

# BOARD OF NURSING

## Open Session Minutes

January 4, 2023  
9:00 a.m.

### VIRTUAL MEETING NOTICE

*Due to the COVID-19 pandemic, a hybrid fashion of board meetings will occur. Today's meeting is Virtual.*

*Information on how to access the public portion of the meeting is listed below:*

**Join by Web:**

<https://dcnet.webex.com/dcnet/j.php?MTID=mcc28cf799c8f6eccc4f690b77e9e8b4b>

**Join by Phone:**

1-650-479-3208 (US/Canada)

**Access Code:**

172 969 3891

***This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at [opengovoffice@dc.gov](mailto:opengovoffice@dc.gov)***

**Board of Nursing Mission Statement:**

*“The mission of the Board of Nursing is to safeguard the public’s health and well-being by assuring safe quality care in the District of Columbia. This is achieved through the regulation of nursing practice and education programs; and by the licensure, registration and continuing education of nursing personnel.”*

**The Open Session Agenda continues on the next page with the  
‘Board Meeting Participants’.**

**BOARD MEETING PARTICIPANTS:**

<b>BOARD MEMBERS:</b>	
Meedie Bardonille, RN (MB)	Present
Laverne Plater, RN (LP)	Present
Rick Garcia, RN, PhD (RG)	Present
Margaret Green, LPN (MG)	Present
Michelle Clausen (MC)	Present
Patricia Howard (PW)	Present
<b>BOARD STAFF:</b>	
Teresa Walsh, RN, PhD, NE-C, Executive Director	Excused
Cathy Borris-Hale MHA, RN	Present
Dr. Justin Ortique, Executive Director, Pharmacy	Present
Concheeta Wright BSN, RN	Present
Mark Donatelli, Investigator	Present
DaNeka Bigelow, Health Licensing Specialist	Present
Amanda Attiya, Office of Government Relations Specialist	Present
Melondy Franklin, Supervisory Health Licensing Specialist	Present
<b>LEGAL STAFF:</b>	
Panravee Vongjaroenrat, Assistant General Counsel	Present

**The Open Session Agenda continues the next page with ‘Call to Order’.**



	<p>Certified Nurse Anesthetist. Approved from consent agenda by unanimous vote.</p> <p><b>Educational Sub-committee Consent</b> agenda item approved to add Certified to Nurse Mid-Wife and Nurse Anesthesia</p> <p>b. TME discussion – Trained Medication Aides are specific to DC DOH Department of Disability Services (DDS). They were to be specifically targeted towards DDS are not to be utilized in Assisted Living or other types of facilities. Revision of regulations about oversight of TME by BON will be reviewed. Dr. Pope from Trinity noted the regulations that have not been reviewed for &gt; 10 years. Board agreed to review the TME regulations and hence have an appropriate revision to the HORA. A subcommittee will consist of three (3) members. TME regulations to be reviewed by sub-committee of Rick Garcia, Patricia Howard-Chittam and Michelle Clausen.</p> <p>c. Licensure Census – comment about where TME are working; how has the number of HHA’s increased.</p> <table border="1" data-bbox="350 1041 1182 1612"> <thead> <tr> <th>LICENSE TYPE</th> <th># OF ACTIVE LICENSEES (12/30/2022)</th> </tr> </thead> <tbody> <tr> <td>Certified Nurse Midwife</td> <td>142</td> </tr> <tr> <td>Clinical Nurse Specialist</td> <td>35</td> </tr> <tr> <td>Home Health Aide</td> <td>7,736</td> </tr> <tr> <td>Licensed Practical Nurse</td> <td>1,809</td> </tr> <tr> <td>Nurse Practitioner</td> <td>3,079</td> </tr> <tr> <td>Registered Nurse</td> <td>28,731</td> </tr> <tr> <td>Certified Registered Nurse Anesthetist</td> <td>152</td> </tr> <tr> <td>Trained Medication Employee</td> <td>1,405</td> </tr> <tr> <td>CNA</td> <td>4,883</td> </tr> <tr> <td><b>Total</b></td> <td><b>47,972</b></td> </tr> </tbody> </table> <p><b>C. Board Attorney Report</b>-Panraevee Vongjaroenrat – a. See TME comments above</p> <p><b>D. Legislative Report – Office of Gov. Relations</b> Amanda Attiya</p> <p><b>Reproductive Healthcare Provider Legislation:</b></p>	LICENSE TYPE	# OF ACTIVE LICENSEES (12/30/2022)	Certified Nurse Midwife	142	Clinical Nurse Specialist	35	Home Health Aide	7,736	Licensed Practical Nurse	1,809	Nurse Practitioner	3,079	Registered Nurse	28,731	Certified Registered Nurse Anesthetist	152	Trained Medication Employee	1,405	CNA	4,883	<b>Total</b>	<b>47,972</b>	<p><b>Decision</b></p> <p>Informational</p> <p>Informational</p>
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	<ul style="list-style-type: none"> <li>• Councilmember R. White introduced the <i>Protecting Health Professionals Providing Reproductive Health Care Amendment Act of 2022</i> (<a href="#">B24-0830</a>).</li> <li>• <i>This proposed legislation would prevent DC Health licensing boards from taking certain actions, including the revocation or suspension of a license, against a licensed healthcare professional for providing or facilitating abortion services when that that service falls within the professional’s scope of practice, and the disciplinary action is based exclusively on the patient residing in a jurisdiction where abortion services are prohibited.</i></li> <li>• This legislation was passed unanimously on final reading by the entire Council on December 20, 2022. It is undergoing Mayoral Review after which it will undergo Congressional Review.</li> </ul> <p><b>Healthcare Career Scholarship &amp; Health Professional Loan Repayment Program (HPLRP) Expansion Legislation:</b></p> <ul style="list-style-type: none"> <li>• Following emergency and temporary versions, Councilmember Gray introduced the <i>High Need Healthcare Career Scholarship and Health Professional Loan Repayment Program Amendment Act of 2022</i> (<a href="#">B24-0943</a>).             <ul style="list-style-type: none"> <li>○ <i>This legislation establishes a scholarship program for education, training, transportation, and examination fees for eligible medical professionals. The bill would also expand the HPLRP to include loan repayments for medical sub-specialty professionals, part-time practitioners, and private providers in medically underserved areas.</i></li> <li>○ <i>The emergency and temporary versions have both passed.</i></li> </ul> </li> <li>• This legislation was passed unanimously on final reading by the entire Council on December 20, 2022. It is undergoing Mayoral Review after which it will undergo Congressional Review.</li> </ul> <p><b>Domestic Worker Legislation:</b></p> <ul style="list-style-type: none"> <li>• The Committee on Labor &amp; Workforce Development held a hearing from the <i>Domestic Worker Employment Rights Amendment Act of 2022</i> (<a href="#">B24-0712</a>). The bill has also been re-referred to the Committee on Government Operations and Facilities.             <ul style="list-style-type: none"> <li>○ This legislation would establish new protections for domestic workers which may include some DC Health licensed professionals like Home Health Aides.</li> </ul> </li> </ul>	
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	<ul style="list-style-type: none"> <li>• This legislation was passed unanimously on final reading by the entire Council on December 20, 2022. It is undergoing Mayoral Review after which it will undergo Congressional Review.</li> </ul> <p><b>Minor Consent Vaccination Legislation:</b></p> <ul style="list-style-type: none"> <li>• Following the passage by Council of the <i>Consent for Vaccinations of Minors Emergency Amendment Act of 2022</i> (<a href="#">B24-0890</a>), Councilmembers Gray and Cheh introduced the <i>Consent for Vaccinations of Minors Amendment Act of 2022</i> (<a href="#">B24-0942</a>) on July 13. <ul style="list-style-type: none"> <li>○ <i>This legislation would allow certain eligible minors, including emancipated minors or unaccompanied homeless minors to access vaccinations recommended by the Advisory Committee on Immunization Practices (ACIP) without the need for parent consent. The legislation would also allow providers to administer vaccinations recommended by the ACIP to any minor without parental consent given the provider “reasonably attempts” to obtain consent from a legal guardian and the legal guardian does not object.</i></li> <li>○ <i>The emergency and temporary versions of this legislation have passed.</i></li> </ul> </li> <li>• This legislation was passed (with one No vote) on final reading by the entire Council on December 20, 2022. It is undergoing Mayoral Review after which it will undergo Congressional Review.</li> </ul> <p><b>Nursing Education Engagement Legislation:</b></p> <ul style="list-style-type: none"> <li>• The <i>DC Nursing Education Enhancement Program Emergency Amendment Act of 2022</i> (<a href="#">B24-1097</a>) provides additional support to eligible nursing students at UDC. It expands the existing stipend program, the Nurse Education Enhancement Program, to also include living expenses and transportation to students pursuing an LPN to AASN degree through the UDC Community College.</li> <li>• This legislation was enacted after unanimous approval by the Council and by the Mayor on December 8<sup>th</sup>. There is an accompanying temporary version that has also passed Council that would only be in effect until the summer of 2023.</li> </ul> <p><b>Council Period 25:</b></p> <ul style="list-style-type: none"> <li>• The new Council Period started on January 3, 2023.</li> <li>• There are two new members on the Council, Councilmember Frumin (Ward 3) and Councilmember Parker (Ward</li> </ul>	
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	<p>5). Councilmember McDuffie, who previously represented Ward 5, has replaced At-Large Councilmember Silverman.</p> <ul style="list-style-type: none"> <li>• Membership and leadership of the Committee on Health went through some changes. Councilmember Henderson (At-Large) replaces Councilmember Gray (Ward 7) as the new Committee Chair. The other Committee on Health members are Councilmember Nadeau (Ward 1), Councilmember Parker, Councilmember Allen (Ward 6), and Councilmember Gray.</li> </ul> <p><b>E. Education Subcommittee Report – Dr. Garcia</b></p> <ul style="list-style-type: none"> <li>a. RN to BSN programs           <ul style="list-style-type: none"> <li>i. UDC</li> <li>ii. Trinity</li> </ul> </li> </ul> <p><b>Subcommittee vote</b> – recommended and approved by unanimous consent agenda</p> <p><b>F. Discipline Subcommittee Report -Cathy Borris-Hale</b></p> <ul style="list-style-type: none"> <li>a. No report</li> </ul>	
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The Open Session Agenda continues the next page with ‘Misc. Items for Discussion’.



<b>MISC. ITEMS FOR DISCUSSION</b>		
<b>OS-23-01-06</b>	<b><u>OPEN FORUM/PUBLIC COMMENTS</u></b>	<b>Informational</b>
	<p><b>Board Action:</b>            Open the floor to the public.</p> <p><b>Background:</b>            Time permitted the Board Chair will open floor to the public to allow for the following: comments, questions, and/or concerns.</p> <p><b>Discussion:</b> Paula Roberts from Summa Prime requested information about course numbers and CE Direct point of contact. Ms. Borris-Hale will reach out to Ms. Roberts.</p>	

**The Open Session Agenda continues the next page with ‘Motion to Close’.**

<p><b>OS-23-01-07</b></p>	<p><b><u>MOTION TO CLOSE</u></b> <b>Board Action:</b> To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b) <b>Background:</b> Pursuant to DC Official Code § 2-575(b), the Board will move into the Closed Executive Session portion of the meeting to discuss the following:</p> <ol style="list-style-type: none"> <li>1. To consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body, or to approve settlement agreements pursuant to § 2-575(b)(4)(a);</li> <li>2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6);</li> <li>3. To discuss disciplinary matters pursuant to section § 2-575(b)(9);</li> </ol> <p>To plan, discuss, or hear reports concerning ongoing or planned investigation of alleged criminal or civil misconduct or violations of law or regulations, if disclosure to the public would harm the investigation pursuant to section § 2-575(b) (14).</p> <p><b>Motion to close</b> OPEN session by Rick Garcia. Approved by unanimous consent.</p>	<p><b>10:01 am</b></p>
<p><b>OS-23-01-08</b></p>	<p><b><u>MOTION TO ADJOURN</u></b> <b>Board Action:</b> To adjourn the meeting. <b>Background:</b> At the end of every meeting a motion to adjourn must be made in open session to close out the business of the Board.</p>	<p><b>Decision</b></p>

**This ends the Open Session Agenda.**