



South Carolina  
Department of Labor, Licensing and Regulation



110 Centerview Drive  
Post Office Box 12367  
Columbia, SC 29211-2367  
Telephone (803) 896-4550  
FAX: (803) 896-4515  
www.llr.state.sc.us/pol/nursing/

**Board of Nursing**

Nikki R. Haley  
Governor

Holly G. Pisarik  
Director

**November 21-22, 2013 BOARD OF NURSING MEETING MINUTES**

<p>Board President Samuel McNutt called the Board of Nursing meeting to order at 8:30 a.m. on Thursday, November 21, 2013 and at 8:40 a.m. on Friday, November 22, 2013. 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><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>Amanda Baker, RN, MSN, CRNA, MNA, Secretary.....Present Congressional District 2</p> <p>Tara F. Hulsey, PhD, RN, CNE, FAAN ..... Excused Congressional District 1</p> <p>W. Kay Swisher, RNC, MSN.....Present Congressional District 3</p> <p>Karen R. Hazzard, MSN, RN, NE-BC.....Present Congressional District 7</p> <p>Anne Crook, PhD .....Present Public Member</p> <p>James E. Mallory, EdD .....Present Public Member</p> <p>One Congressional District 6 Vacancy</p> <p>Two Licensed Practical Nurse Vacancies</p>	<p><u>BOARD MEMBERS</u> <u>PRESENT &amp;</u> <u>VOTING</u></p>
<p>Nancy Murphy, Board Administrator Theresa Richardson, Program Coordinator I Shannon Beaudry, Administrative Assistant Darra Coleman, Advice Counsel Prentiss Shealey, Office of General Counsel Princess Hodges, Office of General Counsel</p>	<p><u>LLR STAFF</u> <u>PRESENT FOR</u> <u>CERTAIN ITEMS</u></p>
<p>Tara Hulsey was excused from the November 21-22, 2013 meeting.</p>	<p><u>EXCUSED ABSENCES</u></p>

<p>The November 21-22, 2013 Board of Nursing Meeting Regular Agenda was presented for the Board's review and approval.</p> <p>A motion was made by Karen Hazzard to amend the agenda for the Office of Investigations and Enforcement (OIE) and Investigative Review Committee (IRC) Report portion to be moved to the afternoon session. James Mallory seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF AGENDA</u></p> <p><u>MOTION</u></p>
<p>The Consent Agenda for the November 21-22, 2013 Board of Nursing Meeting was presented for the Board's review and approval/ acceptance as information.</p> <ul style="list-style-type: none"> <li>a) For Information: NCLEX RN and PN Summary Statistics for July 1 through September 30, 2013</li> <li>b) For Acceptance: July 11, 2013 Nursing Practice and Standards Committee Meeting Minutes</li> <li>c) For Acceptance: August 27, 2013 Advisory Committee on Nursing Meeting Minutes</li> <li>d) For Acceptance: May 3, 2013 Advanced Practice Committee Meeting Minutes</li> <li>e) For Information: August 30, 2013 Healthcare Collaborative Committee Meeting Minutes</li> <li>f) For Information: Statement of Economic Interest</li> <li>g) For Information: Interstate Compact for Physician Licensure Moves Forward, with Consensus Principles</li> <li>h) For Information: Budget (on table)</li> </ul> <p>A motion was made by James Mallory to approve the Consent Agenda as presented. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF CONSENT AGENDA</u></p> <p><u>MOTION</u></p>
<p>The September 26-27, 2013 Board Meeting minutes were presented for the Board's review and approval.</p> <p>A motion was made by Anne Crook to approve the September 26-27, 2013 meeting minutes as presented. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>APPROVAL OF MINUTES</u></p> <p><u>MOTION</u></p>
<p>Wanda Baker, Academic Program Chair, Greenville Technical College, appeared before the Board to request to amend/ modify the Greenville Technical College practical nursing program closure date from 12/15/12 to 9/30/13.</p> <p>Ms. Baker relayed that the students continued with/ completed the same practical nursing program curriculum that had been in place and was approved by the Board 12/16/2000. Discussion included but was not limited to the initial closure date coinciding with accreditation dates and nursing program leadership changes.</p> <p>A motion was made by Anne Crook to approve modifying the closure date of the Greenville Technical College practical nursing program to September 30, 2013. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>GREENVILLE TECHNICAL COLLEGE – REQUEST TO MODIFY/AMEND PRACTICAL NURSING PROGRAM CLOSURE DATE</u></p> <p><u>MOTION</u></p>
<p>The site survey team appointed by the Board of Nursing/ Advisory Committee on Nursing completed their survey for the ITT Technical Institute Greenville proposed new associate degree nursing program on May 24, 2013.</p> <p>At its August 27, 2013 meeting, the Advisory Committee on Nursing (ACON) voted to request ITT Technical Institute Greenville return to the October 2013 ACON meeting and requested additional documentation be provided</p>	<p><u>ITT TECHNICAL INSTITUTE GREENVILLE</u></p>

clarifying/incorporating areas of concern regarding the following:

- Clarify the organizational chart
  - Provide an organizational chart for the overall organization
  - Provide a nursing program organizational chart
  - Provide a legend to define lines of responsibility and/ or cooperation
- Clarify the supervision of the clinical faculty
  - Provide the communication/ supervision channels for clinical faculty on the nursing program organizational chart
  - Provide the communication/ supervision channels for clinical faculty in the program job descriptions as applicable
- Clarify #3 and #10 on page 4 of the Chair's position description
- Provide the following items for/ include in the nursing program student handbook
  - Nursing program progression policy (e.g. information regarding the progression in the program to include grades, curriculum, classes, clinical, etc.)
  - Information regarding the logistics, scheduling and location for the various clinical experiences that will be required
  - HESI policy to include HESI progression/ graduation requirements
  - Grading rounding policy
  - Policy for the rationale for progression and grading policies that differ from the parent institution/ general education courses
  - Objectively define terms utilized in the handbook, on syllabi, on clinical evaluation tools and throughout the program materials e.g. define/ specify – “consistent, regular” (include the specific #) etc.
  - Provide a more specific immunization policy
  - Provide a more specific drug policy and violation readmission policy
  - Include a physical clearance form
- Clarify/ provide information for the faculty workload and expectations e.g. for didactic contact hours, clinical hours, committee work, office hours, etc.
- Provide the following information for/ include in the faculty handbook
  - Information for faculty/ faculty role regarding the logistics, scheduling and location for the various clinical experiences that will be required
- Clarify on page 15 re: “*or appoint a relief preceptor with similar qualifications*” regarding preceptors be selected/ preceptored learning experiences be utilized as in Regulation 91-11.C.(5)(a through d)
- Clarify on page 31 regarding “*Preceptored learning experiences may only be used....successfully completed all core fundamental nursing courses and clinical experiences as determined by nursing course sequence and objectives*” to include the requirements of Regulation 91-11.F.(1)(d) “has successfully completed a fundamentals of nursing course and a medical/

surgical nursing course as determined by the program nurse administrator”

- Clarify the nursing program chair workload/ expectations/ time for administrative duties
- Clarify the faculty hiring/ utilization plans to assure that Master’s prepared related experienced faculty are hired in sufficient numbers as appropriate to present the didactic content and to meet the maximum 1:8 faculty to student ratio for acute clinical experiences, to fulfill the full-time role and the clinical faculty plans to ensure clinical instructors not exceed the 30% of the full-time equivalent faculty (FTE) filled positions as required in Regulations 91-11.C.(1)(a, b, c, d), 91-11.C.(2)(a, b)(1 through 3) and 91-11.C.(4)(a)(1 through 3)(b)(c)
- Clarify clinical facility availability and utilization
  - Clarify the RN role for the facility/ that the clinical experience will offer RN experiences
  - Clarify that the clinical experience is supporting the didactic program component and progression of learning
  - Provide a policy regarding a variety of clinical sites to include experiences for acute care, maternal-child, pediatrics and mental health.
  - Clarify the plan to ensure adequate acute care and specialty clinical experiences
- Provide syllabi reflecting progression of didactic coursework throughout the program (also provide the reflection of HESI course requirements)
- Provide clinical evaluation tool(s) reflecting progression of clinical experiences throughout the program

At its October 15, 2013 meeting, the ACON voted to forward the ITT Technical Institute Greenville proposed associate degree registered nurse program site survey report and response materials to the Board of Nursing and requested additional documentation be provided to the Board clarifying/ incorporating areas of concern regarding the following:

**Faculty**

- Clarify the faculty hiring/ utilization plans to assure that Master’s prepared related experienced faculty are hired in sufficient numbers as appropriate to present the didactic content and to meet the maximum 1:8 faculty to student ratio for acute clinical experiences, to fulfill the full-time role and the clinical faculty plans to ensure clinical instructors not exceed the 30% of the full-time equivalent faculty (FTE) filled positions as required in Regulations 91-11.C.(1)(a, b, c, d), 91-11.C.(2)(a, b)(1 through 3) and 91-11.C.(4)(a)(1 through 3)(b)(c).
- Clarify/ provide information for the faculty workload and expectations e.g. for didactic contact hours, clinical hours, committee work, office hours, etc.

**Clinical Facilities**

- Clarify clinical facility availability and utilization
  - Clarify that the clinical experience is supporting the didactic program component and progression of learning
  - Clarify the plan to ensure adequate acute care and specialty clinical experiences
  - Clarify the plan regarding the number of students that will be at each clinical facility and the number of faculty that will be needed for supervision for each course each quarter

**Curriculum**

- Clarify the plan for the utilization of standardized testing throughout the curriculum e.g. at the end of appropriate courses, possibly providing a grid for the program as a whole, remediation plans, etc.
- Clarify the progression policy (*regarding minimum grade of "C" in all required courses/ syllabi listing "B"*)

Melissa Black, Program Chair, Breckinridge School of Nursing, ITT Technical Institute and Anthony Berrios, College Director, ITT Technical Institute appeared before the Board to discuss the site survey and response materials.

Discussion included but was not limited to plans to hire sufficient qualified faculty, clinical site availability, pending contracts with clinical sites, available clinical experiences for students, standardized testing and remediation, maternal/child clinical experiences and simulation.

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

MOTION

A motion was made by Karen Hazzard to deny the ITT Technical Institute Greenville proposed new associate degree nursing program based upon information presented to the South Carolina Board of Nursing that inadequately and insufficiently represented the threshold for approval of a high quality clinical experience for the nursing students.

MOTION

Specific concerns included the clinical/ learning experience sites for maternal/ child.

The Board directed ITT Technical Institute Greenville to complete the following:

- Submit a revised application to ACON
- Provide executed clinical contracts
- Provide average daily census of each clinical site that is specific to the clinical population for the curriculum/ course in which the student is enrolled (e.g. number of deliveries, number of pediatric patients, etc).
- Conduct site surveys on all proposed clinical sites and submit a report of findings with the ACON application
- Clarify the onsite faculty supervision at each of the proposed clinical sites

<p>Amanda Baker seconded the motion. The motion carried unanimously.</p>	
<p>At its October 15, 2013 meeting, the ACON voted to recommend that the Board approve Florence-Darlington Technical College's request for curriculum changes as presented.</p> <p>Sharon Stafford, Department Chair and Sharon McManus, Student Success Coordinator, Florence-Darlington Technical College (FDTC) appeared before the Board to present the request.</p> <p>Discussion included but was not limited to aligning the FDTC organizing framework with the National League for Nursing (NLN), changing student nursing outcomes, and the current organizing framework being based on a previous NLN model.</p> <p>A motion was made by Anne Crook to accept the curriculum changes as requested/ presented by Florence-Darlington Technical College and as recommended by the ACON. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>FLORENCE DARLINGTON TECHNICAL COLLEGE – REQUEST FOR CURRICULUM CHANGE</u></p> <p><u>MOTION</u></p>
<p>At the March 2012 Board meeting, the CVS Minute Clinic appeared before the Board with a request to supervise more than three APRNs. At the meeting, the Board voted to accept Minute Clinic's request for the APRN/physician ratio to supervise up to six APRNs with the stipulation that they cannot supervise more than three at one time regardless of circumstances (to include any APRNs physicians supervise outside of their relationship with Minute Clinic). All covering physicians need to be within a 45 mile radius (per the Nurse Practice Act). Minute Clinic will submit schedules on a quarterly basis for Board review, provide a list of the APRNs each physician sponsors (internal and external to Minute Clinic), and report any deviations to the Board administrator.</p> <p>At its May 7, 2012 meeting, the Board of Medical Examiners ruled that the SC Nursing Board's recommendation is not inconsistent with the current Medical Practice guidelines.</p> <p>CVS Minute Clinic submitted a request to discontinue the requirement of submitting quarterly reports to the Board of Nursing.</p> <p>Garrett Gillespie, Esq., Senior Legal Counsel, Travis Dayhuff, Esq., Legal Counsel, and Janette Capaci, CNS, Minute Clinic, appeared before the Board to present their request.</p> <p>Discussion included but was not limited to Minute Clinic's current number of clinics and practitioners, the completion of one year of reports and Minute Clinic will continue to adhere to all other requirements and conditions set forth by the Board.</p> <p>A motion was made by Anne Crook to relieve Minute Clinic of the quarterly reports requirement with all other stipulations of the agreement remaining. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p><u>MINUTE CLINIC</u></p> <p><u>MOTION</u></p>
<p>Lorri Gibbons, Vice President, Quality Improvement and Patient Safety, South Carolina Hospital Association and Sonya Dawkins, Senior Vice President, PHT Services, presented information regarding Just Culture.</p> <p>Discussion included but was not limited to the number of hospitals in South</p>	<p><u>JUST CULTURE</u></p>

<p>Carolina currently participating in Just Culture on some level, Just Culture certified individuals, the application of Just Culture, accountability, event investigation, and training opportunities.</p> <p>The Board thanked Ms. Gibbons and Ms. Dawkins for coming and presenting the information.</p>	
<p>At its October 10, 2013 meeting, the Nursing Practice and Standards Committee (NPSC) voted to recommend the Board approve changes to Advisory Opinion (AO) #55 as presented.</p> <p>Discussion included but was not limited to AO #55 previously being revised and approved through the Healthcare Collaborative Committee and the NPSC requesting to remove "external" from the AO statement regarding fetal monitoring.</p> <p>A motion was made by Anne Crook to accept the revision to AO #55 as presented. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p style="text-align: right;"><u>AO #55</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>The Nominating Committee (members Anne Crook and James Mallory) submitted the following 2014 Slate of Board Officers for Board consideration and vote: Samuel McNutt – President, Carol Moody – Vice President, Amanda Baker Secretary.</p> <p>A motion was made by Karen Hazzard to elect Samuel McNutt as Board President, Carol Moody as Vice President, and Amanda Baker as Secretary. Anne Crook seconded the motion. The motion carried unanimously.</p>	<p style="text-align: right;"><u>PRESIDENT'S REPORT – REPORT FROM NOMINATING COMMITTEE/ELECTION OF OFFICERS</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>The Board discussed the NCSBN Midyear Meeting and the need to approve the Administrator and a Board representative to attend.</p> <p>A motion was made by Amanda Baker to approve a Board representative and the Board Administrator attending the NCSBN Midyear Meeting. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p style="text-align: right;"><u>PRESIDENT'S REPORT – NCSBN MIDYEAR MEETING</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>The Board discussed 2014 Board representative assignments for committees.</p> <p><b>Committee/Board Member</b>  Advanced Practice Committee-Samuel McNutt  Nursing Practice and Standards Committee-Amanda Baker  Advisory Committee on Nursing-Tara Hulsey  RPP Advisory Committee-Karen Hazzard  Healthcare Collaborative Committee-Amanda Baker</p> <p>A motion was made by Karen Hazzard to approve the assignments as presented. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p style="text-align: right;"><u>PRESIDENT'S REPORT – BOARD OF NURSING COMMITTEE ASSIGNMENTS</u></p> <p style="text-align: right;"><u>MOTION</u></p>
<p>The Board discussed the October 18, 2013 Healthcare Collaborative Committee meeting and the Inspector General's Report regarding prescription drug abuse in South Carolina.</p> <p>Discussion included but was not limited to discussion at the October 18, 2013 meeting with DHEC regarding DHEC plans, changes to DHEC pharmacy reporting requirements, a letter sent to the governor requesting a task force be created to develop a comprehensive plan to battle prescription drug abuse, and a</p>	<p style="text-align: right;"><u>HEALTHCARE COLLABORATIVE COMMITTEE REPORT</u></p>

<p>meeting that was held at the Governor's office.</p> <p>Samuel McNutt stated that they are currently waiting on Governor Haley's response regarding the task force.</p>	
<p>At its October 15, 2013 meeting, the ACON recommended the Board approve Kimberly Glenn for the second BSN educator position on the committee.</p> <p>The nomination form was provided for the Board's review. Kimberly Glenn appeared before the Board to respond to questions.</p> <p>A motion was made by Amanda Baker to accept Kimberly Glenn's nomination to ACON for the second BSN educator position. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>COMMITTEE MEMBER NOMINATIONS – ADVISORY COMMITTEE ON NURSING</u></p> <p><u>MOTION</u></p>
<p>A motion was made by Amanda Baker to go into closed session and to allow the court reporter and Nancy Murphy to remain in session. Carol Moody seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave closed session. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>RECOVERING PROFESSIONAL PROGRAM SERVICES (EXECUTIVE SESSION)</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>Information was provided to the Board regarding the new process for disseminating and reviewing Board materials via the secure Board member PDF viewer website.</p>	<p><u>ADMINISTRATOR'S REPORT-BOARD WEBSITE/MEETING MATERIALS</u></p>
<p>At its October 15, 2013 meeting, the ACON voted to recommend the Board approve the proposed Interim Visit Policy as presented.</p> <p>Discussion included but was not limited to the regulations allowing interim visits for nursing programs that may not be meeting Nursing Education Program Standards as set forth in R.91-11. or R.91-12. and the need to develop a process for the interim visit to be conducted.</p> <p>A motion was made by Kay Swisher to approve the Interim Visit Policy as presented. Carol Moody seconded the motion. The motion carried unanimously.</p>	<p><u>ADMINISTRATOR'S REPORT - INTERIM VISIT PROCESS</u></p> <p><u>MOTION</u></p>
<p>Information regarding the current professional IRC members was presented to the Board.</p> <p>Discussion included but was not limited to how often IRC meetings are held, the background of the IRC members and adding additional IRC members of differing backgrounds and geographical locations.</p>	<p><u>ADMINISTRATOR'S REPORT – IRC MEMBERS</u></p>
<p>The Board was presented with the proposed legislation to adopt the ANA Code of Ethics into State Board of Nursing Chapter 91 in conformance with its practice act.</p>	<p><u>ADMINISTRATOR'S REPORT – REQUEST TO</u></p>



<p>Discussion included but was not limited to this regulation being added in conformance with S.C. Code Ann §40-33-70 regarding the establishment of a code of ethics in regulation. This code of ethics adopts the Code of Ethics for Nurses by the American Nurses Association.</p> <p>A motion was made by Carol Moody to approve adopting the ANA Code of Ethics in regulation as presented. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>ADOPT THE ANA CODE OF ETHICS IN REGULATION</u></p> <p><u>MOTION</u></p>
<p>A motion was made by Kay Swisher to go into closed session to receive the IRC and OIE reports and to allow Nancy Murphy, the court reporter, and OIE representatives to remain in session. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made to by Anne Crook to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Karen Hazzard to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p>	<p><u>OFFICE OF INVESTIGATIONS AND ENFORCEMENT (OIE)</u></p> <p><u>INVESTIGATIVE REVIEW COMMITTEE (IRC) REPORT</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>Darra Coleman relayed that the agency is seeking to adjust fees for several boards to include the Board of Nursing (BON) this upcoming legislative session.</p> <p>Director Holly Pisarik asked for the following information to be relayed to the Board:</p> <p>Representative Sandifer has asked that as a part of this process, all LLR fees be set forth in a uniform LLR regulation.</p> <p>Because many of the affected Board and Commission's fees are set forth in regulation, a revised regulation must be promulgated to effectuate these fee adjustments. The Agency and Representative Sandifer, who is helping the Agency accomplish the fee adjustments, wanted a mechanism to ensure that the proposed regulations effectuating the fee adjustments appear in one document so that the General Assembly considers them as a package deal, rather than piece meal fee increases and decreases. Thus, Legislative Council created Chapter 10 in S.C. Regulations to set forth the proposed fee adjustments. As a part of this plan, Representative Sandifer would like all Agency fees to be set forth in Chapter 10 to make this process easier going forward. Currently, BON fees are in regulation and no Chapter 10 "LLR fee regulation" exists.</p> <p>Ms. Coleman asked the Board to discuss/ vote regarding BON fees appearing only in Chapter 10 or in Chapter 10 and in nursing regulations.</p>	<p><u>FEES</u></p>

<p>A motion was made by Anne Crook to approve moving the fees to Chapter 10 only. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>Respondents appeared before the Board to request modifications to their Consent Agreements or Board orders. The Board also reviewed Memoranda of Agreement stipulating to violations of the Nurse Practice Act to determine disciplinary actions.</p> <p>In Case # 2013-47, 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.</p> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Kay Swisher seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2013-47, a motion was made by Kay Swisher that the Board accepts the Memorandum of Agreement stipulating to the violations of 40-33-110(A)(3) and (18) and 40-1-110(f); however, the Board finds no sanction is necessary under the circumstances presented and issues a Letter of Caution. Anne Crook seconded the motion. The motion carried unanimously.</p> <p>In Case # 2009-333, 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.</p> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Kay Swisher to leave executive session. Carol Moody seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2009-333, a motion was made by Amanda Baker to accept the Memorandum of Agreement with the following sanctions: a private reprimand, a \$1,000 civil penalty payable within one year, and the completion of Legal Aspects, Ethics, Critical Thinking, Medication Administration and Medication Documentation courses within one year. Anne Crook seconded the motion. The motion carried unanimously.</p> <p>In Case # 2013-452; 2012-1, 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> <p>In Case # 2013-452; 2012-1, a motion was made by Anne Crook that respondent has satisfied the requirement of providing documentation of working under direct supervision for the minimum of one year. Carol Moody seconded the motion. The</p>	<p><u>HEARINGS/APPEARANCES</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>

<p>motion carried unanimously.</p> <p>In Case # 2013-455; 2010-431, Respondent requested a continuance.</p> <p>In Case # 2013-459; 2010-343, 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> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Kay Swisher seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2013-459; 2010-343, a motion was made by Amanda Baker to grant a modification to lift the onsite, on-shift supervision restriction, to deny the modification regarding home health, to grant the modification to lift the narcotics restriction, and to grant an extension to pay the \$2,000 civil penalty in full within six months of obtaining employment. Carol Moody seconded the motion. The motion carried unanimously.</p> <p>In Case # 2013-460; 2008-557, 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> <p>In Case # 2013-460; 2008-557, a motion was made by Carol Moody to lift the onsite supervision restriction. Kay Swisher seconded the motion. The motion carried unanimously.</p> <p>In Case # 2013-461; 2010-124, 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> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2013-461; 2010-124, a motion was made by Amanda Baker to grant a modification to lift restrictions except for continued participation in RPP monitoring. Kay Swisher seconded the motion. The motion carried with six ayes and one nay.</p>	<p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>A motion was made by Anne Crook to adjourn the meeting on November 21, 2013 at 3:59 p.m. Karen Hazzard seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION TO ADJOURN</u></p>

<p><b>Friday, November 22, 2013</b></p> <p>The Board reviewed a Memorandum of Agreement stipulating to violations of the Nurse Practice Act to determine disciplinary actions.</p> <p>In Case # 2012-440, Respondent signed a Memorandum of Agreement (MOA) and waived the right to a panel hearing. Respondent was represented by Bill Doar, Esq.</p> <p>A motion was made by Carol Moody to go into executive session for the purpose of receiving legal counsel. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Carol Moody to leave executive session. Karen Hazzard seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>In Case # 2012-440, a motion was made by Amanda Baker to accept the Memorandum of Agreement with the following sanctions: a private reprimand and a \$1,000 civil penalty payable within six months. All required coursework has already been completed by respondent. Anne Crook seconded the motion. The motion carried unanimously.</p>	<p><u>HEARINGS/APPLICATIONS</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>A motion was made by Kay Swisher to go into executive session for the purpose of receiving legal counsel and to allow staff to remain in session. Karen Hazzard seconded the motion. The motion carried unanimously.</p> <p>A motion was made by James Mallory to leave executive session. Carol Moody seconded the motion. The motion carried unanimously. No official actions were taken during executive session.</p> <p>A motion was made by Anne Crook to approve the AO presented regarding private reprimand disclosures on employment applications and the joint statement presented regarding verbal orders from a physician and affirmed AO #11. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p><u>PROPOSED ADVISORY OPINION – CLARIFICATION OF PRIVATE REPRIMAND DISCLOSURE (EXECUTIVE SESSION)</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>The Board reviewed a reinstatement application for matters of unlicensed practice, reviewed an application with “yes” answers regarding criminal convictions, reviewed an application regarding criminal charges on the criminal background check and failure to report these charges, reviewed an application regarding a “yes” answer regarding a complaint or investigation from another State Board of Nursing and reviewed an application for disciplined reinstatement.</p> <p>An applicant for licensure as a licensed practical nurse by reinstatement appeared before the Board regarding issues of unlicensed practice. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.</p>	<p><u>HEARINGS/APPLICATIONS</u></p>

<p>A motion was made by Amanda Baker to reinstate the license with the following sanctions: a private reprimand and a \$2,000 civil penalty payable within one year. Kay Swisher seconded the motion. The motion carried unanimously.</p> <p>An applicant for licensure as a licensed practical 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.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Anne Crook to allow the applicant licensure as an LPN. Amanda Baker seconded the motion. The motion carried unanimously.</p> <p>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 a complaint or investigation by another State Board of Nursing. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Anne Crook to grant the applicant endorsement as an RN in South Carolina. James Mallory seconded the motion. The motion carried unanimously.</p> <p>An applicant for licensure as a registered nurse by examination appeared before the Board regarding criminal charges found on the criminal background check and failure to report these charges on the application. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Amanda Baker to grant RN licensure in South Carolina. Anne Crook seconded the motion. The motion carried unanimously.</p> <p>An applicant for licensure as a registered nurse by disciplined reinstatement appeared before the Board regarding reinstatement from suspension. Respondent was aware of his/her right to legal counsel and waived that right. Respondent appeared but was not represented by legal counsel.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Carol Moody to grant a temporary license to complete the refresher course. Kay Swisher seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Anne Crook to vacate the Final Order of 2004 except to require the applicant to remain in RPP for the 5 year period. Amanda Baker seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Kay Swisher to adjourn the meeting at 10:26 a.m. on Friday, November 22, 2013. Carol Moody seconded the motion. The motion carried unanimously.</p> <p>NOTE: These minutes are a brief summary of the meeting and a record of the motions and official actions taken by the Board.</p>	<p><u>MOTION TO ADJOURN</u></p>