



South Carolina Department of Labor, Licensing and Regulation

South Carolina Board of Nursing

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MARCH 25-26, 2021 MEETING MINUTES

CALL TO ORDER, PLACE OF MEETING & FOIA COMPLIANCE:

Sallie Beth Todd, Chairperson of the South Carolina State Board of Nursing, called the March 2021 meeting to order at 8:41 a.m. on March 25, 2021. Public notice was properly posed at the Board offices, as well as on its website. A copy was provided to all requesting persons, organizations and news media agencies in compliance with the SC Freedom of Information Act. A quorum was present at all times.

Member	Representing		COMMITTEE MEMBERS PRESENT & VOTING
Kelli Garber, DNP, APRN, PPCNP-BC	1 st Congressional District	Present	
Rebecca Morrison, APRN, MSN, FNP-BC	2 nd Congressional District	Present	
Kay Swisher, RN, MSN	3 rd Congressional District	Present	
Sallie Beth Todd, RN, MSN-Ed	Board of Nursing Chair 4 th Congressional District	Present	
Samuel McNutt, RN, CRNA, MHSA	Board of Nursing Vice- Chair 5 th Congressional District	Present 03/25 Excused 03/26	
Jonella Davis, MBA, BSN, RN, NEA-BC	7 th Congressional District	Present	
Neil B. Lipsitz	Board of Nursing Secretary Public Member	Present	
Robert D. Wolff, PhD	Public Member	Present	
Vacancy	6 th Congressional District	Vacant	
Vacancy	At-Large, LPN	Vacant	
Vacancy	At-Large, LPN	Vacant	

Carol Moody, Administrator, Board of Nursing	LLR STAFF PRESENT
Bob Horner, Advice Counsel for the Board of Nursing	
Christie Watson, Board of Nursing Program Assistant	
Ginna West, Board of Nursing Staff	
Mindy Carithers, Nurse Practice Consultant, Board of Nursing	
Peter Kubas, Nurse Education Consultant	
Jennifer O'Shields, Board of Nursing Administrative Coordinator	
Tina Brown, Assistant Disciplinary Counsel	
Princess Hodges, Assistant Disciplinary Counsel	
Prentiss Shealey, Assistant Disciplinary Counsel	
Rowland Alston, Assistant Disciplinary Counsel	
Megan Flannery, Assistant Disciplinary Counsel	
Jenna Martin, Office of Investigations and Enforcement	
Tina Behles, Court Reporter	

EXCUSED ABSENCES:

There are no absences for this meeting.

APPROVAL OF AGENDA:

Motion to approve the Agenda. Motion carried.

CONSENT AGENDA:

Motion to approve the Consent Agenda. Motion carried.

BOARD MINUTES:

Motion to approve the November 2020 meeting Minutes and the January 2021 meeting Minutes.

Motion carried.

EDUCATION APPEARANCES:

The Citadel: The Citadel's Bachelor of Science in Nursing Program previously appeared before the Board in September 2020 as a result of deficient 2019 NCLEX scores. At that time, the Board ordered a change in Board approval status from initial to conditional. In January 2021, the Program was cited for a deficient 2020 NCLEX pass rate. A written report was received from the Program prior to the Board meeting and was provided to the Board members for their review. Dr. Leigh Horton, Dr. John Weinstein, Dr. Sally Selden, Dr. Darin Zimmerman, and Dr. Karin Roof appeared before the Board to answer any questions and to provide information on changes that have been implemented since their prior appearance.

Motion that the Citadel's Bachelor of Science in Nursing Program remain on conditional status and return before the Board at their November 2021 meeting. Motion carried.*

Denmark Technical College: Denmark Technical College's Practical Nursing Program was cited for deficient 2020 NCLEX scores. A written report was received from the Program prior to the Board meeting and provided to the Board members for their review. Ms. Karen Myers and Ms. Tia Wright-Richards appeared before the Board to answer any questions and provide further information.

Motion to accept the information as presented from Denmark Technical College's Practical Nursing Program. Motion carried.*

Williamsburg Technical College: Williamsburg Technical College's Associate Degree in Nursing Program was cited for deficient 2020 NCLEX scores. A written report was received from the Program prior to the Board meeting and provided to the Board members for their review. Dr. Heather Anderson, Dr. Patricia Lee, and Dr. Clifton Elliott appeared before the Board to answer any questions and provide further information.

Motion to accept the information as presented from Williamsburg Technical College's Associate Degree in Nursing Program. Motion carried.*

Williamsburg Technical College: Williamsburg Technical College's Practical Nursing Program was cited for deficient 2020 NCLEX scores. A written report was received from the Program prior to the Board meeting and provided to the Board members for their review. Dr. Heather Anderson, Dr. Patricia Lee, and Dr. Clifton Elliott appeared before the Board to answer any questions and provide further information.

Motion to accept the information as presented from Williamsburg Technical College's Practical Nursing Program. Motion carried.*

Northeastern Technical College: Northeastern Technical College's Associate Degree in Nursing Program previously appeared before the Board in 2017, 2018, 2019, and 2020 for deficient NCLEX scores. In January 2019, the Board downgraded its state approval to conditional and ordered a reappearance in January 2020. In January 2020, the Program appeared in front of the Board and was ordered to bring college administration. A site survey was also ordered, but due to COVID-19 restrictions, the survey has not been completed. A written report was received from the Program prior to the Board meeting and provided to the Board members for their review. Ms. Hope Pigg and Dr. Kyle Wagner appeared before the Board to answer any questions and provide further information.

Motion to accept the information as presented for Northeastern Technical College's Associate Degree in Nursing Program and order a return before the Board at their September 2021 meeting. Motion carried.*

Note: In the email informing Northeastern Technical College Administration of the outcome of their appearance before the Board at the January 2021 meeting, the Board would like the following language included: "Northeastern Technical College ADN Program is advised that repeat findings in future NCLEX pass rates or in unsatisfactory survey findings will lead to a denied approval by the Board. Pursuant to South Carolina Code of Regulation Chapter 91, 91-8.B., this will mandate involuntary closure of your ADN Program."

Bob Jones University: Bob Jones University's Bachelor of Science in Nursing Program appeared before the Board to request an exemption to allow the use of a Registered Nurse with a Bachelor's Degree, rather than a Master's, as a simulation instructor. Megan Lanpher appeared before the Board in regards to the request. Ms. Lanpher stated that the faculty member is seeking a Master's in Health Simulation, rather than a Master's of Science in Nursing. Ms. Lanpher stated that the faculty member's sole role would be to develop the simulation center and developing simulation exercises. Ms. Lanpher stated that she had originally planned to have the staff member teach a didactic course given her previous experience as a Registered Nurse with a Bachelor's Degree in Nursing. The Advisory Committee on Nursing Education (ACONE) recommended to restrict her employment to the simulation lab.

Motion to accept the recommendation from the Advisory Committee on Nursing Education. Motion carried.

Tri-County Technical College: Tri-County Technical College's Practical Nursing Program appeared before the Board to request approval to establish an off-campus instructional site for the Program. Ms. Jacqueline Rutledge, Ms. Julie Beard, Ms. Erin Fredericks, and Dr. Ahmad Chaudhry appeared before the Board in regards to the request. Ms. Rutledge was previously before the Advisory Committee on Nursing Education at their February 16, 2021 meeting and the Committee recommended approval. The Program is requesting a satellite licensed practical nursing site at Richard M. Campbell Veterans Nursing Home, located in Anderson, which continues to face challenges with nursing staff shortages. The program will be available to certified nursing assistants employed with Richard M. Campbell who choose that career pathway to provide advancement and promotion within the organization, with a low cost to the student. The site would be managed by the Practical Nursing Program Director and the Nursing Department Head and would employ one full-time faculty member. The first cohort will start with eight students, with an anticipated expansion to twice a year entry in the spring and fall. The students will be admitted into the LPN Program with the same standards and admission requirements as any other prospective students. Student Services and Advisement will be available to the students at the satellite campus, just as any other student enrolled in the LPN Program. The Program would not require any curriculum change.

Motion to approve the additional location with the requirement that once the first cohort has graduated, a report be made to the Board to include: the number of students who entered the program, the number who graduated, and the NCLEX passage rates for that cohort of students. They must also meeting the requirements to the position statement regarding 50% maximum for clinical simulation. Motion carried.*

Columbia International University: Columbia International University has requested to establish a new Bachelor of Science in Nursing Program. Dr. Jill McElheny appeared before the Board in regards to the request. Dr. McElheny was previously before the Advisory Committee on Nursing Education at their February 16, 2021 meeting and the Committee recommended approval to the Board. Dr. McElheny is requesting to begin a four-year traditional or residential Bachelor of Science in Nursing Program with a target start date of August 2022, to begin with a cohort of 32 students. The program was increased from 123 to 129 credits since the ACONE meeting to include prerequisites that align with the curriculum for all of the programs. Since the ACONE meeting, the Simulation Center has been fully funded and the Simulation Consultant has been hired. A Nursing Advisory Board consisting of 14 nurses, as well as academic and clinical partners in the Columbia area, has also been developed since the ACONE meeting. A plan has also been put into place to split the clinical spots so that only 16 would be requested at a time to address the possible shortage of clinical positions available. Dr. Brian Simmons, Associate Provost also appeared before the Board to convey the school's support for the program.

Motion to approve the request. Motion carried.*

Southeastern College Columbia Campus: Southeastern College Columbia Campus has requested to establish an Associate of Applied Science Nursing Program. Ms. Yvette Price appeared before the Board with administration staff present in regards to the request. Ms. Price was previously before the Advisory Committee on Nursing Education at their February 16, 2021 meeting and the Committee recommended approval to the Board, with the condition that labs with pre-requisite science courses and appropriate credit for those courses. Ms. Price detailed the changes that have been implemented since the ACONe meeting to include the addition of a one-credit lab course for each of the three science general education courses, a 25% reduction of the cohort sizes and a reduction in the number of clinical hours from 696 to 575 hours.

Motion to approve the request. Motion carried.*

Southeastern College North Charleston Campus: Southeastern College North Charleston Campus has requested to establish an Associate of Applied Science in Nursing Program. Dr. Simona Parvulescu-Codrea appeared before the Board with administration staff present in regards to the request. Dr. Parvulescu-Codrea was previously before the Advisory Committee on Nursing Education at their February 16, 2021 meeting and the Committee recommended approval to the Board, with the condition of the pre-requisite science courses and that the program pursue clinical sites closer to the campus and the Charleston area. The Committee also requested that the school review the rapid increase in the number of students enrolled. Dr. Parvulescu-Codrea reviewed the changes that have been implemented since the ACONe meeting to include the addition of a one-credit lab course for each of the three science general education courses, a 25% reduction of the cohort sizes, a reduction in the number of clinical hours from 696 to 575 hours, and the addition of seven clinical sites within 25 miles of the college.

Motion to approve the request. Motion carried.*

OFFICE OF INVESTIGATIONS AND ENFORCEMENT:

Chief Investigator Mark Sanders presented the Investigative Review Committee Report for approval. *Conducted in Closed Session.*

Motion to approve 12 Dismissals. Motion carried.

Motion to approve 42 Formal Complaints. Motion carried.

Motion to approve 19 Letters of Caution. Motion carried.

Mr. Sanders further presented the Statistical Report for the fourth quarter 2020.

DISCIPLINARY HEARINGS:

Respondents appeared before the Board to determine disciplinary actions. Hearings are conducted in Closed Session to meet the statutory requirement that disciplinary actions remain confidential.

2019-399: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to accept the Memorandum of Agreement and Stipulations and to issue a Private Reprimand. Motion carried.*

2019-546: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to accept the Memorandum of Agreement and Stipulations, accept the courses completed, issue a Private Reprimand, and impose civil penalty in the amount of \$500 in addition to the \$80 investigative cost to be paid within six months of the date of the order. Motion carried.*

2020-324: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to keep the Suspension in place until the Respondent has complied with conditions known to the Respondent and the Board and to issue a Public Reprimand. Motion carried.*

OFFICE OF DISCIPLINARY COUNSEL STATISTICAL REPORT:

Assistant Disciplinary Counsel, Tina Brown, presented the Statistical Report to the Board Members.

ADMINISTRATOR REVIEW REPORT:

The Administrator Review Report was presented for the Board's approval. Cases on this report are recommended either for Dismissal or a non-disciplinary Letter of Caution. Motion to accept the recommendation. Motion carried. *Conducted in Closed Session.*

Motion to adjourn for the evening at 5:05 p.m.

FRIDAY, MARCH 26, 2021

CALL TO ORDER

Ms. Todd called the meeting to order at 8:34 a.m. on Friday, March 26, 2021. It is noted that a quorum was present at all times.

EXCUSED ABSENCES

Motion to excuse Mr. McNutt. Motion carried.

MID-CYCLE SURVEY REQUEST

Dr. Rhonda Hughes appeared before the Board to request approval for a mid-cycle survey for all active nurses, similar to surveys that have been conducted in the non-renewal years in the past. The purpose of the survey is to assist in strategic workforce planning. Dr. Hughes provided a sample of the survey questions and welcomed the Board's input regarding the questions and parameters for the survey. No identifiable information will be collected regarding the licensees and the survey will be a blind survey. Dr. Hughes states that she will return before the Board to present the results of the survey.

Motion to approve the request on a bi-annual basis to conduct the survey as discussed. Motion carried.

THE RECOVERING PROFESSIONALS PROGRAM

Ms. Robyn Madden, Ms. Tia Cooper, and Dr. Rebecca Payne appeared before the Board in regards to a Questionnaire that was sent to the Board to determine how the Board would like for RPP to address certain situations. This is in follow-up to a previous meeting when the Board asked for further clarity of some questions. The Board discussed and provided responses to the questions as requested.

DISCIPLINARY HEARINGS:

Respondents appeared before the Board to determine disciplinary actions. Hearings are conducted in Closed Session to meet the statutory requirement that disciplinary actions remain confidential.

2020-99: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to accept the Memorandum of Agreement and impose the following sanctions: a Private Reprimand; \$2,000 civil penalty; and the following courses: ethics, legal aspects, documentation, and critical thinking all due within six months of the date of the Order. Motion carried.*

2016-265: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to accept the Memorandum of Agreement with a finding of no violation of 40-1-110 (1) (f) and impose the following sanctions: a Private Reprimand and payment of a \$500 civil penalty within six months of the date of the Order. The Board accepts the course work previously completed. Motion carried.*

2016-480: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary action.

Motion to accept the Memorandum of Agreement and Stipulations with issuance of a Private Reprimand and completion of the medication errors and documentations within six months of the Order. The Board accepts the course work previously completed. Motion carried.*

2018-290: The Respondent appeared before the Board having submitted a request to modify a prior order of the Board.

Motion to approve reinstatement of licensure with the requirement to maintain compliance with conditions known to the Respondent and the Board. Motion carried.*

2018-517 & 2019-206: The Respondent was scheduled to appear before the Board for a Final Order Hearing. After first determining that proper notice was provided, the Board proceeded with the Hearing. The case was previously before the Hearing Panel. The Panel issued a Recommendation which was provided to the Board members for review.

Motion to accept the Panel Hearing's Recommendation to revoke licensure. Motion carried.

2019-539: The Respondent appeared before the Board subsequent to a request for reinstatement of licensure and reconsideration of a prior Board Order.

Motion to deny reinstatement of the RN license. Motion carried.

COMMITTEE NOMINATIONS:

The Board considered the following nominations:

Debra Layer to the Panel Hearing as a Panel Hearing Reviewer. Motion to approve. Motion carried.

Dr. Sheryl Mitchell to the Advanced Practice Committee. Motion to approve. Motion carried.

Lesley Rathbun to the Advanced Practice Committee. Motion to approve. Motion carried.

EDUCATION REPORT:

Nurse Education Consultant, Peter Kubas, presented changes to the list of individuals and businesses approved to offer remediation for individuals who must seek remediation in order to take the NCLEX. Motion to accept the addition of Rebecca Kemfort for the remediation list of tutors. Motion carried. Motion to approve the ReMAR Company for the remediation list of tutors. Motion carried.

Mr. Kubas then discussed the 45 pharmacological hours required to receive prescriptive authority and whether there is a requirement that those hours be completed at a certain timeframe before graduation to be able to “count” the hours listed on the transcript within two years of graduation. The Board received the information and maintains current Board policy.

Mr. Kubas then discussed the pharmacological hours required to renew prescriptive authority. Motion to take the discussion regarding the prescriptive authority continuing education hour requirement to the Advance Practice Committee and to return before the Board with their recommendation. Motion carried.

WAIVED FINAL ORDER HEARING REPORT:

Respondents were previously before the Board’s Panel for a full evidentiary hearing. Respondents have chosen to waive their appearance before the Board at a Final Hearing. The Panel’s Recommendations are presented to the Board as a final resolution to the case. *Conducted in Closed Session.*

2017-190: Motion to approve the Panel Hearing Recommendation. Motion carried.

2016-119 & 2018-615: Motion to approve the Panel Hearing Recommendation. Motion carried.

2019-108: Motion to approve the Panel Hearing Recommendation. Motion carried.

2017-488: Motion to approve the Panel Hearing Recommendation. Motion carried.

ADVICE COUNSEL REPORT:

Expanded Partner Therapy: The Board of Medical Examiners has recently updated the policy in regards to Expanded Partner Therapy (EPT). There was previously a Board of Nursing Advisory Opinion prohibiting the use of EPT. Advice Counsel, Bob Horner, drafted a Position Statement based upon the Board of Medical Examiner’s new interpretation of the statues regarding the requirement of a patient relationship. Mr. Horner worked with the Chairperson for the Advanced Practice Committee to prepare the Statement for the Board’s approval.

Motion to approve the Position Statement on the use of EPT and to withdraw Advisory Opinion Number 66. Motion carried.

Mr. Horner then addressed the questions and inquiries that are received regarding Microblading, which is a cosmetic procedure where pigment is inserted into the face to simulate eyebrows. The Board of Medical Examiners has a Position Statement on Microblading, which was adapted for nurses.

Motion to approve the Advisory Opinion on Microblading. Motion carried.

Mr. Horner then addressed questions that are received regarding Microneedling as information. No motion was made.

THE RECOVERING PROFESSIONALS PROGRAM

Ms. Robyn Madden, Ms. Tia Cooper, and Dr. Rebecca Payne appeared before the Board in regards to Medication Assisted Therapy (MAT) for Opioid Use Disorder. Dr. Payne prepared a presentation which was shared with the Board Members. The Board formed a small workgroup consisting of Ms. Davis, Dr. Wolff, and Ms. Garber to further study MAT and the impact on licensees and their ability to practice. It is noted that the workgroup is not a quorum of the Board.

ADMINISTRATOR'S REPORT:

Board Administrator, Carol Moody, presented the statistical report consisting of number of licensees, work authorizations issued, etc. Ms. Moody also provided an update on Board of Nursing Staff and Board of Nursing Member updates. She further provided an update on the Nurse Licensure Compact. Ms. Moody discussed the scam attempts that the Board has been made aware of the efforts that the Board Staff and Administration have made to help make licensees aware of the attempts and to secure licensee information. An alert is posted to the Board website and was sent via E-Blast to all licensees. Ms. Moody provided an update on the Scientific Symposium meeting.

CHAIRPERSON'S REPORT:

Ms. Sallie Beth Todd and Mr. Horner provided an update on their research regarding use of social media. Mr. Horner stated that he was unable to find a Position Statement from any other Board of Nursing addressing the use of social media. Ms. Todd provided an update on the Mid-Year meeting which she attended along with Ms. Moody. Ms. Todd further provided an update on the Next Generation NCLEX. Ms. Todd reminded the Board Members to complete their Statement of Economic Interest, as required annually, by the end of the month.

Motion to adjourn the March 2021 Board of Nursing meeting at 6:16 p.m.

*Indicates that the Board entered into Executive Session for the purpose of legal counsel. No official actions were taken or motions made during Executive Session.