

The Investigative Committee of the Georgia Board of Nursing met Thursday, August 23, 2018 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, AUGUST 23, 2018

MEMBERS PRESENT

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

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
Mary Brannen, JD, Assistant Attorney General

Hooper called the meeting to order at 4:00 p.m. on Thursday, August 23, 2018.

EXECUTIVE SESSION

Fort 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, August 23, 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)

Floyd moved to present the following recommendations to the Board.

LPNI180317 – Send an investigative letter requesting courses in Documentation: Accurate and Legal, Professional Accountability and Legal Liability for Nurses and Disciplinary Actions: What Every Nurse Should Know.

RNI181218 - Refer to the Office of Inspector General to obtain the patient’s medical record and refer for peer review. Floyd abstained.

RNI181166 – Refer for an Investigative Interview.

RNI181393 – Refer to the Attorney General’s Office for a public reprimand to include a fine of \$300 for Action in Another Jurisdiction.

RNI180763 – 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. If non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with submission of mental physical examination.

RNI180392 - 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. If non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with submission of mental physical examination.

RNI190138 – Close the case with no disciplinary action.

RNI170735 – Refer to the Attorney General's Office for a public consent order to include three (3) years probation, quarterly reports (self, employer), random hair follicle screenings for twenty-four (24) months, Substance Abuse Stipulations and courses in Substance Use in Nursing, Narcotic Drugs: Documentation and Handling and a fine of \$500 for Unprofessional Conduct.

RNI180975 – Refer to the Attorney General's Office for a public consent order to include five (5) years probation, quarterly reports (self, employer, aftercare, psychotherapy-with addictionologist), monthly PETH for twenty-four (24) months and quarterly UDS throughout the order, Substance Abuse Stipulations and a course in Understanding Substance Use Disorder in Nursing.

RNI180726 – Refer to the Attorney General's Office for a public consent order to include five (5) years probation, quarterly reports (self, employer, aftercare, psychotherapy, medication management), quarterly hair follicle testing with EtG for twenty-four (24) months and quarterly UDS throughout the order, Substance Abuse Stipulations, and courses in Understanding Substance Use Disorder in Nursing and Safe and Effective Controlled Substance Prescribing Practices for Advanced Practice Nurses.

RNI180139 – Close the case with no disciplinary action.

RNI181430 – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Narcotic Drugs: Handling and Documentation and Medication Errors: Don't Let Them Happen to You.

RNI190020 – Close the case with no disciplinary action.

RNI160045 – Refer for an Investigative Interview. Refer to the Attorney General's Office to include a fine of \$500 for violation of consent order.

RNI190128 – Must complete 320 hour post graduate preceptorship as required by law as a condition of licensure.

RNI190124 – Refer to the Attorney General's Office to reinstate with a public consent order to include two (2) years probation and quarterly reports (self, employer, psychotherapy, medication management).

RNI181384 – Refer to the Attorney General's Office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (self, employer, aftercare) monthly PETH testing for twenty-four (24) months, quarterly UDS throughout order, Substance Abuse Stipulations, work restrictions to include no overtime, no supervisory position, no hospice, only one physician, dentist and pharmacy.

RNI190048 – 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. If non-compliant, refer for a voluntary surrender or indefinite suspension and deny the renewal. May petition to lift with submission of mental physical examination.

RNI180682 – Refer to the Attorney General's Office for a public consent order to include five (5) years probation, quarterly reports (self, employer, aftercare, psychotherapy, medication management) monthly PETH for twelve (12) months and quarterly UDS throughout the order, Substance Abuse Stipulations and a course in Understanding Substance Use Disorder in Nursing.

RNI170748 – Turn on Nurse Alert. Upon receipt of completed application for reinstatement, request outpatient mental physical examination for consideration for reinstatement from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

LPNI190048 – Refer for an Investigative Interview.

RNI180198 – Send a letter to the respondent requiring her to complete mental physical examination from a Board approved evaluator within the time allotted in order from date of receipt of letter. 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 submission of mental physical examination.

RNI190105 – Refer for an Investigative Interview.

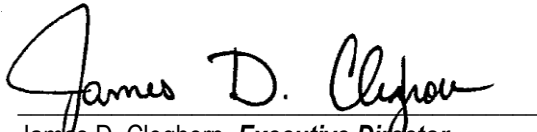
RNI190111 – Refer to the Attorney General's Office for a public consent agreement for licensure to include probation for three (3) years requiring quarterly employer reports, work setting restrictions to include no home health, no staffing agency or pool, no work for an individual or group of individuals who directly engage applicant to provide nursing services for fees, compensation or other consideration or who engage applicant as a volunteer, no work as an independent contractor or for locum tenens assignments. May not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice.

RNI171075 – Refer to the Attorney General's Office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (self, employer, aftercare, psychotherapy with addictionologist), quarterly hair follicle testing with EtG and EtS for twenty-four (24) months and quarterly UDS throughout the order, Substance Abuse Stipulations, and a course in Understanding Substance Use Disorder in Nursing.

RNI160325 – Close the case with no disciplinary action.

Fort seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, August 23, 2018 at 4:26 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 August 23, 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 23rd day of August 2018



Notary Public

