

STATE OF WASHINGTON

Washington State Board of Nursing Meeting Minutes September 7, 2023 9:00 AM- 5:00 PM

This meeting was held in person at the Spokane Convention Center, <u>334 West Spokane Falls Blvd</u>, <u>Spokane</u>, <u>WA 99201</u>. Rooms 302 A/B and via zoom. If you would like to request a copy of this recording, please visit the DOH Public Records Portal at https://doh.wa.gov/about-us/public-records.

Commission Members: Yvonne Strader, RN, BSN, BSPA, MHA, Chair

Helen Myrick, Public Member, Vice-Chair Adam Canary, LPN, Secretary/Treasurer

Jonathan Alvarado ARNP, CRNA Quiana Daniels, BS, RN, LPN

Ella B. Guilford, MSN, M.Ed., BSN, RN

Ajay Mendoza, CNM

Dawn Morrell, RN, BSN, CCRN MaiKia Moua, RN, BSN, MPH

Sharon Ness, RN

Kimberly Tucker PhD, RN, CNE

Excused Emerisse Shen, FNP, ARNP

Judy Loveless-Morris, PhD, Public Member

Assistant Attorney General: Sierra McWilliams, Assistant Attorney General

Staff: Alison Bradywood, DNP, MPH, RN, NEA-BC, Executive Director

Chris Archuleta, Director, Operations and Finance Gerianne Babbo, Ed.D, MN, RN, Director, Education

Shad Bell, Assistant Director, Operations and Communications Amber Zawislak-Bielaski, MPH, Assistant Director, Licensing

Debbie Carlson, MSN, RN, CPM, Director, Practice

Mary Sue Gorski, PhD, RN, Director, Advanced Practice,

Research and Policy

Karl Hoehn, JD, FRE, Assistant Director, Discipline – Legal Grant Hulteen, Assistant Director, Discipline – Investigations and

WHPS

Bethany Mauden, Administrative Assistant

Kathy Moisio, PhD, RN, Director, Nursing Assistant Programs

Catherine Woodard, Director, Discipline and WHPS

I. 9:00 AM Opening – Yvonne Strader, Chair – DISCUSSION/ACTION

II. Call to Order

A. Introductions

- 1. Name, length of time on commission, committee participation, area of residence
- B. Order of the Agenda
- C. Land Acknowledgement Ajay Mendoza
- **D.** Announcements

III. Consent Agenda – DISCUSSION/ACTION

Consent Agenda items are considered routine and are approved with one single motion.

ACTION: Dr. Tucker moved to approve the consent agenda. Ms. Moua seconded the motion. The motion passed.

A. Approval of Minutes

- 1. WABON Business Meeting
 - a. July 14, 2023
 - b. August 7, 2023
- 2. WABON Workshop
 - a. July 13, 2023
- 3. Advanced Practice Subcommittee
 - a. June 21, 2023
- 4. Discipline Subcommittee
 - a. June 20, 2023
- 5. Consistent Standards of Practice Subcommittee
 - a. No minutes or review.
- 6. Licensing Subcommittee
 - a. June 20, 2023
 - b. July No meeting
- 7. Research Subcommittee
 - a. May 15, 2023
 - b. June 2023 No meeting
- 8. Education Subcommittee
 - a. No minutes

B. Performance Measures and Discipline Trends

- 1. Case Management
- 2. Investigations
- 3. Legal
- 4. Washington Health Professional Services (WHPS)
- 5. Nursing Assistant Program Approval Panel (NAPAP)
- 6. Nursing Program Approval Panel (NPAP)

C. Licensing Report to the Governor's Office

D. Washington Center for Nursing/WABON monthly meetings

1. July 25, 2023

E. Out of state travel reports

1. NCSBN Annual Meeting

- a. Alison Bradywood
- b. Yvonne Strader
- c. Ella Guilford
- d. Judy Loveless-Morris
- e. Margaret Holm
- f. Shana Johnny
- g. Holly Palmer
- h. Kathy Moisio
- Gerianne Babbo

III. Consent Agenda - Continued - DISCUSSION/ACTION

2. National Tribal Opioid Summit

a. Shana Johnny

IV. WABON Panel Decisions - DISCUSSION

The WABON delegates the authority as provided by law for certain decision to a panel of at least three members. A member of the WABON must chair panels. Pro tem members of WABON may serve as panel members. The following decisions are provided for information.

A. Nursing Program Approval Panel (NPAP)

- 1. July 20, 2023
- 2. August 3, 2023
- 3. August 17, 2023

B. Nursing Assistant Program Approval Panel (NAPAP)

- 1. July 10, 2023
- 2. August 14, 2023

V. Chair Report – Yvonne Strader – DISCUSSION/ACTION

A. WABON Annual Survey

1. Updated survey reviewed.

ACTION: Ms. Moua moved, with a second from the research subcommittee, to approve the annual 2023 survey. The motion passed.

ACTION: Ms. Moua moved, with a second from the research subcommittee, to approve the allotment of 30 minutes of time during the January 2024 Board meeting to complete the WABON 2023 Annual Member Survey. The motion passed.

B. Subcommittee membership

ACTION: Ms. Moua moved to with a second from the research subcommittee, to approve the subcommittee membership. The motion passed.

VI. Executive Director Report – Dr. Alison Bradywood – DISCUSSION/ACTION

A. Budget Report – Adam Canary, Chris Archuleta

Mr. Archuleta reviewed the FY23 budget including, the strategic fee increases in December 2022, higher than projected fee revenues, and strong fiscal management resulted in a net gain of \$2.9M to the reserve balance (\$7.2M). The \$5.5M HELMS assessment erased most of the reserve and the revenue balance now stands at just 43% of recommended. The next biennial budget' currently being constructed and the budget will be reported in the first quarter of FY24 at the November business meeting. With the implementation of the nurse licensure compact and the related loss of fee revenues, WABON's exploring options for setting fees for the new multistate license.

B. Rules Update - Jessilyn Dagum

Ms. Dagum reported on rules in progress.

1. Initial Out-of-State Exam and Endorsement Licensing Rule

Ms. Dagum reported on the draft proposed rule language currently in emergency rule which was filed with the intention of moving the amendments to permanent rule. The Licensing subcommittee reviewed and approved the draft language on August 15.

ACTION: Ms. Morrell moved, with a second from the Licensing subcommittee, to approve the draft proposed rule language for the Initial Out-of-State Exam and Endorsement Licensing rules, and to move forward in the rulemaking process and the filing of a CR-102. The motion passed.

VI. Executive Director Report - Continued

2. Multistate License Fee Recommendation to the Secretary

Ms. Dagum reported on the multistate license fee scenarios were presented at interested party rule workshops on August 23, 28, and 29. The scenarios and feedback from the workshops were shared with the board for their review and consideration.

ACTION: Ms. Morrell moved, with a second from Ms. Daniels, to support the board recommendation to the department for creation of a multi-state license option for RNs and LPNs residing in Washington State as follows:

Profession	Application Fee	Renewal Fee	Multistate License Conversion/Upgrade Fee	Multistate License Renewal Fee
LPNs	\$93.00	\$93.00	\$65.00	\$20.00
RNs	\$138.00	\$138.00	\$65.00	\$20.00
NTECs	No	No	Does not apply	Does not apply
	Increase	Increase		

The motion passed; recommendations will move forward via rulemaking procedures with ultimate recommendation to the Secretary of Health for approval.

C. Health Enforcement and Licensure Management System (HELMS) Update - Alison Bradywood

Dr. Bradywood reported the HELMS steering committee continues to meet monthly. New projections are forthcoming, and HELMS expected launch dates currently remains April 2024.

VII. Subcommittee Report – DISCUSSION/ACTION

A. Advanced Practice - Jonathan Alvarado, Chair

1. Update on Change from ARNP to APRN as protected title.

ACTION: Mr. Alvarado moved, with a second from the Advanced Practice Subcommittee, to move forward with a legislative change for the 2024 legislative year replacing Advanced Registered Nurse Practitioner (ARNP) with Advanced Practice Registered Nurse (APRN) as the protected title. The motion passed.

B. Consistent Standards of Practice - Sharon Ness, Chair

1. No report.

C. Discipline – Adam Canary, Chair

1. No report

D. Licensing - Dawn Morrell, Chair

1. No report

E. Research – MaiKia Moua, Acting Chair

1. Nursing Assistant Program Survey

Dr. Moisio presented the Nursing Assistant Program Survey.

ACTION: Ms. Moua moved to approve the 2022-2023 Nursing Assistant Program Survey, with a second from the Research Subcommittee. The motion passed.

2. Discipline dashboard

Dr. Gorski presented the Discipline Dashboard. The dashboard is not yet published on the public website, expected publication date by October.

F. Education - Kimberly Tucker, Chair

1. No report

VIII. 11:30 AM – 11:45 AM Public Comment

Nancy Lawton – Family Nurse Practitioner, ARNP United. ARNP United continues to not support the AP compact in the current form but is in favor of the title change request legislation to move to APRN. . Ms. Lawton thanked the Board for their work on supporting ARNPs.

IX. Education Session: Power of Providers (POP) Initiative – Tiffany Turner, Provider Experience Coordinator, Division of Prevention and Community Health, Washington State Department of Health

Tiffany Turner, program manager for the POP Initiative with 20 years of experience with the Spokane Regional Health District in the Disease Prevention and Response Division. <u>About Power of Providers</u> Initiative | Washington State Department of Health

In 2021 the Washington State Department of Health established the POP Initiative to help combat the devastation of the COVID-19 pandemic. With thousands of health care providers represented, POP efforts have contributed to our state having one of the highest vaccination rates in the country. With more work to do, we look forward to having you join our initiative!

Challenges with immunization continue with the fall respiratory season. New recommendations coming regarding RSV and COVID-19. The board discussed options for sharing information with nursing programs to support immunization activities for nurses and communities.

X. Implementation Plan Progress

A. HB 1009: Military Spouse Employment – Amber Zawislak-Bielaski, Jessilyn Dagum Ms. Dagum reported the 2SHB 1009 requires WABON to issue a temporary license to military spouses within 90 days of application date and the temporary license must be issued for no less than 180 days. WABON currently issued temporary practice permits (TPPs) to all licensees for 180 days and amending TPP rules. WABON has already incorporated the 180-day language into draft language for the pending TPP rules to remain in compliance with the legislation. WABON also currently expedites all military spouse applications and issues complete TPPs under seven days for those who provide all required documentation. WABON is developing resources for military personnel and military spouses on the website. These efforts are being coordinated with the Department of Health military liaison and the Washington State Department of Veterans Affairs.

XI. Joint Administrative Rules Review Committee (JARRC) Findings and Hearing Process

On July 5, 2023, the JARRC found by majority vote that that by requiring a "graduate degree" to be a masters or doctoral degree and adopting exemptions to WAC 246-840-340 and WAC 246-840-342 by agency procedure, the board is using a policy in place of a rule that has not been adopted in accordance with all applicable provisions of law.

On July 14, 2023, the board received a letter of determination from the JARRC recommending that the board:

- (1) define the term "graduate degree" in chapter 246-840 WAC and
- (2) provide for the exemptions to education requirements for Advanced Registered Nurse Practitioner license applicants in board Procedures B35.01 and B9.06 by rule.

XII. 1:10 PM – 1:21 PM JAARC Hearing – DISCUSSION/ACTION

The board held a public hearing to fully consider all written and oral submissions regarding the July 5, 2023, JARRC finding, the board to notify the JARRC of its intended actions in writing within seven days of the hearing based on its review of written and oral comment.

Testimony – Nancy Lawson, ARNPs United of Washington State, expressed concerns regarding the scope of possible revisions of the WACs and requested additional attention to prescriptive authority.

ACTION: Mr. Alvarado moved, with a second from Dr. Tucker, to initiate the rulemaking process with the filing of a CR-101 to:

- (1) define the term "graduate degree" in chapter 246-840 WAC and
- (2) provide for the exemptions to education requirements for Advanced Registered Nurse Practitioner license applicants in Board Procedures B35.01 and B9.06 by rule. The motion passed, initiating the rule-making process

X. Implementation Plan Progress - Continued

- **B.** HB 1255: Reducing stigma and incentivizing health care professionals to participate in a substance use disorder monitoring and treatment program. Grant Hulteen Mr. Hulteen reported SHB 1255 requires:
 - 1) WABON to remove substance use disorder (SUD) disciplinary documents from the DOH credential look up website for graduates of the Washington Health Professional Services (WHPS) monitoring program. WABON, DOH IT, and DOH ALJ have developed a process to remove Orders and STIDs. Removal of the "yes" notation under the Action Taken column on the credential search page will require major reprograming to remove this identifier.
 - 2) WABON to establish and administer a stipend program to support nurses with financial need to cover costs associated with the WHPS SUD monitoring program. The bill allocates \$25,000 yearly from the general fund for FY2023-2025 to fund the stipend program. The stipend program is to be implemented by July 1, 2024. WHPS staff are developing the stipend program, including an application, qualifications, and approval process, and updating procedures to address this program. This program aims to cover up to 80% of the WHPS participation costs. Mr. Hulteen presented the WHPS stipend program decision package budget, procedure for fund allocation, and the stipend application.

ACTION: Mr. Canary moved, with a second from Ms. Guilford, to approve the application, procedure, and decision package budget to support 1255 implementation. The motion passed.

- C. SB 5582: Reducing barriers and expanding educational opportunities to increase the supply of nurses in Washington. Gerianne Babbo and Kathy Moisio Dr. Moisio reported work on the apprenticeship program continues. Workforce Training and Education Coordinating Board (WTB) serves as the lead agency, in collaboration with Labor and Industries and WABON. Students continue in pre-requisite coursework. The target launch date remains September 2024. The partnering college has submitted their proposal to the Nursing Program Approval Panel (NPAP) for review. WTB has identified an apparent successful bidder for sponsorship of the program. Their focus in the coming months is to develop and submit the apprenticeship application to the Washington State Apprenticeship and Trade Council (WSATC). Dr. Babbo reported the review of the nursing simulation research and best practices has been completed and outreach to experts in the field of simulation both in-state and nationally has occurred. Draft rules are being developed and workshop dates to be set in September/October. Dr. Babbo also reported the legislation provided for a Nurse Consultant and Health Services Consultant to lead the development of the high school-rural hospital pilots.
- D. SB 5499: Nurse Licensure Compact Alison Bradywood Dr. Bradywood reported on the Interstate Commission of Nurse Licensure Compact Administrators. The Interstate Commission of Nurse Licensure Compact Administrators (ICNLCA) oversees administration of the nurse licensure compact (NLC) in partnership with the local state board of nursing. Washington State joined the NLC on July 24, 2023. SB 5499 defined the NLC in Washington, including a name change to WABON to differentiate the Board from the ICNLCA. WABON continues to evaluate where state-level and compact rules may be necessary to best protect the public's safety. Participate in ICNLCA discussions and rulemaking to continue to improve compact administration.

2:30 PM Closing. Meeting continued on September 8, 8:30 AM.