

The Investigative Committee A of the Georgia Board of Nursing met Thursday, January 7, 2021 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, JANUARY 7, 2021

MEMBERS PRESENT

Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC, President
Tammy Bryant, MSN - RN, Vice President
Candice Broce, JD, Consumer Member
Holly Free-Ollard, RN, MSN
Stephanie Renee Dickerson, RN

STAFF PRESENT

La Trena Tyler-Jones, Division Director, Professional Licensing Boards Division
Zelma Delgado, Executive Director, Georgia Board of Nursing, MSHS
Janet Freeman, RN, BSN, Nursing Consultant – Legal/Discipline
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Natara Miller, RN, BSN, Nursing Consultant – Legal/Discipline
Kirsten Daughdril, JD, Assistant Attorney General
Sandy Bailey, JD, Assistant Attorney General
Kathy Winstead, Board Support Specialist

Thompson called the meeting to order at 4:00 p.m. on Thursday, January 7, 2021.

EXECUTIVE SESSION

Bryant moved, Free-Ollard 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, January 7, 2021, 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)

Broce moved to present the following recommendations to the Board.

RNI210548 – Applicant needs to complete reentry

RNI210547 – Allow applicant to withdraw application, if not withdrawn, deny application, does not meet qualifications

LPNI210060 – If licensee attempts to renew, request certified court documents from 2017 and bring back to board for review of failure to disclose on previous renewal.

LPNI200050– Refer to Attorney General’s Office for Public consent order with five years probation, quarterly reports (self, employer, aftercare, psychotherapy), Monthly PEth x 12mos, quarterly urine drug screens throughout the order, standard work restriction, substance abuse stipulations, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

RNI210539– Refer to Attorney General’s Office for 24 month suspension – may petition to lift with 24 months sobriety & safe to practice statement - amend superseding order to include Stayed Suspension language. Terms of Order: five years probation with 2 years of narcotic restrictions, \$500 fine, quarterly reports (self, employer, aftercare, psychotherapy), monthly PEth x 2 yrs, quarterly hair reports (Hairstat 5) x 2yrs, quarterly urine drug screens throughout the order, substance abuse stipulations, standard work restrictions.

LPNI200383– Send investigative Letter with Courses to include: Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Documentation: Accurate and Legal, and Jurisprudence- Georgia LPN

RNI201078 – Refer to Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator, results to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. If non-compliant, refer for a voluntary surrender or indefinite suspension. May petition to lift suspension with mental physical examination and standard practice requirements. Safe to practice statement.

LPNI200396– Refer to Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator, results 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 renewal. May petition to lift suspension with mental physical examination and standard practice requirements. Safe to practice statement.

LPNI210122 - Refer to Attorney General's Office for private consent order with \$500 fine for continuing education violation.

LPNI200394- Close case with no action

RNI210059– Investigative Interview.

LPNI200397 - Refer to Attorney General's Office for a public reprimand with a \$500 fine for unprofessional conduct, quarterly reports (self, employer) X 24 months, requesting courses in Professional Accountability and Legal Liability for Nurses, Righting a Wrong – Ethics & Professionalism in Nursing and 3.) Disciplinary Actions: What Every Nurse Should Know. May not work in a home health or hospice setting. Deactivate the multistate license. Investigative costs of \$181.36

RNI210557– Request an outpatient mental physical examination from a Board approved evaluator, results to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant, for consideration of application.

RNI210558 – Request an outpatient mental physical examination from a Board approved evaluator, results to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant, for consideration of application.

RNI210556 – Request an outpatient mental physical examination from a Board approved evaluator, results to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant, for consideration of licensure by endorsement.

RNI201160 – Close with no action.

RNI210542 – Refer to Attorney General's Office for private consent order with \$500 fine for continuing education violation.

RNI210582 – Issue temporary license for re-entry with approved re-entry program and a signed public consent agreement with a stayed suspension with five years probation, 2 year narcotic restriction, quarterly reports (self, employer, aftercare), quarterly urine drug screens throughout the order, substance abuse stipulations, standard work setting restrictions, requesting course in Understanding Substance Use Disorder in Nursing. Stipulation for suspension: A positive drug screen for opioids, noncompliance with aftercare and/or documentation from a physician indicating that nurse is not safe to practice.

RNI200766 – Complete outpatient mental physical examination from a Board approved evaluator, results 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 renewal. May petition to lift suspension with mental physical examination and standard practice requirements. Safe to practice statement.

RNI210292 – Close case with no disciplinary action.

LPNI210035 – Send Letter of intent not to extend Temporary Permit – revoke Temporary Permit at the end of current expiration.

LPNI210051 – Refer to Attorney General's Office to order a Cease and Desist and staff send correspondence to Omni Healthcare regarding the respondent not being licensed to practice nursing in Georgia

RNI20185 - Reinstate license with completion of Reentry Program, public consent agreement two years probation, quarterly reports (self, employer, aftercare), quarterly urine drug screens, standard work restrictions, substance abuse stipulations, courses in Narcotic Drugs: Handling and Documentation, Disciplinary Actions: What Every Nurse Should Know, Documentation: A Critical Aspect of Client Care

RNI191179 – Refer to Attorney General's Office for Public Reprimand, three years probation with 2 years narcotic restrictions, \$500 fine for positive urine drug screen at work, quarterly reports (self, employer, aftercare), quarterly urine drug screens throughout the order, standard work restrictions, substance abuse stipulations, courses to include Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, Righting A Wrong: Ethics and Professionalism in Nursing \$500 fine for narcotic discrepancies
Investigative Costs: \$229.41

RNI210117 – Refer to Attorney General's Office for 24 month suspension – may petition to lift with 24 months sobriety & safe to practice statement, amend superseding consent order to include stayed suspension language. Terms of Order: five years probation with 2 years of narcotic restrictions, quarterly reports (self, employer, aftercare), substance abuse stipulations, quarterly hair reports (Hairstat 10) x 24 months, monthly PEth x 12 months, quarterly urine drug screens throughout the order, standard work restrictions

RNI210324 – Refer to Office of Investigations to obtain a copy of the patient medical record on April 6, 2016 during the time which patient fell from the procedure table. Also obtain a copy of the facility's incident report. Upon receipt of documents, send out for peer review.

RNI210250 - Refer to Office of Investigations to obtain a copy of the orders for Remeron dated 05/11/2020, Prostat ordered 05/14/2020 and Fleet enema dated 06/10/2020. (This is to determine if the orders were signed off by the medical director (as stated by Respondent and/or the NP.)

RNI200101 – Refer to Attorney General's Office to suspend license x 3 months and continue with terms of superseding order: five years probation, quarterly reports (self, employer, aftercare, psychotherapy, medication management), substance abuse stipulations, quarterly hair reports (Hairstat 5) x 24ms., quarterly urine drug screens throughout the order, standard work restrictions.


RNI210596 – Refer to the Attorney General's Office for outpatient mental physical examination from a Board approved evaluator, results 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 renewal. May petition to lift suspension with mental physical examination and standard practice requirements. Safe to practice statement.

RNI210598 – Refer to the Attorney General's Office outpatient mental physical examination from a Board approved evaluator, results 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 renewal. May petition to lift suspension with mental physical examination and standard practice requirements. Safe to practice statement from addictionologist.

LPNI210074 – Refer to Attorney General's Office to amend consent order to include stayed suspension language. Terms of order: five years probation with 2 years of narcotic restrictions, quarterly reports (self, employer, aftercare, psychotherapy), substance abuse stipulations, quarterly hair reports (Hairstat 10) X 12 months, monthly PEth x 12mos, quarterly urine drug screens throughout the order, standard work restrictions.

Free-Ollard seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, January 7, 2021 at 4:56 p.m.



Darryl Thompson, **President**

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 January 7, 2021 IC(A) 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. Thompson
Presiding Officer

Sworn and subscribed before me
This 7th day of January, 2021.

Renee L. Gray
Notary Public

