



South Carolina Department of Labor, Licensing and Regulation

South Carolina Board of Nursing

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May 19-20, 2022 MEETING MINUTES

Sallie Beth Todd, Chairperson of the South Carolina State Board of Nursing, called the May 2022 meeting to order at 8:33 a.m. on May 19, 2022. 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, MSN, 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	
Jonella Davis, MBA, BSN, RN, NEA-BC	7 th Congressional District	Excused	
Tamara K. Day, LPN	At-Large, LPN	Present	
Robert J. Wolff, PhD	Board of Nursing Secretary Public Member	Present	
Lindsey Mitchum	Public Member	Present	
Vacancy	6 th Congressional District	Vacant	
Vacancy	At-Large, LPN	Vacant	

Carol Moody, Administrator, Board of Nursing	LLR STAFF PRESENT
Megan Flannery, Advice Counsel for the Board of Nursing	
Bob Horner, Office of Advice Counsel	
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	
Mark Sanders, Office of Investigations and Enforcement	
Jenna Martin, Office of Investigations and Enforcement	
Tina Behles, Court Reporter	

EXCUSED ABSENCES:

All Board Members are in attendance.

APPROVAL OF AGENDA:

Motion to approve Agenda. Motion carried.

BOARD MINUTES:

Motion to defer Minutes to May 20, 2022. Motion carried.

CONSENT AGENDA:

Motion to approve the Consent Agenda as amended. Motion carried.

EDUCATION APPEARANCES

Clinton College Bachelor of Science in Nursing: Ms. Glenda Sims and Dr. Toneyce Randolph appeared before the Board representing Clinton College in regards to their request to offer a new Bachelor of Science in Nursing Program. The Program appeared at the April 19, 2022 Advisory Committee on Nursing Education (ACONE) meeting where the Committee recommended approval to the Board. The Feasibility Study and related materials were made available in advance of the meeting for Board Members to review.

Motion to approve the Feasibility Study. Motion carried.

ECPI University North Charleston Campus Bachelor of Science in Nursing Program: Dr. Heather Rawson, Ms. Barbara Larar, and Mr. James Weaver appeared before the Board representing ECPI University's North Charleston Campus in regards to their request to offer a new Bachelor of Science in Nursing Program. The Program appeared at the April 19, 2022 ACONe meeting where the Committee recommended approval to the Board. The Feasibility Study and related materials were made available in advance of the meeting for Board Members to review.

Motion to approve the Feasibility Study. Motion carried.

Ms. Lindsey Mitchum was recused from this appearance.

ECPI University Columbia Campus Associate Degree in Nursing Program: Dr. Demica Williams, Ms. Barbara Larar, and Mr. James Rund appeared before the Board representing ECPI University's Columbia Campus in regards to their request to offer a new Associate Degree in Nursing Program. The Program appeared at the April 19, 2022 ACONe meeting where the Committee recommended approval to the Board. The Feasibility Study and related materials were made available in advance of the meeting for Board Members to review.

Motion to approve the Feasibility Study. Motion carried.

Ms. Lindsey Mitchum remained recused for this appearance. Ms. Mitchum rejoined the meeting at the conclusion of this appearance.

Southeastern College North Charleston Campus Associate of Applied Science Program: Dr. Simona Parvulescu-Codrea, Ms. Julia Corona, Mr. Tim Van Horn, and Mr. Martin Driggers appeared before the Board representing Southeastern College's North Charleston Campus in regards to their request to offer a new Associate Degree in Applied Nursing Science Program. The Board approved the Feasibility Study at a prior meeting and the Program was surveyed by Board staff in January 2022. At the May 3, 2022 ACONe meeting, the Committee voted to recommend approval to the Board with recommendations to validate the semester hour requirements and clinical hour calculation. The Survey Report, Survey Response, and related materials were made available in advance of the meeting for Board Members to review. Dr. Simona Parvulescu-Codrea stated that all recommendations have been incorporated and updated materials submitted, as reflected in the Survey Response provided.

Motion to grant initial approval. Motion carried.

Southeastern College Columbia Campus Associate of Applied Science Program: Dr. Nikita Pete, Ms. Janet Clark, Ms. Julia Corona, and Mr. Martin Driggers appeared before the Board representing Southeastern College's Columbia Campus in regards to their request to offer a new Associate Degree in Applied Nursing Science Program. The Board approved the Feasibility Study at a prior meeting and the Program was surveyed by Board staff in March 2022. At the May 3, 2022 ACONe meeting, the Committee voted to recommend approval to the Board with recommendations to further describe the clinicals and the ability to re-take nursing courses. The Survey, Survey Response, and related materials were made available in advance of the meeting for Board members to review. Dr. Pete reviewed the updates made at the recommendation of ACONe. Those recommendations are reflected in the Survey Response provided.

Motion to grant initial approval. Motion carried.

Orangeburg-Calhoun Technical College Associate Degree in Nursing Program: Ms. Candace Tooley and Ms. Susan Chavis appeared before the Board representing Orangeburg-Calhoun Technical College in regards to a citation for deficient 2021 NCLEX scores. The Program has submitted a written Improvement Plan which was made available in advance of the meeting for Board Members to review. Ms. Tooley and Ms. Chavis shared portions of the Plan with Board Members and discussed the increase in scores for the current year so far.

Motion to accept the information as presented. Motion carried.*

Denmark Technical College Practical Nursing Program: Ms. Karen Myers and Ms. Tia Wright-Richards appeared before the Board representing Denmark Technical College in regards to citations for deficient NCLEX scores for 2020 and 2021 as well as the Program's request for continued full approval status. The Program was cited for deficient 2020 and 2021 NCLEX scores. The Program submitted a Self-Study as required by Statute for review of their approval status. Nurse Education Consultant, Peter Kubas and Board of Nursing staff member, Nell Britton, also an RN, surveyed the Program in February 2022. The Program was before the ACONe at their April 19, 2022 meeting and ACONe recommended that the Board place the Program in conditional approval status. The Self Study, Survey Report, and related materials were made available to the Board Members for review in advance of the meeting. Ms. Myers reviewed the Self-Study and changes that had been implemented to improve NCLEX scores. Ms. Myers reviewed how COVID affected the Program, faculty turn over, the change in textbook materials and resources, the admission requirements, and a review of all Program aspects. Ms. Myers further reviewed the NCLEX preparation activities that have been incorporated into the Program such as a two-week boot camp for students who need remediation after the ATI Predictor and/or the Kaplan Predictor. Ms. Myers also individually meets with any students who are not meeting Program requirements at mid-term and those students are monitored weekly from that time until the end of the course and are required to attend two-hour weekly mandatory tutoring.

Motion to move Denmark Technical College's Practical Nursing Program to conditional status. Motion carried.*

Northeastern Technical College's Licensed Practical Nursing Program: Ms. Hope Pigg, Dr. Edwin Delgado, and Dr. Robert Schultz appeared before the Board representing Northeastern Technical College in regards to a citation for deficient NCLEX scores for the Licensed Practical Nurse Program. The Program was previously before the Board at the January 2021 meeting in response to a citation for deficient 2020 NCLEX scores. At that time the Board accepted the information as presented. The Program provided materials which were made available to Board Members for review in advance of the meeting. Ms. Pigg stated that the Program runs from January to December so those students who took the NCLEX in 2021 had attended the Program during 2020 and discussed the impact of COVID on that cohort. Ms. Pigg reviewed changes that had previously been

implemented to improve success and reports for the cohort that graduated in December 2021, 16 of the 17 students who have taken the NCLEX have been successful.

Motion to accept the information as presented for the Licensed Practical Nursing Program.

Motion carried.*

Northeastern Technical College's Associate Degree in Nursing Program: Ms. Hope Pigg, Dr. Edwin Delgado, and Dr. Robert Schultz appeared before the Board representing Northeastern Technical College in regards to a citation for deficient NCLEX scores for the Associate Degree in Nursing Program as well as a request for continued Board approval. Education Consultant, Peter Kubas, reports that the Program has received citations for deficient NCLEX scores for 2017 through 2021. During the January 2019 Board of Nursing Meeting, the Program was placed in conditional approval for two years. At the January 2020 Board Meeting the Program was ordered to remain in conditional approval and undergo a site survey by the ACONe. The Program submitted a Self-Survey. Due to Covid-19 travel restrictions, the survey was delayed. The Program was surveyed by Mr. Kubas and Ms. Britton in February 2022 and a Survey Report was prepared based on their visit. At the April 19, 2022 ACONe Meeting, the Committee recommended that the Program remain in conditional approval status. The Site Report, the Program's Response, and other related materials were made available in advance of the meeting for the Board Members to review. Ms. Pigg stated that the cohort who just graduated is the first cohort to experience all of the changes that have been implemented over the last few years. The pass-rate for first time NCLEX increased from 57% to 74% in 2021. Ms. Pigg states that the current cohort all scored 90% or higher on the Kaplan Predictor, but that the Program will not endorse until the students achieve 95% on the Kaplan Predictor. Ms. Pigg stated that remediation occurs after every attempt. Ms. Pigg stated that additional full-time faculty have joined the Program and that they have implemented a team teaching approach. Ms. Pigg has decreased her teaching load in order to focus on her administrator duties, spending more time with students who need extra remediation, and supporting the faculty.

Motion for the Associate Degree in Nursing Program to remain in conditional status and for the Program to return to the January 2023 Board of Nursing meeting. Motion carried.*

Certified Registered Nurse Anesthetist (CRNA) Terminology: Ms. Elizabeth Wilkes, CRNA, Ms. Amanda Mitchell, Mr. Joe McCullough, Dr. Marcia Iszard, and Dr. Angela Mund appeared before the Board to share the position of the South Carolina Association of Nurse Anesthetists position regarding the title used by CRNAs. Ms. Wilkes is President of the South Carolina Association of Nurse Anesthetists. Ms. Wilkes states that the national organization went through the year-long rebranding process to update the organization name to the American Association of Nurse Anesthesiology in August 2021. Ms. Wilkes states that there are no plans to request that the General Assembly change statute at this time and that there is nothing in the law preventing the term "Nurse Anesthesiologist" from being used as a generic descriptor by an individual nurse. Ms. Wilkes reviewed the other healthcare professions that practice anesthesiology including medicine, nursing, dentistry, and veterinary practitioners. Ms. Wilkes stated that for transparency and to avoid confusion, the term anesthesiologist should be used in conjunction with the licensed profession being practiced.

Motion to remind Licensees to be mindful that Statute 40-33-20 (19) only defines CRNA as "Certified Registered Nurse Anesthetist," and all Licensees should use this title in all professional communications, both written and verbal. Motion carried with Mr. McNutt abstaining from the vote.*

FEASIBILITY STUDIES:

Motion to delegate to the Education Consultant and Board staff all Feasibility Study Reviews, and the results will be directly reported to the Board for their approval. Motion carried.

DISCIPLINARY HEARINGS CONTINUED:

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.

2019-360: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction.

Motion to accept the Memorandum of Agreement with a finding of no violation of the Nurse Practice Act, reinstatement of license, and require payment of the \$500 fine within six months of the date of the Order. Motion carried.*

Advice Counsel for the Board of Nursing, Megan Flannery, did not participate in this appearance. Bob Horner, also with the Office of Advice Counsel, was counsel for the Board instead. Ms. Flannery rejoined the meeting as counsel at the conclusion of this appearance.

2014-268: The Respondent was before the Board having submitted a request for modification of a prior Board Order.

Motion to grant modification. Motion carried.

2020-603: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction.

Motion to accept the Memorandum of Agreement and issue a private reprimand and to accept coursework already completed.*

Ms. Kay Swisher was recused from this appearance and related Executive Session. Ms. Swisher rejoined the meeting at the conclusion of the appearance.

2020-173: Respondent appeared before the Board having executed a Stipulation of Facts to determine whether a violation of the Nurse Practice Act occurred, and if so, appropriate disciplinary sanction.

Motion to accept the Stipulation of Facts with a finding of no violation of the Nurse Practice Act and dismissal of the Formal Complaint. Motion carried.*

2018-244: The Respondent was before the Board having submitted a request for modification of a prior Board Order.

Motion to approve the request for modification. Motion carried.*

2020-488: This case is before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel for review. A report has been issued with a recommendation regarding violations of the Nurse Practice Act and disciplinary sanctions, if any. The Board had an opportunity to review the evidence presented during the full evidentiary hearing as well as the recommendation of the Panel.

Motion that the Panel Hearing Recommendation is noted, however, there is not a license to discipline. Motion carried.*

2021-30: This case is before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel for review and a report has been issued with a recommendation regarding violations of the Nurse Practice Act and disciplinary sanction recommendations. The Board had an opportunity to review the evidence presented during the full evidentiary hearing as well as the recommendation of the Panel.

Motion to accept the Memorandum of Agreement with issuance of a Non-Disciplinary Letter of Caution. Motion carried.*

2019-146: This case is before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel for review and a report has been issued with a recommendation regarding violations of the Nurse Practice Act and disciplinary sanction recommendations. The Board had an opportunity to review the evidence presented during the full evidentiary hearing as well as the recommendation of the Panel. The Respondent was not present for the Final Order Hearing. After first determining that proper notice was provided to the Respondent, the Board proceeded with the hearing.

Motion to approve the Final Order Hearing Recommendation. Motion carried.

2019-174: This case is before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel for review and a report has been issued with a recommendation regarding violations of the Nurse Practice Act and disciplinary sanction recommendations. The Board had an opportunity to review the evidence presented during the full evidentiary hearing as well as the recommendation of the Panel. The Respondent was not present for the Final Order Hearing. After first determining that proper notice was provided to the Respondent, the Board proceeded with the hearing.

Motion to approve the Final Order Hearing Recommendation. Motion carried.

Motion to adjourn for the evening at 6:00 p.m.

FRIDAY, MAY 20, 2022

CALL TO ORDER

Ms. Todd called the meeting to order at 8:30 a.m. on Friday, May 20, 2022. It is noted that a quorum was present at all times.

EXCUSED ABSENCES:

All Board Members are in attendance.

BOARD MINUTES:

Motion to approve the March 2022 Minutes with changes noted. Motion carried.

PRISMA HEALTH AND UNIVERSITY OF SOUTH CAROLINA STUDENT PIPELINE PROGRAM UPDATE:

Ms. Jean Meyer, Dr. Veronica Deas, Ms. Carol Lambdin, Dr. Karen Worthy, and Ms. Carolyn Swinton were before the Board to provide a report on the READI-2WORK Program that is a partnership between the University of South Carolina and Prisma Health. Dr. Deas has oversight of the READI-2WORK Nursing Student Pipeline and states that the purpose is supporting student nurses to be more ready to work when they graduate. The Program is before the Board to provide a quarterly update. There are currently 27 students in the Program, which launched in December 2020 without any harm events involving students since that time. Dr. Deas states that feedback from students and preceptors is positive and both students and preceptors see the value in the program along with managers and staff for those units. During the last Board appearance and quarterly report the Program received approval to expand the Program to other schools and there are current applications from students attending the University of South Carolina Upstate and Midlands Technical College, as well as students from the University of South Carolina in Columbia. The Program has met with Clemson University as well as Greenville Technical College and will be meeting with Central Carolina. The Program submitted a PowerPoint presentation in advance of the meeting for the Board Members to review.

The Board thanked the Program for the update. No motion was made.

Ms. Kay Swisher was recused from this appearance and rejoined the meeting at the conclusion of the appearance.

OFFICE OF INVESTIGATIONS AND ENFORCEMENT:

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

Motion to approve 13 Dismissals. Motion carried.

Motion to approve 21 Formal Complaints. Motion carried.

Motion to approve 9 Letters of Caution. Motion carried.

Mr. Sanders further presented the Statistical Report.

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.

2020-376: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction.

Motion to accept the Memorandum of Agreement with the following disciplinary sanctions: public reprimand; payment of all investigative costs; acceptance of the courses already completed; and a \$500 civil penalty to be paid within six months of the Board Order. Motion carried.*

Ms. Rebecca Morrison was recused from this appearance and related Executive Session. Ms. Morrison rejoined the meeting at the conclusion of the appearance.

2019-551: The Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction.

Motion to accept the Memorandum of Agreement with the following disciplinary sanctions: a private reprimand; civil penalty in the amount of \$500 due within six months of the date of the Order; and acceptance of coursework already completed. Motion carried.*

Ms. Tamara Day was recused from this appearance and related Executive Session. Ms. Day rejoined the meeting at the conclusion of the appearance.

2018-429: Respondent appeared before the Board having executed a Stipulation of Facts to determine whether a violation of the Nurse Practice Act occurred, and if so, appropriate disciplinary sanction.

Motion to find no violation of the Nurse Practice Act and to dismiss the case. Motion carried.*

Ms. Kay Swisher was recused from this appearance and related Executive Session.

APPLICATION/COMPLIANCE APPEARANCES:

Compliance/Application Appearance 1: An applicant for licensure as a RN by reinstatement appeared before the Board.

Motion to deny the request for approval and to deny the request for modification. The applicant must reappear before the Board once documentation is fully completed per the previous Board Order. Motion carried.*

Ms. Sallie Beth Todd was recused from this appearance and related Executive Session. Ms. Todd rejoined the meeting at the conclusion of the appearance.

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 recommendations. Motion carried. *Conducted in Closed Session.*

PRACTICE CONSULTANT REPORT:

Nurse Practice Consultant, Dr. Mindy Carithers, appeared before the Board to present Advisory Opinions that were reviewed by the Nursing Practice and Standards Committee. The following Advisory Opinions were reviewed with no suggested changes: 1, 6, 8, 13, 14, 15, 16, 17, 18, 22, 23, 34, 38, 40, 49, 64, 70, and 71. The only recommendation for Advisory Opinion #62 is editorial in

nature related to the formatting of the question to be consistent with other Advisory Opinions. Dr. Carithers also reviewed the Position Statement regarding assisting with medications.

Motion to approve the Advisory Opinions and Position Statement as presented. Motion carried.

Advisory Opinion #74 was newly formatted in April 2022 regarding the role and scope of practice of the obstetric registered nurse to conduct the medical screening exam as allowed by EMTALA on obstetric patients presenting with a complain to uterine contractions to the obstetric department.

Motion to approve AO #74 with changes noted. Motion carried.*

ADMINISTRATOR'S REPORT:

Board Administrator, Carol Moody, provided a statistical update. Ms. Moody states that the number of Advanced Practice Registered Nurses continues to climb, which is the trend nationwide. Ms. Moody welcomed new Board Member, Lindsey Mitchum, and stated that with her addition to the Board the remaining vacancies include a RN for District 6 and another LPN At-Large. Ms. Moody provided an update on Board staff. Ms. Moody then discussed the Nurse Licensure Compact Executive Committee meeting in Chicago earlier in the week. Ms. Moody also provided an update on the APRN Compact, of which South Carolina is not a member. Utah has recently joined the APRN Compact bringing the total number of states to three. Seven states need to pass legislation to join the APRN Compact before it can be implemented. Ms. Moody then discussed the APRN Roundtable that took place on April 12th and informed Board Members how to access the materials through their NCSBN portal. Ms. Moody attended the APRN Roundtable virtually as well as the IT Operations Meeting earlier in May. Ms. Moody stated that there was content related to fraud and emphasized that the Board Staff continues to communicate with Licensees the need to be cautious and mindful of fraud attempts. Ms. Moody will attend the Executive Officer Summit in Chicago in June and will attend the Annual meeting in Mid-August with the Board Chairperson, Ms. Todd. Ms. Moody then provided an update on the Budget.

Motion to adjourn at 1:53 p.m.

**Indicates that the Board entered into Executive Session for the purpose of receiving legal counsel. No official actions were taken while in Executive Session.*