



South Carolina
Department of Labor, Licensing and Regulation



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Director

Board of Nursing

SEPTEMBER 29, 2011 BOARD OF NURSING MEETING MINUTES

<p>Board President Sylvia Whiting called the Board of Nursing meeting to order at 8:31 a.m. on September 29, 2011. 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>& FOIA COMPLIANCE</u></p>
<p>Sylvia A. Whiting, PhD., APRN-PC, President Congressional District 1</p> <p>Amanda Baker, RN, MSN, CRNA, MNA Congressional District 2</p> <p>C. C. Lynn Lewis, RN, MSN, EdD, NEA-BC Congressional District 3</p> <p>Carol A. Moody, RN, MAS, NEA-BC Congressional District 4</p> <p>Lisa C. Irvin, RN, MSN, NEA-BC Congressional District 6</p> <p>Samuel H. McNutt, RN, CRNA, MHSA Congressional District 5</p> <p>James E. Mallory, EdD Public Member</p> <p>Anne Crook, PhD Public Member</p> <p>Two Licensed Practical Nurse Vacancies- Regions I & II</p>	<p><u>BOARD MEMBERS</u> <u>PRESENT &</u> <u>VOTING</u></p> <p>Present</p> <p>Present</p> <p>Present</p> <p>Present</p> <p>Present</p> <p>Present</p> <p>Present</p> <p>Excused</p>
<p>Nancy Murphy, MS, RN, BC, CPM, Board Administrator Dean Grigg, Advice Counsel Lynne Rogers, General Counsel, Office of General Counsel</p>	<p><u>LLR STAFF</u> <u>PRESENT FOR</u> <u>CERTAIN ITEMS</u></p>

The September 29, 2011 Board of Nursing Meeting Agenda was presented for the Board's review and approval.

APPROVAL OF AGENDA

MOTION

A motion was made by Samuel McNutt to approve the agenda. Carol Ann Moody seconded the motion. The motion carried unanimously.

The Consent Agenda was presented for the Board's review and approval.

APPROVAL OF CONSENT AGENDA

- a) *For Information: NCLEX RN & PN Summary Statistics for April 1-June 30, 2011*
- b) *For Acceptance: April 2011 Advisory Committee on Nursing Minutes*
- c) *For Acceptance: June 2011 Advisory Committee on Nursing Minutes*
- d) *For Information: Budget (On table for review)*
- e) *For Information: Defense Authorization Bills (NCSBN)*
- f) *For Information: A Preferred Future for Prelicensure Nursing Program Approval (NCSBN)*
- g) *For Information: OIE Statistical Report*
- h) *For Information: Addition of Forensic Nursing for the Budget and Control Board -Office of Research and Statistics Licensure Information*

MOTION

A motion was made by Samuel McNutt to approve the Consent Agenda. Lisa Irvin seconded the motion. The motion carried unanimously.

The March 24, 2011 meeting minutes were presented for the Board's review and approval.

APPROVAL OF MINUTES

MOTION

A motion was made by C. Lynn Lewis to approve the March 24, 2011 meeting minutes. James Mallory seconded the motion. The motion carried unanimously.

The July 28-29, 2011 meeting minutes were presented for the Board's review and approval.

MOTION

A motion was made by Samuel McNutt to approve the July 28-29, 2011 meeting minutes. Lisa Irvin seconded the motion. The motion carried unanimously.

Dr. Lynette Hamlin, Dean, School of Nursing, USC Upstate appeared to discuss the feasibility study for establishing a proposed RN Program at the Masters level.

USC UPSTATE

At its August 30, 2011 meeting, the ACON recommended the Board approve the proposed program for development with the clarification that accepting student application/ admitting students to the program (page 7) would occur after the program is approved.

A motion was made by Carol Ann Moody to move forward with the feasibility study. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

Carol Burgess, Campus President and Lori Callahan, Nurse Administrator at Brown Mackie College appeared to request the Board's approval of a feasibility study to establish a proposed associate degree RN program.

BROWN MACKIE COLLEGE,
GREENVILLE

At its August 30, 2011 meeting, the ACON recommended the Board approve the proposed program for development with the clarification that eighteen months in advance of the proposed opening date from the date of the feasibility study would be January 28, 2013.

A motion was made by C. Lynn Lewis to enter executive session. Samuel McNutt seconded the motion. The motion carried.

MOTION

A motion was made by Carol Ann Moody to leave executive session. C. Lynn Lewis seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by C. Lynn Lewis to approve the feasibility study. Samuel McNutt seconded the motion. The motion carried.

MOTION

Janet Ancone, Nurse Administrator at Midlands Technical College appeared to discuss a faculty approval request.

MIDLANDS TECHNICAL
COLLEGE

At its August 30, 2011 meeting, the ACON recommended MTC include the plan for degree completion in the materials and that the board approves the request.

A motion was made by C. Lynn Lewis to approve the faculty request. Carol Ann Moody seconded the motion. The motion carried unanimously.

MOTION

Terri Wright, Nurse Administrator at Northeastern Technical College appeared to discuss a faculty approval request.

NORTHEASTERN
TECHNICAL COLLEGE

At its August 30, 2011 meeting, the ACON recommended NETC include the plan for degree completion in the materials and that the board approved the request.

A motion was made by C. Lynn Lewis to approve the faculty request. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

Donna Faulkenberry, Nurse Administrator and Linda Walton, Dean of Health Science at Aiken Technical College appeared to request the Board's approval of a Practical Nursing Curriculum Change.

AIKEN TECHNICAL
COLLEGE

At its August 30, 2011 meeting, the ACON recommended the Board approve the request.

A motion was made by C. Lynn Lewis to approve the curriculum change in the Practical Nursing Program. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

Elizabeth Ferraro, APRN, requested a waiver for geriatric nurse practitioner (GNP) long term care/ assisted living setting age parameters.

WAIVER FOR GERIATRIC
PRACTITIONER (GNP)
LONG TERM
CARE/ASSISTED LIVING
SETTING AGE
PARAMETERS

APC has recommended that the Board approve the exemption.

A motion was made by Samuel McNutt, Lisa Irvin seconded, and carried to approve the exemption for the setting presented.

MOTION

Dr. Stephanie Burgess, Chair for Advanced Practice Committee, and Dr. Carol Bennett, Vice-Chair for Advanced Practice Committee appeared to request the Board's endorsement of the Committee White Paper On Advanced Practice Registered Nurses.

ADVANCED PRACTICE
COMMITTEE – WHITE
PAPER ON ADVANCED
PRACTICE REGISTERED
NURSES

A motion was made by C. Lynn Lewis to approve the Board's endorsement of the white paper. Carol Ann Moody seconded the motion. The motion carried. Samuel McNutt and Dr. Sylvia Whiting abstained from voting.

MOTION

<p>Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) stated it has previously been required to have supervision on assessments and presented a proposed advisory opinion regarding role/ scope for APRNs to conduct assessments without physician collaboration or preceptors as recommended by the APC at its August 12, 2011 meeting.</p> <p>The Board discussed/ agreed with the concept and recommended that the proposed AO be amended to read “Role/Scope for APRNs to Conduct Advanced Health Assessments without Physician Collaboration or Preceptors” and that Ms. Burgess then presented it to the Board for approval.</p>	<p><u>PROPOSED ADVISORY OPINION REGARDING ROLE/SCOPE FOR APRNs TO CONDUCT ASSESSMENTS WITHOUT PHYSICIAN COLLABORATION OR PRECEPTORS</u></p>
<p>Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) appeared to request that the Board adopt the CRNA template Guidelines for the Practice of Nurse Anesthesia.</p> <p>At its August 12, 2011 meeting, the APC recommended that the Board endorse the template for the CRNA”s to use as provided from the SCANA to post on their professional website.</p> <p>A motion was made by Samuel McNutt that the Board accept the template as information for Practice Guideline. Carol Ann Moody seconded the motion. The motion carried.</p>	<p><u>GUIDELINES FOR THE PRACTICE OF NURSE ANESTHESIA</u></p> <p><u>MOTION</u></p>
<p>Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) appeared to request that the Board accept the revisions added to the Position Statement on Prescriptions for APRNs with Prescriptive Authority regarding electronic prescription updates recommended by the APC at its August 12, 2011 meeting.</p> <p>A motion was made by Lisa Irvin to accept the revised policy. The motion was seconded by Mr. McNutt. The motion carried unanimously.</p>	<p><u>POSITION STATEMENT ON PRESCRIPTIONS FOR APRNs WITH PRESCRIPTIVE AUTHORITY</u></p> <p><u>MOTION</u></p>
<p>Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) appeared to request that the Board approve the position statement with the amendments.</p> <p>A motion was made by Samuel McNutt to approve the amended document. C. Lynn Lewis seconded the motion. The motion carried unanimously.</p>	<p><u>POSITION STATEMENT ON USE OF SAMPLES BY APRNs WITH PRESCRIPTIVE AUTHORITY</u></p> <p><u>MOTION</u></p>

Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) and Nancy Murphy, Board of Nursing Administrator informed the Board about the concerns presented by the public as it relates to the difficulty nurses are having finding Controlled Substance courses to meet the two (2) hours needed for Continued Education.

The Board suggested ACON provide more information to assist Nurses with this challenge.

The position statement on pharmacotherapeutics education was presented for the Board's information.

Dr. Stephanie Burgess, Advanced Practice Committee Chair (APC) appeared to request that the Board approve the suggested changes to Advisory Opinion #29.

A motion was made by C. Lynn Lewis to approve with changes. Lisa Irvin seconded the motion. The motion carried unanimously.

Rick Wilson and Frank Sheheen appeared before the Board to provide an RPP update. RPP has moved to 440 Knox Abbott Drive, Suite 220, Cayce, SC. Mr. Sheheen noted there have been some questions regarding the budget and the fees collected. The budget is stable with the current fees being collected. There are approximately 375 nurses, which translates to approximately 71% of the RPP caseload. They also discussed that a psychiatrist is not always available for mental health exams and RPP has felt if a psychiatrist is not available at the time an evaluation is needed that a psychologist could serve for a psychological evaluation.

Practice by licensees in recovery who are under the influence of certain mood-altering substances has been determined to be unsafe. Discussions between the SC Board of Medical Examiners and Dr. James Graham, a leading expert on the subject, support the conclusion that licensees under monitoring with the RPP may not be authorized to practice while taking certain mood-altering substances. A negative drug screen is required before resumption of practice.

The policy has been approved by the Medical Board as well as the Board of Pharmacy. The abstinence policy would apply to individuals who have a chemical dependency. RPP is asking the Board to approve denial of authorization to practice under the influence of certain mood-altering substances and that a negative drug screen is required before resumption of practice.

POSITION STATEMENT ON
PHARMACOTHERAPEUTICS
EDUCATION REQUIRED
FOR PRESCRIPTIVE
AUTHORITY APPLICATION

ADVISORY OPINION #29

MOTION

RPP UPDATE

RPP ABSTINENCE POLICY

<p>Carol Ann Moody made a motion to approve the denial of authorization to practice under the influence of certain mood-altering substances. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>														
<p>Mr. Wilson presented a recommendation to the Board on behalf of a committee formed to make recommendations regarding acceptable worksite locations for nurses who are on probation.</p> <p>C. Lynn Lewis made a motion the Board accept the interpretations as information. Samuel McNutt seconded the motion. Discussion ensued. The motion carried unanimously.</p>	<p><u>RECOMMENDATIONS REGARDING WORKSITE APPROVALS</u></p> <p><u>MOTION</u></p>														
<p>As Rose Kearney-Nunnery is no longer a member of the Board, there is not a current vice president. Dr. Whiting asked that a member be elected as interim vice president.</p> <p>A motion was made by Samuel McNutt to elect Lisa Irvin as interim vice president. Carol Ann Moody seconded the motion. The motion carried unanimously.</p> <p>Dr. Whiting appointed C. Lynn Lewis and James Mallory to the nominating committee.</p>	<p><u>ELECTION OF INTERIM VICE PRESIDENT</u></p> <p><u>MOTION</u></p> <p><u>APPOINTMENT OF NOMINATING COMMITTEE MEMBERS FOR 2011 OFFICERS</u></p>														
<p>Dr. Whiting appointed the following Board members to committees.</p> <table border="0" data-bbox="152 1205 932 1478"> <thead> <tr> <th><u>Committee/Task Force</u></th> <th><u>Board Member</u></th> </tr> </thead> <tbody> <tr> <td>Advanced Practice Committee</td> <td>Samuel McNutt</td> </tr> <tr> <td>Advisory Committee On Nursing</td> <td>Lisa Irvin</td> </tr> <tr> <td>Nursing Practice & Standards Committee</td> <td>Amanda Baker</td> </tr> <tr> <td>RPP Advisory Committee</td> <td>James Mallory</td> </tr> <tr> <td>Legislative Committee (Ad Hoc)</td> <td></td> </tr> <tr> <td>Nurse Practice Act /Collaboration Committee</td> <td></td> </tr> </tbody> </table>	<u>Committee/Task Force</u>	<u>Board Member</u>	Advanced Practice Committee	Samuel McNutt	Advisory Committee On Nursing	Lisa Irvin	Nursing Practice & Standards Committee	Amanda Baker	RPP Advisory Committee	James Mallory	Legislative Committee (Ad Hoc)		Nurse Practice Act /Collaboration Committee		<p><u>BOARD OF NURSING COMMITTEE ASSIGNMENTS</u></p>
<u>Committee/Task Force</u>	<u>Board Member</u>														
Advanced Practice Committee	Samuel McNutt														
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Nursing Practice & Standards Committee	Amanda Baker														
RPP Advisory Committee	James Mallory														
Legislative Committee (Ad Hoc)															
Nurse Practice Act /Collaboration Committee															
<p>The Board discussed holding a retreat. The Board determined the retreat would be held at the Kingstree Building immediately following the agency board member orientation on October 11, 2011. Dr. Whiting will submit an agenda to Ms. Murphy.</p>	<p><u>RETREAT</u></p>														
<p>The practice question response was presented as information.</p>	<p><u>PRACTICE QUESTION RESPONSE</u></p>														

<p>Staff is requesting the Board to add Pearson Test of English Academic to approved Board of Nursing resources.</p> <p>A motion was made by C. Lynn Lewis to approve Pearson Test of English Academic to the approved Board of Nursing resources. Samuel McNutt seconded the motion. The motion carried unanimously.</p>	<p><u>PEARSON TEST OF ENGLISH ACADEMIC</u></p> <p><u>MOTION</u></p>
<p>The Board was presented with the disciplinary sanctions guidelines chart for fines.</p> <p>A motion was made by C. Lynn Lewis to discuss this matter in executive session. Samuel McNutt seconded the motion. The motion carried unanimously.</p> <p>A motion was made by Lisa Irvin to leave executive session. C. Lynn Lewis seconded the motion. The motion carried unanimously. No official action was taken.</p> <p>A motion was made by Carol Ann Moody that action on this matter be deferred to a future meeting. Lisa Irvin seconded the motion. The motion carried unanimously.</p>	<p><u>DISCIPLINARY SANCTIONS GUIDELINES CHART CIVIL PENALTIES/FINES</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p> <p><u>MOTION</u></p>
<p>The Office of Investigations and Enforcement presented the Board with the names and resumes of two individuals to serve as Board panel members.</p> <p>A motion was made by Carol Ann Moody to deny the two individuals as neither individual has the qualifications set forth by the Board to serve as panel members. James Mallory seconded the motion. The motion carried unanimously.</p>	<p><u>NEW NURSING BOARD PANEL MEMBER(S)</u></p> <p><u>MOTION</u></p>
<p>Travel requests for board administrators / staff and board members to attend out-of-state meetings will be submitted through the Assistant Deputy Director, Office of Board Services, Charles Ido to the Agency Director, Catherine Templeton for review and approval. The requests are to include the following: a copy of the meeting agenda, travel expense form with estimated costs and a statement that the board voted to attend the meeting (will need to be included on the agenda as an item for vote and that the vote is recorded in the minutes.)</p> <p>This matter was brought before the Board as information only.</p>	<p><u>TRAVEL REQUESTS</u></p>
<p>It was recommended that ACON be assigned to explore options for increasing BSN preparation within the next 10 years and bring forward a report to the Board at the March 2012 meeting.</p>	<p><u>IOM/ACON-OPTIONS FOR INCREASING BSN PREPARATION WITHIN NEXT 10 YEARS</u></p>

<p>A motion was made by Lisa Irvin that the Board ask ACON for strategies for moving BSN preparation forward. C. Lynn Lewis seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>Staff had questions regarding the CBC timeframe for individuals who apply and hold a LPN license and then apply for an RN license within one year of obtaining the LPN license. Requested the Board consider accepting the CBC from when application was made for LPN licensure if within a one year timeframe.</p>	<p><u>APPLICATION CBC TIMEFRAME</u></p>
<p>A motion was made by Samuel McNutt approve staff's use of the same CBC if within a one year timeframe. James Mallory seconded the motion. The motion carried unanimously</p>	<p><u>MOTION</u></p>
<p>The Board was provided with the Resolutions Committee Report with recommendations from its meetings held since the last Board meeting. The Disciplinary Sanctions Guidelines is used in making these recommendations.</p>	<p><u>RESOLUTIONS COMMITTEE REPORT</u></p>
<p>A motion was made by Samuel McNutt to approve the dismissals as recommended by the Resolutions Committee. Lisa Irvin seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to approve the Formal Complaints as recommended by the Resolutions Committee. Carol Ann Moody seconded the motion. The motion Carried unanimously.</p>	<p><u>MOTION</u></p>
<p>A motion was made by Samuel McNutt to approve the Dismissals with Letters of Caution. Carol Ann Moody seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>
<p>To determine appropriate disciplinary actions, the Board reviewed Disciplinary Hearing Panel Reports along with transcripts and exhibits as well as memoranda of agreement stipulating to violations of the Nurse Practice Act. Respondents appeared before the Board. Recovering Professional Program representatives were also present to respond to questions. In case 2009-283 the respondent is requesting the Board's approval to reinstate licensure. Respondent appeared before the Board and waived the right for legal representation.</p>	<p><u>OGC HEARINGS</u></p>
<p>A motion was made by C. Lynn Lewis to enter executive session to for the purpose of seeking legal advice in case 2009-283. James Mallory seconded the motion. The motion carried unanimously.</p>	<p><u>MOTION</u></p>

A motion was made, seconded and carried to leave executive session. No official action was taken.

MOTION

A motion was made by McNutt reinstate the license with the following provisions: five years of continuous RPP from the re-enrollment date, two years probation, required RN on site, on shift supervision at all times. NPA defines supervision as the process of critically observing, directing and evaluating another's performance. Definition of supervision is to be included in the order, and submittal of quarterly reports from nurse employer. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

In case 2010-152 the respondent entered into a Memorandum of Agreement and waived the right to a panel hearing. Respondent appeared and was represented by A. V. Smith, Esq.

MOTION

A motion was made by C. Lynn Lewis to enter executive session to seek legal advice in this matter. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. C. Lynn Lewis seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by Amanda Baker to accept the Memorandum of Agreement with the following provisions: the suspension stay in place, a \$500 civil penalty, issue a public reprimand, and require Board approved courses in Legal Aspects, Workshop, Ethics course, and Critical Care Thinking. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

In case 2010-526 a signed consent agreement was withdrawn and the attorney representing the State of South Carolina presented a proposed Memorandum of Agreement. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to enter executive session for the purpose of seeking legal advice on case 2010-526. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. Carol Ann Moody seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by Carol Ann Moody to accept the

Memorandum of Agreement as submitted, with following provisions: the respondent be charged a \$500 civil penalty, issue a public reprimand, and require Board approved courses in Legal Aspects, Ethics, and Critical Thinking within six months. Samuel McNutt seconded the motion. The motion carried unanimously.

In case #2010-511 the respondent signed a Memorandum of Agreement and waived the right to a panel hearing. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to defer action on the Memorandum of Agreement until the November 17, 2011 board meeting. Amanda Baker seconded the motion. The motion carried unanimously.

In case 2010-446 the respondent signed a Memorandum of Agreement and waived the right to a panel hearing. Respondent appeared before the Board with legal representation.

MOTION

A motion was made by C. Lynn Lewis to change item #3 on page 1 to read October 31, 2005 and defer this Memorandum of Agreement until the November 17, 2011. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

In case 2010-454 the respondent signed a Memorandum of Agreement and waived the right to a panel hearing. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to enter executive session for the purpose of seeking legal advice in case 2010-454. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made, seconded and carried to leave executive session. No official action was taken.

A motion was made, seconded, and carried to accept the Memorandum of Agreement, issue a private reprimand, but not require a civil penalty.

MOTION

In case 2008-202 and 2008-370 the respondent requested to modify an Order/Agreement. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to enter executive session for the purpose of seeking legal advice in case 2008-202 and 2008-370. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. C. Lynn Lewis seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by C. Lynn Lewis to deny the request for modification. Carol Ann Moody seconded the motion. The motion carried unanimously.

In case 2009-290 the respondent requested to modify an order/agreement. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to enter executive session for the purpose of seeking legal advice on case 2009-290. Samuel McNutt seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by C. Lynn Lewis to remove the narcotic restriction upon gaining employment, require one year of quarterly reports, and require continuance in RPP. Carol Ann Moody seconded the motion. The motion carried unanimously.

In case 2004-357 the respondent requested to modify an order/agreement and appeared before the board and waived the right of legal representation.

MOTION

A motion was made by Carol Ann Moody to enter executive session for the purpose of seeking legal advice in case 2004-357.

MOTION

Lisa Irvin made a motion the Board leave executive session. Samuel McNutt seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by Carol Ann Moody to modify the order/agreement by lifting rest and take referral course to renew licensure. Samuel McNutt seconded the motion. The motion carried unanimously.

In case 2009-9 the respondent requested to modify the order/agreement. Respondent appeared before the Board and waived the right to legal representation.

MOTION

A motion was made by C. Lynn Lewis to grant the request, issue a multi-state license and that the respondent continue with RPP contract.

In case 2005-396 the respondent requested to modify the order/agreement. Respondent appeared before the Board and waived the right to an attorney.

MOTION

A motion was made by C. Lynn Lewis to deny the request. Samuel McNutt seconded the motion. The motion carried with a majority vote. Carol Ann Moody abstained from voting.

License applicants appeared before the Board to discuss completion of portions of or entire conditions of their orders or consent agreements as well as one applicant for licensure by examination.

APPLICANT HEARINGS

D.b.1 - Applicant for licensure by endorsement as a registered nurse appeared before the Board to respond to questions regarding items on the criminal background check. Applicant was represented by T. Micah Leddy.

A motion was made by Samuel McNutt to allow endorsement into South Carolina. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

D.b.2 - Applicant for licensure by endorsement as a licensed practical nurse appeared before the Board to respond to questions regarding items on the criminal background check. Applicant was not represented by counsel.

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

MOTION

A motion was made by Samuel McNutt to leave executive session. No official action was taken. Amanda Baker seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Carol Ann Moody to allow Applicant to continue with the endorsement process. Samuel McNutt

MOTION

seconded the motion. The motion carried unanimously.

D.b.3. – Applicant for licensure by endorsement as a licensed practical nurse appeared before the Board to respond to questions regarding answering yes to the question regarding discipline by an employer for job performance.

A motion was made by Lisa Irvin to allow endorsement into South Carolina. C. Lynn Lewis seconded the motion. The motion carried unanimously.

MOTION

D.b.4. – Applicant for licensure by endorsement as a licensed practical nurse appeared before the Board to respond to questions regarding the criminal background check as well as working on an expired temporary license.

A motion was made by Samuel McNutt to go into executive session for the purpose of receiving legal counsel in this matter. C. Lynn Lewis seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to leave executive session. Amanda Baker seconded the motion. The motion carried unanimously. No official action was taken.

MOTION

A motion was made by Samuel McNutt to allow Applicant to endorse licensure. Carol Ann Moody seconded the motion. The motion carried unanimously.

MOTION

Samuel McNutt noted that by being allowed to endorse, the case may be submitted for investigation of the unlicensed practice.

D.b.5 – Applicant for reinstatement/reactivation as a licensed practical nurse appeared before the Board to respond to questions regarding the criminal background check.

A motion was made by C. Lynn Lewis to deny reinstatement until submission of evidence of completion of probation. Lisa Irvin seconded the motion. The motion carried unanimously.

MOTION

A motion was made by Samuel McNutt to adjourn the meeting at 7:50 p.m. on September 29, 2011. C. Lynn Lewis seconded the motion. The motion carried unanimously.

MOTION TO ADJOURN