

The Investigative Committee B of the Georgia Board of Nursing met Thursday, June 24, 2021 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

## **THURSDAY, JUNE 24, 2021**

### **MEMBERS PRESENT**

Ashlan Porter, RN  
Maceo Tanner, LPN  
K. Andrea Phipps, LPN  
Jennifer Pipkin, RN, MSN, CRNA

### **STAFF PRESENT**

Zelma Delgado, Executive Director, Georgia Board of Nursing  
Janet Freeman, RN, BSN, Nursing Consultant – Legal/Discipline  
Natara Miller, RN, BSN, Nursing Consultant – Legal/Discipline  
Sandy Bailey, JD, Assistant Attorney General  
Kathy Winstead, Board Support Specialist

Porter called the meeting to order at 4:00 p.m. on Thursday, June 24, 2021.

### **EXECUTIVE SESSION**

Pipkin 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, June 24, 2021, Porter 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.

**RNI210782** - Send Investigative letter with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know and Ethics of Nursing Practice.

**RNI201089** – Refer to Attorney General’s Office a public reprimand with a \$500 fine for substandard care; Courses in Professional Accountability and Legal Liability in Nursing, Disciplinary Actions: What Every Nurse Should Know and Risk Advisor for Advanced Practice Nurses: Know Your Risk for Legal Action; and Inv. Cost: \$192.48; Peer review cost: \$250.00; Medical records cost: \$1,112.24.

**RNI211069** – Send Investigative letter with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know.

**RNI210767** – Refer to Attorney General’s Office 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 noncompliant voluntary surrender or indefinite suspension and deny renewal. May petition to lift with MPE and proof of standard practice requirements.

**RNI201172**– Close case, no action.

**RNI210336** – Close case, no action.

**RNI211066** – Close case, no action.

**RNI210195** – Send back to Peer Review with certified copy of the protocol agreement that was in place.

**LPNI210265** – Continue monitoring with current consent order.

**RNI210808** – Refer to Attorney General's Office for Private Consent Order five years probation; quarterly reports (self, employer, after care), substance abuse stipulations, standard work restrictions, monthly PEth x 24 months, quarterly urine drug screens throughout the order. Courses in Understanding Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

**RNI190851**– Refer to Attorney General's Office for Public Consent Order, five years probation, quarterly reports (self, employer, after care, psy-addictionologist), substance abuse stipulations standard work restrictions, Monthly PEth x 24 months, quarterly urine drug screens, Courses in Understanding Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

**RNI210318**– Refer to Attorney General's Office for Public Reprimand \$500 fine for narcotic discrepancies/possible drug diversion, five years probation with two years of narcotic restrictions, quarterly reports (self, employer, after care, psychotherapist- one psychiatrist to treat chronic pain, substance abuse, and psych issues, needs to include PDMP and safe to practice statement), substance abuse stipulations, standard work restrictions, monthly PEth x 12 months, quarterly hair reports (Hairstat 5) x 12 months, quarterly urine drug screens throughout the order, courses in Understanding Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, Righting a Wrong: Ethics and Professionalism in Nursing, Narcotic Drugs: Documentation and Handling, Deactivate Multistate License, Investigative Costs: \$216.54

**RNI210480** – Refer to Attorney General's Office for Private Consent Order, 12 months, quarterly reports (self, employer, after care, -GNA report from addictionologist experienced in chronic pain), monthly urine drug screens throughout the order, may petition to terminate Consent Order with support letter from GNA and letter from employer stating that she is competent in her job while taking medications? standard work restrictions, Courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

**RNI211149** – Voluntary surrender or indefinite suspension may petition to lift with 12 months sobriety and MPE and standard practice requirements.

**RNI211315** – Issue license with a letter of concern for action in another jurisdiction.  
violation.

**RNI211316** – Refer to Attorney General's to reinstate license with a Private Consent Agreement with \$100.00 fine for unlicensed practice.

**RNI160468**– Issue license with letter of concern for action in another jurisdiction.

**LPNI190736** – Refer to Attorney General's for voluntary surrender or indefinite suspension. May petition to lift with \$500 payment.

**LPNI210366** – Refer to Attorney General's Office to amend current Consent Order to include a stayed suspension (superseding order). Public Consent Order with five years probation, \$500 Violation of Consent Order Stayed suspension, quarterly reports (self, employer, after care), monthly PEth x 12 months, quarterly urine drug screens with EtG and EtS, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

**RNI211313** – Issue license.

**RNI211312** - Inform applicant she must take and pass NCLEX-RN in order to be licensed in GA and allow her to withdraw her application.

**RNI211139** – Refer to Attorney General's for Public Reprimand for action in another jurisdiction – with no stipulations.

**RNI211321** – Deny application, may reapply with 12 months of documented continuous sobriety and a current MPE.

**RNI210265** – Issue license by Endorsement.

**RNI201263** – Reinstate license upon compliance with a private consent agreement for continuing education violation with \$500 fine.

Phipps seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, June 24, 2021 at 4:35 p.m.

A handwritten signature in cursive script that reads "Ashlan D Porter". The signature is written in black ink on a light-colored background.

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Ashlan Porter, **Board Member, RN**

STATE OF GEORGIA

COUNTY OF BIBB

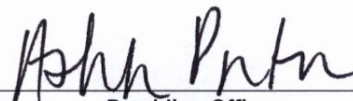
**AFFIDAVIT SUPPORTING CLOSING OF  
PUBLIC MEETING**

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 June 24, 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 24th day of June, 2021.

  
\_\_\_\_\_  
Notary Public

