

The Investigative Committee of the Georgia Board of Nursing met Thursday, March 29, 2018 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

## **THURSDAY, MARCH 29, 2018**

### **MEMBERS PRESENT**

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

### **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, March 29, 2018

### **EXECUTIVE SESSION**

Bryant moved, Fort 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, March 29, 2018, 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.

**RNI180731** – Close with a Letter of Concern (Criminal).

**RNI181070** – Refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a CE violation.

**RNI170813** – Refer to the Attorney General’s Office for a public reprimand for Action in Another Jurisdiction.

**RNI170953** – Refer to the Attorney General’s Office for a public reprimand for Unprofessional Conduct related to a conviction.

**RNI180706** – Refer to the Attorney General’s Office for a three (3) month suspension under Title 16. Must have 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. May petition to lift with mental physical examination from a Board approved evaluator completed within thirty (30) days of petition.

**LPNI170113** – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care and Ethics of Nursing Practice.

**RNI170338** – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care and Ethics of Nursing Practice.

**LPNI170145** – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care and Ethics of Nursing Practice.

**LPNI180275** – Refer to the Attorney General's Office for a private consent order to include a fine of \$500 for a CE violation.

**RNI160486** – Refer to the Attorney General's Office for a public consent order to include a fine of \$500 for Failure to Disclose.

**RNI170968** – 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 deny the renewal. May petition to lift with mental physical examination from a Board approved evaluator completed within thirty (30) days of petition. Bryant abstaining.

**RNI181069** – Close the case.

**RNI170250** – Close the case.

**LPNI180196** – Table until the May board meeting.

**LPNI170265** – Refer for an Investigative Interview.

**RNI170740** – 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 non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with mental physical examination from a Board approved evaluator completed within thirty (30) days of petition. Floyd abstaining.

**RNI180748** – 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 non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with mental physical examination from a Board approved evaluator completed within thirty (30) days of petition.

**RNI170469** – Refer for a Peer Review.

**LPNI170182** – Refer to the Attorney General's Office for a public reprimand to include five (5) years probation with quarterly reports (self, employer, aftercare), monthly PEth tests for twelve (12) months and urine drug screens throughout the order, Substance Abuse Stipulations, a course in Understanding Substance Use Disorder in Nursing and a fine of \$500 for Unprofessional Conduct.

**RNI180894** – Refer to the Attorney General's Office for public consent order to include three (3) years probation with a fine of \$500 for Unprofessional Conduct, quarterly reports (self, employer), quarterly hair follicle tests.

**RNI180141** – Refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct, quarterly reports (self, employer), urine drug screen and quarterly hair follicle tests.

**RNI171102** – Refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct and courses in Ethics of Nursing Practice; Professional Accountability and Legal Liability for Nurses and Disciplinary Actions: What Every Nurse Should Know.

**RNI180521** – Refer to the Attorney General's Office for revocation.

**LPNI180188** – Obtain medical records, EMS documentation, hospital treatment records and refer for a peer review.

**RNI180295** – Close the case.

**RNI181036** – Reinstate upon completion of Board approved reentry program.

**LPNI170479** – Refer to the Attorney General's Office for a public consent order to include three (3) years probation, quarterly reports (self, employer) and courses in Ethics of Nursing Practice, Georgia Nurse Practice Act LPN, and Understanding Substance Use Disorder in Nursing.

**RNI180786** – Refer to the Attorney General's Office for a private consent order to include five (5) years monitoring, two (2) years narcotic restrictions, quarterly reports (self, employer, aftercare, psychotherapy, medication management), quarterly hair follicle tests for

twelve (12) months, EtG and urine drug screens, Substance Abuse Stipulations, work restrictions, Naltrexone statement and a course in Understanding Substance Use Disorder in Nursing.

**LPNI180146** – Refer for a peer review.

**RNI180655** – 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 non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with mental physical examination from a Board approved evaluator completed within thirty (30) days of petition.

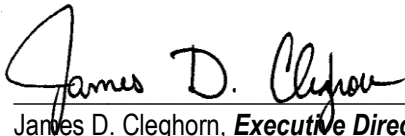
**LPNI180268** – License as a LPN with a Letter of Concern (Arrest).

**RNI170018** – Refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct, courses in Narcotic Drugs: Handling and Documentation, Professional Accountability and Legal Liability for Nurses, quarterly reports (self, employer). Must submit final disposition of case within ten (10) days of adjudication, and a fine of \$500 for CE violation.

**RNI110814** – Approve request to terminate consent agreement early.

Bryant seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, March 29, 2018 at 4:53 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.

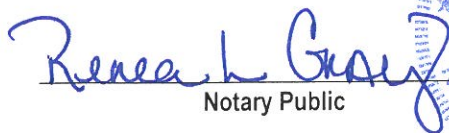
Comes now the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

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 March 29, 2018 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 29<sup>TH</sup> day of March 2018

  
\_\_\_\_\_  
Notary Public

