



South Carolina  
Department of Labor, Licensing and Regulation



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**Board of Nursing**

**JULY 26-27, 2012 BOARD OF NURSING MEETING MINUTES**

<p>Board President Samuel McNutt called the Board of Nursing meeting to order at 8:34 a.m. on Thursday, July 26, 2012 and at 8:30 a.m. on Friday, July 27, 2012. Public notice was properly posted at the board offices as well as on its website and provided to all requesting persons, organizations and news media in compliance with the S.C. Freedom of Information Act. A quorum was present at all times.</p>	<p style="text-align: center;"><u>CALL TO ORDER</u> <u>PLACE OF MEETING</u> <u>&amp; FOIA COMPLIANCE</u></p>
<p>Samuel H McNutt, RN, CRNA, MHSA, President ..... Present Congressional District 5</p> <p>Carol A Moody, RN, MAS, NEA-BC, Vice President ..... Present Congressional District 4</p> <p>Lisa C Irvin, RN, MSN, NEA-BC, Secretary..... Present Congressional District 6</p> <p>Amanda Baker, RN, MSN, CRNA, MNA ..... Present Congressional District 2</p> <p>Tara F. Hulse, PhD, RN, CNE ..... Present Congressional District 1</p> <p>Anne Crook, PhD ..... Absent Public Member</p> <p>James E Mallory, EdD ..... Present Public Member</p> <p>Registered Nurse – Congressional District 3 Two Licensed Practical Nurse Vacancies- Regions I &amp; II</p>	<p style="text-align: center;"><u>BOARD MEMBERS</u> <u>PRESENT &amp;</u> <u>VOTING</u></p>
<p>Nancy Murphy, MS, RN, BC, CPM, Board Administrator Kathryn Nedovic, Program Coordinator I Shannon Beaudry, Administrative Assistant Darra Coleman, Office of Advice Counsel Sara McCartha, Office of Advice Counsel Lynne Rogers, Office of General Counsel Erin Baldwin, Office of General Counsel</p>	<p style="text-align: center;"><u>LLR STAFF</u> <u>PRESENT FOR</u> <u>CERTAIN ITEMS</u></p>
<p>Anne Crook was excused from the July 26-27, 2012 Board Meeting.</p>	<p style="text-align: center;"><u>EXCUSED ABSENCES</u></p>
<p>The July 26-27, 2012 Board of Nursing Meeting Regular Agenda was presented for the Board’s review and approval.</p> <p>A motion was made by James Mallory to accept the Regular Agenda as presented. Carol Moody seconded the motion. The motion carried unanimously.</p>	<p style="text-align: center;"><u>APPROVAL OF AGENDA</u></p> <p style="text-align: right;"><u>MOTION</u></p>

<p>The Consent Agenda for the July 26-27, 2012 Board of Nursing Meeting was presented for the Board's review and approval/acceptance as information.</p> <p>a) For Information: Budget (on table)  b) For Acceptance: April 17, 2012 Advisory Committee on Nursing Meeting Minutes  c) For Information: NCSBN – Revised Senator Udall Bill  d) For Information: NCSBN – Impact on US Boards of Nursing</p> <p>A motion was made by Amanda Baker to approve the Consent Agenda as presented. Carol Moody seconded the motion. The motion carried unanimously</p>	<p><u>APPROVAL OF CONSENT AGENDA</u></p> <p><u>MOTION</u></p>
<p>The May 17-18, 2012 regular Board Meeting minutes were presented for the Board's review and approval.</p> <p>A motion was made by Tara Hulseley to approve the May 17-18, 2012 meeting minutes as presented. Carol Moody seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF MINUTES</u></p> <p><u>MOTION</u></p>
<p>Mark Sanders, Chief Investigator for Office of Investigations and Enforcement (OIE) presented the Investigative Review Committee (IRC) Report with recommendations from its meetings held since the May 2012 Board meeting. The Disciplinary Sanctions Guidelines chart is used by the IRC in making these recommendations.</p> <p>A motion was made by Carol Moody to approve 27 cases for Dismissal as recommended by the Investigative Review Committee (IRC). Tara Hulseley seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Amanda Baker to approve two cases for Dismissal – Cease and Desist as recommended by the Investigative Review Committee (IRC). Carol Moody seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Lisa Irvin to approve 81 cases for Formal Complaint as recommended by the Investigative Review Committee (IRC). Tara Hulseley seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Amanda Baker to approve three cases for dismissal with a Letter of Caution as recommended by the Investigative Review Committee (IRC). Carol Moody seconded the motion. The motion carried unanimously.</p> <p>Mr. Sanders relayed that the Board of Nursing statistics are gathered by quarters. There are no new statistics to report at this time because when this report was prepared, it was still within the second quarter. The statistics gathered through the second quarter will be provided at the September 27, 2012 meeting. Mr. Sanders stated that there are currently 195 active investigation cases.</p>	<p><u>OFFICE OF INVESTIGATION AND ENFORCEMENT (OIE)</u></p> <p><u>INVESTIGATIVE REVIEW COMMITTEE (IRC)</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>

<p>The Board discussed plans to review and revise the Disciplinary Sanctions Guidelines Matrix. The subcommittee members appointed at the March 2012 Board of Nursing meeting (Carol Moody, Tara Hulseley and James Mallory along with Lynne Rogers, Mark Sanders and Nancy Murphy) scheduled a meeting for August 30, 2012.</p>	<p align="right"><u>DISCIPLINARY SANCTIONS GUIDELINES MATRIX</u></p>
<p>Carol Moody recused from the proceedings as she works in a clinical facility in this geographical area. A quorum was still present.</p> <p>The Site Survey Team appointed by the Board of Nursing completed their visit for the Brown Mackie College proposed new associate degree nursing program on April 27, 2012.</p> <p>At its June 19, 2012 meeting, the Advisory Committee on Nursing (ACON) recommended that the Brown Mackie College survey report and response materials be forwarded to the Board for consideration and include additional information/ clarification regarding the following:</p> <ul style="list-style-type: none"> <li>• Clarification and consistency of the required GPA progression from general education through graduation for nursing students in a degree program in all College policies/ procedures and then include this information in the program written materials, e.g. handbook and catalog</li> <li>• Clarification of the academic achievement plan (student remediation process) and provide for both students and faculty</li> <li>• Include GPA information in the nursing student handbook</li> <li>• Ensure that clinical evaluations and syllabi demonstrate progression through the program and reflect ATI standardization</li> <li>• Provide a detailed nurse administrator and faculty hiring plan (e.g. recruiting efforts, plan for nursing courses starting in September 2013, expected start dates, etc.)</li> <li>• Provide a hiring plan for the nursing program administrative support position.</li> </ul> <p>A copy of the survey report with the findings and recommendations along with the Brown Mackie College report response materials and additional information requested by the ACON was provided for the Board's review</p> <p>Lisa Hawthorne, Interim Administrator and Karen Burgess, Campus President, Brown Mackie College appeared to discuss/respond to questions.</p> <p>Discussion included though was not limited to report information, response materials, plans for faculty, clinical tool progression, ATI plans, nursing program student handbook, evaluation tools, competition for clinical site availability, matriculation into Bachelor of Science in Nursing (BSN) programs and student employment potential.</p> <p>A motion was made by Tara Hulseley to go into executive session for the purpose of receiving legal counsel. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p align="right"><u>BROWN MACKIE COLLEGE GREENVILLE</u></p> <p align="right"><u>MOTION</u></p>

A motion was made by Lisa Irvin to leave executive session. Tara Hulseley seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

A motion was made by Amanda Baker to grant initial approval for Brown Mackie College for its associate degree nursing program. James Mallory seconded the motion. The motion carried with the recusal of Carol Moody.

MOTION

The Board then noted concerns regarding clinical experience availability/ times (evening)/ level of exposure to certain procedures/ activities that occur during the day (family considerations, tests), post-graduate employment opportunities and matriculation of students to BSN programs.

Carol Moody recused herself from the proceedings as she works in a clinical facility in this geographical area. A quorum was still present.

At its June 19, 2012 meeting, the ACON recommended that the ITT Technical Institute Greenville Current Feasibility Study for Establishing a Proposed New Registered Nursing Program be forwarded to the Board for consideration and include additional information/ clarification regarding the following:

- Clarify/ revise the clinical planning grid
- Clarify the space planned for the nursing program
- Clarify the facility table (distinguish/ identify the facilities with contracts)
- Clarify the feasibility study title/ cover page to reflect associate degree nursing program

A copy of the ITT Technical Institute Current Feasibility Study for Establishing a Proposed New Registered Nursing Program along with the additional information requested by the ACON was provided for the Board's review.

Melissa Black, Interim Chair, Breckinridge School of Nursing, Faye McHaney, Breckinridge School of Nursing and Anthony Berrios, Director, ITT Technical Institute appeared before the board to respond to questions.

Discussion included though was not limited to letters of support provided by additional clinical sites, the number of clinical experiences available for ITT students, competition for clinical availability with other nursing programs, student employment after graduation and progression to BSN programs.

A motion was made by Lisa Irvin to go into executive session for the purpose of receiving legal counsel. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

A motion was made by James Mallory to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

ITT TECHNICAL INSTITUTE  
GREENVILLE –FEASIBILITY  
STUDY - ESTABLISHING A  
PROPOSED RN PROGRAM

<p>A motion was made by Lisa Irvin to approve that ITT move forward with the initial proposal (program development) as they have met the standards in the Nurse Practice Act for the feasibility study. Amanda Baker seconded the motion. The motion carried with the recusal of Carol Moody.</p> <p>The Board then noted concerns regarding competition for limited clinical sites, the level of exposure of certain activities/ procedures for students, post-graduate employment opportunities and matriculation of students to BSN programs.</p>	<u>MOTION</u>
<p>At its June 19, 2012 meeting, the ACON discussed the letter received from the SC Deans &amp; Directors Council regarding the initial approval nursing program process. The ACON voted to forward the letter to the Board with support to consider adding to the regulation or adding clarification to the regulation. A copy of the letter was provided for the Board's review.</p> <p>Nancy Duffy and Roseanne Pruitt from the SC Deans &amp; Directors Council appeared before the board to respond to questions.</p> <p>Discussion included though was not limited to addressing the specifics regarding availability of clinical experiences in the letters of support, providing students with diverse clinical experiences and recommending chief nursing officer signature.</p> <p>A motion was made by Tara Hulseley to accept the information. Carol Moody seconded the motion. The motion carried unanimously.</p>	<p style="text-align: center;"> <u>SOUTH CAROLINA (SC) DEANS &amp; DIRECTORS COUNCIL – INITIAL APPROVAL NURSING PROGRAM PROCESS</u> </p> <p style="text-align: right;"> <u>MOTION</u> </p>
<p>The SC AHEC appeared before the Board to request approval to present two proposed legal aspects courses. Materials were provided for the Board's review. At its June 19, 2012 meeting, the ACON recommended the Board approve the courses as presented.</p> <p>Rebecca Jackson and Bennie Pettit from the SC AHEC appeared before the Board to respond to questions. Discussion included though was not limited to the benefits of a live course and the ability of SC AHEC to broadcast the live course throughout the state.</p> <p>A motion was made by Lisa Irvin to accept the programs as presented and applauded another avenue of learning. Tara Hulseley seconded the motion. The motion carried unanimously.</p> <p>At its June 19, 2012 meeting, the ACON discussed options for increasing baccalaureate prepared nurses within the next ten years. The ACON voted to move this report forward to the Board. The report was provided for the Board's review.</p> <p>Nancy Duffy appeared before the board to present the ACON report and to respond to questions. Discussion included though was not limited to approaching solutions other than legislation, facilitating agreements between associate degree and baccalaureate degree programs, barriers for RNs to attain BSN degrees, and plans for marketing this information.</p>	<p style="text-align: center;"> <u>SOUTH CAROLINA (SC) AREA HEALTH EDUCATION CONSORTIUM (AHEC) – LEGAL ASPECTS IN NURSING COURSE</u> </p> <p style="text-align: right;"> <u>MOTION</u> </p> <p style="text-align: center;"> <u>ACON REPORT–IOM/ ACON OPTIONS FOR INCREASING BSN PREPARATION WITHIN THE NEXT 10 YEARS</u> </p>

<p>A motion was made by Tara Hulseley to accept the report. Carol Moody seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>James Mallory recused himself as having previously worked with South Carolina State University (SCSU). A quorum was still present.</p> <p>At its July 2011 meeting, the Board voted to grant conditional program approval to the SCSU BSN program for a period of one year.</p> <p>Stanley Harris, Interim Chair, Department of Nursing, Cynthia Warrick, Interim President, South Carolina State University, and Walt Tobin, President, Orangeburg Calhoun Technical College appeared before the Board to respond to questions and provided the board with a plan for voluntary closure.</p> <p>Discussion included though was not limited to program NCLEX results, projected closure date, course progression for upcoming students, faculty accountability, the use of ATI scores in courses, new NCLEX review courses, plans to transfer students to other programs, admission criteria, the number of incoming juniors and seniors, the number of recent graduates who have taken the NCLEX and collaboration with Orangeburg Calhoun Technical College's nursing program. An SCSU student, Breanna Hopkins, and an SCSU faculty member, Stephanie Armstrong relayed information regarding SCSU's changes and progress.</p> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave executive session. Lisa Irvin seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>A motion was made by Lisa Irvin to accept the proposal for voluntary closure with the following modifications to SCSU's proposal:</p> <ul style="list-style-type: none"> <li>• Withdraw nursing as a major degree option, effective Fall 2012, which means to cease matriculation of incoming freshmen and rising sophomores with intended major of nursing, effective Fall 2012</li> <li>• For all rising juniors and seniors: <ul style="list-style-type: none"> <li>○ Review all previous ATI scores for nursing courses taken in the previous academic year to ensure a minimum of Level 2 performance in all courses; and</li> <li>○ Review all academic records for these students to ensure compliance with all stated admission criteria for upper division admission.</li> <li>○ Following reviews, any students who have not satisfied the minimum score of 2 on the ATI and stated admission criteria for upper division shall not progress in the nursing program.</li> </ul> </li> </ul> <p>Based on these recommendations, the Board recommended that voluntary closure be moved to December 2014. The Board asked that</p>	<p style="text-align: right;"><u>SOUTH CAROLINA STATE UNIVERSITY -- NURSING PROGRAM STATUS</u></p> <p style="text-align: right;"><u>MOTION</u></p> <p style="text-align: right;"><u>MOTION</u></p> <p style="text-align: right;"><u>MOTION</u></p>

<p>SCSU return to the Board in September to provide an update and a written report detailing the following:</p> <ul style="list-style-type: none"> <li>• Efforts to assist in the transfer of students</li> <li>• List of names of all students who transferred to approved nursing programs</li> <li>• Efforts to maintain custody and control of existing student records</li> </ul> <p>Carol Moody seconded the motion. The motion carried with the recusal of James Mallory.</p>	
<p>Review of the Advisory Opinion supplement on the nursing management of invasive devices – cardiovascular RN and LPN proposed revisions was deferred.</p> <p>At its June 19, 2012 meeting, the ACON reviewed the applications and recommended the Board approve Betsy McDowell to serve as one of the BSN Educator representatives, for Jill Greene to serve as the Nursing Administration, Long Term Care representative and for Donna Anderson to serve as the Nursing Administration, Hospital Small/ Rural representative. Copies of the applications were provided for the Board's review. Ms. McDowell, Ms. Greene and Ms. Anderson appeared before the Board to respond to questions.</p> <p>A motion was made by Carol Moody to accept Ms. McDowell's nomination as one of the BSN Educator representatives on the Advisory Committee on Nursing (ACON). Tara Hulseley seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Lisa Irvin to accept Ms. Greene's nomination of the Nursing Administration, Long Term Care representative on the Advisory Committee on Nursing (ACON). Carol Moody seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Tara Hulseley to accept Donna Anderson's candidacy as the Nursing Administration, Hospital Small/ Rural representative on the Advisory Committee on Nursing (ACON). Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p style="text-align: center;"><u>ADVISORY OPINION SUPPLEMENT ON THE NURSING MANAGEMENT OF INVASIVE DEVICES – CARDIOVASCULAR RN &amp; LPN PROPOSED REVISIONS</u></p> <p style="text-align: center;"><u>COMMITTEE MEMBER NOMINATIONS</u></p> <p style="text-align: right;"><u>MOTION</u></p> <p style="text-align: right;"><u>MOTION</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>The Board's bylaws subcommittee (members Carol Moody, Amanda Baker and Tara Hulseley) recommended the Board approve the proposed revisions for the Nursing Practice and Standards Committee Bylaws/ Membership as presented.</p> <p>A motion was made by James Mallory to approve the revisions as presented. Tara Hulseley seconded the motion. The motion carried unanimously.</p>	<p style="text-align: center;"><u>PRESIDENT'S REPORT- BOARD OF NURSING COMMITTEE BYLAWS – NURSING PRACTICE &amp; STANDARDS COMMITTEE</u></p> <p style="text-align: right;"><u>MOTION</u></p>

The National Council of State Boards of Nursing (NCSBN) will hold its Annual Meeting/ Delegate Assembly on August 8-10, 2012 in Dallas, Texas. Tara Hulseley, Board Member and Nancy Murphy, Administrator will serve as delegates.

The Board discussed whether to delegate voting rights to Tara Hulseley and Nancy Murphy on behalf of the Board.

Lisa Irvin made a motion to accept Nancy Murphy and Tara Hulseley as the Board's representatives and to give them permission to vote on the Board's behalf. Carol Moody seconded the motion. The motion carried unanimously.

Respondents appeared before the Board to request modifications to their Consent Agreements or Board orders. The Board reviewed Memoranda of Agreement stipulating to violations of the Nurse Practice Act to determine disciplinary actions.

The Board also reviewed initial and renewal licensure applications with "yes" responses to questions regarding criminal convictions, discipline in another state and discipline by employers. In addition, the Board reviewed APRN renewal applications regarding certification requirements and "grandfathering".

In Case # 2012-190, Respondent signed a Memorandum of Agreement (MOA) and waived the right to a panel hearing. Respondent was represented by Aaron Kozloski, Esquire.

A motion was made by Lisa Irvin to go into executive session for the purpose of receiving legal counsel. Carol Moody seconded the motion. The motion carried unanimously.

A motion was made by Carol Moody to leave executive session. Tara Hulseley seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

A motion was made by Carol Moody to go back into executive session for the purpose of receiving legal counsel. Tara Hulseley seconded the motion. The motion carried unanimously.

A motion was made by Lisa Irvin to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

In Case # 2012-190, a motion was made by Tara Hulseley to reinstate the respondent's license as a single state license with the following conditions: probationary status for one year, compliance and completion of the RPP contract, and completion of the Legal Aspects and Ethics courses. Lisa Irvin seconded the motion. The motion carried unanimously.

In Case # 2010-397, Respondent signed a Memorandum of Agreement (MOA) and waived the right to a panel hearing. Respondent was represented by Marcus K. McGarr, Esquire.

ADMINISTRATOR'S REPORT --  
NCSBN ANNUAL MEETING/  
DELEGATE ASSEMBLY

MOTION

HEARINGS/ APPEARANCES

MOTION

MOTION

MOTION

MOTION

MOTION

Carol Moody recused herself. A quorum was still present.

MOTION

A motion was made by Amanda Baker to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Lisa Irvin to leave executive session. Tara Hulseley seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2010-397, a motion was made by Amanda Baker to accept the Memorandum of Agreement and impose the following sanctions: continue in current position without RN supervision, but if a change of employment occurs, supervision by an RN will be required if respondent gains access to controlled substances or the respondent may seek a modification by appearing before the Board, a \$500 civil penalty to be paid within six months, continued compliance with RPP, a public reprimand, and completion of a Legal Aspects course within six months. Tara Hulseley seconded the motion. The motion carried with the recusal of Carol Moody.

In Case # 2011-376, Respondent signed a Memorandum of Agreement (MOA) and waived the right to a panel hearing. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

MOTION

A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Carol Moody to leave executive session. Tara Hulseley seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2011-376, a motion was made by Lisa Irvin to accept the Memorandum of Agreement with the following sanctions: respondent may continue in current position without RN supervision, but if a change in employment occurs and respondent gains access to controlled substances, the respondent will require RN supervision or return to the board for a modification, a \$500 civil penalty to be paid within six months, completion of Legal Aspects and Ethics course within six months, continued compliance with RPP, and a private reprimand. Tara Hulseley seconded the motion. The motion carried unanimously.

In Case # 2012-225, Respondent requested to modify an existing final order/ consent agreement. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

MOTION

A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Amanda Baker seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Carol Moody to leave executive session.

Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2012-225, a motion was made by Amanda Baker to acknowledge that the respondent has satisfied the terms of probation set forth by the Consent Agreement and that the respondent is relieved of any further obligations under the Consent Agreement, except for respondent's agreement with RPP. Tara Hulsey seconded the motion. The motion carried unanimously.

In Case # 2011-392, Respondent signed a Memorandum of Agreement (MOA) and waived right to a panel hearing. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

Carol Moody recused herself. A quorum was still present.

A motion was made by Lisa Irvin to go into executive session for the purpose of receiving legal counsel. Amanda Baker seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Lisa Irvin to leave executive session. James Mallory seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2011-392, a motion was made by Tara Hulsey to decline to accept the Memorandum of Agreement and issue a private Letter of Caution. Lisa Irvin seconded the motion. The motion carried with the recusal of Carol Moody.

MOTION

In Case # 2011-186, Respondent signed a Memorandum of Agreement (MOA) and waived right to a panel hearing. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Amanda Baker to leave executive session. Tara Hulsey seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2011-186, a motion was made by Carol Moody to accept the Memorandum of Agreement with the following sanctions: a public reprimand, a \$500 civil penalty to be paid within six months, and the completion of Legal Aspects and Ethics courses within six months. Tara Hulsey seconded the motion. The motion carried unanimously.

MOTION

In Case # 2012-229, respondent notified the Board by telephone that he/she would not be able to appear.

In Case # 2012-230, Respondent requested to modify an existing Final Order/ Consent Agreement. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

<p>Carol Moody recused herself. A quorum was still present.</p> <p>A motion was made by Amanda Baker to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Tara Hulseley to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2012-230, a motion was made by James Mallory to deny the request to modify the terms of the Consent Agreement. Lisa Irvin seconded the motion. The motion carried with the recusal of Carol Moody.</p> <p>A motion was made by Lisa Irvin to adjourn the meeting on July 26, 2012 at 5:02 p.m. The motion was seconded by James Mallory. The motion carried unanimously.</p>	<p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION TO ADJOURN</u></p>
<p><b>Friday, July 27, 2012</b></p> <p>An advanced practice registered nurse (APRN) licensee appeared before the Board regarding the certification requirement and “grandfather” matters on his/ her renewal application. Respondent was represented by G. Murrell Smith, Jr. Esq.</p> <p>A motion was made by Amanda Baker to approve the application for renewal for the APRN license with the condition that this renewal extends to the applicant only as long as the applicant remains in his/her current clinical setting with continued education for prescriptive authority. Tara Hulseley seconded the motion. The motion carried unanimously.</p> <p>An advanced practice registered nurse (APRN) licensee appeared before the Board regarding the certification requirement and “grandfather” matters on his/ her renewal application. Respondent was represented by E. Brown Parkinson, Jr. Esq.</p> <p>A motion was made by Amanda Baker to approve the application for renewal for the APRN license with the condition that the renewal only extends to the applicant as long as he/she remains in the applicant’s current clinical setting with no prescriptive authority. Lisa Irvin seconded the motion. The motion carried unanimously.</p> <p>In Case # 2011-64, Respondent signed a Memorandum of Agreement and waived the right to a panel hearing. Respondent was represented by Robert E. Ianuario, Esq.</p> <p>In Case # 2011-64, a motion was made by Lisa Irvin to accept the Memorandum of Agreement with the following sanctions: \$500 civil penalty to be paid within six months, completion of Legal Aspects and Ethics courses within six months, and a private reprimand. Amanda Baker seconded the motion. The motion carried unanimously.</p> <p>In Case # 2011-246, Respondent signed a Memorandum of Agreement</p>	<p><u>HEARINGS/ APPLICATIONS</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>

(MOA) and waived the right to a panel hearing. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Lisa Irvin to go into executive session for the purpose of receiving legal counsel. Amanda Baker seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Carol Moody to leave executive session. Lisa Irvin seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

In Case # 2011-246, a motion was made by Amanda Baker to deny the Memorandum of Agreement and move to dismiss the charges as the facts do not substantiate the charges. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

An applicant for licensure as a registered nurse by endorsement appeared before the Board to respond to questions regarding his/her "yes" responses to questions regarding criminal convictions, action by another Board and condition that may interfere with ability to competently and safely perform nursing practice essential functions. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Amanda Baker to leave executive session. Carol Moody seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

A motion was made by Lisa Irvin to accept the application for endorsement for licensure in South Carolina, provided continued enrollment and compliance with RPP and full disclosure to future employers until the end of the respondent's RPP contract. Supervision and restrictions to controlled substances will be left to the discretion of the respondent's employer. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

An applicant for licensure as a licensed practical nurse by reinstatement appeared before the Board to respond to questions regarding his/her application. It was noted that applicant was working on a lapsed license. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Lisa Irvin to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

A motion was made by Carol Moody to reinstate the license contingent on completion of all requirements of reinstatement with the following for practicing without a valid license: a private reprimand, a \$2,000 civil penalty to be paid within one year, completion of Legal Aspects, Ethics, and Critical Thinking courses within six months, and a requirement to keep the Board of Nursing aware of any future address changes. Amanda Baker seconded the motion. The motion carried unanimously.

MOTION

An advanced practice registered nurse licensee appeared before the Board regarding his/her "yes" response regarding employer discipline questions on the renewal application. Respondent was represented by Ella S. Barbery, Esquire.

Samuel McNutt recused himself. A quorum was still present.

A motion was made by Lisa Irvin to go into executive session for the purpose of receiving legal counsel. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Amanda Baker to leave executive session. Lisa Irvin seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

A motion was made by Tara Hulseley to accept the license renewal application with a caution regarding the practice of managing controlled substances in a more accurate manner in the future. Lisa Irvin seconded the motion. The motion carried with the recusal of Samuel McNutt.

MOTION

A registered nurse licensee appeared before the Board regarding his/her "yes" response regarding employer discipline questions on the renewal application. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Lisa Irvin to accept the renewal application. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

A registered nurse licensee appeared before the Board regarding his/her "yes" response regarding employer discipline questions on the renewal application. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Amanda Baker to approve the renewal of the license with a caution to possibly take some computer courses, understand how computer charting works, and document accordingly. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A registered nurse license applicant did not appear before the Board and was not represented by legal counsel. Applicant was properly notified of the hearing. Applicant has been rescheduled to appear at the September meeting.

A registered nurse licensee appeared before the Board regarding his/her "yes" response regarding employer discipline questions on the

renewal application. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

Carol Moody recused herself. A quorum was still present.

A motion was made by Lisa Irvin to renew the applicant's license to practice. Amanda Baker seconded the motion. The motion carried with the recusal of Carol Moody.

MOTION

A registered nurse licensee appeared before the Board regarding his/her "yes" response regarding employer discipline questions on the renewal application. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Lisa Irvin to renew the license. Tara Hulseley seconded the motion. The motion carried unanimously.

MOTION

A registered nurse license applicant called during the meeting to notify the Board that he/she would not be able to attend. Applicant has been rescheduled for the September meeting.

An applicant for licensure as a registered nurse by examination appeared before the Board to respond to questions regarding his/her "yes" responses to questions regarding criminal convictions. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

Amanda Baker recused herself. A quorum was still present.

A motion was made by Lisa Irvin to accept the applicant's license application with a reminder that the Recovering Professional Program (RPP) is available for his/her use. Tara Hulseley seconded the motion. The motion carried with the recusal of Amanda Baker.

MOTION

An applicant for licensure as a licensed practical nurse by endorsement appeared before the Board to respond to questions regarding his/her "yes" responses to questions regarding criminal convictions. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.

A motion was made by Lisa Irvin to accept the endorsement. Tara Hulseley seconded the motion. The motion carried unanimously.

An advanced practice applicant notified the Board by telephone that he/she would not be able to attend. The applicant's appearance was postponed until the September meeting.

MOTION

A motion was made by Tara Hulseley to go into executive session for the purposes of legal counsel. James Mallory seconded. The motion carried unanimously.

A motion was made by Carol Moody to leave executive session. Lisa Irvin seconded the motion. The motion carried unanimously. No official actions were taken during executive session.

MOTION

A motion was made by Lisa Irvin to adjourn the meeting at 12:02 p.m. on Friday, July 27, 2012. Carol Moody seconded the motion. The motion carried unanimously.

MOTION

NOTE: These minutes are a brief summary of the meeting and a record of the motions and official actions taken by the Board.

MOTION TO ADJOURN

DRAFT