN120234** – Ms. Phipps moved to deny renewal of licensure based on additional complaint and proceed to hearing. Ms. Hooper seconded the motion and it carried unanimously.

**LPN130149** – Ms. Fletcher moved to refer to Legal Services for a public reprimand requiring a course in Ethics. Ms. Phipps seconded the motion and it carried unanimously.

**LPN130158** – Ms. Phipps moved to refer to Legal Services for an expedited MPE. Hold renewal until after MPE is completed and submitted. Ms. Fletcher seconded the motion and it carried unanimously.

**LPN130159** – Ms. Hooper moved to renew license. Renewal does not mean that further sanctions will not be forthcoming. The respondent must notify the Board of the final disposition within ten (10) days of adjudication. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI130339** – Ms. Phipps moved to close the case and renew license with a Letter of Concern re: Criminal. Ms. Fletcher seconded the motion and it carried unanimously.

### **MENTAL/PHYSICAL EXAMINATION RESULTS**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI120055** – Ms. Fletcher moved to refer to Legal Services for a hearing or public consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal) and a fine of \$250 for inappropriate handling of narcotics. Ms. Hooper seconded the motion and it carried unanimously.

**LPNI120018** – Ms. Fletcher moved to refer to Legal Services for a hearing or public consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal) and a fine of \$250 for forging prescriptions. Ms. Hooper seconded the motion and it carried unanimously.

**LPNI110602** – Ms. Phipps moved to refer to Legal Services for a hearing or private consent order to include probation for two (2) years, substance abuse stipulations, and quarterly reports (employer, personal and psychotherapy with medication management). Ms. Hedenstrom seconded the motion and it carried unanimously.

### **2013-2015 RENEWAL APPLICATION REVIEW**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI130151** – Ms. Fletcher moved to refer to Legal Services for a public reprimand based on actions in another jurisdiction. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI130105** – Ms. Phipps moved to rescind the previous motion from the February 13, 2013 board meeting and close the case. Ms. Hedenstrom seconded the motion and it carried unanimously.

### **MENTAL/PHYSICAL EXAMINATION RESULTS**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI130003** – Ms. Phipps moved to refer to Legal Services for a hearing or private consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare and personal). The respondent must notify the Board of final disposition within ten (10) days of adjudication. The Board reserves the right to implement additional sanctions based upon the outcome of the criminal case. Ms. Hedenstrom seconded the motion and it carried with Ms. Lockwood opposing.

**LPNI120096** – Ms. Fletcher moved to refer to the Attorney General's office for an indefinite suspension or voluntary surrender. The respondent may petition for restoration of license six (6) months from the docket date of the order. Petition for restoration must be accompanied by the results of a MPE completed within thirty (30) days of the petition. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI130161** – Ms. Phipps moved to renew license with a Letter of Concern re: Drugs. Ms. Hooper seconded the motion and it carried unanimously.

**LPNI130145** – Ms. Phipps moved to refer to Legal Services for a public reprimand based on actions in another jurisdiction. Ms. Hooper seconded the motion and it carried unanimously.

### **PROPOSED CHANGES TO CONSENT ORDERS AND CONSENT AGREEMENTS**

The Board discussed the proposed changes to consent orders and consent agreements. Ms. Phipps moved to defer action until the June 12, 2013 board meeting. Hedenstrom seconded the motion and it carried unanimously.

### **ATTORNEY GENERAL'S OFFICE**

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI110427** – Ms. Fletcher moved to rescind the previous motion from the February 13, 2013 board meeting based on additional information received. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI080183/ LPNI080185/ LPNI080187** – Ms. Hooper moved to close the case in the Attorney General's office and allow the respondents to renew licenses. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI110330** – Ms. Phipps moved to refer to Legal Services for an expedited outpatient MPE. Results to be reviewed by the Cognizant Board Member. 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. The respondent has been asked to provide proof of documentation relevant to the criminal case that is still pending. Ms. Hooper seconded the motion and it carried unanimously.

**LPNI110450** – Ms. Fletcher moved to rescind the previous motion from the April 13-14, 2011 board meeting. The cognizant will review the new information and make a recommendation. Ms. Phipps seconded the motion and it carried unanimously.

**LPNI120102** – Ms. Phipps moved to accept voluntary surrender as presented. Ms. Hedenstrom seconded the motion and it carried unanimously.

## **EDUCATION REPORT**

### **ATLANTA TECHNICAL COLLEGE**

Ms. Phipps moved to accept the Self Study/Action Plan from Atlanta Technical College addressing the deficiency of 77.78% passage rate for the annual NCLEX-PN results for 2012, reflective of Rule 400-3-.13(2)(i), and to continue to monitor NCLEX-PN annual results for Atlanta Technical College. Ms. Hooper seconded the motion and it carried unanimously. Ms. Hooper seconded the motion and it carried unanimously.

### **SOUTH GEORGIA TECHNICAL COLLEGE**

Ms. Phipps moved to accept the substantive change request from South Georgia Technical College naming Ms. Jennifer Childs as Interim Program Director of the Licensed Practical Nursing program. 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:

LPNI120214	LPNI120241	LPNI040025	LPNI130063	LPNI130064	LPNI130066	LPNI130027
LPNI130027	LPNI130086	LPNI130098	LPNI130092	LPNI120211	LPNI130118	LPNI120245
LPNI130121	LPNI130124					

Ms. Hedenstrom seconded the motion and it carried unanimously.

## **LEGAL/DISCIPLINE COGNIZANT FAILURE TO DISCLOSE CASES REPORT**

(LPNI = Licensed Practical Nurse Investigative Case Number)

Ms. Fletcher 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.

**LPNI130144**

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

Ms. Phipps moved, Ms. Hedenstrom seconded and the Board voted to approve applications for licensure for the months of April 2013 through May 2013 that were determined, pursuant to Board approved guidelines, to have met licensure requirements.

## APPROVAL OF MINUTES

Ms. Fletcher moved to approve the February 13, 2013 board meeting minutes as corrected. Ms. Phipps seconded the motion and it carried unanimously.

## EXECUTIVE SESSION

Ms. Fletcher moved, Ms. Hooper 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); and 43-26-40, 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 10, 2013, Ms. Lockwood declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

## INVESTIGATIONS

(LPNI = Licensed Practical Nurse Investigative Case Number)

**LPNI130068** – Ms. Phipps moved to refer to Legal Services for an outpatient MPE. Results to be reviewed by the Cognizant Board Member. 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. Ms. Hooper seconded the motion and it carried unanimously.

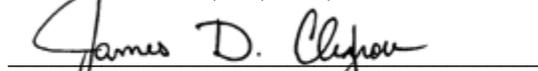
## APPROVAL OF MINUTES

Ms. Hedenstrom moved to approve the February 13, 2013 board meeting Executive Session minutes as presented. Ms. Fletcher seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned at 4:30 p.m.



Kellie R. Lockwood, RN, MSN, **Chair**



James Cleghorn, **Executive Director**