

The Georgia Board of Nursing met February 13, 2020 in Building B of the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, FEBRUARY 13, 2020

MEMBERS PRESENT

Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC, President
Tracey Blalock, RN, MSN, MBA, NEA-BC
Tammy Bryant, RN, SN, MBA, NEA-BC
Holly Free, RN, MSN
Merry Fort, RN, BS
Jennifer Pipkin, RN, MSN, CRNA
Ashlan Porter, RN
Candice Broce, Consumer Member
Linda Floyd, RN, EdD, PMHNP-BC
K. Andrea Phipps, LPN

STAFF PRESENT

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

Thompson called the meeting to order at 4:00 P.m. on Thursday, February 13, 2020. A quorum to conduct disciplinary matters was present.

EXECUTIVE SESSION

Bryant moved, Fort 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 reports and pending cases. The motion passed unanimously.

At the conclusion of the executive session on Thursday, February 13, 2020 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.

CASE REVIEW

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

RNI190397 – Bryant moved to refer to the Attorney General’s Office for a mental physical examination. If noncompliant with mental physical examination, suspend the privilege to practice in Georgia. May petition to lift with qualified mental physical examination. Blalock seconded the motion and it carried unanimously.

RNI191197– Fort moved to send an investigative letter requesting courses in Documentation: Critical Aspect in Client Care, Narcotic Drugs: Handling and Documentation, Professional Accountability and Legal Liability for Nurses, and Disciplinary Actions: What Every Nurse Should Know. Free seconded the motion and it carried unanimously.

RNI191456 – Blalock moved to close the case with a Letter of Concern regarding illegal use of cannabis. Advise that future THC use may result in substance use evaluation. Notify home state. Bryant seconded the motion and it carried unanimously

RNI190936 – Pipkin moved to refer to the Attorney General’s Office for Public Reprimand to include a fine of \$500 for unprofessional conduct, (practicing outside the scope of practice). Courses in Professional Accountability and legal Liability for nurses. Disciplinary Actions: What Every Nurse Should Know, Georgia Jurisprudence RN, Righting a Wrong: Ethics and Professionalism in Nursing. Bryant seconded the motion and it carried unanimously.

RNI191035 – Floyd moved to close the case with no disciplinary action. Phipps seconded the motion and it carried

RNI200052 – Porter moved to close the case with a Letter of Concern (Unprofessional Conduct). Phipps seconded the motion and it carried unanimously.

RNI200315– Pipkin moved to refer to the Attorney General’s Office for a mental physical examination. Voluntary surrender or indefinite suspension if noncompliant, may petition to lift with mental physical examination. Fort seconded the motion and it carried unanimously.

LPNI190347– Phipps moved to refer to the Attorney General’s Office for a mental physical examination. Voluntary surrender or indefinite suspension if noncompliant, and deny renewal, may petition to lift with mental physical examination, include standard practice requirements to lift suspension. Bryant seconded the motion and it carried unanimously. Free recusing.

RNI200351 – Phipps moved to send an investigative letter requesting courses in Professional Accountability and Legal Liability for Nurses. Disciplinary Action: What Every Nurse Should Know, Documentation: Accurate and Legal, Narcotic Drugs: Handling and Documentation, Georgia Jurisprudence RN – Blalock seconded the motion and it carried unanimously.

RNI200394 – Porter moved to close the case with no disciplinary action, send correspondence to facility regarding use of the term nurse. Pipkin seconded the motion and it carried unanimously.

LPNI200034 – Floyd moved to send Investigative Letter with Courses to include: Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Narcotic Drugs: Handling and Documentation Fort seconded the motion and it carried.

RNI200451 – Byrant moved to Refer to Refer to Attorney General’s Office for Public Reprimand and \$500.00 fine for unprofessional conduct, 1 year Probation, reports (personal, employer), Courses in Professional Accountability and Legal Liability for Nurses, Righting a Wrong: Ethics and Professionalism in Nursing, and Disciplinary Actions: What Every Nurse Should Know . Investigative Costs: \$133.24. Phipps seconded the motion and it carried unanimously.

RNI200694– Pipkin moved to close case with Letter of Concern for action in another Jurisdiction. Bryant seconded the motion and it carried unanimously.

RNI200668 – Blalock moved to refer to Attorney General’s office for a mental physical examination. If noncompliant voluntary surrender or indefinite suspension, and deny renewal. May petition to lift with submission of mental physical examination and standard practice language. Bryant seconded the motion and it carried unanimously.

RNI200254 – Pipkin moved to rescind previous motion of voluntary surrender or indefinite suspension and refer to the Attorney General’s Office to amend current Private consent Order to a public consent order for 5 years with narcotic restrictions, Quarterly Report x 5 years with self, employer, aftercare, physiotherapy and medication management. substance abuse stipulations, monthly PEth x 24 months, quarterly urine drug screen, standard work restrictions. Courses: Disciplinary Action: What Every Nurse Should Know and understanding the Disease of addiction. Bryant seconded the motion and it carried unanimously.

LPNI200184 – Pipkin moved to License with Public Consent Agreement 5/2, Quarterly Report x 3 (with self, employer), substance abuse stipulations, Quarterly Report Hair follicle test Hair x 24 mos, Monthly Urine Drug Screen x 1 yr, then Quarterly Report Urine Drug Screen, Standard work restrictions, Courses: Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know...restrict Adderall use Porter seconded the motion and it carried unanimously.

RNI200841– Floyd moved to refer to the Attorney General’s Office Public Consent Order, 5/0, Quarterly Report x 5 (self, employer, aftercare, physiotherapy and medication management). Must submit documentation of completed Intensive Outpatient Program within 30 days, substance abuse stipulations, monthly PEth x 24 months, Quarterly reports Urine Drug Screen, standard work

restrictions. Courses: Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, and inactivate Multistate License. Bryant seconded the motion and it carried unanimously.

LPNI190648 – Bryant moved moved to refer to the Attorney General's Office for voluntary surrender or indefinite suspension, may petition to lift with completion of deficient CE hours and \$500 payment of fine. Porter seconded the motion and it carried unanimously.

RNI180083 – Phipps moved to deny renewal and to refer to Attorney General's Office for voluntary surrender or indefinite suspension, may petition to lift with complete payment of fine. Fort seconded the motion and it carried unanimously.

RNI200925 – Bryant moved moved to table application pending receipt of updated evaluation form Dr. Hoffman. Must include previous report from Dr. Seale, interim period between evaluations. Pipkin seconded the motion and it carried unanimously

RNI170732 – Floyd moved to deny renewal. Pipkin seconded the motion and it carried unanimously

ATTORNEY GENERAL'S OFFICE

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

LPNI190463/LPNI200167 – Bryant moved to close the case. Pipkin seconded the motion and it carried with Blalock recusing.

RNI190287 – Porter moved to maintain original aftercare terms. Remove work-setting restrictions. Must provide order to nursing director. Remove PEth screens. Maintain five-year order but may petition to lift with two years documented sobriety. Bryant seconded the motion and it carried unanimously

RNI200701 – Bryant/ moved to close case. Pipkin seconded the motion and it carried unanimously

INVESTIGATIVE COMMITTEE A

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

Porter moved to ratify the following cases from the February 6, 2020 Investigative Committee meeting:

LPNI180224	RNI200008	RNI200025	RNI200873	RNI200069	RNI200890	LPNI200052
RNI191400	RNI200159	LPNI190439	RNI200275	RNI200711	RNI200713	RNI200034
LPNI190474	RNI200906	LPNI180183	RNI200372	LPNI200136	RNI200784	RNI200793
RNI200355	RNI200567	RNI190439	RNI200478	LPNI200256	LPNI200257	LPNI200258
LPNI200259	RNI200766	LPNI190614	RNI191094	RNI191256	RNI200904	

Phipps seconded the motion and it carried unanimously.

INVESTIGATIVE COMMITTEE B

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

Bryant moved to ratify the following cases from the February 13, 2020 Investigative Committee meeting:

RNI200621	RNI200431	LPNI200029	RNI200814	RNI200767	RNI200822	RNI200826
RNI191388	LPNI190487	RNI200037	RNI200071	LPNI200006	LPNI200076	RNI191118
RNI191237	LPNI200122	RNI190991	RNI200465	RNI200552	LPNI200251	RNI190223
RNI180482	RNI150050	RNI200570	RNI200747	RNI200549	RNI200792	LPNI190309
RNI181376	LPNI200248					

Foyd seconded the motion and it carried unanimously.

PROBATION TERMINATIONS BETWEEN MEETINGS

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

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

LPNI180102 RNI160108 RNI150814 RNI150964 RNI150388 LPNI180082 RNI151164

Phipps seconded the motion and it carried unanimously.

REQUEST TO CHANGE AFTERCARE

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

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

Shauntay R. Smith RN250475 GNA-PAP Decatur GNA-PAP Lawrenceville Commute

Phipps 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:

RECOMMENDED ACTION	
RNI100262	Public Consent Order Reinstating License
RNI160919	Public Consent Order Lifting Suspension

Phipps seconded the motion and it carried unanimously.

VOLUNTARY SURRENDERS

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

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

RNI191219

Phipps 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)

Fort moved to ratify the Private Consent Agreements for licensure with a fine of \$500 for failure to disclose arrest(s)/disciplinary action on applications that were issued according to the Board's policies.

RN201019 LPN200270

Bryant seconded the motion and it carried unanimously.

PRIVATE CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

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

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

RNI200935 RN201035

Pipkin seconded the motion and it carried unanimously.

APPROVAL OF BOARD MINUTES

Pipkin moved to accept the February 6, 2020 Investigative Committee A meeting minutes as presented. Fort seconded the motion and it carried unanimously.

Phipps moved to accept the January 30, 2020 Investigative Committee B meeting minutes as presented. Fort seconded the motion and it carried unanimously.

Porter moved to accept the January 15-16, 2020 Executive Session meeting minutes as presented. Pipkin seconded the motion and it carried unanimously.

Pipkin moved to accept the January 16, 2020 meeting minutes as presented. Blalock seconded the motion and it carried unanimously.

Phipps moved to accept the January 28, 2020 meeting minutes as presented. Bryant seconded the motion and it carried unanimously.

CORRESPONDENCE

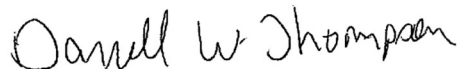
Suzanne Kirkeby – The Board directed staff to draft a response referring the inquiry back to the Board's existing position statement.

EXECUTIVE SESSION

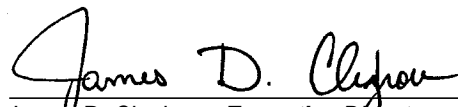
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At the conclusion of the executive session on Thursday, February 13, 2020 Thompson declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

There being no further business, the meeting adjourned February 13, 2020 at 5:01 p.m



Darrell Thompson, **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 February 13, 2020 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

Daniel W. Chapman

Presiding Officer

Sworn and subscribed before me
This 13th day of February, 2020.

Renea L. Gray
Notary Public

