

The Investigative Committee B of the Georgia Board of Nursing met Thursday, July 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, JULY 28, 2022

MEMBERS PRESENT

Ashlan Porter, RN
K. Andrea Phipps, LPN
Maceo Tanner, RN
Ryan Loke, Consumer Member

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
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 4:03 p.m. on Thursday, July 28, 2022.

EXECUTIVE SESSION

Tanner 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, July 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.

RNI230060 - Issue RN license with Letter of Concern – Failure to Disclose Action in Another Jurisdiction.

LPNI220343 – Refer to Attorney General’s Office for Private Consent Order with \$500.00 fine for Failure to Disclose.

RNI220925 - Investigative Letter with courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Jurisprudence – Georgia RN, and Patient Rights.

LPNI230008 – Issue License by Endorsement with a Private Consent Agreement with \$500.00 fine for Failure to Disclose arrest.

LPNI220252 – Investigative Letter with courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, and Jurisprudence – Georgia LPN.

RNI220508 – Investigative Letter with courses to include Professional Accountability, and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, and Narcotic Drugs: Handling and Documentation.

RNI220533 – Investigative Letter with courses to include Professional Accountability and Legal Liability for Nurses,

Disciplinary Actions: What Every Nurse Should Know, and Jurisprudence – Georgia RN.

RNI230047– Issue Multistate License by Endorsement.

RNI180673 – Reinstate RN license and APRN authorization with a Letter of Concern action in another jurisdiction.

RNI230055

RNI230054 - Issue eNLC with a Private Consent Order with a fine \$500.00 for Failure to Disclose arrest and \$500.00 for Continuing Education violation (\$1,000.00 total).

RNI220244 – Close with Letter of Concern – substandard care.

LPNI220079 – Close case with no disciplinary action.

LPNI220182 – Refer to Attorney General's Office for a private consent order with a \$500 fine for Failure to Disclose arrest on 03/22/2021 license renewal application.

LPNI220230 – Table pending receipt of documentation from Alabama Board of Nursing.

RNI220561– Refer to SOS Investigations to obtain a copy of the medical records for the patient identified in the claim report. Board staff to obtain a certified copy of all active/effective protocol agreements for Respondent from the GA Composite Medical Board. Send out for peer review.

RNI220626 - Close complaint with no disciplinary action.

RNI220454 – 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 and deny renewal. May petition to lift with MPE and standard practice language.

RNI220619 – 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 and deny renewal. May petition to lift with MPE and standard practice language.

LPNI220405– Refer to Attorney General's Office for revocation of license

RNI221365 – Amend Consent Order in include a stayed suspension (superseding order). Public Consent Order five years' probation, quarterly reports (self, employer, aftercare, psychotherapy, medication management), Substance Abuse Stipulations, standard work restrictions, Monthly PEth x 2yrs, quarterly urine drug screens throughout the order, new sobriety date, \$500 fine for violation of Consent Order, Stayed suspension language.

RNI210882 – Refer to Attorney General's Office for a public consent order with \$500 fine for Failure to Disclose action in another jurisdiction in MD and NY on her 2022-24 renewal application.

RNI220232 – Investigative Letter with courses in Narcotic Drugs: Documentation and Handling, Professional Accountability and Legal Liability, New sobriety date.

RNI220264 - Investigative Letter with courses in A Nurses Guide to the Use of Social Media (Article) https://www.ncsbn.org/Social_Media.pdf and https://www.ncsbn.org/NCSBN_SocialMedia.pdf Professional Accountability and Legal Liability, 3 - NCSBN Social Media Guidelines Video - YouTube video - <https://www.youtube.com/watch?v=6QQpde9tSu8>

RNI220639 – Close case.

RNI220919– Close case with no disciplinary action.

LPNI220070 – 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 and deny renewal. May petition to lift with MPE and standard practice language.

LPNI220249 – Close case with no disciplinary action.

RNI221400 – Reinstate RN license and APRN authorization

Phipps seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, July 28, 2022 at 4:21 p.m.

A handwritten signature in cursive script that reads "Ashlan D Porter". The signature is written in black ink on a light yellow rectangular 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 July 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 July, 2022.



Notary Public

