

The Investigative Committee B of the Georgia Board of Nursing met Thursday, April 28, 2022 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, APRIL 28, 2022

MEMBERS PRESENT

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

STAFF PRESENT

Zelma Delgado, Executive Director, Georgia Board of Nursing
Kirsten Daughdril, JD, Assistant Attorney General
Janet Freeman, RN, BSN, Nursing Consultant – Legal/Discipline
Natara Miller, RN, BSN, Nursing Consultant – Legal/Discipline
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Kimberly Emm, Assistant Attorney General
Kathy Winstead, Board Support Specialist

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

EXECUTIVE SESSION

Phipps 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, April 28, 2022, 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)

Tanner moved to present the following recommendations to the Board.

RNI220644 - Close case with a Letter of Concern – DUI arrest.

RNI220833– Refer to Attorney General's Office for Public Consent Order, five years' probation, quarterly reports (self, employer, aftercare, psychotherapy), Substance Abuse Stipulations, Standard work restrictions, Monthly PETH x 24 months, quarterly urine drug screens throughout the order, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

RNI180748 - Approve request to terminate Consent Order early.

RNI220376– Refer to the Attorney General's Office for 3-month mandatory suspension and proceed to Public Consent Order with three years' probation, quarterly reports (self, employer, aftercare, addictionologist), Substance Abuse Stipulations, Standard work restrictions, quarterly reports Hairstat 5 x 12mo, quarterly urine drug screens throughout the order, with courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know, Must submit final disposition of court case within 10 days of adjudication

LPNI220286 – Close with a Letter of Concern – positive drug test at work and CBD use

RNI210714 – Table until full Board Meeting.

RNI201320 – Send Investigative Letter with courses to include in Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Narcotic Drugs: Handling and Documentation.

RNI201408 – Close with Letter of Concern – medication discrepancies

LPNI220005 – Close case with no disciplinary action

LPNI220066 – Close case with no disciplinary action.

RNI211158 – Refer to Attorney General's office for a voluntary surrender or indefinite suspension. May petition to lift with Letter of Explanation and drug tests (Hairstat 5).

RNI220451– Close case with no disciplinary action.

RNI220450 – Close case with no disciplinary action.

RNI220481– Close case with no disciplinary action.

RNI220463 – Close case with a Letter of Concern for positive pre-employment drug screen.

RNI221168– Issue single state license with Letter of Concern -Action in another jurisdiction and arrest. Nurse does not qualify for eNLC.

RNI220225 – Table pending adjudication of criminal charges. Notify Respondent's legal counsel and request a copy of the final disposition within 10 days of adjudication.

RNI220374 - Close case with no disciplinary action.

RNI220528 – Close with Letter of Concern – Action in another jurisdiction.

LPNI210608 – Refer to Attorney General's Office for summary suspension (alternative would be indefinite suspension with ability to lift with MPE and proof of standard practice requirement) Obtain a certified copy of the Arizona summary suspension of Respondent's privilege to practice.

RNI191123 – Close with Letter of Concern – Action in another jurisdiction.

RNI221128 – Grant temporary license for reentry with approved reentry program.

LPNI220322- Issue single state GA license with Letter of Concern – criminal.

RNI211147– Close case with no disciplinary action.

RNI220502 - Needs to complete reentry program. Refer to Attorney General's Office to Reinstate License with a Public Consent Agreement with five years' probation and two years of narcotic restrictions, quarterly reports (self, employer, aftercare, psychotherapy, addictionologist for pain management), Substance Abuse Stipulations, Standard work restrictions along with high stress settings- ICU, ER, quarterly reports Hairstat 10 x 12 months, Monthly urine drug screens with EtG and EtS, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know

RNI210737 – Refer to Attorney General's Office for Private Consent Order \$500 fine for Failure to Disclose Treatment x 2 = \$1000, course in Professional Accountability and Legal Liability for Nurses.

RNI220847 – Refer to board staff for a private consent agreement with \$100 fine for Unlicensed Practice; may issue single state license upon receipt of fine in full. Allow Applicant to withdraw application.

RNI220081 – Table pending adjudication of criminal charges. Notify Respondent's legal counsel and request legal counsel to submit a copy of the final court disposition upon adjudication.

Pierce seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, April 28, 2022 at 4:24 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.

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 April 28 2022 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 April, 2022.



Notary Public

