

BOARD OF NURSING

Open Session Minutes

December 7, 2022

8:00 a.m.

VIRTUAL MEETING NOTICE

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

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:

BOARD MEMBERS:	
Meedie Bardonille, RN (MB)	Present
Laverne Plater, RN (LP)	Present
Rick Garcia, RN, PhD (RG)	Present
Margaret Green, LPN (MG)	Absent
Michelle Clausen, RN (MC)	Present
Patricia Howard-Chittams, RN (PHC)	Present
BOARD STAFF:	
Teresa Walsh, RN, PhD, NE-C	Present
Bonita Jenkins EdD, RN, CNE	Present
Cathy Borris-Hale MHA, RN	Present
Concheeta Wright BSN, RN	Present
Mark Donatelli, Investigator	Present
Matteo Lieb, Legislative Affairs Specialist	Present
Melondy Franklin, Supervisory Health Licensing Specialist	Present
LEGAL STAFF:	
Panravee Vongjaroenrat, Assistant General Counsel	Present

The Open Session Agenda continues the next page with 'Call to Order'.

AGENDA

CALL TO ORDER, APPROVAL OF AGENDA, MINUTES, AND STAFF REPORTS

OS-22-12-01	<u>CALL TO ORDER</u>	8:09am
OS-22-12-02	<u>ROLL CALL OF BOARD MEMBERS AND STAFF</u>	
OS-22-12-03	<p><u>AGENDA APPROVAL</u></p> <p>Board Action: Consideration of the Open Session Agenda for today’s meeting, December 7, 2022.</p> <p><u>Decision</u></p> <p>Motion to approve agenda by Laverne Plater. Seconded by Rick Garcia. Approved by unanimous consent. Modification later noted of addition of Matteo Lieb for OGR report and moving of Bethel School discussion to Executive Session.</p>	Decision
OS-22-12-04	<p><u>MEETING MINUTES APPROVAL</u></p> <p>Board Action: Consideration of the Open Session minutes from the November 2, 2022, meeting.</p> <p><u>Decision</u></p> <p>Motion to approve meeting minutes from November 2022 by Rick Garcia. Seconded by Laverne Plater. Approved by unanimous consent.</p>	Decision

<p>OS-22-12-05</p>	<p>REPORTS</p> <p>A. Board Chair Report</p> <p>i. Interprofessional meeting with Dr. Watson regarding several boards at DC Health (Medicine, Psychology, etc.) was held on Nov. 17, 2022. BON looking for new members, who will hopefully commence in 2023.</p> <p>B. Executive Director Report</p> <p>i. Regulatory Chapters review – APRN regulations are being revised with subcommittee and progress is going well. Also, there is a prescription drug monitoring program under the direction of Dr. Watson. Further rollout will occur in 2023.</p> <p>ii. Licensure Census</p> <table border="0"> <thead> <tr> <th>LICENSE TYPE</th> <th># OF ACTIVE LICENSEES (12/2/2022)</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>7,688</td> </tr> <tr> <td>Licensed Practical Nurse</td> <td>1,793</td> </tr> <tr> <td>Nurse Practitioner</td> <td>2,995</td> </tr> <tr> <td>Registered Nurse</td> <td>28,198</td> </tr> <tr> <td>Certified Registered Nurse Anesthetist</td> <td>149</td> </tr> <tr> <td>Trained Medication Employee</td> <td>1,391</td> </tr> <tr> <td>CNA (Credentia)</td> <td>4,864</td> </tr> <tr> <td>Total</td> <td>42,392 + 4,864=47,256</td> </tr> </tbody> </table> <p>C. Board Attorney Report.</p> <p>i. D.C. Department of Health has modified COVID vaccine mandate. DC DOH will rely on facilities to provide exemptions and vaccine enforcement by facilities (not DOH).</p> <p>D. Education Subcommittee Report</p> <p>i. There was no meeting in November for the Education committee. The meeting progressed to OS-22-12-06 by Rick Garcia</p> <p>E. Discipline Subcommittee Report</p> <p>i. No report</p> <p>F. Legislative updates</p> <p>Reproductive Healthcare Provider Legislation:</p> <ul style="list-style-type: none"> ▪ Councilmember R. White introduced the Protecting Health Professionals Providing Reproductive Health Care Amendment 	LICENSE TYPE	# OF ACTIVE LICENSEES (12/2/2022)	Certified Nurse Midwife	142	Clinical Nurse Specialist	35	Home Health Aide	7,688	Licensed Practical Nurse	1,793	Nurse Practitioner	2,995	Registered Nurse	28,198	Certified Registered Nurse Anesthetist	149	Trained Medication Employee	1,391	CNA (Credentia)	4,864	Total	42,392 + 4,864=47,256	<p>Informational</p> <p>Informational</p> <p>Informational</p> <p>Informational</p> <p>Informational; see OS-22-12-06 for Decision</p> <p>Informational</p>
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	<p>Act of 2022 (B24-0830).</p> <ul style="list-style-type: none"> ○ <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> ▪ The Committee on Health held a hearing for this legislation on September 28, 2022 and was marked up on November 21st. It was passed on first reading by the entire Council on December 6, 2022. <p>Healthcare Career Scholarship & Health Professional Loan Repayment Program (HPLRP) Expansion Legislation:</p> <ul style="list-style-type: none"> ▪ Following emergency and temporary versions, Councilmember Gray introduced the High Need Healthcare Career Scholarship and Health Professional Loan Repayment Program Amendment Act of 2022 (B24-0943). ○ <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> ○ <i>The emergency and temporary versions have both passed.</i> ▪ The permanent version of this legislation received a hearing in the Committee on Health on September 28, 2022 and was marked up on November 21st. It was passed on first reading by the entire Council on December 6, 2022. <p>Domestic Worker Legislation:</p> <ul style="list-style-type: none"> ▪ The Committee on Labor & Workforce Development held a hearing from the Domestic Worker Employment Rights Amendment Act of 2022 (B24-0712). The bill has also been re-referred to the Committee on Government Operations and Facilities. ▪ This legislation would establish new protections for domestic workers which may include some DC Health licensed professionals like Home Health Aides. ▪ This legislation was marked-up and voted out of the Committee on September 16, 2022. It was subsequently passed on first reading during the legislative meeting on December 6, 2022. <p>Minor Consent Vaccination Legislation:</p> <ul style="list-style-type: none"> ▪ Following the passage by Council of the Consent for 	
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	<p>Vaccinations of Minors Emergency Amendment Act of 2022 (B24-0890), Councilmembers Gray and Cheh introduced the Consent for Vaccinations of Minors Amendment Act of 2022 (B24-0942) on July 13.</p> <ul style="list-style-type: none"> ○ 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. ○ The emergency and temporary versions of this legislation have passed. <ul style="list-style-type: none"> ▪ The permanent version of this legislation received a hearing on September 28, 2022 and was marked up on November 21st. It was passed on first reading by the entire Council on December 6, 2022. <p>Nursing Education Engagement Legislation:</p> <ul style="list-style-type: none"> ▪ The DC Nursing Education Enhancement Program Emergency Amendment Act of 2022 (B24-1097) 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. ▪ This legislation was approved unanimously by the Council and is currently undergoing Mayoral Review. There is an accompanying temporary version that has also been final approved by the Council. 	
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EDUCATION

<p>OS-22-12-06</p>	<p>EDUCATION</p> <p>Board Action: Consideration of CUA’s request for Undergraduate Faculty waivers. There are 16 waivers requested. The Dean and Associate Dean for CUA Nursing provided background on the request.</p> <p>Decision : (16) waivers requested for Spring 2023.</p> <p>Reply by Dean Nolan: All of nursing faculty will have a DC RN license.</p> <p>Motion: Motion by Rick Garcia that Fourteen (14) of the faculty are granted a waiver for 3 years regarding MSN requirement. Karen Puntee and Dan Garcia will be able to be a clinical faculty member for CUA commencing on April 1, 2023, when they meet the minimum 2 year requirement for experience. Seconded by Laverne Plater. Approved by unanimous consent</p>	<p>Decision</p>
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SETTLEMENT CONFERENCES, HEARING, AND INTERVIEW SCHEDULE		
OS-22-12-07	Hearings: Bethel School Discussion deferred to Executive Session	Informational
MISC. ITEMS FOR DISCUSSION		
OS-22-12-08	OPEN FORUM/PUBLIC COMMENTS Board Action: Open the floor to the public. Background: Time permitted the Board Chair will open floor to the public to allow for the following: comments, questions, and/or concerns. There were no comments from the public during this opportunity.	Informational
OS-22-12-09	<u>MOTION TO CLOSE</u> Board Action: To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b) Background: 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: <ol style="list-style-type: none"> 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); 2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6); 3. To discuss disciplinary matters pursuant to section § 2-575(b)(9); To plan, discuss, or hear reports concerning ongoing or planned investigation of alleged criminal or civil misconduct or violations Decision: Motion to close open session and go into executive session made by Rick Garcia. Seconded by Laverne Plater. Approved by unanimous consent.	Decision 9:05 am

	of law or regulations, if disclosure to the public would harm the investigation pursuant to section § 2-575(b) (14).	
OS-22-12-10	<p><u>MOTION TO ADJOURN</u></p> <p>Board Action: To adjourn the meeting.</p> <p>Background: 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>	Decision

This ends the Open Session Agenda.