

Report of the Nursing Practice Advisory Committee

Summary of Request:

Consider the report of the May 7, 2018, meeting of the Nursing Practice Advisory Committee (NPAC). This agenda item is for informational purposes only.

Historical Perspective:

At the April 2018 Board Meeting, the Board charged NPAC to review and make recommendations regarding Board Rule 216, Continuing Competency. Board Rule 216 encompasses all of the continuing competency requirements for nurses to renew their licenses, including detailed requirements for targeted continuing education and what activities do and do not meet the criteria to demonstrate continued competence for licensure renewal.

The charge stemmed from a request by the Texas Nurses Association (TNA). Since 1996, “courses which focus upon self-improvement, changes in attitude, self-therapy, self-awareness, weight loss and yoga” have been on the list of unacceptable topics for continuing education according to Board rule. TNA asked the Board to accept courses that focus on changes in attitude, self-therapy, and self-awareness *that are based on evidence with a demonstrated direct or indirect impact on patient outcomes* as Continuing Nursing Education (CNE) for nurses. As part of their rationale for the request, TNA cited numerous research findings that revealed the effect themes such as compassion fatigue, moral distress, fatigue, resilience, workplace violence, and nursing satisfaction have on nursing practice and patient safety and/or outcomes.

NPAC met May 7, 2018, to address the charge. Prior to the meeting, committee members reviewed the Board report associated with the charge, the evidence-based research compiled by TNA, and a proposed draft of changes to Ch. 216 authored by Board Staff. During the meeting, NPAC and Board Staff engaged in discussion regarding the proposed amendments to the chapter by addressing the rule section by section. Numerous non-substantive amendments were drafted by Board Staff and accepted by the committee concerning grammar, syntax, and text placement for clarity and consistency. Also, a handful of terms suggested by Staff to be added to the definitions section to assist stakeholders understand the rule were approved by NPAC.

NPAC also agreed with Board Staff’s recommendation to broaden the acceptable topics related to the older adult and geriatric care targeted continuing education requirement, moving the focus to the aging process rather than requiring specific disease processes and chronic conditions be covered in educational offerings to meet this requirement. As part of NPAC’s recommendations, the subsection regarding older adult/geriatric care is now recommended to include topics that *may* be covered in a given CNE course rather than what *must* be included. This also gives nurses more flexibility to find and select courses that best meet their learning needs and specialty area of practice without overburdening them to locate courses that cover such a rigid and prescriptive list of topics concerning older adults and geriatrics.

In response to questions by NPAC, a TNA staff member who served as a liaison to the TNA task force that initiated this charge and who was present as a guest during the NPAC meeting gave a brief history of the request for the change to Board Rule 216. NPAC agreed with the task force, finding courses that focus on changes in attitude, self-therapy, and self-awareness, that are *based on evidence with a demonstrated direct or indirect impact on patient outcomes*, should be acceptable topics for demonstrating continuing competency for licensure renewal.

Before the meeting was adjourned, Board Staff shared with the committee that Dr. June Marshall expressed interest in resigning from her position on the committee following conclusion of work on the Minor Incident Rule. Dr. Marshall was appointed to NPAC in July 2017 following nomination by Board Staff for her particular expertise concerning Nursing Peer Review to assist NPAC with the outstanding

charge at that time, which was to review and make recommendations regarding the Minor Incident Rule. The new Minor Incident Rule became effective on May 20, 2018. Because Dr. Marshall was not appointed as a representative of one of the 11 organizations and agencies mandated in Board Rule 211.6(f)(1)(C) to have a representative on the Committee, there is no vacancy on the Committee required to be filled. Board Staff appreciate all the time, effort and insight offered by Dr. Marshall during her time on NPAC.

The meeting concluded with a plan for Board Staff to make additional modifications to the draft based upon the ideas and recommendations of the committee and to share the updated draft with them via email. NPAC voted unanimously to recommend the revisions to Ch. 216 to the Board during the July 2018 Board Meeting with the small modifications that Staff would address. After sharing the subsequent modifications with NPAC electronically, no objections were voiced and the only comments received were positive and in support of the proposed changes to the rule agreed upon at the May 7th meeting.

Because NPAC has addressed the outstanding charge, there are no additional NPAC meetings scheduled at this time.

Meeting Minutes:

Minutes of the May 7, 2018, NPAC meeting are attached for the Board's consideration in Attachment A.

NPAC Recommendation:

NPAC recommends revisions to Chapter 216. The proposed amendments to the chapter are presented for the Board's consideration in New Business Agenda Item 7.4. Consideration of Proposed Amendments to 22 Tex. Admin. Code Chapter 216, relating to *Continuing Competency*.

Staff Recommendation:

This item is for information purposes only. No action is required.

TEXAS BOARD OF NURSING
Nursing Practice Advisory Committee Meeting

May 7, 2018

10:18 a.m.- 1:24 p.m.

333 Guadalupe, Tower II, Room 225

Austin, Texas 78701

Members Present:

Toya White, MBA, MSN, RN, FNP-C

Pamela Brashears, LVN

Francis Luna, BSN, RN, NCSN

Donna Richardson, DNP, RN, NEA-BC

Rachel Hammon BSN, RN

Raul Luna, RN, BSN, MSN

Carson Easley, BSN, MS, RN

Texas Organization of Nurse Executives (TONE)

Texas League for Vocational Nurses (TLVN)

Texas School Nurses Organization (TSNO)

Texas Nurses Association (TNA)

Texas Association for Home Care and Hospice (TAHC&H)

HHS (Formerly named Department of State Health Services [DSHS])

Guests:

Ellen Martin, PhD, RN, CPHA, Director of Practice, TNA

Laura Lerma, MSN, RN, CNE, Program Manager, TNA

Kevin Stewart

Board Staff Present:

Kristin Benton, DNP, RN

Kristen Sinay, MSN, RN

Elise McDermott, BSN, RN

Calyn Hughes, MSN, RN, CPNP

Jolene Zych, PhD, RN, WHNP-BC

Dusty Johnston

Veronica Robertson

Giselle Gonzalez

Lance Sollock

Ciara Williamson

Director of Nursing

Nursing Consultant for Practice

Nursing Consultant for Practice

Nursing Consultant for Practice

Nursing Consultant for Advanced Practice

General Counsel

Program Supervisor, Operations

Licensing and Permit Specialist, Renewal Department

Licensing and Permit Specialist, Renewal Department

Administrative Assistant

Charge:

Review and make recommendations regarding Board Rule 216, Continuing Competency.

AGENDA ITEM	DISCUSSION	ACTION
CALL TO ORDER	<p>T. White</p> <ul style="list-style-type: none"> • Called the meeting to order at 10:18 a.m. • Called roll—a quorum was established. 	
WELCOME & INTRODUCTIONS	<p>Members introduced themselves.</p> <p>Board of Nursing (BON) staff introduced themselves.</p> <p>Guests introduced themselves.</p> <p>K. Benton</p> <ul style="list-style-type: none"> • Read the agency mission. 	
REVIEW/ APPROVAL OF AGENDA		<p>D. Richardson motioned to approve the agenda.</p> <p>R. Hammon seconded the motion.</p> <p>The committee voted unanimously to approve the motion.</p> <p>Final Resolution: Motion carried.</p>
REVIEW/ APPROVAL OF MINUTES FROM NOVEMBER 13, 2017 NPAC MEETING		<p>R. Luna motioned to approve the minutes from the November 13, 2017 NPAC meeting.</p> <p>F. Luna seconded the motion.</p> <p>The committee voted unanimously to approve the motion.</p> <p>Final Resolution: Motion carried.</p>
BRIEF OVERVIEW OF BOARD'S CHARGE & PURPOSE OF MEETING	<p>K. Sinay</p> <ul style="list-style-type: none"> • Provided an overview of the charge. • Referenced Board report 5.2.2.a. from the April 2018 Board meeting that was sent to the NPAC members for review prior to the meeting. • Referenced the document of proposed edits to Chapter 216, Continuing Competency. <p>T. White</p> <ul style="list-style-type: none"> • Opened for questions and discussion. 	

AGENDA ITEM	DISCUSSION	ACTION
<p>REVIEW/ MAKE RECOMMENDATIONS REGARDING 22 TAC CH. 216 (CONTINUING COMPETENCY)</p>	<p>K. Sinay</p> <ul style="list-style-type: none"> • Reviewed the proposed changes to 22 TAC Ch. 216 drafted by staff section by section. <p>Members discussed.</p> <p>K. Sinay</p> <ul style="list-style-type: none"> • Defined “area of practice” as it relates to continuing competency requirements for renewal. • Continued reviewing proposed changes. <p>Members and staff discussed renewal requirements related to “area of practice” and how CNE credits are accepted by the Renewal Department.</p> <p>Members and staff discussed the proposed changes to Rule 216.3(h).</p> <p>K. Sinay</p> <ul style="list-style-type: none"> • Suggested progressing through the proposed changes and revisiting Rule 216.3(h) to provide clarifying language <p>Members agreed.</p> <p>L. Lerma</p> <ul style="list-style-type: none"> • Discussed the history of the TNA Task Force’s request for a change to Rule 216.6. <p>K. Sinay</p> <ul style="list-style-type: none"> • Completed reviewing the proposed changes document. <p>T. White</p> <ul style="list-style-type: none"> • Directed discussion towards the language in Rule 216.3(h). <p>Members and staff discussed.</p> <p>K. Sinay</p> <ul style="list-style-type: none"> • Suggested language clarifying the geriatric CNE requirement for renewal. 	

AGENDA ITEM	DISCUSSION	ACTION
	<p>Members and staff discussed options.</p> <p>K. Sinay</p> <ul style="list-style-type: none"> • Suggested modeling Rule 216.3(h) after the formatting of Rules 216.3(f) and 216.3(g). <p>Members agreed.</p> <p>D. Johnston</p> <ul style="list-style-type: none"> • Suggested changing the definition of “Targeted continuing education” proposed to be added as new Rule 216.1(21) to include “...for the enhancement of nursing practice that are directed by statute and rule to specific nurse populations and/or areas of practice.” <p>Members agreed.</p> <p>K. Benton</p> <ul style="list-style-type: none"> • Provided history of geriatric CNE requirement. <p>D. Johnston</p> <ul style="list-style-type: none"> • Opened for questions and discussion. <p>Members discussed.</p> <p>T. White</p> <ul style="list-style-type: none"> • Directed discussion towards proposed revision to Rule 216.6(5). <p>Members did not have follow-up questions are comments.</p> <p>T. White</p> <ul style="list-style-type: none"> • Opened for questions regarding all proposed changes to 22 TAC Chapter 216. <p>E. Martin</p> <ul style="list-style-type: none"> • Requested clarification of “nurse populations” in proposed new Rule 216.1(21). 	

AGENDA ITEM	DISCUSSION	ACTION
<p>FUTURE MEETING DATE(S)</p> <p>MISCELLANEOUS</p>	<p>K. Sinay</p> <ul style="list-style-type: none"> • Suggested changing “nurse populations” to “specific levels of licensure.” <p>R. Hammon</p> <ul style="list-style-type: none"> • Requested that BON staff send out the revisions to Rules 216.1(21) and 216.3(h) to members via e-mail, once drafted. <p>No discussion.</p> <p>C. Williamson</p> <ul style="list-style-type: none"> • Passed out resource handouts requested by the committee at the last NPAC meeting related to the previous NPAC charge regarding the revisions to the Minor Incident Rule. <p>K. Sinay</p> <ul style="list-style-type: none"> • Discussed new Minor Incident Rule, effective May 20, 2018. • Discussed Dr. June Marshall’s departure as a member of NPAC. • Discussed resource drafts prepared by BON staff to assist in interpreting the new Minor Incident Rule. 	<p>C. Easley motioned to approve the proposed revisions to Chapter 216 as drafted by staff, including changes to Rules 216.1(21) and 216.3(h) as discussed and agreed upon by the committee.</p> <p>D. Richardson seconded to the motion.</p> <p>The committee voted unanimously to approve the motion.</p> <p>Final Resolution: Motion carried.</p>

AGENDA ITEM	DISCUSSION	ACTION
<p>ADJOURNMENT</p>	<p>Members reviewed the resources.</p> <p>K. Sinay</p> <ul style="list-style-type: none"> • Mentioned new FAQ's are to be posted on the BON website regarding the Minor Incident Rule update. • Mentioned she will be authoring an article for the July 2018 Bulletin regarding the Minor Incident Rule updates. <p>E. McDermott</p> <ul style="list-style-type: none"> • Provided a brief update regarding the TX TERCAP and how BON staff plans to provide a resource for Peer Review Committees regarding the Peer Review process. <p>Board Staff plans to present proposed changes to the Board at the July 2018 Board Meeting.</p> <p>Members agreed.</p> <p>Meeting adjourned at 1:24 p.m.</p>	<p>R. Hammon motioned to end the meeting.</p> <p>F. Luna seconded the motion.</p> <p>The committee voted unanimously to approve the motion.</p> <p>Final Resolution: Motion carried.</p>

Handouts:

- Agenda
- November 13, 2017 NPAC Meeting Minutes
- Chapter 216, Continuing Competency, Current Rule with Suggested Edits Notated
- Nurse Responsibilities when an Error Occurs- Draft
- Flow Chart for Determining if an Error is a Minor Incident- Draft
- Board Report from April 2018 Board Meeting – Agenda Item 5.2.2.a