

The Investigative Committee of the Georgia Board of Nursing met Thursday, May 30, 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 30, 2019

MEMBERS PRESENT

Tammy Bryant, RN, MSN
Linda Floyd, RN, EdD, PMHNP-BC
K. Andrea Phipps, LPN

MEMBERS ABSENT

Debra Amick
Merry Fort, RN

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

Bryant called the meeting to order at 4:00 p.m. on Thursday, May 30, 2019.

EXECUTIVE SESSION

Floyd moved, Phipps 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 30, 2019 Bryant 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.

RNI181242 – 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 within 30 days of petition.

RNI190342 – Refer for an Investigative Interview.

RNI190953 – 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 within 30 days of petition.

RNI180611 – Send an Investigative Letter requesting courses in: Understanding Substance Use Disorder in Nursing, Professional Accountability and Legal Liability for Nurses and Jurisprudence – GA RN.

RNI180821 – Refer to the Attorney General’s Office for a public reprimand to include a \$500 fine for Unprofessional Conduct, five (5) years probation, two (2) years narcotic restriction, quarterly reports (self, employer, aftercare, psychotherapy), quarterly urine drug

screenings, substance abuse stipulations, standard work restrictions, courses in Understanding Substance Use Disorder in Nursing, Righting a Wrong: Ethics and Professionalism in Nursing and Jurisprudence-Georgia RN.

LPNI180058 – 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 within 30 days of petition.

LPNI190647 – Refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a continuing education violation.

RNI190642 – Refer for an Investigative Interview.

RN181292 – 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 within 30 days of petition.

RNI191220 – Table the application pending the resolution of Alabama Board of Nursing investigation.

RNI191106 – Close the case with a Letter of Concern (Unprofessional Conduct).

LPNI190386 – 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 within 30 days of petition.

RNI190735 – Refer to the Attorney General’s Office for a private consent order to include five (5) years monitoring, quarterly reports (self, employer, aftercare, psychotherapy- addictionologist), monthly PEth for 12 months, quarterly urine drug screenings throughout order, Substance Abuse Stipulations, standard work restrictions, and a course in Understanding Substance Use Disorder in Nursing.

LPNI190272 – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Medication Errors: Causes and Prevention.

RNI181239 – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, and Narcotic Drugs: Handling and Documentation, if no response refer to the Attorney General’s Office for a public reprimand to include a fine of \$500.00 for Unprofessional Conduct and courses listed above.

RNI191042 – Refer to AG for a public reprimand to include five (5) years probation, quarterly reports (self, employer, aftercare), monthly PEth for 12 months, quarterly urine drug screenings throughout order, Substance Abuse Stipulations, standard work restrictions, and a course in Understanding Substance Use Disorder in Nursing, Righting a Wrong: Ethics and Professionalism in Nursing and Disciplinary Actions: What Every Nurse Should Know

RNI191199 – Approve the request to change aftercare groups.

RNI151215 – Close with a Letter of Concern (Violation of Consent Order).

RNI191132 – Refer to the Attorney General’s Office for a public consent order with same terms as original order (sobriety date is January 2019).

LPNI190321 – 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 within 30 days of petition.

RNI190262 – Refer to the Attorney General’s Office for a psychosexual 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 psychosexual mental physical examination within 30 days of petition.

RNI191250 – Refer to the Attorney General’s Office for private consent order to include a fine of \$500 for a continuing education violation.

RNI181341 – Send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses, Documentation: A Critical Aspect of Client Care, Disciplinary Actions: What Every Nurse Should Know and Patient Rights and Responsibilities.

RNI180960 – 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.

RNI180964 – 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 within 30 days of petition.

RNI191252 – Resubmit verification of employment with signature, reinstate with a public reprimand and 37 months of unlicensed practice (\$3,850 paid in full).

LPNI170483 – Close with a Letter of Concern (Documentation).

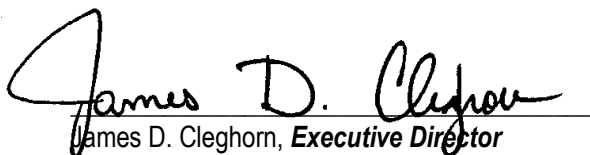
LPNI180017 – Send an investigative letter with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know and Difficult or Challenging? Dealing with Patients.

LPNI180076 – Close the case with a Letter of Concern (Unprofessional Conduct).

RNI190798 – Refer to the Attorney General’s Office for a private consent order to include five (5) years monitoring, quarterly reports (self, employer, aftercare, psychotherapy), monthly PEth for 12 months, quarterly urine drug screenings throughout the 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.

There being no further business, the meeting adjourned Thursday, May 30, 2019 at 4:22 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 30, 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

Dancy Thompson
Presiding Officer

Sworn and subscribed before me
This 30th day of may, 2019

Renae L. Gray
Notary Public

