



South Carolina Board of Nursing

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JULY 27-28, 2023 MEETING MINUTES

Samuel McNutt, Chairperson of the South Carolina State Board of Nursing, called the March 2023 meeting to order at 9:11 a.m. on July 27, 2023. 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 | |
| Jonella Davis, MBA, BSN, RN, NEA-BC | 7 th Congressional District | Present | |
| 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, Advice Counsel for the Board of Nursing (as noted) | |
| Shannon Stricklin, Board of Nursing Staff | |
| Mindy Carithers, Nurse Practice Consultant, Board of Nursing | |
| Peter Kubas, Nurse Education Consultant, Board of Nursing | |
| Jennifer Mitchell, Board of Nursing Administrative Coordinator | |
| Tina Brown, Assistant Disciplinary Counsel | |
| Princess Hodges, Assistant Disciplinary Counsel | |
| Shelby Sutusky, Assistant Disciplinary Counsel | |
| Shanika Moore, Assistant Disciplinary Counsel | |
| Mark Sanders, Chief Investigator, Office of Investigations and Enforcement | |
| Jenna Martin, Office of Investigations and Enforcement | |
| Tina Behles, Court Reporter | |

EXCUSED ABSENCES

All Board Members are present. No motion made.

APPROVAL OF AGENDA

Motion to approve Agenda. Motion carried.

CONSENT AGENDA

Motion to approve the Consent Agenda. Motion carried.

BOARD MINUTES

Motion to defer Minutes until July 28th. Motion carried.

EDUCATION APPEARANCES

Herzing University: Dr. Dina Hewitt appeared before the Board representing Herzing University's Bachelor of Science in Nursing Program in regards to their request to offer clinical experiences in South Carolina. The Program was previously before the Advisory Committee on Nursing Education (ACONE) at their July 2023 meeting. The ACONe voted to recommend approval at that time. Dr. Hewitt stated that Herzing has been in operation for over 50 years and has 11 campuses in eight states, with the majority of their students enrolled as nursing students in Programs ranging from LPN to DNP. Dr. Hewitt stated that they are seeking approval for clinical sites located at Tideland Health, Pruitt Health, and Spartanburg Regional for students enrolled in the Pre-Licensure BSN and Direct-Entry MSN programs.

Motion to approve the request. Motion carried.

Florence-Darlington Technical College: Dr. Rebecca Harris-Smith and Ms. Naomi Holley appeared before the Board representing Florence-Darlington Technical College's Practical Nursing Program in response to their request for continued full approval status. The Program was previously before the Board at their May 2016 meeting at which time the Board granted the Program full approval status for five years. The Board's site survey team visited the Program for a survey in February 2023. The Program was then before the ACONe at their April 2023 meeting, at which time the ACONe voted to recommend continued full approval status. Ms. Holley discussed the recommendations that have been implemented as a result of the site survey.

Motion to continue full approval status. Motion carried.

Northeastern Technical College: Ms. Hope Pigg appeared before the Board representing Northeastern Technical College's Practical Nursing Program in regards to their request for continued full approval status. The Program was previously before the Board at their May 2016 meeting at which time the Board granted the Program full approval status for five years. The Board's site survey team visited the Program for a survey in April 2023. The Program was then before the ACONe at their June 2023 meeting, at which time the ACONe voted to recommend continued full approval status. Ms. Pigg stated that most of the recommendations were implemented during the visit and discussed implementation of the other recommendations.

Motion to grant continued full approval status for five years. Motion carried.

Spartanburg Community College: Dr. Annette Guy and Ms. Sara Johnson appeared before the Board representing Spartanburg Community College's Practical Nursing Program in response to their

request to increase admissions from 24 students to 100 students in two cohorts of 50 per year beginning in Fall 2023. The Program was previously before the Board at their September 2022 meeting at which time the Board granted initial approval for the Program. The request to increase admissions was presented to the ACONE at their June 2023 meeting, at which time the ACONE voted to recommend approval. Dr. Guy stated that the request to increase admissions is because of a demand in their healthcare community. Dr. Guy further stated that the Program currently admits 24 students per cohort annually with the first cohort graduating in Fall 2023. Dr. Guy discussed the request and stated that the Program is ready to facilitate 25 days students and 25 evening students to meet that need. Ms. Johnson discussed the faculty and the resources available to support the increase in admissions. Dr. Guy then discussed the ACEN accreditation which was granted after the ACONE meeting.

Motion to grant the request for admissions increase. Motion carried.

Fortis College Columbia Campus: Ms. Hope Fox appeared before the Board representing Fortis College Columbia Campus in regards to their request to offer a Practical Nursing Program. The Program provided a Feasibility Study as required by statute. The recommendation of the Nurse Education Consultant, Peter Kubas, in collaboration with the Survey team is to approve the Program for development. Ms. Fox discussed the success of their ADN Program and stated that if they were not successful in their current Program that they would not be asking to develop a PN Program as well. Ms. Fox discussed the need for LPNs in the community and feedback from community partners. Ms. Fox then discussed plans to offer the Program in the evening due to feedback from potential students.

Motion to approve the development of the PN Program. Motion carried.

Denmark Technical College: Ms. Karen Myers appeared before the Board representing Denmark Technical College's Practical Nursing Program as follow-up to previous appearances for NCLEX deficiency in 2020, 2021, and 2022. The Program was previously before the Board at their May 2022 meeting at which time the Board accepted the information presented and downgraded the Board approval status from full to conditional and ordered a return before the Board in January 2023. At the January 2023 Board Meeting, the Board ordered continued conditional status and ordered a return in July 2023 and verbalized a strong warning of concern. The Board was provided with the most recent quarterly NCLEX report available, which showed an increase in scores over the previous quarter. Ms. Myers discussed changes that have been implemented since the last appearance including the small group, large group, and one-on-one tutoring. Ms. Myers stated that ten students from the summer semester will participate in pinning and all ten have a 98% chance or greater to pass the NCLEX with the ATI predictor. Ms. Myers then discussed the college and community support, including donations from Colleton County Hospital to help the Program with their success.

Motion to remain in conditional status with a return before the Board for an update in January 2024. Motion carried.*

The Citadel: Dr. Kimberly Subasic appeared before the Board representing The Citadel's Bachelor of Science in Nursing Program as follow-up to previous appearances for NCLEX deficiency in 2019, 2020, 2021, and 2022. The first cohort of students graduated in 2019. The Program was previously before the Board in September 2020, at which time the Board ordered a change in approval status from initial to conditional. At the January 2023 meeting, the Board ordered that the Program remain in conditional approval status and ordered a return in July 2023 and verbalized a strong warning of concern. The Program is accredited through CCNE. The Board was provided with the most recent quarterly NCLEX report available, which showed an increase in scores over the previous quarter. Dr. Subasic reviewed the changes that have been implemented and shared feedback from students and faculty. The Board then inquired when the next cohort would graduate, which is May 2024.

Motion to accept the information as presented and for the Program to remain in conditional status with a return before the Board in July 2024. Motion carried.*

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.

2021-130: Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction, if any.

Motion to accept the Memorandum of Agreement and Stipulations with the following disciplinary sanctions: issuance of a public reprimand; one year suspension immediately stayed upon one year probation with quarterly reports; issuance of a single-state license; completion of the following courses: Legal Aspects and Critical Thinking due within six months of the date of the Order; and other terms and conditions known to the Respondent and the Board. Motion carried.*

2021-563: Respondent appeared before the Board having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction, if any.

Motion to accept the Memorandum of Agreement with the following disciplinary sanctions: issuance of a private reprimand and completion of the following courses: Anger Management eight hours; and Professional Boundaries of Healthcare Worker to be completed within six months of the date of the Order. Motion carried.*

2021-486: This case was before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 Hearing Panel's Final Order Hearing Recommendation. Motion carried.

2019-554 & 2021-555: Respondent appeared before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. The Board had an opportunity to review the evidence presented during the full evidentiary hearing as well as the recommendation of the Panel.

Motion for 2019-554: Motion to accept the Hearing Panel's Final Order Hearing Recommendation. Motion carried.*

Motion for 2021-555: Motion to accept the Hearing Panel's Final Order Hearing Recommendation with issuance of a private reprimand with indefinite suspension until terms known to the Respondent and Board are met. Motion carried.*

2020-515: Respondent appeared before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 adopt the Hearing Panel's Final Order Hearing Recommendation with dismissal of the case. Motion carried.

Bob Horner was Advice Counsel for this appearance.

2020-330: Respondent appeared before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 Hearing Panel's Final Order Hearing Recommendation. Motion carried.

Bob Horner was Advice Counsel for this appearance.

2018-653 & 2019-134: The Respondent appeared before the Board having submitted a request for Reinstatement of licensure and having executed a Memorandum of Agreement for the purpose of determining disciplinary sanction, if any, and whether licensure should be granted.

Motion to accept the Memorandum of Agreement with the following disciplinary sanctions: issuance of a public reprimand and other terms and conditions known to the Respondent and

the Board. The Respondent is to return before the Board having completed those terms for consideration of licensure and any potential restrictions. Motion carried.*

Bob Horner was Advice Counsel for this appearance. Ms. Flannery returned to the meeting upon completion of this appearance.

APPLICATION/COMPLIANCE APPEARANCES:

Mary Ellen Bacon: Motion to approve licensure as a Registered Nurse through Endorsement.

Motion carried.*

Sherri Holman: Motion to approve licensure as a Registered Nurse through Endorsement upon continuation of terms and conditions known to the Licensee and the Board. Motion carried.*

DISCIPLINARY HEARINGS CONTINUED:

2019-592: This case was before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 Hearing Panel's Final Order Hearing Recommendation. Motion carried.

Ms. Todd and Ms. Swisher were recused from this appearance. Both Ms. Todd and Ms. Swisher returned to the meeting upon completion of this appearance.

2021-176: This case was before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 accept the Hearing Panel's Final Order Hearing Recommendation. Motion carried.

2021-176: This case was before the Board for a Final Order Hearing and was previously before the Board of Nursing Hearing Panel. A report has been issued with a recommendations regarding violations of the Nurse Practice Act and disciplinary sanction. 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 accept the Hearing Panel's Final Order Hearing Recommendation. Motion carried.

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.*

ODC STATISTICAL REPORT:

Assistant Disciplinary Counsel, Tina Brown, reviewed the Statistical Report. No motions were made.

Motion to adjourn for the evening at 5:40 p.m.

FRIDAY, JULY 28, 2023

CALL TO ORDER

Mr. McNutt called the meeting to order at 8:33 a.m. on Friday, July 28, 2023. It is noted that a quorum was present at all times.

EXCUSED ABSENCES

All Board Members are present. No motion made.

MEETING MINUTES

Motion to accept the March 2023 Minutes with changes noted. Motion carried.

Motion to accept the May 2023 Minutes with changes noted. 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 30 Dismissals. Motion carried.

Motion to approve 50 Formal Complaints. Motion carried.

Motion to approve 27 Letters of Caution. Motion carried.

Mr. Sanders then presented the Statistical Report.

Mr. Jennings then provided an update on OIE staff and organization.

READI-2WORK

Dr. Veronica Deas, Dr. Carolyn Swinton, and Dr. Karen Worthy appeared before the Board to provide an update on the READI-2WORK Program. Dr. Deas shared an update on the Program and shared that the Program has expanded, most recently to include Tri-County Technical College. Dr. Deas further discussed the process for recruiting new schools of Nursing into the Program. Dr. Deas then shared Program statistics regarding participation and retention among other data. Dr. Deas then shared that there have not been any safety events or any harm to patients involving participants in the Program and shared how any potential events or harm would be reported if any were to occur in the future. Dr. Worthy discussed the manuscript that has been submitted for publication to share information about the Program and the abstract which was accepted for presentation. Dr. Swinton then discussed the Program's request to expand the Program across the state.

Motion to approve the request to expand the Program. Motion carried.

PAPIN UPDATE

Representatives from the PAPIN Steering Committee appeared before the Board to seek feedback regarding Program requirements. The Peer Assistance Professionals in Nursing Program (PAPIN) was originally initiated in 2010 and disbanded prior to Covid-19. The Recovering Professionals Program (RPP) Advisory Council recommended resurrecting PAPIN based on the number of nurses

seeking attendance at peer support meetings for other healthcare professionals. A Steering Committee was formed after the South Carolina Nurses' Association (SCNA) Board agreed to support the Program.

Motion to not mandate attendance for nurses who are enrolled in RPP to attend PAPIN meetings and to not allow the substitution of PAPIN meetings for other RPP required meetings such as AA or NA. Motion carried.*

Note: The Board requests that SCNA and RPP meet to work out any MOU or agreement that may be necessary between the two entities. The Board does not want attendance at PAPIN meetings to be reported in information presented to the Board. If RPP would like to substitute PAPIN meetings for AA or NA meetings in the future, they may request a reappearance for further consideration at that time.

ADMINISTRATOR'S REPORT

Board Administrator, Carol Moody, provided a statistical update as well as an update on Board vacancies and reappointments. Ms. Moody then provided an update on Board staff. Ms. Moody discussed the Nurse Licensure Compact (NLC) and APRN Compact updates. Ms. Moody then provided an update on the 2022 Renewal audit.

COMMITTEE NOMIATIONS

The following individuals applied for Committee vacancies: Maureen Apollo to the Hearing Panel; Natilie DuBois as an Expert Case Reviewer; Myra Whiten to the Hearing Panel; Hope Pigg to the Advisory Committee on Nursing Education (ACONE); and Dr. Simona Parvulescu-Codrea to the ACONE.

Motion to accept the nomination for Maureen Apollo to the Hearing Panel. Motion carried.*

Motion to accept the nomination for Natilie DuBois as an Expert Case Reviewer. Motion carried.*

Motion to accept the nomination for Myra Whiten to the Hearing Panel. Motion carried.*

Motion to accept the nomination for Hope Pigg to the ACONE. Motion carried.*

The Board then instructed Board Staff to reach out to Dr. Parvulescu-Codrea to request that she apply to the Hearing Panel.

EDUCATION REPORT

Nurse Education Consultant, Peter Kubas, provided an update on the ACONE and Advanced Practice Committee (APC).

PRACTICE REPORT

Nurse Practice Consultant, Dr. Mindy Carithers, provided an update from the Nursing Practice and Standards Committee (NPSC). Dr. Carithers presented the recommended revisions to AO 56, as well as the formulation of AO 75 regarding insertion of hormone pellets with Lidocaine and the formulation of AO 77 regarding administration of TB tests. Dr. Carithers then discussed

recommended updates to the Line Charts as well as recommended changes to the Joint Advisory Opinion of the South Carolina State Boards of Dentistry, Medical Examiners and Nursing Regarding The Administration of Neuromodulators, Including Botox. Dr. Carithers then discussed the Board approved list of courses that can be assigned as part of disciplinary sanction.

Motion to accept Advisory Opinions # 56, 75, and 77 as presented. Motion carried.

Motion to approve Line Chart changes. Motion carried.

Motion for Advice Counsel to draft an Advisory Opinion regarding dermal fillers. Motion carried.

Motion to approve the Restraint Course. Motion carried.

ADVICE COUNSEL REPORT

Advice Counsel for the Board, Megan Flannery, Esq. discussed the By-Laws. Updates to the APC By-Laws are: updating to an adhoc committee; changing the terms of the membership to a two-year term with the opportunity for one renewal; and members may seek reappointment one year after the end of their second term. Ms. Flannery and the Board then discussed the Board's request that an additional staff member be hired to assist the Nurse Education Consultant with the site visits that are required by Regulation.

Motion to update the APC By-Laws as discussed. Motion carried.*

Motion for Board Executive, Carol Moody, to seek an additional staff position to help with site visits. Motion carried.*

Ms. Flannery then discussed the Joint Advisory Opinion that has been drafted by the respective Boards' Advice Counsel.

Motion to approve the Joint Advisory Opinion of the South Carolina Boards of Medical Examiners, Nursing, and Pharmacy regarding retail IV therapy businesses as drafted with recommended change. Motion carried.

APPLICATION/COMPLIANCE APPEARANCES:

Norma Weekley: Motion to deny the request for modification. Petitioner may reappear once terms and conditions known to the Petitioner and the Board may be completed. Motion carried.*

Bob Horner was Advice Counsel for this appearance. Ms. Flannery returned to the meeting upon completion of this appearance.

Teresa Hayes: Motion to deny the request for modification. Motion carried.*

Stevie Jenkins: Motion to reinstate RN licensure with terms and conditions known to the Licensee and the Board. Motion carried.*

Stacey Delldonna: Motion to grant RN licensure by Endorsement with terms and conditions known to the Licensee and the Board. Motion carried.*

Motion to adjourn at 12:50 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.*