

The Georgia Board of Nursing met April 18, 2019 via telephone conference from the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, APRIL 18, 2019

MEMBERS PRESENT

Janice Izlar, RN, CRNA, DNAP, President
Tracey Blalock, RN, MSN, MBA, NEA-BC
Tammy Bryant, RN, MSN
Linda Floyd, RN, EdD, PMHNP-BC
Merry Fort, RN
Andrea Phipps, LPN
Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC
Blair Train, Consumer Member

MEMBERS ABSENT

Debra Amick, RN, MSN, CJCP, CPHQ, NE-BC
Rebecca Coleman, RN, DNP, RNC-OB, C-EFM
Tracy Torgerson, RN, MSN, CRNI
Fredetena (Tina) Fletcher, LPN

STAFF PRESENT

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

Izlar called the meeting to order at 4:00 p.m. on Thursday, April 18, 2019. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Blalock moved, Phipps 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, April 18, 2019, 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)

RNI181129 – Train 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. 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. Bryant seconded the motion and it carried unanimously.

RNI191071 – Train moved to refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a continuing education violation.

RNI190641 – Phipps moved to close case with no disciplinary action. Blalock seconded the motion and it carried with Floyd abstaining.

RNI180430 – Bryant moved to refer to the Attorney General's Office for a three (3) month suspension and 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. Train seconded the motion and it carried unanimously.

RNI180218 – Phipps moved to close case with no disciplinary action. Blalock seconded the motion and it carried unanimously.

RNI190903 – Bryant moved to close case with no disciplinary action. Fort seconded the motion and it carried unanimously.

RNI180197 – Floyd moved to 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 psychotherapy, medication management) and standard work restrictions. May petition to lift after weaned off benzodiazepines. Phipps seconded the motion and it carried unanimously.

RNI190975 – Fort 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. 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. No extensions. Bryant seconded the motion and it carried unanimously.

RNI190799 – Train moved to refer to the Attorney General's Office for a public consent order to include five (5) years probation, quarterly reports (self, employer, aftercare, psychotherapy), monthly PEth for 12 months, quarterly urine drug screens throughout order, Substance Abuse Stipulations, standard work restrictions and a course in Understanding Substance Use Disorder in Nursing. Phipps seconded the motion and it carried unanimously.

RNI190844 – Bryant moved to refer to the Attorney General's Office for a private consent order to include five (5) years monitoring, quarterly reports (self, employer, aftercare), monthly PEth for 12 months, quarterly urine drug screens throughout order, Substance Abuse Stipulations, standard work restrictions and a course in Understanding Substance Use Disorder in Nursing. Fort seconded the motion and it carried unanimously.

RNI170602 – Phipps moved to approve the change in employment role. Fort seconded the motion and it carried with Blalock opposing.

LPNI190384 – Train moved to table the application for reinstatement pending the outcome of the AL investigation. Bryant seconded the motion and it carried unanimously.

LPNI180405 – Fort 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. 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. Phipps seconded the motion and it carried unanimously.

LPNI190328 – Floyd 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. 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 and aftercare for at least one quarter. Bryant seconded the motion and it carried unanimously.

RNI181217 – Bryant moved to refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct, courses to include Jurisprudence – Georgia RN, Sharpening Critical Thinking Skills and Ethics of Nursing Practice. Thompson seconded the motion and it carried unanimously.

RNI190828 – Blalock moved to close the case with a Letter of Concern (Criminal). Phipps seconded the motion and it carried unanimously.

RNI191080 – Phipps moved to request an outpatient mental physical examination for consideration of licensure from a Board

approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Train seconded the motion and it carried unanimously.

RNI190015 – Phipps moved to close case with no disciplinary action. Bryant seconded the motion and it carried unanimously.

RNI191098 – Bryant moved to reinstate with a Letter of Concern (Action in Another Jurisdiction). Thompson seconded the motion and it carried unanimously.

RNI190162 – Bryant moved to deny the application. Train seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

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

RNI180545 – Bryant moved to accept the order as presented. Floyd seconded the motion and it carried unanimously.

RNI151176 – Floyd moved to lift probation, restore to active license and close the case. Phipps seconded the motion and it carried unanimously.

LPNI170439 – Train moved to close the case. Bryant seconded the motion and it carried unanimously.

RNI180763 - Thompson moved to rescind the previous motion and accept the consent order as presented. Licensee may continue in current employment position. Train seconded the motion and it carried unanimously.

RNI180304 – Bryant moved to close the case with a Letter of Concern (Unlicensed Practice). Phipps seconded the motion and it carried unanimously.

RNI180083 – Bryant moved to rescind the previous motion. Refer to the Attorney General's Office for a public reprimand and a fine of \$500 for Action in Another Jurisdiction. Fort seconded the motion and it carried unanimously.

RNI190727 – Blalock moved to rescind the previous motion. Refer to the Attorney General's Office for a public reprimand to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare, psychotherapy, monthly PEth for one (1) year, quarterly hair follicle for two (2) years, quarterly urine drug screenings throughout probation, standard work restrictions, may not practice in any clinical setting without prior approval of the Board and Substance Abuse Stipulations. Fort seconded the motion and it carried unanimously.

RNI180276 – Bryant moved to uphold the previous motion. Train seconded the motion and it carried unanimously.

RNI190084 – Thompson moved to rescind the previous motion and accept order as presented. Fort seconded the motion and it carried unanimously.

PROBATION TERMINATIONS BETWEEN MEETINGS

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

Train moved to accept the following terminations of probation between meetings.

RN201457 RN216476 RNI150045 LPNI150525

Floyd 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)

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

CASE NUMBER	RECOMMENDED ACTION
RN085622	Lift narcotics restriction
RN245900	Lift narcotics restriction

RN225176	Lift narcotics restriction
RNI181432	Lift narcotics restriction
RNI181432	Work restriction lift

Phipps seconded the motion and it carried unanimously.

INVESTIGATIVE COMMITTEE A 04/04/2019

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

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

RNI190949	RNI190247	RNI190599	RNI180205	RNI180092	RNI190291	LPNI170202
RNI181186	LPNI180327	RNI181442	RNI181260	RNI191023	RNI181309	RNI191024
RNI190649	RNI191025	RNI190439	RNI191032	LPNI180333	LPNI170376	LPNI180341
RNI171054	RNI150114	RNI180141	LPNI180212	LPNI190069	LPNI190298	RNI190674
RNI190686	RNI190701	RNI191092	LPNI190334	RNI180071	RNI191087	LPNI170457

Floyd seconded the motion and it carried unanimously.

INVESTIGATIVE COMMITTEE B 03/21/2019

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

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

RNI190881	RNI190332	RNI190287	RNI180626	RNI190396	LPNI190201	RNI191006
RNI190889	RNI190842	RNI190927	RNI180698	RNI180705	RNI190030	LPNI190258
RNI190913	RNI190840	RNI190943	LPNI180375	RNI190245	RNI191012	RNI191028
RNI190292	RNI191011	RNI180815	LPNI190130	LPNI170435	RNI191013	RNI181042
RNI180862	RNI191027	LPNI190290	LPNI190291	RNI190183	RNI190696	RNI181351
RNI190156						

Blalock seconded the motion and it carried unanimously.

VOLUNTARY SURRENDER

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

Train moved to accept the voluntary surrender of the licenses listed below:

RNI180818	RNI180023
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Bryant 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)

Floyd 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.

LPNI190355	RNI191144
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Blalock seconded the motion and it carried unanimously.

CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

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

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

RNI191034	RNI191037	RNI191090	RNI191096	RN191113	RNI191116	RN191119
RNI191124	RNI191126	RNI191136	RNI191139	RNI191141	RN191151	LPNI190342
LPNI190364	LPNI190442					

Fort seconded the motion and it carried unanimously.

APPROVAL OF BOARD MINUTES

Train moved to accept the March 6-8, 2019 Board meeting minutes as presented. Floyd seconded the motion and it carried unanimously.

Fort moved to accept the March 6-8, 2019 Teleconference Executive Session meeting minutes as presented. Phipps seconded the motion and it carried unanimously.

Bryant moved to accept the April 15, 2019 Teleconference Executive Session meeting minutes as presented. Phipps seconded the motion and it carried unanimously.

Train moved to accept the April 4, 2019 Investigative Committee A meeting minutes as presented. Fort seconded the motion and it carried unanimously.

Fort moved to accept the March 21, 2019 Investigative Committee B meeting minutes as presented. Floyd seconded the motion and it carried unanimously.

Bryant moved to accept the April 15, 2019 Teleconference meeting minutes as presented. Blalock seconded the motion and it carried unanimously.

CORRESPONDENCE – ADMINISTRATION OF PROPOFOL

The Board reviewed correspondence regarding the Administration of Propofol. The Board clarified that it is within the scope of practice of a competent registered nurse to titrate a currently infusing propofol drip on an intubated/mechanically ventilated patient for a procedure in the ICU setting with the ordering physician present before and during the procedure.

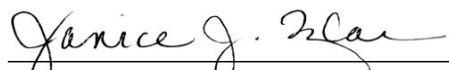
RULES 410-11

The Board reviewed proposed amendments to Rules 410-11. Cleghorn provided a rationale for the proposed changes and noted that the APRN Committee had been involved in the development of the language. The Board directed Cleghorn to refer the proposed amendments to the APRN Committee for final comment and bring the information back to the Board for consideration at the May 15-17, 2019 meeting.

SENATE BILL 168

Izlar provided information regarding SB 168. She noted that the bill would correct issues with the Nurse Licensure Compact. It is awaiting signature by the Governor.

There being no further business, the meeting adjourned April 18, 2019 at 5:07 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 Georgia Board of Nursing.
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 April 18, 2019 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

Jamie E. Law
Presiding Officer

Sworn and subscribed before me
This 18th day of April, 2019

Renae L Gray
Notary Public

