

The Georgia Board of Nursing met January 12-13, 2022, via teleconference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

WEDNESDAY JANUARY 12, 2022

MEMBERS PRESENT

Tammy Bryant, MSN, BSN, RN, President
Merry Fort, BS, RN, Vice President
Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC
Stephanie Dickerson, RN, BSN
Roger Pierce, RN, MSN
Ashlan Porter, RN
K. Andrea Phipps, LPN
Jennifer Pipkin, RN, MSN, CRNA
Maceo Tanner, LPN
Ryan Loke, Consumer Member

MEMBERS ABSENT

Joshua Batson NP-C

STAFF PRESENT

Zelma Delgado, Executive Director, Georgia Board of Nursing
Natar Miller, RN, BSN, Nursing Consultant – Legal/Discipline,
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Kirsten Daughdril, JD, Assistant Attorney General
Sandy Bailey, Assistant Attorney General
Alexis Cromartie, Assistant Attorney General
Elizabeth Simpson, Assistant Attorney General
Betsy Cohen, Assistant Attorney General
Linda Morgan, Education Consultant
Kathy Winstead, Board Support

Bryant called the meeting to order at 10:00 am on Wednesday, January 12, 2022. *A quorum to conduct disciplinary matters was present.*

EXECUTIVE SESSION

Thompson moved, Pipkin seconded, and the Board 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 Committee Meeting session on Wednesday, January 12, 2022, Bryant 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 Committee Meeting session. Once in Open Session, the Board had a quorum of its members present.

CASE REVIEW

(**RNI**=Registered Nurse Investigative Case Number, **LPNI**=Licensed Practical Nurse Investigative Case Number)

LPNI220200 – The Board recommended to deny Licensure based on previous fraudulent prescription complaint.

LPNI190619– The Board recommended to mirror Ohio's order. Refer to Attorney General's Office for 3 months suspension, lift with Public Consent Order for \$1,500 fine for Failer to disclose on 3 renewals (2021-2023, 2019-2021, 2017-2019), courses to include: Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know. Automatic reinstatement.

LPNI210428 – The Board recommended to 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, deny renewal, may petition to lift with MPE. Include standard practice requirements to lift suspension.

RNI220321 – The Board recommended to close case with no disciplinary action.

LPNI220089 – The Board recommended to refer to Office of Investigations to obtain additional information related to force medicating a patient 2/2020, determine if the respondent was responsible for nursing care of the inmate.

RNI220433 – The Board recommended to close with a Letter of Concern, Action in Another Jurisdiction.

RNI210746 – The Board recommended to refer to Attorney General's Office for Indifinate suspension. After suspension lifted quarterly reports (self, employer, psychotherapist) for 1 year. Courses to include Professional Accountability and Legal Liability for Nurses, Disciplinary Actions: What Every Nurse Should Know, Righting a Wrong: Ethics and Professionalism in Nursing. \$500 fine for Unprofessional Conduct.

LPNI220043 - The Board recommended to table until final court disposition.

RNI220615 – The Board recommended to issue License with a Letter of Concern (letter should state that the applicant will need to keep the Board informed of the status of the criminal case(s) and that the Board reserves the right to take action following the resolution of the criminal case, further action may be pending).

LPNI210496 - The Board recommended to refer to Attorney General's Office for Public Reprimand \$500 fine for Unprofessional Conduct (Board Rule 410-10-.03(7)(e) -Threatening or violent behavior in the workplace) 1 year probation quarterly reports (self, employer, psychohearapist), Standard work restrictions, courses to include Righting a Wrong: Ethics and Professionalism in Nursing, Disciplinary Actions: What Every Nurse Should Know, Stress under COVID - Investigative Costs: \$60.15.

RNI220562 – The Board recommended to refer to Attorney General's Office for Private Consent Order, with five year monitoring, quarterly reports (self, employer, after care), standard work restrictions, substance abuse stipulations, monthly PEth x 24mos, quarterly urine drug screens throughout the order, courses to include Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

RNI220409 – The Board recommended to amend current Consent Order to include a stayed suspension and change from private order to a public order (superseding order). Public Consent Order five years probation, quarterly reports (self, employer, after care), substance abuse stipulations, quarterly reports Hair (Hairstat 5) x 12mos., quarterly urine drug screens throughout order, Standard work restrictions, change sobriety date 8/23/21, \$500 fine for violation of Consent Order.

LPNI220175 – The Board recommended to amend current Consent Order to include aftercare and a 5-year probation (superseding order) – Public Consent Order with five years probation, quarterly reports (self, employer, after care), monthly PEth x 12mos, quarterly urine drug screens throughout the order, standard work restriction, substance abuse stipulations, stayed suspension language \$500 fine for violation of Consent Order.

LPNI220186 – The Board recommended for a Letter of Concern – for consuming Products prohibited.

RNI180763 – The Board recommended to approve request to terminate Consent Order early.

RNI220509 – The Board recommended to refer to Attorney General's Office to amend current Consent Order to include stayed suspension (superseding order). Public Consent Order with five years probation, quarterly reports (self, employer, after care, psychotherapy, medication management), quarterly urine drug screens throughout the order, substance abuse stipulations, standard work restrictions, Stayed suspension language, \$500 fine for violation of Consent Order.

LPNI210588 – The Board recommended to refer to Attorney General's Office for a voluntary surrender or indefinite suspension, may petition to lift with payment of \$500 and standard practice language.

RNI220526 – The Board recommended to refer to Attorney General's Office to amend current Consent Order to include a stayed suspension (superseding order). Public Consent Order with 5 years probation, quarterly reports (self, employer, after care, psychotherapy, medication management), monthly PEth x 12 mos, quarterly urine drug screens throughout the order, complete payment of fine in original Consent Order, substance abuse stipulations, standard work restrictions, stayed suspension language, \$500 fine for violation of Consent Order.

RNI220594 – The Board recommended for staff to write the applicant a letter requesting an outpatient mental physical examination from a Board approved evaluator, results to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant for consideration of reinstatement of license.

RNI210737 – The Board recommended to 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, deny renewal, may petition to lift with MPE. Include standard practice requirements to lift suspension. \$500 fine for Failure to Disclose.

RNI220606 – The Board recommended to table for receipt of Letter of Explanation.

RNI170942 – The Board recommended to table for receipt of Letter of Explanation

RNI220659 – The Board recommended to issue RN license with Letter of Concern -Action in Another Jurisdiction/Criminal – Flag LPN application.

LPNI220199 – The Board recommended to issue single state license.

LPNI220133 – The Board recommended to refer to Attorney General's Office for Public Consent order with \$500 fine for Unprofessional Conduct – verbal threats to coworkers.

LPNI210390 – The Board recommended to that once Final Decision is received in Board office, Lift suspension of license due to already completing the terms of the Consent Order.

LPNI220048 – The Board recommended to 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, deny renewal, may petition to lift with MPE. Include standard practice requirements to lift suspension.

PNI220073 – The Board recommended to 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, deny renewal, may petition to lift with MPE. Include standard practice requirements to lift suspension.

LPNI210224 – The Board recommended to refer to Attorney General's Office for Public Consent Order, with five years probation, must enroll in outpatient treatment within 30 days of docket date of order, quarterly reports (self, employer, after care), standard work restrictions, substance abuse stipulations, monthly PEth x 12mos, quarterly reports Hair (Hairstat 5) x 12mos, quarterly urine drug screens throughout the order, courses to include Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

LPNI220124– The Board recommended to 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, deny renewal, may petition to lift with MPE. Include standard practice requirements to lift suspension.

LPNI210605 – The Board recommended to send Investigative Letter -with courses in Disciplinary Actions: What Every Nurse Should Know, Medical Errors: Causes & prevention. Narcotic Drugs: handling and documentation & Medication Safety, Protecting Patients from Avoidable Harm.

RNI211140 – The Board recommended to refer to Attorney General's Office for Public Reprimand for Unprofessional Conduct with \$500 fine and courses in Documentation: A Critical Aspect of Client Care. Disciplinary actions What Every Nurse Should Know and Professional accountability and legal liability for nurses. Peer review cost \$250.00, Investigative cost if applicable.

ATTORNEY GENERAL'S OFFICE

(**RNI**=Registered Nurse Investigative Case Number, **LPNI**=Licensed Practical Nurse Investigative Case Number)

RNI220035 - The Board recommended to rescind Previous Board Motion; close case with Investigative letter with courses in Professional Accountability and Legal Liability for Nurses, Medication Errors: Causes and Prevention and Documentation: A Critical Aspect of Client Care.

RNI160559– The Board recommended to reject offer.

LPNI210447 – The Board recommended to rescind Previous Board Motion. Respondent has provided documentation demonstrating his/her full compliance, which have been confirmed by the Board staff. Close Case

LPNI210497 – The Board recommended to rescind Previous Board Motion. Respondent has provided documentation demonstrating his/her full compliance, which have been confirmed by the Board staff. Closed Case

LPNI210542– The Board recommended to close case, respondent opted to allow their license to lapse and, as a result of their license as “Lapsed” According, closed case.

LPNI210552 – The Board recommended to close case, Respondent opted to allow their license to lapse and, as a result of their license as “Lapsed” According, closed the case.

LPNI210442 – The Board recommended to close case, Respondent opted to allow their license to lapse and, as a result of their license as “Lapsed” According, closed case.

RNI220292 – The Board recommended to amend Previous Board Motion – change from 5 years – Respondent may petition for termination of the Order after three years of continuous documented sobriety (the Superseding Order offered required five years) with monthly PEth screenings throughout the probationary period. Close case.

RNI220197 – The Board recommended to amend Previous Board Motion – change from 5 years – Respondent may petition for termination of the Order after three years of continuous documented sobriety (the Superseding Order offered required five years) with monthly PEth screenings throughout the probationary period.

RMO220455 – The Board recommended to rescind Previous Board Motion – close with Letter of Concern.

INVESTIGATIVE INTERVIEW

RNI211148 – The Board recommended to refer back to Peer Reviewer – to review the for lack of documentation. Was it the nurses's responsibility address and document the following:

1. Should the nurse have documented any type of side effects, even if common?

2. Should the nurse have recognized the cross-sensitivities between PCN and Cephalosporins?
 3. Should the nurse have questioned the physician regarding the cross-sensitivities?
- Also, verify the computer system used (should it have alerted the user of the system of any cross-sensitivities?)

At the conclusion of the executive session on Wednesday, September 15, 2021, Bryant 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.

OPEN SESSION

INVESTIGATIVE COMMITTEE A

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

The Board recommended to ratify the following cases from the January 6, 2022 Investigative Committee A meeting:

RNI220601	RNI220602	RNI220412	RNI22018	LPNI210319	RNI220305	RNI220207
LPNI210361	RNI180432	LPNI210454	LPNI220142	RNI220554	RNI220558	RNI210857
RNI210845	RNI211077	RNI211183	RNI220576	LPNI220198	LPNI210382	RNI220603
LPNI220189	RNI220566	RNI201485	RNI220408	RNI220442	RNI220520	RNI220642
RNI210759						

PROBATION TERMINATIONS BETWEEN MEETINGS

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to accept the following terminations of probation between meetings

RNI191273 RNI170783 LPNI200415 RNI150794

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to accept the following recommendations for the cases listed below:

RECOMMENDED ACTION	
RNI171098	Public Consent Order
RNI201046	Public Consent Order
RNI190104	Public Consent Order
RNI191455	Public Consent Order
RNI180065	Public Consent Order

PRIVATE CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

The Board recommended to ratify the Private and Public Consent Agreements for unlicensed/unauthorized practice that were issued according to the Board's policies.

RN220676 RN220678 LPN220206

PRIVATE CONSENT AGREEMENTS FOR FAILURE TO DISCLOSE

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to accept the following recommendations for the applicant cases listed below:

APPROVED PRECEPTORSHIP APPLICATIONS

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to ratify the following nontraditional applicant preceptorships that were approved by staff using Board guidelines:

APPLICANT	METHOD LICENSE OBTAINED BY METHOD	LOCATION	TEMP PERMIT ISSUE DATE
2971173	Exam	Wellstar Cobb Hospital	12/20/2021
29535704	Exam	Memorial Stilla Health	1/4/2022

APPROVED RE-ENTRY PROPOSALS

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to ratify the following reentry proposals that were approved by staff using Board guidelines:

APPLICANT	METHOD LICENSE OBTAINED	LOCATION	TEMP PERMIT ISSUE DATE
2971173	Reinstatement	Y'Carte	1/04/2022

ADA

(RNI=Registered Nurse Investigative Case Number) (LPNI = Licensed Practical Nurse Investigative Case Number)

The Board recommended to accept the following recommendations for the applicants listed below:

APPLICANT	DIAGNOSIS	RECOMMENDED ACTION
2978326	Specific Learning Disability (SLD)	Extended time of time, private room and ear plugs
296748	Generalized anxiety disorder & Attention Deficit Disorder	Extended time of time and private room

APPROVAL OF BOARD MINUTES

The Board recommended to accept the December 16, 2021 Executive meeting minutes as presented.

The Board recommended to accept the December 16, 2021 meeting minutes as presented.

The Board recommended to accept the January 6, 2022 Investigative Committee A meeting minutes as presented.

There being no further business, the meeting adjourned on Wednesday, January 12, 2022, at 2:10 p.m.

THURSDAY, JANUARY 13, 2022

MEMBERS PRESENT

Tammy Bryant, MSN, BSN, RN, President
Merry Fort, BS, RN, Vice President
Darrell Thompson, RN, DNP, ACNP-BC, FNP-BC
Stephanie Dickerson, RN, BSN
Roger Pierce, RN, MSN
Ashlan Porter, RN
K. Andrea Phipps, LPN
Jennifer Pipkin, RN, MSN, CRNA
Maceo Tanner, LPN
Ryan Loke, Consumer Member

MEMBERS ABSENT

Maceo Tanner, LPN
Joshua Batson NP-C

STAFF PRESENT

Zelma Delgado, Executive Director, Georgia Board of Nursing
Natar Miller, RN, BSN, Nursing Consultant – Legal/Discipline,
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Linda Morgan, PhD, MSN, RN - Education Consultant
Kirsten Daughdril, JD, Assistant Attorney General
Kathy Winstead, Board Support

Bryant called the meeting to order at 9:30 am on Thursday, January 13, 2022. *A quorum of the Board was present.*

EXECUTIVE SESSION

A quorum of a committee was present, and Porter moved, Thompson seconded, and the Board 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 Committee Meeting session on Thursday, November 18, 2021, Bryant 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 Committee Meeting session. Once in Open Session, the Board had a quorum of its members present.

PERSONAL APPEARANCE

LPN1220103 – Porter moved that the applicant does not qualify for a GA LPN – did not graduate from an approved LPN program. Applicant has a current Florida LPN license, therefore does qualify for a temporary permit in GA. Once the emergency permits are lifted, the applicant will no longer qualify for a license in GA. Thompson seconded the motion and it carried unanimously.

RULE WAIVER

PW-01 29239212 – Fort moved to Table for more information – Full proposal additional details – Reentry Programs – present @ Feb meeting. Pierce seconded the motion and it carried unanimously.

PW-02 – 2907466 – Fort moved to table for more information – Full proposal with additional details – reach out to Technical College – present @ Feb meeting. Pierce seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned on Thursday, January 13, 2022, at 12:30 pm

Tammy Bryant, ***President***

Zelma Y Delgado, ***Executive Director***

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 January 12-13, 2022 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 13th day of January, 2022.


Notary Public

