

The Investigative Committee of the Georgia Board of Nursing met Thursday, May 2, 2019 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, MAY 2, 2019

MEMBERS PRESENT

Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC
Tracey Blalock, RN, MSN, MBA, NEA-BC

MEMBERS ABSENT

Debra Amick, RN, MSN, CJCP, CPHQ, NE-BC
Tina Fletcher, LPN

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, RN, BSN, Nursing Consultant – Legal/Discipline
Mary Brannen, JD, Assistant Attorney General

Thompson called the meeting to order at 4:00 p.m. on Thursday, May 2, 2019.

EXECUTIVE SESSION

Blalock moved, Thompson 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, May 2, 2019 Thompson 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)

Blalock moved to present the following recommendations to the Board.

LPNI160359 – Close the case with a Letter of Concern (Unprofessional Conduct).

LPNI180056 – Refer to the Office of Inspector General to subpoena a certified copy of resident’s medical record for July 27, 2017-July 28, 2017. Also obtain a certified copy of the DNR form from the resident’s record. Send out for peer review.

LPNI180294 – Refer to the Office of Inspector General to subpoena a certified copy of the medical record between the dates of 01/13/2018 – 02/14/2018. Send out for peer review.

LPNI180346 – Refer for a peer review.

RNI170835 – Refer to the Office of Inspector General to subpoena a certified copy of the urine drug screen. Upon receipt, 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 a mental physical examination.

RNI170835 – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Ethics of Nursing Practice, Understanding Substance Use Disorder in Nursing and Disciplinary Actions: What Every Nurse Should Know.

LPNI180272 – 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 a mental physical examination.

RNI190693 – Close the case with a Letter of Concern (Unprofessional Conduct).

RNI190304 – Close the case with no disciplinary action.

RNI181346 – Send an investigative letter requesting courses in Narcotic Drugs: Handling and Documentation, Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care and Disciplinary Actions: What Every Nurse Should Know.

RNI190130 – 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 Documentation: A Critical Aspect of Client Care.

RNI190695 - Refer to the Office of Inspector General to obtain patient medical records.

RNI181394/RNI190100 – Refer for an Investigative Interview.

RNI190965 – Close the case with a Letter of Concern (Unprofessional Conduct).

RNI191101 – Close the case (now compliant).

RNI190815 – Close the case with a Letter of Concern (Criminal).

RNI180123 – Refer to the Office of Inspector General to subpoena a certified copy of resident’s medical record for July 27, 2017- July 28, 2017. Also obtain a certified copy of DNR form from the resident’s record. Refer for peer review.

RNI191001 – 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), substance abuse stipulations, quarterly hair follicle testing for 12 months (Hairstat 7), and quarterly urine drug screenings throughout the order, standard work restrictions and a course in Understanding Substance Use Disorder in Nursing.

LPNI190411 – Upgrade to multistate license with a Letter of Concern (Criminal).

RNI170689 – Send an Investigative Letter requesting courses in Narcotic Drugs: Documentation and Handling, Professional Accountability and Legal Liability for Nurses.

LPNI190107 – Refer to the Attorney General’s Office for a public consent order to include reinstatement of license with completion of reentry program, five (5) years probation, three years narcotic restriction, quarterly reports (self, employer, aftercare, medication management), substance abuse stipulations, standard work restrictions, quarterly hair follicle testing for 12 months (Hairstat 5), quarterly urine drug screenings throughout the order, courses in Understanding Substance Use Disorder in Nursing and Professional Accountability and Legal Liability for Nurses.

LPNI190449 – License with a Letter of Concern (Action in Another Jurisdiction).

RNI190374 – Send a letter of modification with a new sobriety date of October 25, 2018.

RNI191164 – Refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a Continuing Education violation.

RNI170245 – Deny the request.

RNI191111 – 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 a mental physical examination.

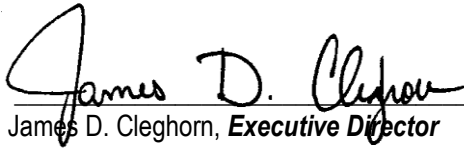
RNI190906 – Deny reinstatement. May reapply with documentation of 12 months of compliance in aftercare and 12 months under one physical for pain management, addiction of substances and mental health diagnosis.

RNI171108 – Refer to the Attorney General's Office for a public reprimand to include a fine of \$500 for Unprofessional Conduct-Impairment, five (5) years probation, quarterly reports (self, employer, aftercare), substance abuse stipulations, standard work restrictions, monthly PEth for 12 months, quarterly urine drug screenings throughout the order, courses in Understanding Substance Use Disorder In Nursing, Righting a Wrong: Ethics and Professionalism in Nursing and Disciplinary Actions: What Every Nurse Should Know.

RNI160932 – Deny request. May request again after narcotic restrictions have been lifted.

Thompson seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, May 2, 2019 at 4:30 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 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 May 2, 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

Danah Thompson
Presiding Officer

Sworn and subscribed before me
This 2nd day of May, 2019

Renea L Gray
Notary Public

