

The Georgia Board of Nursing met July 17-18, 2013 in Building B of the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

WEDNESDAY, JULY 17, 2013

MEMBERS PRESENT

Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM, President
Nancy Barton, MSN, RN
Tammy Burdeaux, RN, BSN, CRNI
Anita Hufft, PhD., RN
Katherine Mann, RN, CRNA
Brenda Rowe, JD, MN, RN

MEMBERS ABSENT

Mary Chatman, Ph.D., RN, Vice President
Ashley Barnett, Consumer

STAFF PRESENT

James Cleghorn, Executive Director
Amelia Baker, JD, Assistant Attorney General

Cranfill called the meeting to order at 10:00 a.m. on Wednesday, July 17, 2013. A quorum to conduct disciplinary matters was present.

EXECUTIVE SESSION

Barton moved, Hufft 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 Wednesday, July 17, 2013, Cranfill 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.

There being no further business, the meeting adjourned July 17, 2013 at 5:52 p.m.

THURSDAY, JULY 18, 2013

MEMBERS PRESENT

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

STAFF PRESENT

James Cleghorn, Executive Director
Amelia Baker, Assistant Attorney General, JD

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

Lynn Dorris Harris	Georgia McKeown	Dana Roessler	Martha Anders	Melinda Shiflet	Kathy Klaric
Debbie Hackman	Teresa Coleman	Whitney Lane	Sharon Grason	Diane White	Karen Waters
Tarnishia L. Sirma	Alana Waters	Ken Gordon	Sherry Lifsey		

Cranfill called the meeting to order at 9:00 a.m. on Thursday, July 18, 2013. A quorum to conduct disciplinary matters was present.

EXECUTIVE SESSION

Barnett moved, Hufft 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 Thursday, July 18, 2013, Cranfill 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.

The Board discussed some of the difficulties regarding lack of resources. Members discussed issues with the current fee structure. Members discussed the recent media coverage of the Board's lack of resources. Members expressed that the Secretary of State has worked diligently to provide help, however his ability to provide additional resources is limited. The Board discussed possible solutions such as cutting fees, speaking with key legislators and communicating with licensees. The Board reviewed the Cost/Revenue Analysis provided by the Secretary of State. Members discussed developing a proposed budget to present for review.

EXECUTIVE SESSION

Rowe moved, Barnett 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 Thursday, July 18, 2013, Cranfill 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 REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Applicant R.R., #1840365 – Hufft moved to proceed with licensure by endorsement with a Letter of Concern re: Action in Another Jurisdiction. Mann seconded the motion and it carried unanimously.

Applicant S.H., #1832658 – Hufft moved to approve preceptorship. The preceptorship may be completed at the designated site. Rowe seconded the motion and it carried unanimously.

Applicant S.W., #1820780 – Hufft moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent agreement for reinstatement of licensure to include same terms and conditions as the previous consent order. Chatman seconded the motion and it carried unanimously.

Applicant D.L., #1822760 – Hufft moved to proceed with licensure by reinstatement with a Letter of Concern re: Action in Another Jurisdiction and Criminal. Barton seconded the motion and it carried unanimously.

Applicant D.G., #1822434 – Hufft moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent agreement for reinstatement of licensure to include four (4) years probation, substance abuse stipulations, , quarterly reports (employer, aftercare and personal) and a fine of \$100 for unlicensed practice. Barnett seconded the motion and it carried unanimously.

Applicant J.L., #1827841 – Burdeaux moved to proceed with licensure by reinstatement with a Letter of Concern re: Unlicensed Practice. Rowe seconded the motion and it carried unanimously.

Applicant P.L., #1830009 – Burdeaux moved to refer to Legal Services to write applicant 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 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. Barton seconded the motion and it carried unanimously.

Applicant B.S., #1830019 – Burdeaux moved to request the applicant to submit documentation of clinical contact hours from the RN-BSN. These hours will be considered in determination of required preceptorship hours. Rowe seconded the motion and it carried unanimously.

Applicant H.J., #1829188 – Burdeaux moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent agreement for reinstatement of licensure to include a fine of \$150 for unlicensed practice. Hufft seconded the motion and it carried unanimously.

Applicant P.H., #1779748 – Burdeaux moved to deny application. The applicant may reapply upon completion of an MPE and successful completion of criminal probation. The MPE must be complete within thirty (30) days of reinstatement application. Barton seconded the motion and it carried unanimously.

Applicant N.E., #1788562 – Burdeaux moved to approve preceptorship with Kindred Transitional Care. Hufft seconded the motion and it carried unanimously.

Applicant M.K., #1829005 – Burdeaux moved to proceed with licensure by examination with a Letter of Concern re: Criminal and Drugs. Rowe seconded the motion and it carried unanimously.

Applicant E.R., #1826673 – Barnett moved to request the final disposition. If the respondent is not on felony probation, require an MPE for drugs. If the respondent is on felony probation, the respondent may reapply upon completion of an MPE and successful completion of probation. The MPE must be complete within thirty (30) days of reinstatement application. Barton seconded the motion and it carried unanimously.

Applicant A.W., #1837367 – Barnett moved to refer to Legal Services to write applicant 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 Legal Services or the Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Burdeaux seconded the motion and it carried unanimously.

Applicant B.B., #1816082 – Barnett moved to refer to Legal Services to write applicant 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 Legal Services or the Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Hufft seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

RNI10310 – Mann moved to close the case regarding violation of consent order. Hufft seconded the motion and it carried unanimously.

RNI10351 – Mann moved to close the case in the Attorney General's office. Burdeaux seconded the motion and it carried unanimously.

RNI120754 – Mann moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after twelve (12) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Barnett seconded the motion and it carried unanimously.

RNI120571/RNI120675 – Barton moved to rescind the previous motion from the July 18-19, 2012 board meeting and refer to the Attorney General's office to order licensee to have an expedited outpatient MPE. 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.

RNI070370 – Barton moved to accept the order as presented. Burdeaux seconded the motion and it carried unanimously.

RNI120227 – Barton moved to amend the previous motion from the March 20-21, 2013 board meeting. The respondent may petition to terminate probation after three (3) years but must document four (4) years of sobriety. Barton also moved to deny the request to reduce narcotic restrictions. Mann seconded the motion and it carried unanimously.

RNI120160 – Rowe moved to rescind the previous motion from the January 18-20, 2012 board meeting and refer to the Attorney General's office to order licensee to have an expedited outpatient MPE based on the 2011 complaint of diversion. 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. Barnett seconded the motion and it carried unanimously.

RNI080576 – Rowe moved to rescind the previous motion from the September 14-16, 2011 board meeting and refer to the Attorney General's office for a hearing or public consent order to include a fine of \$500 for failure to disclose disciplinary action in another jurisdiction. Rowe seconded the motion and it carried unanimously.

RNI100957 – Rowe moved to accept the order as presented. Barton seconded the motion and it carried unanimously.

RNI100112 – Rowe moved to rescind the previous motion from the May 15-16, 2013 board meeting and refer to the Attorney General's office for a hearing or amended public consent order to include probation until March 26, 2016, quarter reports (employer, aftercare and personal) and a fine of \$1,000 to be paid in monthly installments of \$100 until paid in full. Mann seconded the motion and it carried unanimously.

RNI120640 – Rowe moved to accept the order as presented. Chatman seconded the motion and it carried unanimously.

RNI040353 – Rowe moved to accept motion as presented. Mann seconded the motion and it carried unanimously.

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

Hufft 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:

Bulus, Kimberly Curbow	Simmons, Rhonda Welk	Shoemaker, Kathryn G.	RNI110535
Sakor, Uvienne Linda	Holcomb, Deborah Sue	Morris, Lisa Ann	RNI100957
Stout, William Arthur	Haarala, Jan Shari	RNI070370	RNI120214
McDowell, Lisa S.	Pilcher, Linnea	RNI110258	

Barnett seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI130318 – Mann moved to close the case. Hufft seconded the motion and it carried unanimously.

RNI110189 – Mann moved to accept the MPE as presented and refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include a fine of \$500 for diversion and courses in Ethics and Professional Accountability. Barton seconded the motion and it carried unanimously.

RNI120679 – Mann moved to close the case with a Letter of Concern re: Drugs and Medication Use. Hufft seconded the motion and it carried unanimously.

RNI120105 – Mann moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal), a fine of \$500 for working impaired/unprofessional conduct and a restriction of work hours to 35 hours per week. Barnett seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RN090315 – Mann moved to close the case with a Letter of Concern re: Noncompliance. If the respondent is still in noncompliance by the next quarter, refer to the Attorney General's office for a hearing or Legal Services for a public consent order to include a fine of \$500 for violation of the board order. Chatman seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI100210/RNI130240 – Mann moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include two (2) years probation, quarterly reports (employer, personal and psychotherapy). Barton seconded the motion and it carried unanimously.

RNI120555/RNI130329 – Mann moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include two (2) years probation, substance abuse stipulations, quarterly reports (employer, aftercare and personal), and courses in Professional Accountability and Ethics. Hufft seconded the motion and it carried unanimously.

RN080075 – Mann moved to proceed with licensure by reinstatement with a Letter of Concern re: Action in Another Jurisdiction and Criminal. Barton seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI110125 – Mann moved to refer to the Attorney General's office for an indefinite suspension based on failure to comply with MPE. Hufft seconded the motion and it carried unanimously.

RNI110161 – Mann moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after submission of an MPE to be completed within thirty (30) days of petition. Burdeaux seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI120413 – Barton moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after submission of an MPE to be completed within thirty (30) days of petition. Hufft seconded the motion and it carried with Rowe abstaining.

RNI090523 – Barton moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after submission of an MPE to be completed within thirty (30) days of petition. Mann seconded the motion and it carried unanimously.

RNI110799 – Barton moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include a fine of \$500 for violation of private consent order with the same terms as the private consent order. Mann seconded the motion and it carried unanimously.

RN090315 – Mann moved to terminate probation with a Letter of Concern re: Noncompliance. Chatman seconded the motion and it carried unanimously.

REQUEST TO LIFT SUSPENSION & RESTORE LICENSE

(RNI – Registered Nurse Investigative Case Number)

RN110743 – Barton moved to require the applicant to contact the Texas Board of Nursing for permission to practice in Georgia. The applicant must submit proof of compliance with course requirements. The Board will further consider her petition to restore her license upon receipt of documentation from the Texas Board of Nursing granting her permission to work as a nurse in the state of Georgia, if licensed. If the notification from Texas Board of Nursing is received, issue license under the terms of a consent order requiring submission of proof of completion of the courses in Texas Nursing Jurisprudence, Medication Administration and Sharpening Critical Thinking Skills as stipulated in her April 18, 2013 Texas Board of Nursing order, additional terms should include

requiring the applicant to notify the employer of the board orders and submit a letter from employer regarding notification that she be supervised for a minimum of two (2) years by a practicing Registered Professional with two (2) years' experience in the same or similar practice setting, restrictions concerning agency/private duty employment, and quarterly reports (employer and personal). The respondent may petition to terminate the conditions of the order after having submitted proof of completion of coursework and two (2) years of nursing practice under the terms of the order. Hufft seconded the motion and it carried unanimously.

RNI120688– Barton moved to deny request. The respondent must submit a complete MPE within thirty (30) days of petition to lift suspension. Chatman seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI130314 – Rowe moved to rescind the previous motion from the March 20-21, 2013 board meeting and refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy) and a fine of \$201.50 for investigation cost, \$500 for diversion and \$500 for failure to disclose termination based on diversion. Hufft seconded the motion and it carried unanimously.

PETITION FOR EARLY TERMINATION

(RNI – Registered Nurse Investigative Case Number)

RNI100616 – Rowe moved to deny request. Barton seconded the motion and it carried unanimously.

SELF REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI130622 – Rowe moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after twelve (12) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Barnett seconded the motion and it carried unanimously.

RNI120746 – Rowe moved to hold the 2014 renewal and refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal) and a fine of \$500 for failure to disclose arrest history. If the respondent does not sign the order, proceed to hearing based on substance abuse. Chatman seconded the motion and it carried unanimously.

2013-2015 RENEWAL APPLICATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130346 – Rowe moved to close the case with a Letter of Concern re: Professional Conduct if the respondent completes courses in Legal and Ethical Aspects of Nursing, Anger Management and Chemical Dependency, Medication Administration and Professional Accountability within thirty (30) days. The Board will accept courses from Alabama Board of Nursing. Hufft seconded the motion and it carried unanimously.

RNI130357 – Rowe moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include two (2) years probation and quarterly reports (employer, aftercare, personal and psychotherapy). Burdeaux seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130468 – Rowe moved to close the case with a Letter of Concern re: Drugs. Mann seconded the motion and it carried unanimously.

RNI130590 – Rowe moved to refer to Investigations and subpoena 2, 3, 6, 7, 8, 10; obtain protocol orders from the facility; interview CEO regarding the nurse and any other physicians, HR, and administration; and identify other potential nurse complaints. Barnett seconded the motion and it carried unanimously.

RNI130628 – Rowe moved to close the case with a Letter of Concern re: Professional Conduct if the respondent completes courses in Social Media within thirty (30) days. The Board will accept courses from Alabama Board of Nursing. Mann seconded the motion and it carried unanimously.

RNI130539 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services a private reprimand to include courses in Ethics and Professional Accountability. Chatman seconded the motion and it carried unanimously.

RNI130213 – Burdeaux moved to close the case. Barton seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI140006 – Burdeaux moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal) and a fine of \$500 for diversion. Mann seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI130187 – Barnett moved to close the case. Hufft seconded the motion and it carried unanimously.

SELF REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI130484 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy) and a fine of \$500 for diversion. Chatman seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI110747 – Barnett moved to close the case. Mann seconded the motion and it carried unanimously.

RNI110451 – Burdeaux moved to refer to the Attorney General's office for a hearing or to Legal Services for a private reprimand to include courses in Medication Administration and Documentation. Barnett seconded the motion and it carried unanimously.

RNI110167 – Burdeaux moved to close the case with a Letter of Concern re: Drugs. Hufft seconded the motion and it carried unanimously.

SELF REPORT

(RNI – Registered Nurse Investigative Case Number)

RNI130562 – Burdeaux moved to refer to the Attorney General's office for a hearing or to Legal Services a public consent order to include two (2) years probation and quarterly reports (employer, aftercare and personal). Barton seconded the motion and it carried unanimously.

RNI130581 – Mann moved to refer to the Attorney General's office for a hearing or to Legal Services a private consent order to include two (2) years probation, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, personal and psychotherapy). Barnett seconded the motion and it carried unanimously.

REQUEST TO INITIATE INDEPENDENT ADVOCACY GROUP

(RNI – Registered Nurse Investigative Case Number)

Hufft moved to approve the request from Wendy Wolfe Segal to initiate an independent advocacy group. Barton seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI120715 – Hufft moved to refer to the Attorney General's office for a hearing or to Legal Services a public consent agreement for licensure by endorsement to track the Florida Board of Nursing consent order. Mann seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130222– Hufft moved to close the case. Barnett seconded the motion and it carried unanimously.

RNI130454 – Barnett moved to close the case. Rowe seconded the motion and it carried unanimously.

REQUEST FOR RECONSIDERATION

(RNI – Registered Nurse Investigative Case Number)

RNI130535 – Barnett moved to uphold the previous motion from the March 20-21, 2013 board meeting. Mann seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130602 – Barnett moved to close the case with a Letter of Concern re: Patient Rights. Burdeaux seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI120336 – Barnett moved to deny renewal of licensure and refer to the Attorney General's office for an indefinite suspension. Hufft seconded the motion and it carried unanimously.

RNI080207 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services a private consent order to include a ninety-six (96) hour evaluation. The results are to be submitted to the Board and reviewed by the Board Cognizant. If the evaluation is clear, issue the respondent a public consent order violation of private consent order for failing to cause her physician to report all prescribed narcotics within ten (10) days of having been prescribed and a fine of \$500 for violation of previous order with the terms and time period of the order to remain the same as private consent order. If the evaluation is not clear, refer to Legal Services to issue a public consent order utilizing the recommendations of the evaluation results with a \$500 fine for violation of private consent order. Chatman seconded the motion and it carried unanimously.

RNI100231 – Barnett moved to deny renewal of licensure and refer to the Attorney General's office for an indefinite suspension. Hufft seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI120720 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy), courses in Medication Errors, Documentation, Delegating Effectively and Medication Management and a fine of \$500 for unprofessional conduct. Barton seconded the motion and it carried unanimously.

RNI130362 – Barnett moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after submission of an MPE to be completed within thirty (30) days of petition. Rowe seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI090431 – Barnett moved to refer to the Attorney General’s office for an indefinite suspension. The respondent may petition for restoration of licensure after twelve (12) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Burdeaux seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130177 – Barnett moved to refer to Legal Services for a mitigating letter to include courses in Medication Administration and Documentation. If respondent completes the courses within thirty (3) days, close the case with a Letter of Concern re: Professional Conduct. Barton seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI100475 – Hufft moved to close the case with a Letter of Concern re: Compliance. Mann seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI130221 – Hufft moved to refer to Legal Services for a mitigating letter to include courses in Medication Errors and Professional Accountability. Chatman seconded the motion and it carried unanimously.

EDUCATIONAL COGNIZANT NONTRADITIONAL APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Barton moved to ratify the Cognizants’ recommendations for the following applicants for licensure.

	RECOMMENDATION FOR BOARD ACTION
App. #1759059	Issue license.
App. #1744159	Issue license.
App. #1743618	Issue license.
App. #1775533	Issue license.

Mann seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

Rowe moved to ratify the Cognizant’s’ recommendations and to close the following complaints:

- 3801000215 RNI110872 RNI110161 RNI110813 RNI110957 RNI110929 RNI110781
- RNI110875 RNI111110 RNI120125 RNI120198 RNI100112 RNI120442 RNI130357
- RNI130505 RNI130486 RNI120664 RNI130155 RNI130068 RNI130492 RNI130518
- RNI080073 RNI130654 RNI130314 RNI130009 RNI120232 RNI130590 RNI130173
- RNI100676 RNI130469 RNI110807 RNI070464 RNI110134 RNI080257 RNI080233
- RNI130119 RNI120720 RNI130602 RNI130177 RNI090236 RNI130504 RNI130604
- RNI130605 RNI070226 RNI060479 RNI 130653 RNI 070252 RNI130548 RNI130557
- RNI140012

Chatman seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT FAILURE TO DISCLOSE CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

Rowe moved to ratify the Cognizants' recommendations to accept Private Consent Agreements for licensure with a fine of \$500 for failure to disclose arrest(s)/disciplinary action on application. The executive director may sign with express permission of the Board President.

APP#1826540 APP#1824089 APP#1822189 APP#1825865 APP#1827652

Barnett seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Rowe 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.

APP#1824345 APP#1824658 APP#1825501 APP#1817657 APP#1840420

Mann seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEWS

(RNI=Registered Nurse Investigative Case Number)

RNI130269 – Barton moved to rescind the previous motion from the March 20-21, 2013 board meeting and refer to the Attorney General's office for a hearing or public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy), monthly drug screens, and suspension of prescriptive authority. The respondent must notify collaborative/delegating physician and all physicians with whom the respondent works. The respondent may petition for prescriptive authority after two (2) years. Barnett seconded the motion and it carried unanimously.

RNI120684 – Barton moved to uphold the previous motion from the May 16-17, 2013 board meeting. Rowe seconded the motion and it carried unanimously.

INVESTIGATIONS

(RNI=Registered Nurse Investigative Case Number)

RNI130519 – Rowe moved to refer to the Attorney General's office for a hearing or to Legal Services a public consent order to include courses in Professional Accountability and Righting a Wrong: Ethics, a fine of \$500 for unprofessional conduct. If the respondent is arrested and/or convicted, the respondent must notify the Board within ten (10) days of arrest or notice of intent to prosecute. Chatman seconded the motion and it carried unanimously.

RNI1111069 – Burdeaux moved to refer to the Attorney General's office for a hearing or to Legal Services a private consent order to include one (1) year probation and quarterly reports (employer and personal), quarterly drug screens and courses in Documentation and Medication Administration. Hufft seconded the motion and it carried unanimously.

RNI130079 – Rowe moved to refer to Legal Services 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 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.

RNI130599 – Barton moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare, personal and psychotherapy with medication management and drug screens). Hufft seconded the motion and it carried unanimously.

RNI120655 – Rowe moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal), a fine of \$500 for diversion and a fine of \$500 for violation of previous order. Barnett seconded the motion and it carried unanimously.

RNI120766 – Hufft moved to refer to Legal Services to order licensee to have an expedited outpatient MPE. 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. Chatman seconded the motion and it carried unanimously.

RNI130170 – Rowe moved to refer to the Attorney General's office for a hearing or to Legal Services a private consent order to include courses in Ethics and Respecting Professional Boundaries. Hufft seconded the motion and it carried unanimously.

RNI130350 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy) and a fine of \$195.90 for the cost of the investigation. Hufft seconded the motion and it carried unanimously.

RNI130127 – Rowe moved to close the case with a Letter of Concern re: Professional Conduct. Chatman seconded the motion and it carried unanimously.

RNI130142 – Barnett moved to close the case. Burdeaux seconded the motion and it carried unanimously.

RNI130178 – Barton moved to refer to Legal Services for an expedited outpatient MPE or a voluntary surrender. The respondent must submit the MPE or voluntary surrender within thirty (30) days. Handserv the document. Mann seconded the motion and it carried with Cranfill and Rowe abstaining.

RNI130451 – Barton moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare with monthly drug screens and personal) and a fine of \$500 for diversion. Mann seconded the motion and it carried unanimously.

HEARING - WC

(RNI=Registered Nurse Investigative Case Number)

RNI165556 – Rowe moved to deny renewal of license and revoke. Burdeaux seconded the motion and it carried unanimously.

EDUCATION REPORT

Augusta Technical College

The Board received notice that Loleater Casey-Evans is no longer the Department Chair at Augusta Technical College. Kim Bohne has been named interim Department Chair. Ms. Bohne's education and experience meet the requirements of Board Rule 410-3-.05. Based on compliance with all applicable Board rules, Rowe moved to approve the substantive change. Burdeaux seconded the motion and it carried unanimously.

Georgia Gwinnett College

Hufft moved to grant redevelopment approval. Barnett seconded the motion and it carried unanimously.

Herzing University

The Board received notice that Dr. Mercy Popoola is no longer the Nursing Director at Herzing University. Dr. Dana Sue Parker has been named interim Nursing Director of the Atlanta Campus. Dr. Parker's education and experience meet the requirements of Board Rule 410-3-.05. Based on compliance with all applicable Board rules, Barton moved to approve the substantive change. Hufft seconded the motion and it carried unanimously.

North Georgia Technical College

Brenda Rowe reviewed Report III and recommended that initial approval be continued pending the completion of a successful site visit. A site visit was completed on July 11 in accordance with Board Rule 410-4-.01. Based on the site visit and compliance with all applicable laws and Board rules, Rowe moved that the Board continue initial approval pending graduation of the first class. Full approval may be considered after graduation of the first class with a first time NCLEX-RN pass rate of 80% or higher. Barnett seconded the motion and it carried unanimously.

Southeastern Technical College

Hufft moved to accept Report I and possible clarifications if needed. Barton seconded the motion and it carried unanimously.

Wesleyan College

A site visit was completed on June 26 in accordance with Board Rule 410-4-.01. Based on the site visit and compliance with all applicable laws and Board rules, Rowe moved that the Board continue initial approval pending graduation of the first class. Full approval may be considered after graduation of the first class with a first time NCLEX-RN pass rate of 80% or higher. Burdeaux seconded the motion and it carried unanimously.

Wiregrass Georgia Technical College

Brenda Rowe reviewed Report III and recommended that initial approval be continued pending the completion of a successful site visit. Rowe moved to grant initial approval. Barton seconded the motion and it carried unanimously.

Bauder College

The first class graduated from Bauder College's ADN program on January 19, 2013. Twenty-eight (28) names were submitted to our office as graduates of the first class. As of July 10, twenty-two (22) of the graduates have taken the exam. Eight of the graduates have passed and fourteen (14) have failed. This represents a 36.36% pass rate for the first graduating class. Board Rule 410-3-.02(d) requires programs to have a pass rate of at least 80% prior to full approval being granted. Barton moved to continue initial approval. If after the second graduating class a pass rate of at least 80% is not achieved, require a plan of action within thirty (30) days. Hufft seconded the motion and it carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications and complaints/compliance for May 2013 and June 2013
- NURSIS Update
- PCI Publishing
- Continuing Competency/Education Taskforce
- Staffing Issues
- CORE Reports
- NCSBN Annual Meeting
- NCSBN Annual Meeting Candidate Recommendations

PETITION WAIVER – COLUMBUS TECHNICAL COLLEGE

Rowe moved to approve the petition waiver as presented. Hufft seconded the motion and it carried unanimously.

PETITION WAIVER – RACHEL MCGEE CHOE

Hufft moved to deny request for a waiver based on failure to meet statutory requirement regarding documentation of undue hardship caused by the rule. Burdeaux seconded the motion and it carried with Rowe abstaining.

PETITION WAIVER – ACHILLE DANNON

Barnett moved to deny request for a waiver based on inability to establish alternative that is substantially equivalent. Burdeaux seconded the motion and it carried unanimously.

LEGAL SERVICES

(RNI – Registered Nurse Investigative Case Number)

RNI130522 – Hufft moved to rescind the previous motion from the May 15-16, 2013 board meeting and accept private order as docketed with the understanding that the licensee has an existing public consent order and presents no additional harm to the public. Barton seconded the motion and it carried unanimously.

RNI130510 – Hufft moved to rescind the previous motion and close the case. Barnett seconded the motion and it carried unanimously.

RNI130281– Hufft moved to uphold the previous motion from the May 15-16, 2013 board meeting and offer the respondent a payment plan of \$100 per month for five (5) months. Rowe seconded the motion and it carried unanimously.

RNI130254– Barnett moved to uphold the previous motion from the March 20-21 2013 board meeting. Hufft seconded the motion and it carried unanimously.

RNI130241 – Burdeaux moved to rescind the previous motion from the March 20-21, 2013 board meeting and refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include four (4) years probation, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare, personal and psychotherapy) and a fine of \$500 for gross misconduct. Barton seconded the motion and it carried unanimously.

RNI130217– Barnett moved to uphold the previous motion from the March 20-21 2013 board meeting. Rowe seconded the motion and it carried unanimously.

RNI130217– Barnett moved to uphold the previous motion from the May 15-16, 2013 board meeting based on documentation from Emory. Rowe seconded the motion and it carried unanimously.

RNI110557– Burdeaux moved to uphold the previous motion from the May 15-16, 2013 board meeting. Rowe seconded the motion and it carried unanimously.

HEARING - KM

(RNI=Registered Nurse Investigative Case Number)

RNI110479/RNI130276 – Barton moved to accept the consent order as settlement of cases against this respondent before the Board. Rowe seconded the motion and it carried unanimously.

HEARING - VT

(RNI=Registered Nurse Investigative Case Number)

RNI080599 – Barton moved to accept the consent order as settlement of cases against this respondent before the Board upon receipt of the original. Rowe seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Rowe moved, Barton seconded and the Board voted to approve applications for licensure and advanced practice authorization for the months of June 2013 through July 2013 that were determined, pursuant to Board approved guidelines, to have met licensure/authorization requirements.

APPROVAL OF BOARD MINUTES

Burdeaux moved to accept the May 15-16, 2013 Executive Session Board meeting minutes as amended. Barton seconded the motion and it carried unanimously.

Rowe moved to accept the May 15-16, 2013 Board meeting minutes as amended. Hufft seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned July 18, 2013 at 2:25 p.m.

Samuel Croyel _____

James D. Cleyton _____