

CHAPTER 60

CLINICAL NURSE SPECIALIST

6000 **APPLICABILITY**

6000.1 A clinical nurse specialist is an expert clinician and clinical leader in a particular specialty or subspecialty of nursing and is prepared in a formal educational program to assume an expanded role in providing health care services. The clinical nurse specialist possesses refined knowledge and skills pertinent to the medical needs of patients in a specialty area. Clinical nurse specialists, when functioning within their scope of practice, are qualified to assume primary responsibility for the care of their clients.

6000.2 Chapters 40 (Health Occupations: General Rules), 41 (Health Occupations: Administrative Procedures), and 54 Registered Nursing) of this title shall supplement this chapter.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6001 **GENERAL REQUIREMENT**

6001.1 Only a person currently licensed as a registered nurse under chapter 54 of this title shall be eligible to apply for a certificate to practice as a clinical nurse specialist under this chapter.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6002 **TERM OF CERTIFICATE**

6002.1 Subject to § 6002.2, a certificate issued to this chapter shall expire at 12:00 midnight of June 30 of even-numbered year.

6002.2 If the Director changes the renewal system pursuant to § 4006.3 of chapter 40 of this title, a certificate issued pursuant to this chapter shall expire at 12:00 midnight of the last day of the month of the birthdate of the holder of the certificate, or other date established by the Director.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6003 **RENEWAL OF CERTIFICATE**

6003.1 A holder of a certificate to practice as a clinical nurse specialist shall renew his or her certificate by submitting a completed application on the forms required by the Board and paying the required fees prior to the expiration of the certificate.

6003.2 The Board's staff shall mail out applications for renewal at least sixty (60) days prior to the date the certificate expires.

- 6003.3 A certificate holder shall have the burden of notifying the Board if a renewal notice is not received.
- 6003.4 A certificate holder shall notify the Board in writing of a change of home or business address within thirty (30) days after the change.
- 6003.5 A certificate holder applying for renewal of a certificate to practice clinical nurse specialty shall:
- (a) Maintain current licensure as a registered nurse in the District of Columbia;
 - (b) Submit evidence of current national certification or recertification, as applicable, by the American Nurses Credentialing Center (ANCC) or any other nationally recognized certifying organization accepted by the Board; and
 - (c) Beginning with the 2006 renewal period, submit proof of completion of fifteen (15) contact hours of continuing education, which shall include a pharmacology component. A continuing education program, seminar, or workshop shall be approved by the ANCC or other nationally certifying body recognized by the Board and shall be related to the certificate holder's specialty. Only continuing education hours obtained in the two (2) years immediately preceding the application date will be accepted.
- 6003.6 A certificate holder shall submit a verification form of completion, for each program, course, seminar, or workshop for which continuing education is claimed.
- 6003.7 A certificate holder applying for renewal of a certificate who fails to submit proof of having completed the requirements as set forth in § 6003.5 by the date the certificate expires may renew the certificate within sixty (60) days after the expiration by submitting the required documents and paying the required late fees.
- 6003.8 Upon submitting the required documents and paying the required late fees, the certificate holder shall be deemed to have possessed a valid certificate during the period between the expiration of the certificate and the submission of the required documents and fees.
- 6003.9 If a certificate holder applying for renewal of a certificate fails to submit proof of completion of the requirements as set forth in § 6003.5 or pay the late fee within sixty (60) days after the expiration of the certificate holder's certificate, the certificate shall be considered to have lapsed on the date of expiration and the certificate holder shall thereafter be required to apply for reinstatement of an expired certificate and meet all requirements and fees for reinstatement.
- 6003.10 The Board may, in its discretion, grant an extension of the sixty (60) day period to renew the certificate after expiration, if the certificate holder's failure to submit proof of the requirements or pay the late fee was for good cause. As used in this section "good cause" includes the following:
- (a) Serious and protracted illness of the certificate holder; and
 - (b) The death or serious and protracted illness of a member of the certificate holder's immediate family.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6004 EDUCATIONAL REQUIREMENTS

6004.1 An applicant for a license to practice as a clinical nurse specialist must furnish proof satisfactory to the Board, in accordance with § 608(c) of the Act, D.C. Official Code § 3-1206.08, that the applicant is educationally prepared, at a minimum, at the master's level, and has satisfactorily completed an accredited master's degree program in the clinical specialty area in which he or she practices.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6005 NATIONAL EXAMINATION AND CERTIFICATION

6005.1 In addition to the requirements in § 6001 and § 6004, to qualify for a certificate to practice as a clinical nurse specialist in the District of Columbia, an applicant shall:

- (a) Be currently certified as a clinical nurse specialist by the American Nurses Credentialing Center (ANCC) or any nationally recognized certifying body accepted by the Board; and
- (b) Submit evidence indicating satisfactory completion of at least a three (3) credit hour pharmacology and clinical management of drug therapy or pharmacotherapeutics course, or completion of at least a thirty (30) contact hour pharmacology and clinical management of drug therapeutics course or pharmacotherapeutics course within the last five (5) years as it relates to the clinical nurse specialists' scope of practice.

6005.2 An applicant shall submit proof of having obtained a passing score on the ANCC certification examination by arranging to have official written certification of the certified copy of the examination results, sent to the Board.

6005.3 A national certification program acceptable to the Board shall provide:

- (a) A scope of practice statement that reflects the standards of specialized and advanced nursing practice the area of certification;
- (b) An approval process for the formal programs of study in the area of certification which shall:
 - (1) Be based on measurable objectives that relate directly to the scope of practice;
 - (2) Include theoretical and clinical content directed to the objectives; and
 - (3) Be equivalent to at least one academic year preceptorship which is part of the formal program and shall be included as part of the academic year. Current practice in the area of certification will not be accepted as a substitute for the formal program of study.
- (c) An examination in the area of certification which shall:
 - (1) Measure the theoretical and clinical content denoted in the score of practice;
 - (2) Be developed in accordance with generally accepted standards of validity and reliability; and

(3) Be opened only to registered nurses who have successfully completed the program of study referred to in paragraph (b) of this section.

(d) A certification maintenance program.

6005.4 The passing score on the certification examination shall be the passing score established by the certifying body administering the examination.

6005.5 The Board shall issue and update a list of nationally recognized certifying bodies accepted by the Board.

6005.6 Failure to maintain recertification as a clinical nurse specialist shall result in the loss of license status as a clinical nurse specialist.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 52 DCR 3129 (March 25, 2005); as amended by Final Rulemaking published at 52 DCR 3129 (March 25, 2005).

6006 CERTIFICATION BY ENDORSEMENT

6006.1 An applicant is eligible for certification by endorsement if the applicant is currently licensed or certified as a clinical nurse specialist under the laws of a state or territory of the United States.

6006.2 To apply for certification by endorsement, an applicant shall:

- (a) Submit a completed application on the forms required by the Board;
- (b) Submit a copy of his or her current license or certificate as a clinical nurse specialist with the application;
- (c) Obtain verification from the current state or territory of licensure or certification that the license or certificate as a clinical nurse specialist is current and in good standing. The verification form must be sent directly to the Board by the verifying Board;
- (d) Meet any other requirements as set forth by the Board; and
- (e) Pay all required fees.

6006.3 An application that remains incomplete for ninety (90) days or more from the date of submission shall be considered abandoned, and closed by the Board. The applicant shall thereafter be required to reapply, submit the required documents and completed forms, and pay the required fees.

6006.4 Nothing in this section shall be construed to prohibit the Board from utilizing other authorized databases to verify current licensure standing in other jurisdictions of the U.S. and to review disciplinary records.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6007 STANDARDS OF CONDUCT

6007.1 A clinical nurse specialist shall adhere to the standards set forth in the American Nurses Association's "Code of Ethics," as they may be amended or republished from time to time.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6008 SCOPE OF PRACTICE CLINICAL NURSE SPECIALIST

6008.1 Utilizing the knowledge and skills of the particular clinical specialty, the scope of practice includes the following:

- (a) Manage health related and/or psychiatric problems;
- (b) Initiate, monitor, or alter therapies;
- (c) Design and evaluate innovations in their specialty practice; and
- (d) Such other functions and services the Board deems appropriate upon review and analysis of professional and association literature which articulates scopes and standards for Clinical Nurse Specialist.

6008.2 In addition to the general functions specified in § 3-1201.02(2) and § 3-1206.04, the clinical nurse specialist may perform any or all of the following acts:

- (a) Provide primary health care, including health promotion and disease prevention;
- (b) Perform additional special procedures and treatments specific to the specialty scope of practice.
- (c) Such other functions and services the Board deems appropriate upon review and analysis of professional and association literature which articulates scope and standards for clinical nurse specialties.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6009 PRESCRIPTIVE AUTHORITY

6009.1 A clinical nurse specialist shall have authority to prescribe legend drugs and controlled substances subject to the limitations set forth in § 6010.

6009.2 A registered clinical nurse specialist shall have authority to prescribe drugs only while certified in accordance with this chapter.

6009.3 Prescriptions for drugs shall comply with all applicable District and federal laws.

6009.4 A clinical nurse specialist who dispenses and/or prescribes a prescription drug shall enter in the patient's chart on the date of the transaction, or if the chart is not available, within a reasonable time but no later than the next business day:

- (a) Each prescription that a clinical nurse specialist orders; and

- (b) The name, strength, and amount of each drug that a clinical nurse specialist prescribes or dispenses.

6009.5 Pursuant to § 514 of the Act, D.C. Code § 3-1205.14(a)(19) (2001), the Board may suspend or revoke the license or take other disciplinary action against, any applicant or licensee who prescribes, dispenses, or administers drugs when not authorized to do so.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6010 PRESCRIBING CONTROLLED SUBSTANCES

6010.1 A clinical nurse specialist shall have authority to prescribe those drugs in Schedules II through V, established pursuant to the District of Columbia Uniform Controlled Substances Act of 1981, D.C. Law 4-29, D.C. Official Code §§ 48-901.02 *et seq.*

6010.2 A clinical nurse specialist shall not prescribe a controlled substances unless a clinical nurse specialist meets the following requirements;

- (a) Possesses a valid controlled substances certificate of registration from the United States Drug Enforcement Administration (DEA); and
- (b) Possesses a valid District of Columbia controlled substances registration pursuant to D.C. Official Code §§ 48-901.02 *et seq.*, the District of Columbia Uniform Controlled Substances Act.

6010.3 A clinical nurse specialist shall not issue a refillable prescription for a controlled substance.

6010.4 A clinical nurse specialist shall maintain a current and complete log of all controlled substances that the clinical nurse specialist prescribes, in accordance with regulations for record keeping promulgated by the United States Drug Enforcement Administration (DEA).

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

(There is no section 6011)

6012 USE OF TITLES AND ABBREVIATIONS

6012.1 Any person who qualified under this chapter and whose application for an advanced practice registered nurse practitioner certificate has been approved by the Board shall have the right to use the title "advanced practice registered nurse" and clinical nurse specialist may use the title or abbreviation designated by the approved national certifying body. No other person shall assume such title or use such abbreviation. No other person shall use any other title, words, letter, signs, or figures to indicate that the person using the name is recognized as a certified registered clinical nurse specialist. Only persons certified as a Clinical Nurse Specialist by the Board shall be designated as such and have the right to use the title "Clinical Nurse Specialist" ("CNS").

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6013 PRACTICE OF A CERTIFIED REGISTERED CLINICAL NURSE SPECIALIST IN HEALTH CARE FACILITIES REQUIRING A FORMAL EVALUATION

6013.1 An APRN shall be evaluated by another APRN licensed to practice in the same speciality area.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002).

6014 SUPERVISED PRACTICE OF STUDENTS

6014.1 A student may practice as a clinical nurse specialist only in accordance with the Act and this chapter.

6014.2 A student fulfilling education requirements for certification and practicing within the limitations set forth in § 103(c) of the Act, D.C. Official Code § 3-1201.03(c), shall be authorized to engage in the supervised practice as a clinical nurse specialist without a District of Columbia certificate.

6014.3 A person who has been denied a certificate, denied a license, disciplined, convicted of an offense that bears directly upon his or her fitness to be licensed, or who has such an action pending in the District of Columbia or another jurisdiction shall not practice pursuant to this section unless first authorized by the Board in writing.

6014.4 Only a clinical nurse specialist certified under the Act, who is an appointed faculty member of the accredited school or college, or a preceptor meeting the requirements set forth in chapter 56 of this Title, shall be authorized to supervise the practice of a clinical nurse specialist by a student.

6014.5 A student who practices pursuant to this section shall only practice at a hospital, long-term care facility, a health facility operated by the District or federal government, or other health care facility considered appropriate by the ANCC or other certifying body approved by the Board.

6014.6 All supervised practice of a student shall take place under general or immediate supervision.

6014.7 A student under this section shall not assume administrative or technical responsibility for the operation of a clinical nurse specialist program, unit, service, or institution.

6014.8 A student shall identify himself or herself as such before practicing as a nurse practitioner. A student shall wear a picture identification badge with lettering clearly visible to the client bearing the name of the student and the position title.

6014.9 A student shall not receive compensation of any nature, directly or indirectly, from a client or client's family member.

6014.10 The supervisor or preceptor, as applicable, shall be fully responsible for the practice by a student during the period of supervision and may be subject to disciplinary action for violations of the Act or this chapter by the student.

6014.11 The Board may deny an application for a certificate by, or take other disciplinary action against, a student who is found to have violated the Act or this chapter. The Board may, in addition to any other disciplinary actions permitted by the Act, revoke, suspend, or restrict the privilege of the student to practice.

SOURCE: Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6015 SUPERVISED PRACTICE OF GRADUATES

- 6015.1 A graduate may practice as a clinical nurse specialist only in accordance with the Act and this chapter.
- 6015.2 An individual shall be authorized to engage in the supervised practice as a clinical nurse specialist as a graduate clinical nurse specialist, without a District of Columbia certificate if the individual:
- (a) Graduated from a post-basic nursing education program for clinical nurse specialists approved by the ANCC or other certifying body approved by the Board;
 - (b) Is awaiting the results of the certification examination given by the ANCC or other certifying body approved by the Board; and
 - (c) Has an initial application pending for certification to practice as a clinical nurse specialist in the District of Columbia.
- 6015.3 A person who has been denied a certificate, denied a license, disciplined, convicted of an offense that bears directly upon his or her fitness to be licensed, or who has such an action pending in the District of Columbia or another jurisdiction shall not practice pursuant to this section unless first authorized by the Board in writing.
- 6015.4 Within five (5) business days after the application for certification has been received by the Board's staff, the Board's staff shall, at the request of the applicant, issue a supervised practice letter to the applicant to document that his or her application is pending and that he or she is authorized to practice under the Act and this chapter. The practice letter is not renewable and shall expire:
- (a) Ninety (90) days from the date of issuance;
 - (b) Upon receipt of written notice to the applicant of denial of certification;
 - (c) Upon receipt of notice to the applicant that the applicant has failed the certification examination; or
 - (d) Upon receipt of written notice to the applicant from the Board that the application for certification has been denied, whichever date is the earliest.
- 6015.5 Upon receipt of the practice letter, the graduate shall inform employers of the date of expiration of the letter and shall immediately cease practice as a clinical nurse specialist on that date or upon receipt of written notice as set forth in § 6015.4, whichever date is the earliest. The graduate thereafter may practice in any other area for which the graduate is qualified and licensed in the District, until receipt of a certificate to practice as a clinical nurse specialist in the District.
- 6015.6 The graduate shall immediately notify the Board and the graduate's supervisor of the results of the certification examination.
- 6015.7 Only a clinical nurse specialist certified under the Act, who is a supervisor, shall be authorized to supervise the practice of a clinical nurse specialist by a graduate.
- 6015.8 A supervisor shall not supervise more than two (2) graduates at one time.
- 6015.9 All supervised practice of a graduate shall take place under general or immediate supervision.

- 6015.10 A graduate who practices pursuant to this section shall only practice at a hospital, long-term care facility, a health facility operated by the District or federal government, or other health care facility considered appropriate by the Board.
- 6015.11 A graduate under this section shall not assume administrative or technical responsibility for the operation of a clinical nurse specialist program, unit, service, or institution.
- 6015.12 A graduate shall identify himself or herself as such before practicing as a nurse practitioner. A graduate shall wear a picture identification badge with lettering clearly visible to the client bearing the name of the graduate and the position.
- 6015.13 A graduate shall not receive compensation of any nature, directly or indirectly, from a client or client's family member, except for a salary based on hours worked under supervision.
- 6015.14 The supervisor shall be fully responsible for all practice by a graduate during the period of supervision and is subject to disciplinary action for any violation of the Act or this chapter by the graduate.
- 6015.15 The Board may deny an application for a certificate by, or take other disciplinary action against, a graduate who is found to have violated the Act or this chapter. The Board may, in addition to any other disciplinary actions permitted by the Act, revoke, suspend, or restrict the privilege of the graduate to practice.

SOURCE: Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6016 SUPERVISED PRACTICE OF APPLICANTS FOR CERTIFICATION BY ENDORSEMENT

- 6016.1 An applicant may practice as a clinical nurse specialist only in accordance with the Act and this chapter.
- 6016.2 An applicant for certification by endorsement shall be authorized to engage in the supervised practice as a clinical nurse specialist in the District of Columbia without a District of Columbia certificate if the applicant:
- (a) Is currently certified by the ANCC or a certifying body approved by the Board;
 - (b) Is currently licensed, in good standing, under the laws of a state or territory of the United States; and
 - (c) Has an initial application pending for certification by endorsement to practice as a clinical nurse specialist in the District of Columbia.
- 6016.3 A person who has been denied a certificate, denied a license, disciplined, convicted of an offense that bears directly upon his or her fitness to be licensed, or who has such an action pending in the District of Columbia or another jurisdiction shall not practice pursuant to this section unless first authorized by the Board in writing.
- 6016.4 Within five (5) business days after the application for certification by endorsement has been received by the Board's staff, the Board's staff shall issue a practice letter to the applicant to document that his or her application is pending and that he or she is eligible to practice under the Act and this chapter. The practice letter is not renewable and shall expire:
- (a) Ninety (90) days from the date of issuance; or

- (b) Upon receipt of written notice from the Board that the application for certification has been denied, whichever date is the earliest.
- 6016.5 Upon receipt of the practice letter, the applicant shall inform employers of the date of expiration of the letter and shall immediately cease practice as a clinical nurse specialist on that date or upon receipt of written notice as set forth in § 6015.4, whichever date is the earliest. The applicant thereafter may practice in any other area for which the applicant is qualified and licensed in the District, until receipt of a certificate to practice as a clinical nurse specialist in the District.
- 6016.6 Only a clinical nurse specialist certified under the Act, who is a supervisor, shall be authorized to supervise the practice of a clinical nurse specialist by an applicant.
- 6016.7 A supervisor shall not supervise more than two (2) applicants at one time.
- 6016.8 All supervised practice of an applicant shall take place under general or immediate supervision.
- 6016.9 An applicant who practices pursuant to this section shall only practice at a hospital, long-term care facility, a health facility operated by the District or federal government, or other health care facility considered appropriate by the Board.
- 6016.10 An applicant under this section shall not assume administrative or technical responsibility for the operation of a clinical nurse specialist program, unit, service, or institution.
- 6016.11 An applicant shall not receive compensation of any nature, directly or indirectly, from a client or client's family member, except for a salary based on hours worked under supervision.
- 6016.12 The supervisor shall be fully responsible for all practice by an applicant during the period of supervision and is subject to disciplinary action for any violation of the Act or this chapter by the applicant.
- 6016.13 The Board may deny an application for a certificate by, or take other disciplinary action against, an applicant who is found to have violated the Act or this chapter. The Board may, in addition to any other disciplinary actions permitted by the Act, revoke, suspend, or restrict the privilege of the applicant to practice.

SOURCE: Final Rulemaking published at 51 DCR 7228 (July 23, 2004).

6099 DEFINITIONS

- 6099.1 For purposes of this chapter, the following terms have the meanings ascribed:

Act - Health Occupation Revision Act of 1985 ("Act"), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §8 3-1201.01 et seq.).

Applicant - a person applying for a license to practice as a clinical nurse specialist under this chapter.

Board - the Board of Nursing, established by § 204 of the Act, D.C. Official Code § 3-1202.04.

Certificate - a certificate to practice as a clinical nurse specialist under this chapter.

Clinical practice - the routine application of the principles of clinical nurse specialist to the diagnosis and treatment of disease and the maintenance of health.

Graduate - an individual who has graduated from a post-basic nursing education program for preparation to practice as a clinical nurse specialist.

Nationally recognized certifying body - is one that offers a national certification examination in the specialty area of advanced nursing practice, utilizes standards and principles of the American Board of Nursing Specialties (ABNS), and provides a mechanism for evaluating continued competency in the speciality area of nursing practice.

Supervisor - means a certified clinical nurse specialist who is responsible for the supervision of a student, graduate, or applicant.

6099.2 The definitions in § 4099 of chapter 40 of this title are incorporated by reference into and are applicable to this chapter.

SOURCE: Final Rulemaking published at 49 DCR 11771 (December 27, 2002); as amended by Final Rulemaking published at 51 DCR 7228 (July 23, 2004).