

The Georgia Board of Nursing met Tuesday, April 15, 2014 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

TUESDAY, APRIL 15, 2014

MEMBERS PRESENT

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

MEMBERS ABSENT

Ashley Barnett, Consumer

STAFF PRESENT

James Cleghorn, Executive Director
Amelia Baker, JD, Assistant Attorney General
Sonya Williams, Staff Attorney Legal Services

Cranfill called the meeting to order at 4:00 p.m. on Tuesday, April 15, 2014. The Board worked as a committee until a quorum to conduct disciplinary matters was present.

EXECUTIVE SESSION

Rowe moved, Burdeaux seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5(c) and 43-26-11, to deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases. The motion passed unanimously.

At the conclusion of the Executive Session on Tuesday, April 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 S.M., #2316769 – Rowe moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include probation until the respondent can document forty-eight (48) months of sobriety, substance abuse stipulations and quarterly reports (employer, aftercare, personal and psychotherapy). Barton seconded the motion and it carried unanimously.

Applicant Y.W., #2440091 – Barton 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. Burdeaux seconded the motion and it carried unanimously.

Applicant M.P., #2440995 – Rowe moved to send a letter quoting the statutory definition of the practice of nursing. The information provided did not adequately demonstrate that the practice of nursing for compensation has occurred. Burdeaux seconded the motion and it carried unanimously.

Applicant L.L., #2437800 – Barton 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.

Applicant A.J., #2438373 – Burdeaux 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. Barton seconded the motion and it carried unanimously.

LEGAL SERVICES

(RNI – Registered Nurse Investigative Case Number)

RNI140488 – Barton moved to rescind the previous motion from the February 18, 2014 board meeting. The respondent may petition for lifting after two (2) years from docket date and must show documentation of four (4) years of continuous sobriety at the time of petition. Burdeaux seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(RNI – Registered Nurse Investigative Case Number)

RNI140121 – 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 and personal). Burdeaux seconded the motion and it carried unanimously.

REQUEST FOR EARLY TERMINATION OF PROBATION

(RNI – Registered Nurse Investigative Case Number)

RNI090443 – Rowe moved to terminate probation and close the case. Barton seconded the motion and it carried unanimously.

VIOLATION OF CONSENT ORDER

(RNI – Registered Nurse Investigative Case Number)

RNI140540 – Barton moved to refer to the Attorney General's office for a hearing or to a public consent order to include three (3) years probation, substance abuse stipulations, quarterly reports (employer, personal, therapist/counselor, and psychotherapy) and a fine of \$500 for violation of previous order. Burdeaux seconded the motion and it carried unanimously.

RNI120558 – Rowe moved to refer to the Attorney General's office for a voluntary surrender or an indefinite suspension based on noncompliance. Barton seconded the motion and it carried unanimously.

RNI120745 – Burdeaux moved to close the case with a letter of warning for violation of consent order. Mann seconded the motion and it carried unanimously.

RNI120245 – Barton moved to close the case with a letter of warning for violation of consent order. Rowe seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

(RNI – Registered Nurse Investigative Case Number)

RNI140003 – Barton moved to refer to the Attorney General's office for a hearing or 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. Rowe seconded the motion and it carried unanimously.

RNI130433 – Barton 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 submission of an MPE by a Board-approved provider to be completed within thirty (30) days of petition. Mann seconded the motion and it carried unanimously.

RNI110905 – Rowe moved to close the case. Burdeaux seconded the motion and it carried unanimously.

RNI140461 – Barton moved to lift suspension 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 and quarterly reports (employer, aftercare, personal and psychotherapy). Rowe seconded the motion and it carried unanimously.

RNI120109 – Rowe moved to close the case. Barton 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
RNI100162	Lift narcotic restrictions.
RNI070382	Lift narcotic restrictions.
RNI120536	Lift narcotic restrictions.
RNI120340	Lift narcotic restrictions.
RNI050307	Lift narcotic restrictions.
RNI110508	Lift narcotic restrictions.

Barton seconded the motion and it carried unanimously.

APPLICATION REVIEWS AND APPROVAL OF LICENSURE

(RNI – Registered Nurse Investigative Case Number)

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

APP#2438541 APP#2437786 APP#2438193/2438197 APP#2441057 APP#2443156

Rowe 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 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#2325584 APP#2323507 APP#2304588 APP#2319493 APP#2326417 APP#2323136

Burdeaux seconded the motion and it carried unanimously.

PETITION WAIVER – ERICA RENEE STAMP

Mann 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 unanimously.

NURSING EDUCATION CONSULTANT DISCUSSION

The Board discussed the Nursing Education Consultant position. Rowe asked the Board if they would consider utilizing a part time position. The Board agrees that part time would be better than nothing. The Board discussed notifying schools that we can no longer meet the statutory demands based on allocation of resources provided by Secretary of State. The Executive Director is to notify the Secretary of State that if there is no movement regarding the position prior to the May 2014 Board meeting that the Board will be forced to notify the schools.

PLB BUDGET DISCUSSION

Cranfill discussed emails to Executive Director and Fleming regarding the budget. If there is no reply by April 16, the Board will contact the Georgia Nurses Association to begin lobbying pressure.

There being no further business, the meeting adjourned Tuesday, April 15, 2014 at 6:02 p.m.



Barry Cranfill, *President*



James Cleghorn, *Executive Director*