

The Investigative Committee B of the Georgia Board of Nursing met Thursday, February 24, 2022 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, FEBRUARY 24, 2022

MEMBERS PRESENT

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

STAFF PRESENT

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

Porter called the meeting to order at 4:00 p.m. on Thursday, February 24, 2022.

EXECUTIVE SESSION

Pipkins 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, February 24, 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)

Pierce moved to present the following recommendations to the Board.

RNI220025 - Approve request to use LCSW for psychotherapy in lieu of an addictionologist.

RNI220564 – Refer to Attorney General’s Office for Private Consent Order, five years’ probation, quarterly reports (self, employer, after care, psychotherapist), Substance Abuse Stipulations, Standard work restrictions, Monthly PEth x 24 months, quarterly urine drug screens throughout the order, course in Substance Use in Nursing.

RNI211099 - Close case with no disciplinary action

RNI210445 – Close case with no disciplinary action

RNI220798 - Close case with no disciplinary action

RNI211259 Close case with no disciplinary action.

RNI220565 – Refer to Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator; results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. If noncompliant voluntary surrender or indefinite suspension and deny renewal. May petition to lift with MPE and proof of standard practice requirement.

RNI220784 – Close case, is now compliant

RNI220080 – Refer to Attorney General's Office for Public Reprimand and \$500.00 fine for Unprofessional Conduct (forgery), and quarterly reports (employer) for one-year, Investigative costs: 264.66 (if app)

RNI220786 – Close case, is now compliant.

RNI211236 – Refer to Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator; results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. If noncompliant voluntary surrender or indefinite suspension and deny renewal. May petition to lift with MPE and proof of standard practice requirement.

RNI171046 - Approve request to terminate Consent Order early.

LPNI220239 – Table pending full board review.

RNI220855– Issue eNLC with Letter of Concern for failure to disclose arrest.

RNI211115 – Refer to Attorney General's Office for Public Consent Order, five years' probation, quarterly reports (self, employer, after care, psychotherapist), Substance Abuse Stipulations, Standard work restrictions, Monthly PEth tests x 24 months, quarterly urine drug screens throughout the order, courses in Substance Use in Nursing, Disciplinary Actions: What Every Nurse Should Know.

RNI220866 – Investigative Interview - request a Letter of explanation related to possible Unlicensed Practice and a copy of job description from employer prior to the interview. Interview will be scheduled for the May Board Meeting.

RNI220768 – Deny eNLC application. Issue Letter of Concern – arrest.

RNI201011 – Refer to Attorney General for indefinite suspension, may petition to lift after three months with MPE and proof of standard practice requirement.

RNI220701 – Letter of Concern – prohibited products.

RNI211290 – Refer to Office of Investigation to obtain documentation of Respondent not wasting this medication, the MAR, and physician's order.

LPNI220231 – Refer to Attorney General's Office for public consent agreement for reinstatement with \$100 fine for Unlicensed Practice and \$500 fine for Failure to Disclose arrests. Issue temporary permit for reentry once reentry proposal has been approved and upon receipt of the fines in full.

LPNI220018 – Close complaint with no disciplinary action.

RNI211227 – Refer to Office of Civil Rights to investigate HIPPA Violation. Refer to Attorney General's for Public Reprimand \$500 fine for HIPAA violation, courses in HIPAA and Confidentiality: Practice May Change, But Principles Endure, Professional Accountability and Legal Liability for Nurses.

LPNI210363 – Letter of Concern – Unprofessional Conduct.

RNI211309 – Refer to Office of Investigation to obtain patient medical records and send out for peer review.

RNI211342 – Call the Iowa Board of Nursing requesting the records for both surgeries. The incident occurred in their jurisdiction

RNI220055 – Close case with no action.

RNI211172 – Close case with no action.

LPNI200214

LPNI220086 – Refer to Attorney General for indefinite suspension, may petition to lift with a full quarter of compliance of Consent Order and status of criminal case.

RNI211238 – Close case with no action.

Tanner seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, February 24, 2022 at 4:22 p.m.

Ashlan Porter, **Board Member, RN**

STATE OF GEORGIA

COUNTY OF BIBB

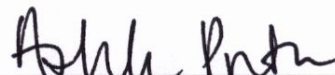
**AFFIDAVIT SUPPORTING CLOSING OF
PUBLIC MEETING**

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 February 24, 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 24th day of February, 2022.



Notary Public

