

The Investigative Committee A of the Georgia Board of Nursing met Thursday, May 5, 2022 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, MAY 5, 2022

MEMBERS PRESENT

Merry Fort, RN, BS, Vice President
Stephanie Dickerson, RN
Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC

STAFF PRESENT

Zelma Delgado, Executive Director, Georgia Board of Nursing
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
Kimberly Emm, Assistant Attorney General
Kathy Winstead, Board Support Specialist

Fort called the meeting to order at 4:01 p.m. on Thursday, May 5, 2022.

EXECUTIVE SESSION

Thompson moved, Dickerson 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, May 5, 2022, 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)

Thompson moved to present the following recommendations to the Board.

RNI221183 – Refer to Attorney General's Office for Private Consent Order with \$500.00 fine for Failure to Disclose an arrest, issue eNLC.

RNI171098 – Approve request to terminate Consent Order early.

RNI220566 – Refer to Attorney General's Office to Reinstate license with a Public Consent Agreement five years' probation, Stayed suspension, \$500 fine for impairment at work in 2017, quarterly reports (self, employer, after care, psychotherapist-addiction counselor), Monthly PEth x 24 months, quarterly urine drug screens throughout the order with EtG and EtS, Substance Abuse Stipulations, Standard work restrictions, courses to include Substance Use in Nursing, Righting a Wrong: Ethics and Professionalism in Nursing, Disciplinary Actions: What Every Nurse Should Know, Applicable Investigative Costs.

LPNI220277 – Refer to Attorney General's Office to Amend current Consent Order to include a stayed suspension (superseding order) and make order public. Public Consent Order, Extend Consent Order one-year, Monthly PEth x 12 months, quarterly urine drug screens throughout the order, quarterly reports (self, employer, after care, psychotherapist, medication management), Substance Abuse Stipulations, Standard work restrictions (allowed to work in home health).

RNI220989 – Send Letter of Concern – prohibited products.

RNI221006 – Refer to Attorney General's Office to Amend Consent Order to include a stayed suspension and extend time of

probation x one year (superceding order). Public Consent Order, extend Consent Order for one year, quarterly reports (self, employer, after care, psychotherapist), Substance Abuse Stipulations, Standard work restrictions, Monthly PEth tests x 12mos, quarterly urine drug screens throughout the order, random drug tests, stayed suspension.

RNI221011 – Amend current Consent Order to include a stayed suspension (superseding order). Public Consent Order with five years' probation and two years of Narcotic Restrictions, quarterly hair follicle tests (Hairstat 5) x 24 months, Bimonthly urine drug screens throughout order, Substance Abuse Stipulations, Standard Work Restrictions plus 40 hours per week, Start over drug testing, New sobriety date, Stayed suspension.

LPN220336 – Refer to Attorney General's Office for a Private Consent order with \$2,000 fine for Failure to Disclose arrest on the eNLC application and 3 renewals, issue eNLC.

RNI220447 – Refer to Attorney General's office for a Public Consent Order with five years' probation and 2 years of Narcotic Restrictions, quarterly reports (self, employer, after care), quarterly hair reports Hairstat 10 x 12mo, quarterly urine drug screens throughout the order, Substance Abuse Stipulations, Standard work restrictions, courses to include Substance Use in Nursing, Righting a Wrong: Ethics and Professionalism in Nursing, Disciplinary Actions: What Every Nurse Should Know, Applicable Investigative Costs.

RNI220933 – 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.

LPNI220095 – Refer back to Office of Investigations to obtain record from Magnolia Manor notes and assessment related to the fall (only request patient's record for date of fall 5/14/21). Also request patient's hospital record to only include admitting diagnosis and cause of death.

RNI220596 – Close case with no disciplinary action

RNI211245 – 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.

RNI220343 – 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. (Same respondent as above, different complaint)

RNI220288 – Investigative Letter with courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Action: What Every Nurse Should Know, and Jurisprudence- GA RN. Issue multi-state license once she submits all of her documents and meets all other criteria.

RNI220220 – Close case with no disciplinary action.

RNI220265 - Close case with no disciplinary action.

RNI220338 – Investigative letter with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Documentation: A Critical Aspect of Client Care and 4.) Narcotic Drugs: Handling and Documentation.

RNI220363 - Close case with no disciplinary action.

RNI221137 - Close case with no disciplinary action. (Compliant with CE's)

RNI220404 – Close case with no disciplinary action.

RNI221111 – Request a copy of the fraudulent application from Montana Board of Nursing that was submitted to Montana

Board of Nursing along with all corresponding documents to include, but not limited to, any photo ID's. Request Linda Morgan, Education Consultant, review transcript in file from FL school (Carleen Health Institute) to verify authenticity.

RNI220881 - Deny eNLC application based on Ohio Board of Nursing's discipline, applicant is not eligible for an eNLC.

RNI220469 – Close case with no disciplinary action.

RNI220654 – 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

RNI220824 – Reinstate MSL with a Letter of Concern – Action in another jurisdiction.

LPNI210510 – 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

LPNI220256 - Issue single-state license with Letter of Concern for Unlicensed Practice (1 month); respondent is not eligible for eNLC.

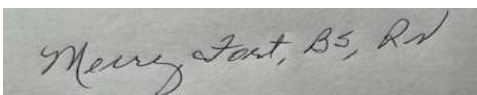
LPNI210160 – Refer to Attorney General's Office for a Public Consent Order with \$500 fine for Unprofessional Conduct, with courses in Professional Accountability and Legal Liability for Nurses, Disciplinary Action: What Every Nurse Should Know, Righting a Wrong: Ethics and Professionalism in Nursing, Applicable Investigative Costs.

RNI220417– Refer to Attorney General's Office to contact Respondent requesting a voluntary surrender.

RNI210396 – 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

Dickerson seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, May 5, 2022 at 5:01 p.m.



Merry Fort, **Vice President**

STATE OF GEORGIA

COUNTY OF BIBB

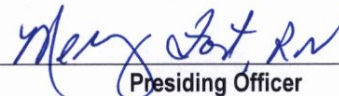
**AFFIDAVIT SUPPORTING CLOSING OF
PUBLIC MEETING**

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.

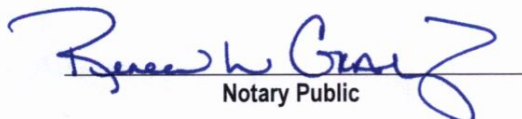
1. I am the presiding officer of the Georgia Board of Nursing.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On May 5 2022 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



Presiding Officer

Sworn and subscribed before me
This 5th day of May, 2022.



Notary Public

