

The Investigative Committee of the Georgia Board of Nursing met Thursday, December 7, 2017 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, DECEMBER 7, 2017

MEMBERS PRESENT

Amy Hooper, LPN, Vice President
Linda Floyd, RN, EdD, PMHNP-BC, CNL
Tammy Bryant, RN, MSN
Merry Fort, RN

STAFF PRESENT

Jim Cleghorn, Executive Director
Janet Freeman, RN, BSN, Nursing Consultant – Legal/Discipline
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Tara Miller Nursing, RN, BSN, Nursing Consultant – Legal/Discipline
Kirsten Daughdril, JD, Assistant Attorney General

Hooper called the meeting to order at 4:00 p.m. on Thursday, December 7, 2017.

EXECUTIVE SESSION

Floyd moved, Bryant seconded and the Committee 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, December 7, 2017, Hooper 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.

INVESTIGATIVE COMMITTEE CASES

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Fort moved to present the following recommendations to the Board.

LPNI180055 – Close the case with a Letter of Concern requesting courses in Professional Accountability and Legal Liability for Nurses, Difficult or Challenging? Dealing with Patients and Communication with Cognitively Impaired Clients. Bryant abstained.

RNI180127 – Close the case.

RNI180241/RNI180398 – Close the case on complaint. Refer to the Attorney General's Office for a private consent order to include a fine of \$500 for CE violation.

RNI170892 – Close the case.

RNI160764/RNI180399 – Refer to the Attorney General's Office to include a private consent order to include a fine of \$500 for CE violation.

RNI170551 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Hand serve. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination. Floyd abstained.

RNI170564 – Refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct.

RNI170314 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination. Deny the renewal.

LPNI170079 – Hand serve investigative letter.

RNI180266 – Close the case. Deny the request for work modifications.

LPNI180012 - Close the case with a Letter of Concern (Action in Another Jurisdiction).

RNI171090 – Close the case.

RNI150926 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination. Deny the renewal.

RNI180258 – Send a letter of modification with new sobriety date of August 10, 2017, and approve the request to change aftercare.

RNI180238 – If safe to practice statement not received within two (2) weeks, refer to the Attorney General's Office for a private consent order to include five (5) years monitoring with quarterly reports (self, employer, aftercare, psychotherapy), Substance Abuse Stipulations, quarterly hair follicle screenings for one (1) year, drug screens throughout order, and a course in Understanding Substance Use Disorder in Nursing. If no statement, refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI161048 – Refer to the Attorney General's Office for public reprimand to include a fine of \$500 for Unprofessional Conduct, a course in Understanding Substance Use Disorder in Nursing, random quarterly drug screens for one (1) year.

RNI170209 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Hand serve. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination.

LPNI150466 – Refer to Investigations to obtain medical records then refer for a peer review.

RNI171041 – Refer for a summary suspension.

RNI170526 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination.

LPNI180003/LPNI180078 – Refer for an Investigative Interview.

LPNI180031 AW – Refer to Investigations.

LPNI180031 JT – Refer to Investigations.

LPNI180164 – License with a Letter of Concern (Arrest/Drugs) upon successful completion of board approved reentry program.

LPNI150453 – Issue the license.

RNI170830 – Refer to Investigations.

RNI170472 – Refer to the Attorney General's Office for a private consent order to include a fine of \$500 for Unprofessional Conduct, courses in Professional Accountability and Legal Liability, Ethics of Nursing Practice and Review of the GA Nurse Practice Act.

RNI161118 – Close the case.

RNI161128 – Close the case.

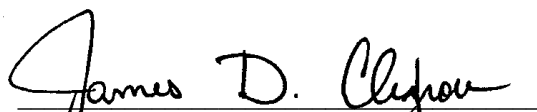
RNI160853 – Send an investigative letter requesting requesting courses in Professional Accountability and Legal Liability for Nurses, Patient Rights, Ethics of Nursing Practice, Disciplinary Actions: What Every Nurse Should Know and review of the GA Nurse Practice Act. Upon receipt of documentation of completion of requested courses, close the case with a Letter of Concern.

RNI180425 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Refer for a voluntary surrender or indefinite suspension if non-compliant with the mental physical examination. May petition to lift with completion of mental physical examination. Deny the renewal.

RNI170661 – Refer to Investigations. Upon receipt of additional information, refer to the Attorney General's Office for a Public Consent Order to include five (5) years probation with quarterly reports (self, employer, aftercare), quarterly hair follicle tests for one (1) year and drug screens throughout order, two (2) years narcotic restrictions, Substance Abuse Stipulations and a course in Understanding Substance Use Disorder in Nursing.

Bryant seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, December 7, 2017 at 5:12 p.m.


James D. Cleghorn, *Executive Director*

STATE OF GEORGIA

COUNTY OF BIBB

**AFFIDAVIT SUPPORTING CLOSING OF
PUBLIC MEETING**

The Georgia Open Meetings Act, O.C.G.A. § 50-14-1 *et seq.*, requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specific exceptions relied upon. O.C.G.A. §50-14-4(b). A copy of this affidavit must be filed with the minutes of the meeting in question.

Comes now Amy Hogger the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the RN Board.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On, December 7, 2017 this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of the members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for the closure of this meeting was:
O.C.G.A. 43-1-2(k) and 43-1-19(h)
5. The subject(s) discussed and the underlying facts supporting the closing of this meeting are:
To deliberate applications and enforcement matters and to receive information on applications and investigative reports.

FURTHER THE AFFIANT SAYETH NOT

Amy Hogger
Presiding Officer

Sworn and subscribed before me

This 7 day of December 2017

Reneah Gray
Notary Public

