

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, OCTOBER 9, 2013

MEMBERS PRESENT

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

MEMBERS ABSENT

Patricia Z. Marshall, LPN, NAAC

STAFF PRESENT

James Cleghorn, Executive Director
Janet Jackson, Assistant Attorney General

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

PERSONAL APPEARANCE

TW-LPNI080066

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

Hattie O'Bryant Elaine Williams Joe Dan Baker Tammie Wilbanks Neeya Bayan Jackie Spruggs Holly Tree

LIAISON REPORT – HATTIE O'BRYANT

Ms. O'Bryant provided information about the upcoming Georgia LPN Association meeting and asked questions regarding continuing education hours and the education consultant position.

EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for August 2013 and September 2013
- CORE Reports
- Simulation Policy
- Staffing Issues

SIMULATION POLICY

Ms. Fletcher moved to accept the following policy:

Practical nursing education programs may substitute clinical simulation for not more than 75% of the clinical clock hours required in the study of obstetrics and pediatrics only.

Simulation may not be used as a substitute for clinical clock hours in any other required clinical experience area.

Practical nursing education programs that utilize clinical simulation as a substitute for clinical clock hours must provide evidence to the Board that the clinical simulation lab meets the standards set by the Certified Healthcare Simulation Educator program and accreditation standards for simulation centers.

Ms. Hooper seconded the motion and it carried unanimously

MEETING WITH THE GOVERNOR AND HOUSE SUBCOMMITTEE ON PROFESSIONAL LICENSING BOARDS

Ms. Fletcher provided information regarding the joint meeting with members of the Georgia Board of Nursing and the Governor regarding additional resources needed for the operation of the nursing boards to ensure that the health, safety and welfare of the public are protected. Ms. Fletcher provided information regarding the September meeting of the House Subcommittee on Professional Licensure. Barry Cranfill, President of the Georgia Board of Nursing addressed the committee on behalf of both nursing boards.

EXECUTIVE SESSION

Ms. Hooper 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, October 9, 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 T.J., #1811976 – Ms. Hedenstrom moved to reinstate license with a consent order with no reference to unlicensed practice but all other terms as provided in the previous consent agreement. The lapsed time will not count towards three (3) month suspension. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant K.K., #1745942 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent agreement to include a fine of \$500 for unlicensed practice. Ms. Phipps seconded the motion and it carried unanimously.

Applicant C.J., #1809817 – Ms. Hooper moved to deny licensure based on unlicensed practice, fraud, deceit and deceptive registration with the Board and refer for criminal prosecution. Ms. Fletcher seconded the motion and it carried unanimously.

Applicant T.H., #1857693 – Ms. Fletcher moved to close the case and proceed with licensure by examination with a Letter of Concern re: Criminal. Ms. Hooper seconded the motion and it carried unanimously.

Applicant K.H., #2284429 – Ms. Phipps moved to deny licensure based on misuse of opioids documented in River Edge Behavioral Health. The applicant may reapply after twelve (12) months of documented sobriety and current MPE. Ms. Fletcher seconded the motion and it carried unanimously.

STANDARD MPE ORDERS

Ms. Hooper moved to adopt the MPE standard language as presented by the Attorney General's office. Ms. Phipps seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Ms. Phipps 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.

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ATTORNEY GENERAL'S OFFICE

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI090183 – Ms. Hooper moved to rescind previous motion from the June 6, 2013 board meeting and refer to the Attorney General's office for a public consent order to include one (1) year probation, quarterly reports (employer, aftercare and personal) and three (3) months suspension in accordance with Title 16. Ms. Hedenstrom seconded the motion and it carried unanimously.

LPNI120149– Ms. Fletcher moved to have MPE results be reviewed by the Cognizant Board member. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120170– Ms. Hooper moved to have MPE results be reviewed by the Cognizant Board member, to refer to full board review and/or if warranted, refer to Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI110248– Ms. Hedenstrom moved to reject the MPE because it was incomplete. When the complete psychiatric exam is received, refer to Cognizant Board member for review. Ms. Phipps seconded the motion and it carried unanimously.

MENTAL/PHYSICAL EXAMINATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110023 – Ms. Hedenstrom moved to refer to the Attorney General's office for a hearing or to Legal Services for a 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 failure to disclose arrest on 2013-2015 renewal cycle. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120239 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or to Legal Services for a public 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). Ms. Fletcher seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120187 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include courses in Ethics, Professional Accountability, and Nurse Practice Act, a fine of \$250 for forging prescriptions and a fine of \$250 for practicing beyond scope of practice. Ms. Hooper seconded the motion and it carried unanimously.

LPNI120245 – Ms. Phipps moved to refer to the Attorney General's office for an indefinite suspension or voluntary surrender. The respondent may petition for restoration of licensure after completion of a new MPE by an approved provider indicating that the respondent can practice with reasonable skill and safety. Ms. Hedenstrom seconded the motion and it carried unanimously.

2013-2015 RENEWAL APPLICATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130209 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include probation for five (5) years, substance abuse stipulations, two (2) years narcotic restrictions, and quarterly reports (employer, aftercare and personal). Ms. Hooper seconded the motion and it carried unanimously.

SELF REPORT

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130084 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or to Legal Services for a 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 restriction of work hours to no more than forty (40) hours a week per physician recommendations. Ms. Hedenstrom seconded the motion and it carried unanimously.

LPNI130201 – Ms. Phipps moved to refer to the Attorney General's office for an indefinite suspension or voluntary surrender. The respondent may petition for restoration of licensure after completion of terms of criminal probation and an MPE to be completed within thirty (30) days. Ms. Hooper seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110604 – Ms. Fletcher moved to close the case with a mitigating letter requiring the respondent to complete a course in Professional Accountability. If the course is not completed, refer to Legal Services for a private reprimand to include a course in Professional Accountability. Ms. Hedenstrom seconded the motion and it carried unanimously.

LPNI120015 – Ms. Phipps moved to close the case with a Letter of Concern re: Professional Conduct. Ms. Hooper seconded the motion and it carried unanimously.

LPNI120015 – Ms. Phipps 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. Ms. Hedenstrom seconded the motion and it carried unanimously.

LPNI140012 – Ms. Hedenstrom moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI140031 – Ms. Fletcher moved to refer the case to the Medicaid Fraud Control Unit. Ms. Phipps seconded the motion and it carried unanimously.

LPNI130125 – Ms. Phipps moved to close the case with a Letter of Concern re: Professional Conduct. Ms. Hooper seconded the motion and it carried unanimously.

LPNI070141 – Ms. Hooper moved to close the case. Ms. Phipps seconded the motion and it carried unanimously.

INVESTIGATIONS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI140033 – Ms. Hedenstrom moved to accept cease and desist order, refer for criminal prosecution, enter into FITS due to lack of evidence of licensure, and report to the Department of Community Health. Ms. Phipps seconded the motion and it carried unanimously.

LPNI080218 – Ms. Hooper moved to close the case. Ms. Phipps seconded the motion and it carried unanimously.

LPNI070143 – Ms. Hedenstrom moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI060151 – Ms. Hooper moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI130202 – Ms. Phipps moved to refer to the Attorney General's office for voluntary surrender based on 43-1-19(a)(9). Ms. Hooper seconded the motion and it carried unanimously.

LPNI080068 – Ms. Hooper moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI070045 – Ms. Hooper moved to close the case. Ms. Phipps seconded the motion and it carried unanimously.

LPNI090054 – Ms. Hooper moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI080249 – Ms. Phipps moved to close the case. Ms. Hooper seconded the motion and it carried unanimously.

LPNI090091 – Ms. Hooper moved to close the case with a Letter of Concern re: Scope of Practice. Ms. Phips seconded the motion and it carried unanimously.

LPNI090086 – Ms. Hedenstrom moved to close the case with a Letter of Concern re: Ethics, Professional Accountability and Documentation. Ms. Hooper seconded the motion and it carried unanimously.

LPNI090223 – Ms. Hooper moved to close the case with a Letter of Concern re: Professional Conduct and Patient Rights. Ms. Phipps seconded the motion and it carried unanimously.

PERSONAL APPEARANCE

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LPNI080066 – Ms. Phipps moved to rescind the previous motion from the December 5, 2012 board meeting, renew the license and refer to Legal Services for a private consent agreement to include a fine of \$250 for failure to disclose arrest. Ms. Hedenstrom seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEWS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI110286 – Ms. Fletcher moved to amend the previous motion from the April 13, 2011 board meeting and refer to the Attorney General's office for a hearing or public consent order to include three (3) years probation, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare and personal). Ms. Phipps seconded the motion and it carried unanimously.

LPNI130129 – Ms. Hedenstrom moved to rescind the previous motion and refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to include five (5) years probation, substance abuse stipulations, two (2) years narcotic restrictions and quarterly reports (employer, aftercare, personal and psychotherapy). Ms. Hooper seconded the motion and it carried unanimously.

RULES HEARING

AMENDMENTS TO RULE 400-3-.07

Ms. Hooper moved to adopt the proposed changes to 400-3-.07.

400-3-.07 Curriculum. Amended.

(1) Curriculum refers to a total written plan of theoretical and clinical learning activities which shall result in the attainment of the nursing education program's objectives by graduates of the program.

(a) The curriculum shall be developed and presented on a post-secondary educational level.

(b) It shall be developed and presented by the faculty utilizing sound educational concepts and methods of teaching. These shall include the appropriate sequencing, correlating of theoretical and clinical experiences, and integrating of learning throughout the entire program.

(c) It shall prepare the students to safely perform the activities and to function in the situations described in the program's objectives.

(d) A Master Curriculum Plan shall be developed pursuant to Rule 400-3-02(1)(f).

1. A copy shall be retained for each class record;

2. A copy shall be made available to all students enrolled in the program;
3. A copy shall be provided to the Board in the program's annual report and the Practical Nursing Program's Self-Study Report and at any time that there shall be a proposed revision.

(e) A Clinical Rotation Plan shall be developed pursuant to Rule 400-3-.02(l)(d).

1. A copy shall be retained for each class' record;
2. A copy shall be made available to all students enrolled in the program;
3. A copy shall be made available to all appropriate affiliating clinical facilities;
4. A copy shall be provided to the Board in the program's annual report and the Practical Nursing Program Self-Study Report and at any time that there shall be a revision of the one on file in the Board office.

(2) The curriculum emphasis should be on the utilization of the nursing process in the provision of care by practical nurses to patient/clients and their families throughout the life cycle in a variety of health care settings for:

- (a) the promotion of health;
- (b) the prevention of illness and injury; and
- (c) the restoration and maintenance of physical and mental health.

(3) Length of the Curriculum. The program of study shall be consistent with the program's learning objectives and methods of instruction, except that:

- (a) a full time program shall NOT be conducted longer than eighteen (18) months; and
- (b) a part time program shall NOT be conducted longer than thirty-six (36) months.

(4) Curriculum Objectives. There shall be written statements of specific, measurable, theoretical and clinical outcomes and competencies for each course in the curriculum which shall be achieved by students enrolled in the program. The curriculum objectives shall be in accordance with the nursing education program objectives.

(5) Minimum Curriculum Content. An approved program of instruction or its equivalent shall contain no less than six hundred eighty-five (685) clock hours of theoretical nursing and general education content, and no less than four hundred eighty-five (485) clock hours of planned clinical practice for each student. Said program shall include the following subjects:

(a) Theoretical Content:

1. Required Content - The curriculum must include, but is not limited to, the following theoretical content areas and must contain a total of no less than six hundred eighty-five (685) clock hours.

- (i) Anatomy and Physiology
- (ii) Basic Microbiology
- (iii) Medical Terminology
- (iv) Basic Nutrition
- (v) Basic Pharmacology

- (vi) Medication Administration
 - (vii) Principles of IV Therapy
 - (viii) Legal and Ethical Healthcare Issues
 - (ix) Professional and Customer Relationships
 - (x) The Nursing Process and Critical Thinking Skills
 - (xi) Physical Assessment Techniques
 - (xii) Cardiopulmonary Resuscitation
 - (xiii) Principles and Skills of Nursing Practice
 - (xiv) Basic Emergency Care
 - (xv) Geriatric Nursing Care
 - (xvi) End of Life Nursing Care
 - (xvii) Medical Surgical Nursing Care
 - (xviii) Obstetrical Nursing Care
 - (xix) Pediatric Nursing Care
 - (xx) Mental Health and Illness Nursing Care
 - (xxi) Community Health Nursing Care and Health Care Delivery Systems
 - (xxii) Leadership and Management Skills
 - (xxiii) English
 - (xxiv) Math
 - (xxv) Psychology
 - (xxvi) Sociology
 - (xxvii) Chemistry
 - (xxviii) Computer Literacy
 - (xxix) National Practical Nursing Licensure Examination Preparation
- (b) Required Clinical Experience: All of the following clinical experience areas must be provided in the curriculum:
1. Basic Emergency Care
 2. Professional and Customer Relations
 3. Physical Assessment Techniques for All Body Systems

4. Skills and Principles of Nursing Practice
5. Medication Administration
6. Intravenous Therapy Techniques
7. Health Maintenance and Prevention of Illness and Injury
8. Documentation of Nursing Care
9. Nursing Care of Aging Clients
10. Nursing Care of the Terminally Ill
11. Medical Surgical Nursing Care
12. Obstetrical Nursing Care
13. Pediatric Nursing Care
14. Mental Health and Illness Nursing Care
15. Community Health Nursing Care
16. Nursing Leadership and Management.

(6) The curriculum's effectiveness shall be evaluated at the specific intervals indicated by the Board to determine and verify in writing the attainment of the program's objectives.

(a) The course/teacher/clinical experience evaluations shall be conducted each quarter / semester pursuant to board rules.

(b) The individual student theoretical and clinical learning and progress evaluations shall be conducted for each course pursuant to board rules.

(c) The graduate evaluations shall be conducted for each graduate pursuant to board rules.

Ms. Fletcher seconded the motion and it carried unanimously.

Ms. Phipps 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. Hooper seconded the motion and it carried unanimously.

EDUCATION REPORT

Atlanta Technical College

On August 9, 2013, the Georgia Board of Nursing was notified that Atlanta Technical College was closing its practical nursing program effective May 2014. The program states that it will maintain all records in accordance with Board Rule 400-3-.15.

Moultrie Technical College

Dr. Tina Anderson has accepted a position at Wiregrass Technical College. Jim Glass has been named interim president at Moultrie Technical College.

Bainbridge State College

Regenia Jones resigned as Practical Nursing Program Department Chair. Dr. Rhonda Payne has been appointed as interim chair. Dr. Payne currently serves as the Chair of the ADN program at Bainbridge State College.

NCLEX Reports

The following programs have a pass rate of less than 80% for the period of January 1, 2013 through July 10, 2013. The results reflect first time test takers only.

Bainbridge State College – 78.95%
Bauder College – 66.67%
Central Georgia Technical College – 76.36%

TCSG Report

A report was presented by Elaine Williams on behalf of the Technical College System of Georgia. Ms. Williams presented a curriculum plan that would reduce practical nursing program semester hours from sixty (60) to forty (40). Ms. Williams noted that one of the goals of the proposed plan was to maintain Pell Grant eligibility for program participants and graduates. Ms. Williams developed the proposed curriculum with a consortium of practical nursing program directors. The proposed curriculum was developed after reviewing the current program, board requirements and accreditation body requirements. The consortium sought to decrease semester hours while maintaining the integrity and quality of the program.

The Board was not willing to lower the clock hours requirements. It was noted that many other accredited practical nursing programs exist in other jurisdictions which require more clock hours than the Georgia Board of Examiners of Licensed Practical Nurses. The Board recommended that the consortium review the accredited practical nursing programs in other jurisdictions to determine how the semester hours were calculated and how the programs were meeting accreditation requirements.

EXECUTIVE SESSION

Ms. Fletcher moved, Ms. Hedenstrom 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, October 9, 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.

ATTORNEY GENERAL'S OFFICE

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120112 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or public consent order to include three (3) years probation, one (1) year narcotic restrictions, quarterly reports (employer, aftercare and personal) and a fine of \$250 for failure to disclose action in another jurisdiction. Ms. Hooper seconded the motion and it carried unanimously.

LPNI120111 – Ms. Marshall moved to accept the consent order as proposed. Ms. Hedenstrom seconded the motion and it carried unanimously.

LPNI110476 – Ms. Phipps moved to accept the consent order as proposed. Ms. Hedenstrom seconded the motion and it carried unanimously.

LEGAL SERVICES

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130031 – Ms. Phipps moved to uphold the previous motion from the August 7, 2013 board meeting. Ms. Hooper seconded the motion and it carried unanimously.

LPNI120175 – Ms. Hooper moved to rescind the previous motion from the June 12, 2013 board meeting and refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include one (1) year probation and quarterly reports (employer, personal and aftercare). Ms. Phipps seconded the motion and it carried unanimously.

APPROVAL OF MINUTES

Ms. Hooper moved to approve the August 7, 2013 Executive Session board meeting minutes as presented. Ms. Phipps seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Hooper moved to accept the Cognizant's recommendations from the following complaints:

LPNI130084 LPNI120247 LPNI140041 LPNI140046

Ms. Phipps seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Phipps 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#1835706 APP#2093466 APP#2091584

Ms. Hooper seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

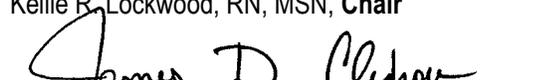
Ms. Hooper moved, Ms. Phipps seconded and the Board voted to approve applications for licensure for the months of August 2013 through September 2013 that were determined, pursuant to Board approved guidelines, to have met licensure requirements.

APPROVAL OF MINUTES

Ms. Hedenstrom moved to approve the August 7, 2013 board meeting minutes as presented. Ms. Phipps seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned at 4:33 p.m.


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


James D. Cleghorn, **Executive Director**