

The Georgia Board of Nursing met December 14, 2017 via telephone conference from the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, DECEMBER 14, 2017

MEMBERS PRESENT

Janice Izlar, RN, CRNA, DNAP, President
Tammy Bryant, RN, MSN
Amy Hooper, LPN, Vice President
Brenda Rowe, RN, MN, JD, Immediate Past President
Linda Floyd, RN, EdD, PMHNP-BC
Julia Worthy, RN, MSN
Tracey Blalock, RN, MSN, MBA, NEA-BC
Blair Train, Consumer Member
Nancy Barton, RN, MSN
Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC
Merry Fort, RN

MEMBERS ABSENT

Fredettena (Tina) Fletcher, LPN
Andrea Phipps, LPN

STAFF PRESENT

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

Izlar called the meeting to order at 4:00 p.m. on Thursday, December 14, 2017. A quorum to conduct disciplinary matters was determined to exist.

RULE ADOPTION HEARING – 410-15 NURSE LICENSURE COMPACT DEFINITIONS

Izlar called the rule adoption hearing to order. Board members identified themselves to the court reporter for the record. Cleghorn confirmed that no written comments had been received and no guests were present on the call.

Train moved to adopt Board Rule 410-15-.01.

410-15-.01 Definitions

(1) The Board has examined the licensure requirements of the party states to the Nurse Licensure Compact and, pursuant to O.C.G.A. § 43-26-65, has determined them to be substantially equivalent to or more stringent than those of this state.

Hooper seconded the motion and it carried unanimously.

Blalock 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. Floyd seconded the motion and it carried unanimously.

EXECUTIVE SESSION

Barton 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 cases and pending cases. The motion passed unanimously.

At the conclusion of the Executive Session on Thursday, December 14, 2017, Izlar 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.

CASE REVIEW (Legal and Discipline cases)

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

RNI170554 – Hooper moved to 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. If not compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with submission of mental physical examination. Floyd seconded the motion and it carried with Blalock abstaining.

RNI180481 – Barton moved to refer to the Attorney General’s Office for a private reprimand to include a fine of \$500 for a Continuing Education violation. Bryant seconded the motion and it carried unanimously.

LPNI180047 – Train moved to refer to the Attorney General’s Office for a public consent order for a reprimand to include two (2) years probation, a fine of \$500 for Unprofessional Conduct, quarterly reports (self, employer), courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, and Medication Errors: Detection and Prevention. Bryant seconded the motion and it carried with Blalock, Rowe and Fort opposing.

RNI170361 – Blalock moved to close the case. Rowe seconded the motion and it carried unanimously.

RNI180087 – Train moved to close the case with a Letter of Concern (Unprofessional Conduct). Bryant seconded the motion and it carried unanimously.

RNI180480 – Hooper moved to refer to the Attorney General’s Office for a private reprimand to include a fine of \$500 for a continuing education violation. Blalock seconded the motion and it carried unanimously.

LPNI180152 – Worthy moved to refer to the Attorney General’s Office for a private consent agreement to include a fine of \$200 for Unlicensed Practice. Barton seconded the motion and it carried unanimously.

RNI171105 – Worthy moved to refer to the Attorney General’s Office, upon receipt of approved reentry proposal, for a public consent order to include five (5) years probation, quarterly reports (self, employer, aftercare, personal, medication management and PDMP reports), Substance Abuse Stipulations, a course in Understanding Substance Use Disorder in Nursing. Monitor lithium levels every three months, eTG, ETS with drug screen. Must sign consent order before temporary permit for reentry is issued. Rowe seconded the motion and it carried unanimously.

RNI130546 – Blalock moved to approve the request to terminate early. Fort seconded the motion and it carried unanimously.

RNI140019 – Hooper moved to approve the request to terminate early. Train seconded the motion and it carried unanimously.

RNI170372 – Rowe moved to refer to the Attorney General’s Office for a public consent order to include a fine of \$500 for Unprofessional Conduct, courses in Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care, Georgia Nurse Practice Act and Ethics of Nursing Practice. Blalock seconded the motion and it carried unanimously.

RNI180471 – Bryant moved to send a letter of modification of a new sobriety date of December 27, 2016. Hooper seconded the motion and it carried unanimously.

RNI180020 – Bryant moved to close the case. Train seconded the motion and it carried unanimously.

RNI171102 – Hooper moved to refer for a peer review. Fort seconded the motion and it carried unanimously.

LPNI180030 – Bryant moved to send an investigative letter requesting courses in Documentation: A Critical Aspect of Client Care, Ethics of Nursing Practice and Georgia Nurse Practice Act. Train seconded the motion and it carried unanimously.

RNI180100 – Blalock moved to close the case. Barton seconded the motion and it carried unanimously.

RNI180504 – Bryant moved to refer to the Attorney General's Office for a private reprimand to include a fine of \$500 for a continuing education violation. Hooper seconded the motion and it carried unanimously.

RNI180115 – Fort moved to send an investigative letter requesting courses in Documentation: A Critical Aspect of Client Care, Professional Accountability and Legal Liability for Nurses and Ethics of Nursing Practice. Train seconded the motion and it carried unanimously.

LPNI160354 – Bryant moved to refer to the Attorney General's Office for a public reprimand to include a fine of \$500, three (3) years probation, two (2) years narcotic restriction, quarterly reports (self, employer, medication management), hair follicle tests for 12 months, drug screens throughout and a course in Understanding Substance Use Disorder in Nursing. Barton seconded the motion and it carried unanimously.

RNI180323 – Rowe moved to refer to the Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Hooper seconded the motion and it carried with Barton opposing and Floyd abstaining.

LPNI180167 – Hooper moved to deny the application. Bryant seconded the motion and it carried unanimously.

RNI170163 – Blalock moved to 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. If not compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with submission of mental physical examination within 30 days of petition. Train seconded the motion and it carried unanimously.

LPNI180102 – Barton moved to refer for a private consent agreement to include two years monitoring, quarterly reports (self, employer, aftercare), Substance Abuse Stipulations, hair follicle tests quarterly for one (1) year, drug screens throughout and a course in Understanding Substance Use Disorder in Nursing. Rowe seconded the motion and it carried with Hooper opposing.

RNI140272 – Barton moved to refer to the Attorney General's Office for a voluntary surrender or indefinite suspension. If not signed, refer to the January 31, 2018 hearing. May petition to lift with 24 months of documented sobriety and a mental physical examination from a Board approved evaluator with a safe to practice statement within 30 days of petition. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Hooper seconded the motion and it carried unanimously.

RNI150108 – Blalock moved to deny the request. Barton seconded the motion and it carried unanimously.

RNI150748 – Hooper moved to refer to the Attorney General's Office for a voluntary surrender or an indefinite suspension. May petition to lift with successful completion of intensive outpatient program and safe to practice statement from physician. Worthy seconded the motion and it carried unanimously.

RNI160919 – Hooper moved to refer to the Attorney General's Office for a public consent order to include five (5) years probation, two (2) years narcotic restriction, quarterly reports (self, employer, aftercare, psychotherapy-addiction counselor), Substance Abuse Stipulations, hair follicle tests for 12 months, drug screens throughout, a course in Understanding Substance Use Disorder in Nursing and Naltrexone statement. Employer must be aware of the order, work restrictions with no practice in ED. Fort seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

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

RNI151033 – Bryant moved to close the case. Rowe seconded the motion and it carried unanimously.

RNI150552 – Floyd moved to uphold the previous motion. Train seconded the motion and it carried unanimously.

RNI150614 – Hooper moved to uphold the previous motion. Rowe seconded the motion and it carried unanimously.

2696308 – Floyd moved to issue the license. Hooper seconded the motion and it carried unanimously.

LPNI170014 – Blalock moved to send an Investigative Letter requesting courses in Documentation: A Critical Aspect of Client Care and Medication Administration. Barton seconded the motion and it carried unanimously.

RNI170380 – Worthy moved to uphold the previous motion. Fort seconded the motion and it carried unanimously.

RNI160606 – Barton moved to uphold the previous motion. Hooper seconded the motion and it carried unanimously.

RNI160569 – Rowe moved to accept the inactive status. Floyd seconded the motion and it carried unanimously.

PRIVATE CONSENT AGREEMENTS FOR FAILURE TO DISCLOSE

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

Rowe moved to ratify the Private Consent Agreements for licensure with a fine for failure to disclose arrest(s)/disciplinary action on applications that were issued according to the Board's policies.

LPNI180177

Train seconded the motion and it carried unanimously.

PRIVATE CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

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

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

RNI180446 RNI180489 RNI180530 LPNI180184

Hooper seconded the motion and it carried unanimously.

ORDER TERMINATIONS BETWEEN MEETINGS

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

Rowe moved to accept the following terminations of probation between meetings:

RNI130640 LPN081350 RNI110778 RNI120291 LPN060492

Floyd seconded the motion and it carried unanimously.

REQUEST TO CHANGE AFTERCARE GROUPS

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

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

	RECOMMENDED ACTION
RN246706	Change aftercare group
RN222530	Change aftercare group

Train seconded the motion and it carried unanimously.

REQUEST TO LIFT NARCOTIC RESTRICTIONS

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

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

	RECOMMENDED ACTION
RNI140591	Lift narcotics restriction
RN225092	Lift narcotics restriction

Rowe seconded the motion and it carried unanimously.

INVESTIGATIVE COMMITTEE B 12/7/2017

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

Rowe moved to ratify the following cases from the investigative committee meeting:

LPNI180055	RNI180127	RNI180241/RNI180398	RNI170892	RNI160764/RNI180399	RNI170551
RNI170564	RNI170314	LPNI170079	RNI180266	LPNI180012	RNI171090
RNI150926	RNI180258	RNI180238	RNI161048	RNI170209	LPNI150466
RNI171041	RNI170526	LPNI180003/LPNI180078	LPNI180031	LPNI180164	LPNI150453
RNI170830	RNI170472	RNI161118	RNI161128	RNI160853	RNI180425
RNI170661					

Hooper seconded the motion and it carried unanimously.

APPROVAL OF BOARD MINUTES

Blalock moved to accept the December 11, 2017 Executive Session meeting minutes as presented. Hooper seconded the motion and it carried unanimously.

Worthy moved to accept the November 15-17, 2017 Board meeting minutes as presented. Thompson seconded the motion and it carried unanimously.

Rowe moved to accept the November 15-17, 2017 Executive Session meeting minutes as presented. Floyd seconded the motion and it carried unanimously.

Rowe moved to accept the December 7, 2017 Investigative Committee B meeting minutes as presented. Hooper seconded the motion and it carried unanimously.

Barton moved to accept the December 11, 2017 Board meeting minutes as presented. Train seconded the motion and it carried unanimously.

OPEN RECORDS REQUEST

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

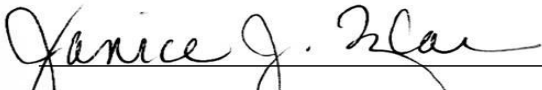
RNI180308 – Rowe moved to deny the request. Barton seconded the motion and it carried unanimously.

EDUCATION REPORT

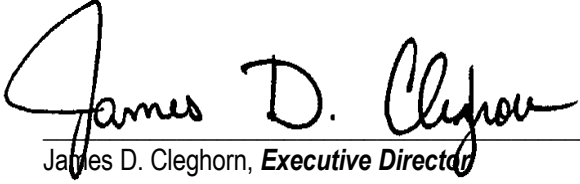
Emory University

The Board reviewed a proposal from Emory University for the creation of a twelve month accelerated BSN track. Train moved to approve the proposal and require the program to submit information to the Board regarding clinical settings and the jurisdictions in which they are located; communication to other boards of nursing regarding the program; graduation and retention rates and NCLEX pass rates. Rowe seconded the motion and it carried with Barton abstaining.

There being no further business, the meeting adjourned December 14, 2017 at 6:04 p.m.



Janice Izlar, RN, CRNA, DNAP **President**



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 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.

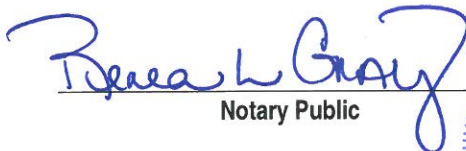
1. I am the presiding officer of the RN Board.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On, December 14, 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



Presiding Officer

Sworn and subscribed before me
This 14th day of December 2017.



Notary Public

