

The Investigative Committee B of the Georgia Board of Nursing met Thursday, July 22, 2021 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, JULY 22, 2021

MEMBERS PRESENT

Ashlan Porter, RN
Roger Pierce, RN, MSN
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, July 22, 2021.

EXECUTIVE SESSION

Pipkin moved, Pierce 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, July 22, 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)

Phipps moved to present the following recommendations to the Board.

RNI210177 - Refer to the Attorney General’s Office for a Public Reprimand with a \$500 fine for substandard care and courses in Legal The Rights of Patients, Professional Accountability and Legal Liability for Nurses and Disciplinary Actions: What Every Nurse Should Know. Investigative cost of \$293.53 and peer review cost of \$150.00

RNI211094 – Close case with no disciplinary action.

RNI210875 – Refer to Attorney General’s Office for Public Consent Order with \$500.00 fine for 13 months of Unauthorized Practice, courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, and Risk Advisor for APN’s: How to Protect Your License. Investigative Costs: \$192.48

RNI210754 – Send Investigative Letter with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Professional Boundaries in Nursing, Difficult or Challenging? Dealing with Patients, and Patient Rights and Responsibilities.

RN211355– Close case, now compliant

RNI211067 – Send Investigative Letter with course in Professional Accountability and Legal Liability for Nurses, Disciplinary Action: What Every Nurse Should Know, Narcotic Drugs: Handling and Documentation

RNI211164 – Send Investigative Letter with courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Work Place Violence Prevention Course for Nurses (www.cdc.gov/niosh/topics/violence/training_nurses.html)

RNI211216 – Close case with no disciplinary action

RNI201467

RNI211157– Include RNI211157 complaint to the findings of fact in the Consent Order and include a stayed suspension and two years of narcotic restrictions.

RNI160487

RNI180508– Lift suspension of license with a Public Consent Order, two years probation, quarterly reports (self, employer) with the ability to petition to lift Consent Order in 1 year.

RNI210439– Refer to Attorney General's Office for Public Consent Order, with two years probation, quarterly reports (self, employer, psychotherapist), monthly urine drug screens for 12 months, Reprimand, Courses in Disciplinary Actions: What Every Nurse Should Know, Righting a Wrong: Ethics and Professionalism in Nursing .

LPNI200419 – Refer to Attorney General's Office for Public Reprimand \$500 fine for narcotic discrepancies, two years probation with two years of narcotic restrictions, quarterly reports (self, employer), and courses in Narcotic Drugs: Documentation and Handling, Righting a Wrong: Ethics and Professionalism in Nursing, Disciplinary Actions: What Every Nurse Should Know, Investigative Costs: \$362.28.

RNI201285

RNI210792 – Refer to the Attorney General's Office for Public Reprimand for narcotic discrepancies \$500 fine, three years probation and 2 years of narcotic restrictions, quarterly reports (self, employer), standard work restrictions, courses in Righting a Wrong: Ethics and Professionalism in Nursing and Disciplinary Actions: What Every Nurse Should Know. Investigative Costs: \$300.75 + \$351.28 = \$652.03

RNI201148

RNI210792– Refer to the Attorney General's Office for Voluntary surrender or indefinite suspension. May petition to lift with a quarter of Consent Order compliance and an outpatient mental physical examination from a Board approved evaluator. Investigative costs 95.68.

RNI191251 – Refer to the Attorney General's Office for Voluntary surrender or indefinite suspension. May petition to lift with a quarter of Consent Order compliance, payment of fines, and documentation of completed coursework.

LPNI190451– Refer to Attorney General's Office for a Public Consent Agreement with two years probation and 1 year narcotic restrictions, quarterly reports (self, employer), random urine drug screens and monthly PEth for duration of the agreement. Issue temporary license to complete reentry once reentry program has been approved and consent agreement has been signed.

RNI211344 – Grant initial authorization with a Letter of Concern for action in another jurisdiction.

LPNI220028– Request applicant complete an outpatient mental physical examination from a Board approved evaluator for consideration for licensure. Include in the MPE letter the Board's decision is based on a previous order for an MPE that was never completed and a recent felony drug arrest.

RNI220023 – Refer to Attorney General's Office for a Public Consent Agreement (to supersede current Consent Agreement) with 5 years probation, quarterly reports (self and employer) random drug screens throughout the order, substance abuse stipulations, and standard work restrictions. May petition for termination of probation with 5 years documented continuous sobriety; however, may petition the Board to lift the probationary terms two years from the effective date of the original agreement. Issue single state RN license upon receipt of signed Consent Agreement.

LPNI210147 – Refer to Attorney General's Office for Public Reprimand and \$500 fine for positive drug test at work, five years

probation, quarterly reports (self, employer, after care, psy-addictionologist), substance abuse stipulations, standard work restrictions, quarterly hair reports (Hairstat 10) x 24 months, quarterly urine drug screens throughout the order, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, Righting a Wrong: Ethics and Professionalism in Nursing. Investigative Costs: \$117.70. Deactivate multistate license.

LPNI220011 – Refer to Attorney General’s Office for Private Consent Order with \$500.00 fine for Failure to Disclose on eNLC application.

LPNI220026 - Refer to Board staff for a Private Consent Agreement with \$500.00 fine for failure to disclose arrests on application. May issue single state GA license when fine is paid in full.

RNI210516 – Refer to Attorney General’s Office for a Public Reprimand with a \$1000 fine for substandard care (two separate incidents) and courses in Professional Accountability and Legal Liability for Nurses, Sharpening Critical Thinking Skills, and Disciplinary Actions: What Every Nurse Should Know. Investigative cost \$72.18 and peer review cost \$300.00.

RNI220005 – Public Consent Agreement with two (2) years probation, quarterly reports (self and employer), courses in Narcotic Drugs: Handling and Documentation, Professional Accountability and Legal Liability for Nurses, and Disciplinary Actions: What Every Nurse Should Know. Investigative costs from initial investigation \$272.42.

RNI211100 – Close case with no disciplinary action

RNI211145 – Refer to Office of Investigations to obtain patient records related to 7/29/2016 medication error incident (blood glucose level prior to administration of insulin and what the facility's protocol is for insulin administration, order with parameters of glucose readings and insulin administration) and send for peer review

LPNI220024 – Close case

Pierce seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, July 22, 2021 at 4:25 p.m.



Ashlan Porter, **Board Member, RN**

STATE OF GEORGIA

COUNTY OF BIBB

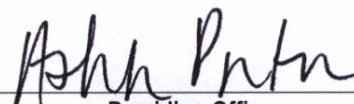
**AFFIDAVIT SUPPORTING CLOSING OF
PUBLIC MEETING**

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 July 22 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 22nd day of July, 2021.



Notary Public

