

The Investigative Committee B of the Georgia Board of Nursing met Thursday, January 28, 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 28, 2021

MEMBERS PRESENT

Tammy Bryant, MSN - RN, Vice President
Roger Pierce, RN
Jennifer Pipkin, RN, MSN, CRNA
Ashlan Porter, RN
Maceo Tanner, LPN

STAFF PRESENT

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

Bryant called the meeting to order at 4:00 p.m. on Thursday, January 28, 2021.

EXECUTIVE SESSION

Porter moved, Tanner 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 28, 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)

Pipkin moved to present the following recommendations to the Board.

RNI201285

RNI201506 – 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.

RNI201114 – 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.

RNI210599– Close case. CE documentation has been received.

RNI2010195 – Refer to Office of Investigations to determine if labs were ever completed on the patient and if so, obtain a copy of the lab results. Upon receipt of lab results or information that there are none, refer for Peer review. Requesting Barbara McLear as Peer Reviewer.

RNI210649 – License as a RN by Endorsement with letter of concern -felony arrest.

RNI210208 – Refer to Attorney General's Office for Cease & Desist letter. Refer to Executive Director to add to imposter link on board's website.

RNI210330 – Close case with no disciplinary action.

RNI210342 – Close case with no action.

RNI210346 – Letter of concern for failure to notify supervisor and/or physician that a dialysis nurse had not arrived to perform the STAT dialysis.

LPNI210012 - Close case and refer complaint to Office of Civil Rights to determine if HIPAA violation

RNI210422 – Close case with no disciplinary action.

RNI210435 - Close case with no disciplinary action.

RNI210427– 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..

LPNI200419 – 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..

RNI201448 – Zelma Delgado to reach out to Executive Directors on eligibility in other states if not eligible in other states deny eNLC , if considered eligible in other states, bring back to board for review.

RNI210356 – Close with no disciplinary action.

RNI210430 – Close case with no disciplinary action.

RNI210648 – Request applicant complete 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

RNI210104 - Letter of Modification with new sobriety date of 7/7/20

RNI210630 – Refer to Attorney General's Office to Amend consent order to include stayed suspension language (superseding order), five years probation with 2 years of narcotic restrictions, quarterly reports (self, employer, aftercare, psychotherapy), quarterly hair reports (Hairstat 14) x 24 months, quarterly urine drug screens throughout the order, standard work restrictions, substance abuse stipulations, courses in Understanding Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, \$500 fine.

RNI140472 – Approve request to terminate consent order 6 months early.

RNI200346– Refer to Attorney General's Office 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.

LPNI210081 – Letter of concern- positive test results prior to consent order.

LPNI190249 – Refer to Attorney General's Office for public reprimand, \$500 fine for positive marijuana test at work, one year probation, quarterly urine drug screens throughout the order, quarterly reports (self, employer), courses in Substance Use in Nursing, Righting a Wrong: Ethics and Professionalism in Nursing Investigative Costs: \$216.54.

LPN200291 – Refer to the Attorney General’s Office for a voluntary surrender or indefinite suspension for violation of consent order, may petition to lift with four quarters of complete compliance of consent order. Refer back to Office of Investigations for further documentation of narcotic discrepancies and evidence of employer QR not signed. Investigative costs \$322.16

RNI210409 – License with a letter of concern – alcohol.

RNI210148 – Reinstate LPN single state license with a signed consent agreement and payment of \$250.00 fine for unlicensed practice. Instruct Applicant to submit documentation of successful completion of Pre-trial intervention program to the Board.

Porter seconded the motion and it carried unanimously.

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



Tammy Bryant, **Vice 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 28, 2021 IC(B) 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



Presiding Officer

Sworn and subscribed before me
This 28th day of January, 2021.



Notary Public

