

The Georgia Board of Nursing met January 15-16, 2014 in Building B of the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

WEDNESDAY, JANUARY 15, 2014

MEMBERS PRESENT

Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM, President
Brenda Rowe, JD, MN, RN
Ashley Barnett, Consumer
Nancy Barton, MSN, RN
Tammy Burdeaux, RN, BSN, CRNI
Katherine Mann, RN, CRNA

MEMBERS ABSENT

Anita Hufft, PhD, RN

STAFF PRESENT

James Cleghorn, Executive Director
Amelia Baker, JD, Assistant Attorney General
Adrienne Price, RN, MSN, Nursing Consultant - Legal/Discipline
Patricia McAfee, RN, MSN, Nursing Consultant - Legal/Discipline

PERSONAL APPEARANCES

RS-RNI130331 SC-RNI140239

Cranfill called the meeting to order at 10:00 a.m. on Wednesday, January 15, 2014. A quorum to conduct disciplinary matters was present.

EXECUTIVE SESSION

Barnett moved, Rowe 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, January 15, 2014, 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.O., #1801900 – Rowe moved to deny reinstatement based on action in another jurisdiction and criminal history. Barnett seconded the motion and it carried unanimously.

Applicant N.O., #2302182 – Rowe moved to proceed with licensure by examination with a Letter of Concern re: Criminal. Barton seconded the motion and it carried unanimously.

Applicant T.J., #2310589 – Rowe moved to proceed with licensure by endorsement with a Letter of Concern re: Drugs and Criminal. Mann seconded the motion and it carried unanimously.

Applicant D.F., #2092401 – Mann moved to proceed with licensure by endorsement with a Letter of Concern re: Drugs and Criminal. Barton seconded the motion and it carried unanimously.

Applicant J.F., #1828754 – Mann moved to proceed with licensure by examination with a Letter of Concern re: Drugs. Barnett seconded the motion and it carried unanimously.

Applicant D.M., #2306505 – Mann moved to write applicant to have an outpatient MPE as a condition of the Board's consideration of the reinstatement application. 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.

LEGAL SERVICES

(RNI – Registered Nurse Investigative Case Number)

RNI140138 – Barnett moved to rescind the previous motion from the November 13-14, 2013 board meeting, accept completed courses and close with a Letter of Concern. Mann seconded the motion and it carried unanimously.

RNI130072 – Barnett moved to rescind the previous motion from the September 18-19, 2013 board meeting and refer to Legal Services for a private consent order with the same terms from the September 2013 referral. Barton seconded the motion and it carried unanimously.

RNI130657 – Barnett moved to uphold the previous motion from the November 13-14, 2013 board meeting. The respondent may petition for termination after four (4) years of continuous documented sobriety acceptable to the Board. Rowe seconded the motion and it carried unanimously.

RNI130605 – Barton moved to rescind the previous motion and close the case. Rowe seconded the motion and it carried unanimously.

RNI120562 – Barton moved to uphold the previous motion from the September 18-19, 2013 board meeting. Mann seconded the motion and it carried unanimously.

RNI130539 – Barton moved to rescind the previous motion from the July 17-18, 2013 board meeting and amend the Finding of Facts as requested in Items 1, 2 and 3 with no changes to conclusions of law. Barnett seconded the motion and it carried unanimously.

RNI140178 – Barton moved to rescind the previous motion from the November 13-14, 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 courses in Ethics and Professional Accountability and a fine of \$500 for failure to disclose. Rowe seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI090387 – Barton moved to refer to the Attorney General's office for an indefinite suspension based on violation of consent order. Barnett seconded the motion and it carried unanimously.

RNI130444 – Barton moved to continue suspension. Mann seconded the motion and it carried unanimously.

RNI090501 – Barton moved to close the case. Rowe seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI110359 – 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, personal and psychotherapy) and a fine of \$500 for diversion. If the consent order is not signed within sixty (60) days, deny renewal. Mann seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI130166 – Barton moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. Barnett seconded the motion and it carried unanimously.

2014-2016 LICENSE RENEWAL APPLICATION REVIEW

(RNI=Registered Nurse Investigative Case Number)

RNI140240 – Barton 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 and quarterly reports (employer, aftercare and personal). The Board requests that the respondent refrain from using the title of Clinical Nurse Specialist in Georgia. Rowe seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI110865 – Barton moved to reject the MPE results and require the respondent to obtain an MPE by a Board approved provider. The respondent must cause Southern Behavioral to provide the evaluator with a copy of the treatment records. Hold the renewal until the case has been resolved. Mann seconded the motion and it carried unanimously.

RNI130106 – Barton moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include courses in Medication Management, Documentation, Professional Accountability and Ethics and a fine of \$500 for unprofessional conduct. Rowe seconded the motion and it carried unanimously.

RNI130260 – Barton 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 Medication Administration, Documentation and Professional Accountability and a fine of \$500 for unprofessional conduct. Mann seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI110195 – Barton moved to close the case with a mitigating letter if the respondent completes courses in Medication Administration and Documentation. Barnett seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI120176 – Mann moved to deny request. The respondent may petition for termination of probation in November 2014. Barnett seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI140357 – Mann moved to close the case based on lack of evidence. Rowe seconded the motion and it carried unanimously.

RNI130606 – Mann moved to obtain a statement from the respondent. Barton seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEWS

(RNI=Registered Nurse Investigative Case Number)

RNI120159 – Barton moved to amend Finding of Facts as requested to remove statement about the facility knowing about the issue and change wording to state opiate use disorder and 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, quarterly reports (employer, aftercare and personal) and monthly drug screens. Barnett seconded the motion and it carried unanimously.

RNI130623 – Barnett moved to uphold the previous motion from the September 18-19, 2013 board meeting. Mann seconded the motion and it carried unanimously.

RNI130288 – Barnett moved to amend Finding of Facts to reflect diagnosis of alcohol dependence and other disorders. Barton seconded the motion and it carried unanimously.

RNI130564 – Barnett moved to uphold the previous motion from the November 13-14, 2013 board meeting. Mann seconded the motion and it carried unanimously.

RNI140178 – Barton moved to rescind the previous motion from the November 13-14, 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, and quarterly reports (employer, aftercare and personal). Rowe seconded the motion and it carried unanimously.

RNI140083 – Barton moved to uphold the previous motion from the November 13-14, 2013 board meeting. Mann seconded the motion and it carried unanimously.

RNI120447 – Mann moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. Barnett seconded the motion and it carried unanimously.

RNI130350 – Mann moved to uphold the previous motion from the July 17-18, 2013 board meeting. Barton seconded the motion and it carried unanimously.

PERSONAL APPEARANCES

(RNI=Registered Nurse Investigative Case Number)

RNI140083 – Barton moved to uphold the previous motion from the September 18-19, 2013 board meeting. Mann seconded the motion and it carried unanimously.

RNI140239 – Barton moved to rescind the previous motion from the September 18-19, 2013 board meeting and deny the application at this time. Respondent may reapply after twelve (12) months of continuous documented sobriety. Barnett seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI130568 – 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, personal and psychotherapy) and suspension of prescriptive authority. The respondent must notify the Board of the final disposition of the criminal case within ten (10) days of adjudication. The Board reserves the right to implement additional sanctions based upon the outcome of the criminal case. Barnett seconded the motion and it carried unanimously.

RNI140236 – Mann moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order to track criminal probation. Rowe seconded the motion and it carried unanimously.

RNI130107 – 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) and suspension of all prescriptive authority. Barton seconded the motion and it carried unanimously.

RNI120117 – 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, personal and psychotherapy), two (2) drug-specific quantitative drug screens per quarter and a fine of \$500 for diversion. The respondent must notify the Board of the final disposition of the criminal case within ten (10) days of adjudication. The Board reserves the right to implement additional sanctions based upon the outcome of the criminal case. Barnett seconded the motion and it carried unanimously.

RNI120766 – 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 and quarterly reports (employer, aftercare and personal). The respondent must notify the Board of the final disposition of the criminal case within ten (10) days of adjudication. The Board reserves the right to implement additional sanctions based upon the outcome of the criminal case. Rowe seconded the motion and it carried unanimously.

RNI130467 – 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, quarterly reports (employer, aftercare and personal) and a fine of \$500 for failure to disclose. The respondent must submit proof of completion of probation. Mann seconded the motion and it carried unanimously.

RNI120311 – Rowe moved to reject the MPE and require a new MPE within sixty (60) days. Barton seconded the motion and it carried unanimously.

RNI130011 – Rowe 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 Medication Management, Professional Accountability, and Ethics and a fine of \$500 for diversion and \$320.84 for investigative costs. Barnett seconded the motion and it carried unanimously.

RNI120129 – 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, personal and psychotherapy), a fine of \$500 for unprofessional conduct, and courses in Medication Administration and Professional Accountability. Barton seconded the motion and it carried unanimously.

RNI120348 – Rowe moved to close the case with a Letter of Concern re: Handling Controlled Substances. Barton seconded the motion and it carried unanimously.

RNI120551 – Rowe 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), courses in Medication Administration, Documentation, Professional Accountability and Critical Thinking Skills and a fine of \$500 for unprofessional conduct. Barnett seconded the motion and it carried unanimously.

RNI120204 – 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) and a fine of \$500 for diversion and \$500 for unprofessional conduct. Barton seconded the motion and it carried unanimously.

RNI130460 – Barnett moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include courses in Professional Accountability and Ethics and a fine of \$161.20 for investigative costs. If the consent order is not signed within sixty (60) days, deny renewal. Rowe seconded the motion and it carried unanimously.

RNI120194 – Barnett moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. The respondent may petition for restoration of licensure after twenty four (24) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. If the consent order is not signed within sixty (60) days, deny renewal. Mann seconded the motion and it carried unanimously.

RNI120701 – Barnett 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 and quarterly reports (employer, aftercare and personal). If the consent order is not signed within sixty (60) days, deny renewal. Barton seconded the motion and it carried unanimously.

RNI100056 – Barnett moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. The respondent may petition for restoration of licensure after twenty four (24) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Rowe seconded the motion and it carried unanimously.

RNI080591 – Barnett moved to close the case with a Letter of Concern re: Drugs. Mann seconded the motion and it carried unanimously.

RNI120134 – Barnett moved to close the case with a Letter of Concern re: Drugs. Rowe seconded the motion and it carried unanimously.

2014-2016 LICENSE RENEWAL APPLICATION REVIEW

(RNI=Registered Nurse Investigative Case Number)

RNI130609 – Barnett moved to renew license. The Board reserves the right to implement additional sanctions based upon the outcome of the investigation. Rowe seconded the motion and it carried unanimously.

MENTAL PHYSICAL EXAMINATION RESULTS

(RNI – Registered Nurse Investigative Case Number)

RNI140180 – Barnett moved to refer to the Attorney General's office for a voluntary surrender or 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. If the consent order is not signed within sixty (60) days, deny renewal. Mann seconded the motion and it carried unanimously.

ACTION IN ANOTHER JURISDICTION

(RNI – Registered Nurse Investigative Case Number)

RNI140177 – 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), courses in Professional Accountability and Ethics and a fine of \$500 for failure to disclose action in another jurisdiction. Barton seconded the motion and it carried unanimously.

VIOLATION OF MPE ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI130105 – Mann moved to deny renewal if MPE is not submitted by February 28, 2014 and refer the case to the Attorney General's office. Rowe seconded the motion and it carried unanimously.

RNI130156 – Mann moved to deny renewal if MPE is not submitted by February 28, 2014 and refer the case to the Attorney General's office. Barton seconded the motion and it carried unanimously.

RNI130143 – Rowe moved to deny request and refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. Barnett seconded the motion and it carried unanimously.

RNI080739 – Rowe moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension. Barton seconded the motion and it carried unanimously.

RNI120160 – Barton moved to uphold the denial of renewal and proceed with the expedited hearing to indefinitely suspend or revoke the license based on the violation of MPE order. Barnett seconded the motion and it carried unanimously.

2014-2016 LICENSE RENEWAL APPLICATION REVIEW

(RNI=Registered Nurse Investigative Case Number)

RNI120393 – Barton 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. If the respondent fails to comply, deny renewal. Mann seconded the motion and it carried unanimously.

RNI130155 – Barnett moved to hold renewal and close the case in Georgia upon receipt of successful completion of Louisiana Board of Nursing order. Rowe seconded the motion and it carried unanimously.

RNI140408 – Barnett 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 \$1000 for failure to disclose previous conviction from 2005. Mann seconded the motion and it carried unanimously.

RNI110272/RNI110786 – Barnett moved to deny renewal based on violation of MPE order. Rowe seconded the motion and it carried unanimously.

RNI100713/RNI140431 – Barnett 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. If the respondent fails to comply, deny renewal. Mann seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned January 15, 2014 at 6:00 p.m.

THURSDAY, JANUARY 16, 2013

MEMBERS PRESENT

Barry Cranfill, RN, CRNA, MHS, MBA, FAAPM, President
Nancy Barton, MSN, RN
Tammy Burdeaux, RN, BSN, CRNI (via teleconference)
Katherine Mann, RN, CRNA
Brenda Rowe, JD, MN, RN
Ashley Barnett, Consumer

MEMBERS ABSENT

Anita Hufft, PhD, RN

STAFF PRESENT

James Cleghorn, Executive Director
Amelia Baker, JD, Assistant Attorney General
Patricia McAfee, RN, MSN, Nursing Consultant - Legal/Discipline
Adrienne Price, RN, MSN, Nursing Consultant - Legal/Discipline

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

Deborah Hackman-Bartlett	Sharon Wilson	Sheral Stewart	Carolyn Hargrave	Mary Watson
Shannon Veal	Karen Waters			

Cranfill called the meeting to order at 8:30 a.m. on Thursday, January 16, 2014. A quorum to conduct disciplinary matters was present.

APPROVAL OF BOARD MINUTES

Barnett moved to accept the November 13-14, 2013 Board meeting minutes as presented. Rowe seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Barnett moved, Rowe 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, January 16, 2014, 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.

APPROVAL OF BOARD MINUTES

Barnett moved to accept the November 13-14, 2013 Executive Session Board meeting minutes as amended. Barton seconded the motion and it carried unanimously.

SUBPOENA OF RECORDS

(RNI=Registered Nurse Investigative Case Number)

RNI140441 – Rowe moved to release the application. Barnett seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

Mann moved to ratify the Private Consent Agreements for unlicensed/unauthorized practice that were issued and docketed according to the Board's policies.

APP#2303379 APP#2307295 APP#2301416 APP#2306020 APP#2305274 APP#1821791 APP#2309334

Barton 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:

RNI111112/ RNI130161	RNI110631	RNI120185	RNI111121	RNI140115	RNI140125
RNI130286/ RNI140112	RNI110930	RNI120185	RNI111118	RNI130414	RNI120706
RNI120206	RNI130616	RNI100884	RNI130528	RNI110519	RNI120261
RNI120312	RNI120299	RNI120143	RNI110495	RNI140211	RNI130643
RNI120350	RNI111097	RNI130179	RNI100106	RNI130003	RNI130327
RNI120651	RNI130007	RNI130085	RNI110918	RNI130129	RNI120723
RNI120633	RNI120652	RNI120491	RNI130059	RNI120141	RNI120692
RNI120730	RNI120722	RNI130067	RNI120603	RNI120419	RNI120327
RNI130146	RNI110868	RNI120133	RNI130018	RNI120550	RNI120489
RNI120693	RNI120568	RNI110904	RNI120337	RNI110636	RNI111094
RNI120355	RNI130042	RNI110786	RNI140042	RNI140332	RNI140056
RNI130596	RNI140036	RNI140127	RNI140035	RNI130596	RNI130583
RNI130312	RNI130201	RNI130202	RNI130203	RNI130112	RNI130087
RNI120591	RNI130471	RNI130006	RNI120757	RNI130633	RNI140107
RNI140120	RNI140062	RNI140235	RNI140266	RNI140301	RNI140308
RNI140312	RNI130107	RNI140345	RNI140347	RNI140351	RNI140357
RNI140363	RNI130606	RNI140064	RNI140410		

Barnett seconded the motion and it carried unanimously.

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number)

Rowe moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
RNI100823	Lift narcotic restrictions.
RNI100761	Lift narcotic restrictions.
RNI120649	Lift narcotic restrictions.
RNI110840	Lift narcotic restrictions.
RNI120175	Lift narcotic restrictions.
RNI110425	Lift narcotic restrictions.

RNI110201	Lift narcotic restrictions.
RNI120139	Lift narcotic restrictions.

Barnett seconded the motion and it carried unanimously.

EDUCATIONAL COGNIZANT PRECEPTORSHIP APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Barton moved to ratify the Cognizants' recommendations regarding preceptorship applications.

	RECOMMENDATION FOR BOARD ACTION
App. #1744362	Approve and issue temp permit.

Rowe seconded the motion and it carried unanimously.

EDUCATIONAL COGNIZANT NONTRADITIONAL APPLICATION REPORT

(RNI=Registered Nurse Investigative Case Number)

Barnett moved to ratify the Cognizants' recommendations for the following applicants for licensure.

	RECOMMENDATION FOR BOARD ACTION
App. #1775852	Issue license.

Mann seconded the motion and it carried unanimously.

ORDER TERMINATIONS BETWEEN MEETINGS

(RNI=Registered Nurse Investigative Case Number)

Barton moved to accept the following terminations of probation between meetings.

Woodward, Bradford Scott	Allgood, Ashley J.	RNI140146	RNI100014	RNI120184
Fordham, Kimberly Kennedy	Nix, Vicky Lynn	RNI130594	RNI080799	RNI140148
Hokanson, Jeannette Dean	Hickox, Bobby Joseph	RNI140148	RNI110873	RNI110275
McCullar, Jeffrey Stephen	Weeks, Keela Kathleen	RNI140117	RNI100046	RNI090526
Clarkson, Barbara Helie	RNI140141	RNI090406	RNI140044	RNI090531
RNI110261				

Barnett seconded the motion and it carried unanimously.

LEGAL/DISCIPLINE COGNIZANT FAILURE TO DISCLOSE CASES REPORT

(RNI=Registered Nurse Investigative Case Number)

Barnett moved to ratify the Private Consent Agreements for licensure with a fine of \$500 for failure to disclose arrest(s)/disciplinary action on application that were issued and docketed according to the Board's policies.

APP#2289747 APP#1857288 APP#1832770 APP#228534 APP#2294291 APP#1856897 APP#2301995
APP#1801338

Mann seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Barnett moved, Rowe 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, January 15, 2014, 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.

MISCELLANEOUS

The Board reviewed the order termination grids. For public orders requiring fines or CE, the licensee will be on probation until completion of all terms of order.

The Board discussed the correspondence from GDNA as well as 43-1-19.1 and how it relates to the case.

CONSENT AGREEMENTS/ORDERS – ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

RNI130241 – Rowe moved to accept the order as presented. Barnett seconded the motion and it carried unanimously.

RNI110164 – Rowe moved to rescind the previous motion from the November 13-14, 2013 board meeting and refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after twenty four (24) months of continuous documented sobriety. If the respondent does not sign the consent order by January 31, 2014, deny renewal. Barnett seconded the motion and it carried unanimously.

RNI111090 – Rowe moved to rescind the previous motion from the November 13-14 board meeting and accept the order as presented. Mann seconded the motion and it carried unanimously.

RNI110296 – Barton 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) and a course in Medication Administration. Rowe seconded the motion and it carried unanimously.

RNI111073 – Barton moved to rescind previous motion from the August 22, 2013 board meeting and close the case with a mitigating letter if the respondent completes courses in Medication Administration, Documentation, and Professional Conduct. Barnett seconded the motion and it carried unanimously.

RNI140034 – Barton moved to rescind the previous motion from the November 13-14, 2013 board meeting and flag in case the licensee attempts to reinstate. Mann seconded the motion and it carried unanimously.

RNI140101 – Mann moved to rescind the previous motion from the November 13-14, 2013 board meeting and refer to the Attorney General's office for a hearing or public consent order with terms similar to those in the private consent order. Barnett seconded the motion and it carried unanimously.

Mann moved to deny license renewal for the following respondents if signed consent orders are not received by January 31, 2014:

RNI130172 RNI130541 RNI111002

Rowe seconded the motion and it carried unanimously.

RNI130068 – Mann moved to rescind the previous motion from the November 13-14, 2013 board meeting and accept order as presented. Barton seconded the motion and it carried unanimously.

INVESTIGATIONS

(RNI=Registered Nurse Investigative Case Number)

RNI100104/RNI140100/RNI140353 – Rowe 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. Hold the renewal until the case is resolved. Mann seconded the motion and it carried unanimously.

RNI110013/RNI140292 – Rowe moved to accept the order as presented. Barton seconded the motion and it carried unanimously.

RNI100311/RNI130534 – Rowe moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after twenty four (24) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Mann seconded the motion and it carried unanimously.

RNI1140062– Mann moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure upon resolution of criminal case and after twenty four (24) months of continuous documented sobriety and an MPE to be completed within thirty (30) days of petition. Barnett seconded the motion and it carried with Barton abstaining.

RNI130491 – Barton moved to refer to Legal Services for a mitigating letter for completion of courses in Medication Administration, Professional Accountability and Ethics then close the case with a Letter of Concern re: Professional Conduct. Rowe seconded the motion and it carried unanimously.

RNI140118 – Barnett moved to refer to the Attorney General's office for an indefinite suspension based on fraud/forgery and deny renewal. Mann seconded the motion and it carried unanimously.

RNI040284/RNI140057/RNI140150 – Barnett 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. Rowe seconded the motion and it carried unanimously.

RNI140079 – 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 \$181.35 for investigative costs. The respondent must notify the Board of the final disposition of the criminal case within ten (10) days of adjudication. The Board reserves the right to implement additional sanctions based upon the outcome of the criminal case. Barton seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Barton 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, January 16, 2014, 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.

PROPOSED RULE 410-15-.01

Rowe moved to adopt the proposed changes to Rule 410-15-.01. Barnett seconded the motion and it carried unanimously.

410-15-.01 INACTIVE STATUS

(1) A currently licensed registered professional nurse who wishes to maintain his or her license but who does not wish to practice nursing in this State may apply for inactive licensure status by submitting an application for inactive status and paying the required fee. A licensee granted inactive status is exempt from filing a biennial license renewal application and paying a license renewal fee. A licensee who holds an inactive license shall not practice as a registered professional nurse.

(2) An inactive license may be changed to active status by filing an application for reinstatement with the Board, complying with reinstatement requirements, and paying a reinstatement fee, as determined by the Board. Applicants must be able to demonstrate to the satisfaction of the Board that he or she has maintained current knowledge, skill and proficiency in the practice of nursing and that he or she is mentally and physically able to practice nursing with reasonable skill and safety.

(3) Reinstatement of the license is within the discretion of the Board.

- (4) Applicants for reinstatement who have not practiced as a registered nurse for at least five hundred hours within the previous four years must complete a Board approved reentry program.
- (5) Applicants for reinstatement who have practiced as a registered nurse for at least five hundred hours within the previous four years must complete one of the five competency requirements within two years preceding the date of application for reinstatement.
- (6) The Board may require the passage of an examination or other competency assessments. The Board, in its discretion, may impose any remedial requirements deemed necessary.
- (7) The Board may deny reinstatement for failure to demonstrate current knowledge, skill and proficiency in the practice of nursing or being mentally or physically unable to practice nursing with reasonable skill and safety or for any ground set forth in O.C.G.A. §43-26-11.
- (8) The denial of reinstatement is not a contested case, but the applicant shall be entitled to an appearance before the Board.

Barton 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. Mann seconded the motion and it carried unanimously.

POLICIES

Rowe moved to repeal policy 2.8 and 2.10 based on advice from the Attorney General's office. Mann seconded the motion and it carried unanimously.

Barton moved to amend policy 2.7 based on advice from the Attorney General's office. Barnett seconded the motion and it carried unanimously.

EDUCATION REPORT

Rowe moved to accept the following recommendations as presented in the education report.

Georgia Northwestern Technical College

The program has submitted a plan to add Basic Pharmacology and Dosage Calculation to the LPN to ADN track beginning in summer 2015. This change is in response to observations that some LPNs in the program had difficulty passing dosage calculation proficiency exams. Recommend to approve plan changes.

Darton State College

The Board received notification that Dr. Paul Jones was named interim president of the college after the resignation of Dr. Peter Sireno on October 18, 2013.

Herzing University

The Board received notification that Dr. Cordia Starling had been named the director of the nursing program. Dr. Starling previously served at Dalton State College and was most recently associated with ACEN.

Georgia Perimeter College

The Board received notification that Dr. Joann Smith has been named the nursing department chair.

Gwinnett Technical College

The program has submitted a proposal to allow paramedics to enroll in the LPN to ADN bridge program. The Board has previously approved changes of this nature and the proposal was reviewed by Brenda Rowe. Recommend to approve plan changes

Georgia Gwinnett College

A site visit was conducted at Georgia Gwinnett College on December 17. Dr. White and her faculty have designed a very innovative curriculum that is conceptually based and very technologically oriented. The Admissions Department anticipates receiving 800-900 applications to fill 30 openings. The program has recently posted four additional faculty positions. The program will pursue CCNE accreditation. A new building is currently under construction with facilities designed by and built specifically for the nursing program. Based on compliance with all laws and rules, continue initial approval pending the graduation of the first class.

Berry College

A site visit was conducted at Berry College on January 7. The program admitted 18 students. All qualified applicants were admitted to the program. The statistical difficulties that would arise with such a small class were discussed. Some faculty updates have occurred since the submission of the last report to the Board. Updated faculty qualification records have been requested. Based on compliance with all laws and rules, continue initial approval pending the graduation of the first class.

Wiregrass Georgia Technical College

A site visit was conducted at Wiregrass Georgia Technical College on January 9. The program admitted 31 students from 68 applicants. The program has realized tremendous community support with South Georgia Medical Center dedicating entire floors and units to the new associate degree program. Based on compliance with all laws and rules, continue initial approval pending the graduation of the first class.

Mann 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 November 2013 and December 2013
- NURSYS/E-Notify Update
- PCI Publishing
- Unprofessional Conduct Rule
- Renewal Information
- NCSBN 2014 Mid-Year Meeting
- CES Report
- Proposed Rule Layout
- GBON Website
- Strategic Planning Session
- MPE Requirements

PETITION WAIVER – JULIE LINCICUM

Barton moved to deny request for a waiver based on failure to meet statutory requirement regarding documentation of undue hardship caused by the rule. The respondent may submit information regarding employment history with a new petition waiver. Rowe seconded the motion and it carried unanimously.

PETITION WAIVER – SANDRA JEAN DAVIS

Barnett moved to deny request for a waiver based on failure to meet statutory requirement regarding documentation of undue hardship caused by the rule. Mann seconded the motion and it carried unanimously.

ELECTION OF OFFICERS

Barnett moved to elect Brenda Rowe as the Vice President of the Board with the cognizants to remain the same. Mann seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Barton moved, Mann 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, January 16, 2014, 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

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

There being no further business, the meeting adjourned January 16, 2014 at 4:18 p.m.



Barry Cranfill, *President*



James Cleghorn, *Executive Director*