Nursing Care Quality Assurance Commission (NCQAC)
Meeting Minutes
November 8, 2019
8:30 AM - 5:00 PM
CenterPoint Conference Center
Mt. Rainier Room
20809 72nd Ave S, Kent, WA 98032

Commission Members:
Tracy Rude, LPN, Chair
Mary Baroni, PhD, RN, Vice-Chair
Lois Hoell, MS, MBA, RN, Secretary/Treasurer
Adam Canary, LPN
Jeannie Eylar, MSN, RN (Excused)
Ella B. Guilford, MSN, M.Ed., BSN, RN
Edie Higby, Public Member
Dawn Morrell, RN
Helen Myrick, Public Member
Sharon Ness, RN
Donna L. Poole, MSN, ARNP, PMHCNS-BC
Tiffany Randich, LPN
Laurie Soine, PhD, ARNP
Yvonne Strader, RN
Cass Tang, Public Member

Assistant Attorney General:
Gail S. Yu, Assistant Attorney General

Staff:
Paula R. Meyer, MSN, RN, FRE, Executive Director
Kathy Anderson, Director, Finance (Excused)
Chris Archuleta, Director, Operations
Gerianne Babbo, Ed.D, MN, RN, Director, Education
Shad Bell, Assistant Director, Operations
Amber Bielaski, MPH, Assistant Director, Licensing
Debbie Carlson, MSN, RN, CPM, Director, Practice
Teresa Corrado, LPN, CPM, Assistant Director, Discipline – Case Management
John Furman, PhD, MSN, CIC, COHN-S, Assistant Director, Discipline – Washington Health Professional Services (WHPS)
Mary Sue Gorski, PhD, RN, Director, Advanced Practice, Research and Policy (Excused)
Karl Hoehn, JD, FRE, Assistant Director, Discipline – Legal
Grant Hulteen, Assistant Director, Discipline – Investigations
Kathy Moisio, PhD, RN, Director, Nursing Assistant Programs
Debbie Sullivan, Administrative Assistant
Tori Lane, Nursing Practice Administrative Assistant
Brandon Williams, Performance and Policy Analyst
Catherine Woodard, Director, Discipline
This meeting will be digitally recorded to assist in the production of accurate minutes. All recordings are public record. The minutes of this meeting will be posted on our website after they have been approved at the January 10, 2020 NCQAC meeting. For a copy of the actual recording, please contact the Public Disclosure Records Center (PDRC) at PDRC@doh.wa.gov.

I. Opening – Tracy Rude, Chair – DISCUSSION/ACTION

II. Call to Order

A. Introductions
   Mr. Archuleta introduced Brandon Williams as the new policy and management analyst and Amber Bielaski as new licensing manager. Mr. Hoehn introduced staff attorney, Anthony Vaupel.

B. Order of the Agenda
   No Education report today.

C. Correspondence

D. Announcements
   Mr. Hulteen announced the hiring of new investigation staff that joined the NCQAC: Becky Thompson, Carol Neva, Erin Bush, Nicole Foster, and Robert Brown.

III. Consent Agenda – DISCUSSION/ACTION

A. Approval of Minutes
   1. NCQAC Business Meeting, September 12-13, 2019
   2. Advanced Practice Sub-committee
      a. August 21, 2019
   3. Discipline Sub-committee
      a. January 22, 2019
      b. February 12, 2019
      c. February 26, 2019
   4. Consistent Standards of Practice Sub-committee
      a. August 6, 2019
   5. Licensing Sub-Committee
      a. August 23, 2019
   6. Research Sub-committee
      a. May 20, 2019

B. Out of state travel reports
   1. British Columbia College of Professional Nursing, September 17, 2019; Lois Hoell, Dr. Gerianne Babbo, Shana Johnny, Amber Zawislak-Bielaski, Paula Meyer
   2. Council on Licensing, Enforcement and Regulation (CLEAR), September 18 – 21, 2019, Minneapolis, MN; Chris Archuleta, Grant Hulteen, Trevor Crosswaite
   3. Tri-Regulator meeting, September 26-27, 2019, Frisco TX; Paula Meyer
   4. National Council of State Boards of Nursing (NCSBN) Policy and Legislative Summit, October 2-4, 2019, Atlanta, GA; Tracy Rude
   5. FARB Regulatory Law Seminar, October 3-6, 2019, St Louis, MO; Karl Hoehn and Tim Talkington
   6. International Nurses Society on Addictions, October 9-12, 2019, Baltimore, MD; Melissa Fraser, Lori Linenberger
IV. NCQAC Panel Decisions – DISCUSSION

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

A. Nursing Program Approval Panel (NPAP)

1. NPAP-A – September 19 and October 17, 2019
2. NPAP-B – September 5 and October 3, 2019

B. Nursing Assistant Program Approval Panel (NAPAP)

1. September 9, 2019
2. October 14, 2019

V. Chair Report – Tracy Rude – DISCUSSION/ACTION

A. Board/Commission Leadership Meeting – Tracy Rude, Mary Baroni, Lois Hoell, Catherine Woodard, Paula Meyer

Ms. Rude provided an update on HELMS data base. Health Systems Quality Assurance (HSQA) will be licensing 16 medical behavior health facilities, requiring peer support certification.

B. Nominations Committee members appointments

Ms. Rude appointed Ms. Randrich, Ms. Guillford and Ms. Strader to the Nominations committee. Dr. Moisio is the staff person for the committee.

VI. Executive Director Report – Paula Meyer – DISCUSSION/ACTION

A. Budget Report – Lois Hoell, Kathy Anderson

1. NCQAC Budget Status Report

Ms. Meyer reviewed the current budget documents. The fees will be monitored and assessed every year to assure adequate operating funds.

2. NCQAC 19-21 Biennial Budget Status Report

Ms. Meyer reviewed the report:
- Six percent increase in Nurse Practitioners
- Large number of endorsement applicants
- Not many changes to the number of retired active status nurses
- Ms. Hoell reviewed the data and announced there will be a final report in January.

B. Performance Measures Report
1. NCQAC Performance Measures
Ms. Meyer reviewed trends in licensing, noting the increase in endorsement applicants. Ms. Tang asked if there was a correlation between the number of endorsement applicants to the increase in number of case loads. There was no answer for this question at this meeting.

2. Legal Performance Measures

3. WHPS Performance Measures

4. NA Performance Measures

C. Rules Update – Brandon Williams

Mr. Williams reviewed:
- The CR105 for prescribing opioids was adopted with no comments. Since there were no comments, the rule is effective as proposed.
- ARNP Practice hours rule draft language is ready for a hearing in January

D. Nurse Licensure Compact update

1. Status of WSNA Questions: Ms. Meyer introduced Dr. Sally Watkins, WSNA executive director. Ms. Meyer identified a list of items from WSNA considered resolved and unresolved. Currently, the issues are being identified that may be addressed with legislation during the 2020 legislative session. Dr. Watkins identified the concern that if nurses do not identify themselves the NCQAC, monitoring the workforce will be difficult.

2. Fiscal Scenarios: Ms. Meyer reviewed the report describing the potential fiscal impact related to loss of endorsement applications from nurses in compact states. A multistate license could cost more than a single state license. Also, the potential fiscal impact on HEAL-WA and the Wasington Center for Nursing with reduction in their surcharge income was reviewed.

E. HELMS update

Ms. Meyer reviewed the new licensure system and discussed the Department of Health’s proposal to fund the HELMS project. Initially, the Department/Health Systems Quality Assurance (HSQA) proposed a $10 surcharge on all health professional licenses each year for four years to cover the costs of the new system. HSQA now proposes a fee increase for all health professional licenses to cover the development, implementation and ongoing costs of the new system.

F. Online Licensing update – Amber Bielaski

Ms. Bielaski and Mr. Archuleta presented an update on online applications that went live on October 15, 2019. Issues related to completing the applications related to Adobe should be resolved soon. A wide communication of the new online applications will not be completed until the issues are resolved and the on-line applications corrected.
VII. Sub-committee Reports – DISCUSSION/ACTION

A. Advanced Practice – Laurie Soine, Chair

1. Draft language ARNP practice hour’s rules change

The Advanced Practice Subcommittee (APSC) members asked: Does the additional requirement for advanced practice clinical hours in WAC 246 840 342 (d) using the current definition of “practice hours” improve patient safety or could it impact service to the public by creating an unnecessary barrier to qualified nurse practitioners?

On August 15, 2018, the APSC unanimously recommended opening the rules, accepting certifying bodies’ requirements for practice, and thereby removing the additional practice requirements as outlined in WAC 246-840-360 (d).

On October 17, 2018, the APSC requested additional information to determine if rules for out of state ARNPs seeking licensure via interstate endorsement, WAC 246-840-342, should also be included in the request to remove additional practice requirements and accept certifying bodies’ requirements.

On December 18, 2018, the APSC reviewed the data and unanimously agreed to recommend removal of WAC 246 840 342 (1) (d); (2) (g); (3); and (4) . The additional practice hour requirements for interstate endorsement are redundant and may be creating barriers to practice.

The NCQAC held rules workshops September 30, 2019, and October 9, 2019. The draft proposed rule as presented is a result of this work.

ACTION: Dr. Soine moved to approve draft language and proceed with the filing of the CR102 to announce the revised proposed rule (WAC 246-840-342; WAC 246-840-360) and to announce the public hearing date. Seconded by APSC. Motion carried.

2. Update CMS rules, physician signature for medical supplies

Dr. Laurie Soine continues to work on strategies to find solutions to the federal requirement for a physician face to face assessment and signing all orders for physician’s assistants and nurse practitioners for home health and medical equipment.

B. Consistent Standards of Practice – Tiffany Randich, Chair

1. Advisory Opinion: Death with Dignity (Medical Assistance in Dying): Role of the Nurse

RCW 70.245 Washington Death with Dignity Act, enacted in 2009, allows an eligible individual with a terminal diagnosis and prognosis to legally request and obtain medications from a qualified health care practitioner (Doctor of Medicine or Doctor of Osteopathy) to end their life. WAC 246-978 Death with Dignity Requirements implements the law. (See the Washington State Department of Health Death with Dignity Act webpage for common questions and answers containing general information about the Death with Dignity Act.) The RCW and the WAC does not provide guidance for nurses involved in the care of the patient, beyond the clarification that ARNPs may not prescribe the medications to end life. WSNA requested a formal advisory opinion to clarify the role of nurses relevant to the Death with Dignity Act.

ACTION: Ms. Randich moved to approve the Death with Dignity (Aid-in-Dying): Role of the Nurse Advisory Opinion. Seconded by CSPSC. Motion carried.
2. Advisory Opinion Revision: Delegation of Blood Glucose Monitoring to Nursing Assistants or Health Care Aides in Community-Based Settings
The NCQAC approved the existing advisory opinion in June 2017 to clarify scope of practice for RN delegation regarding delegation of blood glucose monitoring to nursing assistants and health care aides in community-based settings. The law and rule require the nursing assistant or home care aid to take the DSHS Diabetes course prior to delegation of insulin administration. The recommended revision to the document clarifies whether the RN can delegate to a nursing assistant or home care aide if the nursing assistant or home care aide is performing the blood glucose monitoring only, and not being delegated administration of insulin.

ACTION: Ms. Randich moved to approve the revision to the Delegation of Blood Glucose Monitoring to Nursing Assistants or Home Care Aides in Community-Based Settings Advisory Opinion. Second by CSPSC. Motion carried.

C. Discipline – Adam Canary, Chair

1. The Jurisprudence Module for Early Remediation and disciplinary cases.
The NCQAC recently approved the online Jurisprudence Module. The Jurisprudence Module is available on the NCSBN Learning Extension for $15.00. Because all early remediation cases and discipline cases allege a violation of nursing law, it is rational to include completion of the Jurisprudence Module as a requirement. By including the completions of the Jurisprudence module as a refresher of nursing laws, the intent is to better prepare nurses to avoid further disciplinary action in the future.

This requirement would not be applicable in permanent revocations and surrenders. Those orders end the nurse’s practice in Washington and do not impose conditions.

ACTION: Mr. Canary moved a requirement to complete the NCQAC online Jurisprudence Module be added to all Early Remediation action plans as well as all stipulations and orders that impose conditions on a nurse’s license except cases where the sanction is revocation or surrender. In cases where the credential is suspended, the Jurisprudence Module requirement shall be included as a condition of reinstatement. Seconded by Discipline Subcommittee. Motion carried.

D. Licensing – Jeannie Eylar, Chair

Ms. Eylar was not able to attend. No report from licensing committee.

E. Research – Dr. Mary Baroni, Chair

Dr. Baroni reported a change in the meeting date to the second Monday of the month from 5 pm - 6pm.

Meeting was ahead of schedule. Items XV and XVI were moved forward.
XV. Dr. Wiesman’s Directive on Social Justice, Equity, Inclusion and Diversity – Paula Meyer

DISCUSSION/ACTION

Dr. John Wiesman, Secretary of Health, Directive 19-01: Reaffirming the Department of Health’s commitment to Diversity, Inclusion, and Cultural Humility. At their leadership meeting, the NCQAC directors and assistant directors received training on the directive. The NCQAC discussed how the directive intersects with their work for nurses and nursing assistant education.

Ms. Meyer reviewed the directive. NCQAC Unit was the first to implement directive. Mr. Bell and Mr. Archuleta reviewed how they used a microaggression clip taken from The Seattle Times campaign as an introduction to Dr. Wiseman’s directive for the licensing and operations unit. The purpose of the clip was to gather reactions, consultation and reflection to design a solution on how they can move forward. There is an ongoing process for DOH to move forward and improve on working towards meeting the directive. The NCQAC expressed interest in receiving more information on the directive at their July 2020 workshop.

XVI. Meeting Locations - Paula Meyer - DISCUSSION/ACTION

The NCQAC determined the location for meetings through 2020. Due to the success of the Spokane meeting in September, NCQAC members reconsidered the location of upcoming meetings. Mr. Archuleta gave an update to Department of Health’s current construction at the Town Center 2 and Point Plaza East buildings. The Department of Health has a promised delivery date of January 1, 2020, for a new conference center in the Town Center 2 location. The January 10, 2020, and March 13, 2020, meetings are reserved in Point Plaza East and Town Center 2 (new conference room on 1st floor) but could be held in the new conference center if it is completed.

ACTION: Ms. Myrick moved that the January and March regular meeting be held at the DOH location. Seconded by Ms. Poole. Dr. Soine opposed. Motion carried.

July meeting location confirmed for two days at Lacey Community Center.

The NCQAC discussed the cost and location of the September meeting in Spokane. A meeting in Spokane maintains connection with student participation and is cost effective. The NCQAC was also discussed the importance of the NCQAC presence in eastern WA.

ACTION: Ms. Tang moved to have the September meeting in Spokane and November meeting to be held in Kent. Second by Dr. Soine. Motion carried.

VIII. Education Session

Dr. Kathleen Haerling, Associate Professor, University of Washington.
Presentation: Using Simulation to Assess Clinical Judgment.

The objectives of this presentation were to 1) Define simulation and clinical judgment; 2) Identify opportunities for using simulation to assess clinical judgment; 3) Discuss the quality (reliability and validity) of simulation-based assessment data; and 4) Describe how the National Council of State Boards of Nursing Clinical Judgment Measurement Model
can help guide the design of simulation-based assessments of clinical judgment. The presentation focused on the current use of observation-based simulation participant performance assessment and opportunities for improving scenario design, assessment procedures, and data interpretation.

IX. **Open Microphone**
Open microphone is for public presentation of issues to the NCQAC. No individuals signed up for the presentation.

X. **Prescription Monitoring Program and Drug Take Back Program**  
Sasha de Leon, Drug Systems Director, and Carly Bartz-Overman, Safe Medication Return Program Manager  
**DISCUSSION/ACTION**
Ms. de Leon and Ms. Bartz-Overman provided brief updates on the Prescription Monitoring Program and Safe Medication Return Program.

XI. **Apprenticeship in Nursing Education**  
Tracy Rude, Mary Baroni, Lois Hoell, Paula Meyer  
**DISCUSSION/ACTION**
At the March 2019 NCQAC meeting, Dr. Barbara Trehearne, Dr. Sarah Bear and Ms. Helen Kuebel presented on apprenticeship in nursing education. Ms. Rude, Dr. Baroni, Ms. Hoell and Ms. Meyer participated in a meeting with representatives from WSNA and the Washington Center for Nursing on this topic.

Dr. Baroni announced Senate Bill 5236 from the 2019 session encouraged apprenticeship in nursing education but did not pass. Dr. Baroni entertained the idea of changing the term ‘apprenticeship’ causing strong reactions from nurses.

Mr. Jody Robins, an employee of the Department of Labor and Industries, advocated for the topic and spoke on his experiences of apprenticeship and touched on exploitation of nursing education in the past.

Ms. Meyer clarified the question of preserving the integrity of nursing education in an academic model. The NCQAC members did not agree with replacing current nursing education model with apprenticeship.

Ms. Rude posed the question: Can the NCQAC support apprenticeship in the Nurse Tech program?

**ACTION:** Ms. Tang requested to table the topic. No one seconded. Motion was not recognized by group. Ms. Hoell called point of order.

**ACTION:** Ms. Myrick moved assigning the topic to the legislative panel and bring recommendations back to the January meeting. Seconded by Dr. Baroni. Motion Carried.

XII. **Education Report**
There was no education report this meeting.
XIII. Long Term Care Budget Proviso, Interim Report – Kathy Moisio - DISCUSSION/ACTION

The 2019 legislature passed a budget proviso requiring the NCQAC to continue its work on the staffing in long term care settings. Dr. Moisio presented a draft interim report due to the legislature on November 15, 2019. The NCQAC reviewed the draft document.

MOTION: Ms. Myrick moved to approve the Long-Term Care Workforce Development Interim Report. Second by Dr. Soine. Motion carried.

XIV. Strategic Plan – Paula Meyer - DISCUSSION/ACTION

Draft plans with objectives were presented at the September NCQAC meeting for comment. The draft plans were presented.

A. NCQAC Strategic Plan Final Draft
   Ms. Meyer reviewed the strategic plans:
   • Academic progression of LPN education initiative
   • Nursing assistants initiative: Ms. Rude requested a change to the language of “80%” in the first sentence.
   • WHPS initiative: no questions
   • Communication

B. Communications Charter Final Draft
   Charter draft was presented and more information to follow at the January meeting.

   Ms. Meyer will appoint 2 pro tem graduate students, one with expertise in communication and one with the technological base in communication to assist.

   MOTION: Ms. Hoell moved to adopt strategic plans. Ms. Tang seconded. Motion carried.

XVII. Meeting Evaluation

XVIII. Meeting adjourned at 4:30PM.