

SB 490, SD1

Measure Title: RELATING TO NURSING.

Report Title: Nursing; Center for Nursing; Department of Commerce and Consumer Affairs; Licensing

Description: Requires the professional and vocational licensing division of the department of commerce and consumer affairs and the state board of nursing to collaborate with the center for nursing to enable the center to obtain nursing-related data. Requires the professional and vocational licensing division to provide the center for nursing with various information through a memorandum of understanding and requires completion of a center for nursing survey as part of the license renewal requirements under chapter 457, Hawaii Revised Statutes. Effective 7/1/2050. (SD1)

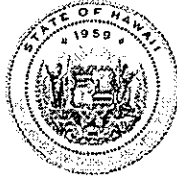
Companion: [HB654](#)

Package: None

Current Referral: HRE, CPN

Introducer(s): BAKER, CHUN OAKLAND, GREEN, Ihara, Keith-Agaran, Ruderman, Shimabukuro

<u>Sort by Date</u>		Status Text
1/18/2013	S	Introduced.
1/22/2013	S	Passed First Reading.
1/22/2013	S	Referred to HRE, CPN.
1/28/2013	S	The committee(s) on HRE has scheduled a public hearing on 01-31-13 2:45PM in conference room 414.
1/31/2013	S	The committee(s) on HRE recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in HRE were as follows: 5 Aye(s): Senator(s) Taniguchi, Kahele, Keith-Agaran, Tokuda; Aye(s) with reservations: Senator(s) Kidani ; 0 No(es): none; and 2 Excused: Senator(s) Ige, Slom.
2/15/2013	S	Reported from HRE (Stand. Com. Rep. No. 418) with recommendation of passage on Second Reading, as amended (SD 1) and referral to CPN.
2/15/2013	S	Report adopted; Passed Second Reading, as amended (SD 1) and referred to CPN.
2/15/2013	S	The committee(s) on CPN will hold a public decision making on 02-20-13 9:30AM in conference room 229.



NEIL ABERCROMBIE
GOVERNOR

SHAN S. TSUTSUI
LT. GOVERNOR

STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
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KEALI'I S. LOPEZ
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI
DEPUTY DIRECTOR

**PRESENTATION OF THE PROFESSIONAL AND
VOCATIONAL LICENSING DIVISION**

TO THE SENATE COMMITTEE ON
COMMERCE AND CONSUMER PROTECTION

TWENTY-SEVENTH LEGISLATURE
Regular Session of 2013

Wednesday, February 20, 2013
9:30 a.m.

WRITTEN COMMENTS ONLY

TESTIMONY ON SENATE BILL NO. 490, S.D. 1, RELATING TO NURSING.

TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Celia Suzuki, Licensing Administrator for the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs. The Division appreciates the opportunity to provide comments on Senate Bill No. 490, S.D. 1, Relating to Nursing, that would require the Hawaii State Board of Nursing ("Board") and the Professional and Vocational Licensing Division ("PVL"), Department of Commerce and Consumer Affairs ("Department"), to provide nurse license contact information to the Hawaii State Center for Nursing ("Center") so that the Center may use this information to contact the nurse licensee to obtain workforce data to be used to

determine the current and future trends of the nursing workforce. This bill would also require that nurse licensees complete the Center's workforce survey in order to renew their licenses, making this a renewal requirement.

I would like to inform the Committee that the PVL has been working with the Center and that we are continuing to dialogue with the Center to provide them with as much licensee information as legally possible.

The Board has submitted its own testimony so I will be addressing the impacts that the bill may have on PVL.

SECTION 2, on pages 2-4, lines 21-22, 1-20, and 1-15 respectively:

- This measure requires PVL to provide the Center with "nursing-related data." We strongly believe that this term is too broad and should be more narrowly defined, as it is will create confusion on what kind of information must be provided.
- There appears to be no necessity for a memorandum of understanding between PVL and the Center, as the various tasks that must be performed are clearly listed in the bill.
- The measure requires PVL to provide email addresses. Currently, we do not require nurses, or any other professional or vocational licensee, to provide an email address as part of the licensing requirements; therefore, email addresses are not maintained in the PVL database.
- When a licensee renews a license via our online renewal process, the email address is used to "confirm" payment of the renewal fees, and for no other

purpose. This purpose is disclosed to the licensee; therefore, licensees currently have an expectation of privacy regarding their email address.

- If the Center wants access to contact information from PVL, the statute should clearly specify the type of information, as HRS section 92F-12(b)(2) requires agencies to disclose government records which, pursuant to federal or state law, are expressly authorized to be disclosed to the person requesting access. This would allow PVL clear authority to disclose the information.
- It should be clarified that any information will be provided "upon request", so that the bill is not misinterpreted to mandate the reporting of unsolicited information.
- The measure requires PVL to perform research, analysis, and report functions which it is not equipped to provide. Our primary duty is to protect the public by determining if applicants are qualified for licensure. PVL does not have the manpower or resources to comply with this mandate, nor do we believe that it is within our realm of responsibility.

SECTION 3, on pages 4-5, lines 16-22 and 1-20 respectively:

- We oppose the requirement that completion of the survey is necessary for renewal of the license, as it does not enhance the licensee's competency or quality of care. Furthermore, the possibility of nurses failing or refusing to complete the workforce survey would result in the non-renewal of the license. This would gravely impact the nursing workforce and possibly create a nursing shortage in this State.

PVL, DCCA, and the Board are aware of the Center's "mission" to collect the workforce data for nurses and have been working on solutions to provide the Center with as much information as possible in compliance with the Hawaii Revised Statutes Chapter 92F, the Uniform Information Practices Act. We are attempting to modify our renewal and initial license nurse applications to include questions for the applicant/licensee asking permission to release their information to the Center. We have also agreed to include the Center's workforce survey at the beginning and the end of the online renewal and to also include a link to the Center's survey on the Board's web page.

Thank you for the opportunity to submit comments on Senate Bill No. 490,
S.D. 1.

**PRESENTATION OF THE
BOARD OF NURSING**

**TO THE SENATE COMMITTEE ON
COMMERCE AND CONSUMER PROTECTION**

**TWENTY-SEVENTH LEGISLATURE
Regular Session of 2013**

**Wednesday, February 20, 2013
9:30 a.m.**

TESTIMONY ON SENATE BILL NO. 490, S.D. 1, RELATING TO NURSING.

**TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:**

My name is Cecilia Mukai, Vice Chair of the Board of Nursing ("Board").

I appreciate the opportunity to provide comments on Senate Bill No. 490, S. D. 1, Relating to Nursing, that would require the Hawaii State Board of Nursing and the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs to provide nurse license contact information to the Hawaii State Center for Nursing ("Center") so that the Center may use this information to contact the nurse licensee to obtain workforce data to be used to determine the current and future trends of the nursing workforce. This bill would also require that a nurse licensee complete the Center's workforce survey in order to renew their license, making this a renewal requirement.

The Board supports the intent of this bill with the following amendments:

- Section 1, page 2, line 17, replace the word "required" with "requested". The Board opposes requiring the completion of a survey in order to renew a nursing license due to the possible implications should a nurse fail or refuse to complete the survey. According to the National Council of State Boards of Nursing, no other state requires the completion of a survey in order to renew a nurse license.

- Section 3, page 5, lines 11 through 14, the Board recommends that this language be deleted as we oppose requiring the completion of a survey to renew a license. The Board has agreed to include the link for the Center's workforce survey before and after the online renewal process. The Board is also collaborating with the Center to provide the link to the survey on the Board's webpage with a joint statement from the Board and the Center encouraging nurse licensees to complete the survey.

Furthermore, the Board also concurs with the testimony of the Professional and Vocational Licensing Division.

Thank you for the opportunity to provide comments on Senate Bill No. 490, S.D. 1.



UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Written Testimony Presented Before the
Senate Committee on Commerce and Consumer Protection
Wednesday, February 20, 2013, 9 :30 A.M.

by

Mary G. Boland, DrPH, RN, FAAN
Dean and Professor
School of Nursing & Dental Hygiene
University of Hawai'i at Mānoa

SB 490 SD1 – RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490 SD1.

The current language requires nurse licensees to complete the Hawai'i State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. The Center for Nursing and Hawai'i State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) met recently to discuss potential concerns about the interpretation of this requirement and the impact it could have on re-licensure and compliance. The UH Mānoa Nursing supports the collaboration between the Center for Nursing and the HBON/PVLD to remove any concern with nonparticipation, including the Center's agreement that the survey should be requested rather than required for now as part of the license renewal process.

The UH Mānoa Nursing supports the HBON/PVLD agreement to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey with the biennial nurse license renewal on the PVLD web site, noting the importance and benefits of participation by nursing professionals. The UH Mānoa Nursing further

¹ This would encourage the approximately 24,000 nurse licensee to participate in the survey. This is based on a series of problems with participation rates in the past. In 2011, only 23.2% or 4,925 nurses completed the online survey. A return rate under 30% does not represent the nursing population and therefore data can be generalized. This problem made it necessary for the Center to spend about \$25,000 sending out a paper survey which added another 2,443 nurse participants or an additional 11.5% to secure the minimal data requirement (34.7%) for analysis of workforce reporting. A higher rate of return on workforce surveys is critical to accurate data analysis and projections. Accurate workforce data has never been more critical as health care reform is underway at both the state and national levels.

supports the HBON/PVLD agreement to place the survey link before and after licensure renewal.

UH Mānoa Nursing recommends that the following sections of the new language be amended:

- Section 2(b) replacing “required” with “requested” to read: “A survey developed by the center for nursing shall be requested as part of the license renewal requirements under section 457-9(a).”
- Section 2, deleting the last sentence, “For the purposes of compliance with this section, the Center for Nursing shall abide by the requirements of Chapter 92F.” The Center for Nursing is already governed by chapter 92F, the Uniform Information Practices Act (UIPA) and seems to imply otherwise.
- Section 3(a), replacing “required” with “requested” to read: “As part of the license renewal process, each applicant shall be requested to complete a survey developed by the center for nursing as deemed necessary by the center for nursing pursuant to section 304A-1407(b).”

We note that SB 490 SD1 will address Hawai'i's lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawai'i has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

Nurses need to contribute to and be apprised of changes before they can embrace them; whether they are amendments to their nurse practice laws; effects of national/state initiatives on nursing such as the Affordable Care Act; establishment of a continuing education program for continuing competency and lifelong learning; or other issues. Before change can occur, nurses must be informed of changes to their laws, current research data and government directives in a timely, cost-effective manner. This can be accomplished via email, webinars, and social media.

UH Mānoa Nursing appreciates your continuing support of nursing and nursing education in Hawai'i. Thank you for the opportunity to testify.

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20, 2013, 9:30 AM
by

Anne Scharnhorst, MN, RN-BC
University of Hawai'i Maui college
Allied Health Department Co-chair

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawai'i Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. However, the Center for Nursing met with the Hawaii State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) at its meeting on February 7, 2013 to address the HBON/PVLD' concerns of possible pushbacks from nurse licensees who may prefer not to participate; the effect on their relicensure; and necessity to discipline nurses for noncompliance. In an effort to collaborate with the HBON/PVLD and remove any concern with nonparticipation, the Center has agreed that the survey should be requested rather than required for now as

¹ This would encourage the approximately 24,000 nurse licensee to participate in the survey. This is based on a series of problems with participation rates in the past. In 2011, only 23.2% or 4,925 nurses completed the online survey. A return rate under 30% does not represent the nursing population and therefore data can be generalized. This problem made it necessary for the Center to spend about \$25,000 sending out a paper survey which added another 2,443 nurse participants or an additional 11.5% to secure the minimal data requirement (34.7%) for analysis of workforce reporting. A higher rate of return on workforce surveys is critical to accurate data analysis and projections. Accurate workforce data has never been more critical as health care reform is underway at both the state and national levels.

part of the license renewal process. The HBON/PVLD has agreed to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. The HBON/PVLD has also agreed to place the survey link before and after licensure renewal.

Further SB 490, SD1 addresses Hawai'i lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawaii has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

Nurses need to contribute to and be apprised of changes before they can embrace them; whether they are amendments to their nurse practice laws; effects of national/state initiatives on nursing such as the Affordable Care Act; establishment of a continuing education program for continuing competency and lifelong learning; or other issues.

Before change can occur, nurses must be informed of changes to their laws, current research data and government directives in a timely, cost-effective manner. This can be accomplished via email, webinars, other social media.

Should the DCCA collaborate with the Center for Nursing as sister state agencies, we can obtain synergistic, cost-efficient results including but not limited to participation

in and alignment with the national initiatives moving forward to address health care reform.

Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

Further, the Center for Nursing requests that the sentence "For purposes of compliance with this section, the center for nursing shall abide by the requirements of chapter 92F." be deleted as it is potentially misleading and may imply that the center is not otherwise governed by Chapter 92F, HRS. Deletion of this one sentence will remove any question that the Center for Nursing is governed by Uniform Information Practices Act.

Therefore, the Center for Nursing requests that the new language in section (b) of SB 490, SD1 be amended to clarify the responsibility of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs from that of the Center for Nursing by amending Section 2 (b) to read as follows:

"b) The professional and vocational licensing division of the department of commerce and consumer affairs shall collaborate with the center for nursing to enable the center for nursing to obtain nursing-related data, including but not limited to workforce data of nurses licensed in the State. Workforce data may be obtained through online surveying or other cost-effective, efficient methods. A survey developed by the center for nursing and deemed necessary by the center for nursing shall be requested as

part of the license renewal requirements under subsection 457-9(a).

Through a memorandum of understanding with the center for nursing, the professional and vocational licensing division shall :

(1) provide nurse licensee contact information, including but not limited to email addresses, to the center for nursing to enable the center for nursing to:

(1) Collect and analyze data;

(2) Prepare and disseminate written reports and recommendations regarding the current and future status and trends of the nursing workforce;

(3) Conduct research on best practices and quality outcomes;

(4) Develop a plan for implementing strategies to recruit and retain nurses;
and

(5) Research, analyze, and report data related to the retention of the nursing workforce, in accordance with section 304A-1406.

The Center for Nursing appreciates your continuing support of nursing and education in Hawai'i. Thank you for the opportunity to testify.

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20, 2013, 9:30 AM
by

Eileen Lovell, MSN, PHN, RN
Associate Professor
University of Hawaii at Hilo School of Nursing

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawaii's Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. However, to address concerns of possible pushbacks from nurse licensees who may prefer not to participate, the Center has agreed that the survey should be requested rather than required for now as part of the license renewal process.

I appreciate your continuing support of nursing and education in Hawaii. Thank you for the opportunity to testify.

Mahalo

Eileen Lovell, MSN, PHN, RN

808 959-7495

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20 , 2013, 9:30 AM
by

Barbara Molina Kooker
Vice-Chair, Hawaii State Center for Nursing

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawai'i Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. In view of communication with the State Board of Nursing, I support the revision that the survey should be requested rather than required for now as part of the license renewal process. The HBON/PVLD has agreed to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. The HBON/PVLD has also agreed to place the survey link before and after licensure renewal.

Further SB 490, SD1 addresses Hawai'i lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Nurses must be informed of changes to their laws, current

research data and government directives in a timely, cost-effective manner. This can be accomplished via email, webinars, other social media.

Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

Further, the Center for Nursing requests that the sentence "For purposes of compliance with this section, the center for nursing shall abide by the requirements of chapter 92F." be deleted as it is potentially misleading and may imply that the center is not otherwise governed by Chapter 92F, HRS. Deletion of this one sentence will remove any question that the Center for Nursing is governed by Uniform Information Practices Act.

Therefore, the Center for Nursing requests that the new language in section (b) of SB 490, SD1 be amended to clarify the responsibility of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs from that of the Center for Nursing by amending Section 2 (b) to read as follows:

"b) The professional and vocational licensing division of the department of commerce and consumer affairs shall collaborate with the center for nursing to enable the center for nursing to obtain nursing-related data, including but not limited to workforce data of nurses licensed in the State. Workforce data may be obtained through online surveying or other cost-effective, efficient methods. A survey developed by the center for nursing and deemed necessary by the center for nursing shall be requested as

part of the license renewal requirements under subsection 457-9(a).

Through a memorandum of understanding with the center for nursing, the professional and vocational licensing division shall :

(1) provide nurse licensee contact information, including but not limited to email addresses, to the center for nursing to enable the center for nursing

to:

(1) Collect and analyze data;

(2) Prepare and disseminate written reports and recommendations regarding the current and future status and trends of the nursing workforce;

(3) Conduct research on best practices and quality outcomes;

(4) Develop a plan for implementing strategies to recruit and retain nurses;

and

(5) Research, analyze, and report data related to the retention of the nursing workforce, in accordance with section 304A-1406.

The Center for Nursing appreciates your continued support of nursing and education in Hawai'i for the purpose of improving the health of our citizens. Thank you for the opportunity to testify.



HOUSE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION
Senator Rosalyn Baker, Chair

February 20, 2013 at 9:30 a.m.
Conference Room 229

Supporting SB 490 SD 1: Relating to Nursing

The Healthcare Association of Hawaii advocates for its member organizations that span the entire spectrum of health care, including all acute care hospitals, as well as long term care facilities, home care agencies, and hospices. In addition to providing quality care to all of Hawaii's residents, our members contribute significantly to Hawaii's economy by employing over 40,000 people. Thank you for this opportunity to testify in support of SB 490 SD 1, which requires nurses, when renewing their licenses, to complete a survey that is used to develop workforce data.

The Hawaii State Center for Nursing (HSCN) conducts a survey of nurses as a means of collecting information about the nurse workforce. The survey helps fulfill the statutory functions of HSCN, which include collecting and analyzing data about the nursing workforce, analyzing data related to the retention of the nursing workforce, and developing a plan for recruiting and retaining nurses. These functions are consistent with the recommendation of the Institute of Medicine that states establish an infrastructure for the collection and analysis of interprofessional health care workforce data.

The HSCN survey is the most valuable source of nursing data in the state, despite its low response rate. The survey is sent out by email, but due to the lack of access to nurse licensees' email addresses, it is also sent out in a hard copy format. Unfortunately, the response rate is only 35%. By comparison, other states have response rates that range from 80% to 90%.

This bill will ensure that a high proportion of nurses in Hawaii complete the survey. The results of the survey will be used to ensure a sufficient supply of nurses to provide care to the people of Hawaii.

Thank you for the opportunity to testify in support of SB 490 SD 1.

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20 , 2013, 9:30 AM
by

Laura Westphal RN, MBA, CPHQ
Vice President of Patient Care and Chief Nursing Officer
Castle Medical Center

SB 490, SD1 RELATING TO NURSING

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part of the license renewal process. The HBON/PVLD has agreed to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. The HBON/PVLD has also agreed to place the survey link before and after licensure renewal.

Further SB 490, SD1 addresses Hawai'i lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawaii has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

Nurses need to contribute to and be apprised of changes before they can embrace them; whether they are amendments to their nurse practice laws; effects of national/state initiatives on nursing such as the Affordable Care Act; establishment of a continuing education program for continuing competency and lifelong learning; or other issues.

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and

(5) Research, analyze, and report data related to the retention of the nursing workforce, in accordance with section 304A-1406.

I appreciate your continuing support of nursing and education in Hawai'i. Thank you for the opportunity to testify.



Hawai`i State Center for Nursing

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20, 2013, 9:30 AM
by

Deborah B Gardner PhD, RN, FNAP, FAAN
Executive Director
Hawaii State Center for Nursing

SB 490, SD1 RELATING TO NURSING

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Further SB 490, SD1 addresses Hawai'i lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawaii has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

Nurses need to contribute to and be apprised of changes before they can embrace them; whether they are amendments to their nurse practice laws; effects of national/state initiatives on nursing such as the Affordable Care Act; establishment of a continuing education program for continuing competency and lifelong learning; or other issues.

Before change can occur, nurses must be informed of changes to their laws, current research data and government directives in a timely, cost-effective manner. This can be accomplished via email, webinars, other social media.

Should the DCCA collaborate with the Center for Nursing as sister state agencies, we can obtain synergistic, cost-efficient results including but not limited to participation in and alignment with the national initiatives moving forward to address health care reform.

Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

Further, the Center for Nursing requests that the sentence "For purposes of compliance with this section, the center for nursing shall abide by the requirements of chapter 92F." be deleted as it is potentially misleading and may imply that the center is not otherwise governed by Chapter 92F, HRS. Deletion of this one sentence will remove any question that the Center for Nursing is governed by Uniform Information Practices Act.

Therefore, the Center for Nursing requests that the new language in section (b) of SB 490, SD1 be amended to clarify the responsibility of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs from that of the Center for Nursing by amending Section 2 (b) to read as follows:

"b) The professional and vocational licensing division of the department of commerce and consumer affairs shall collaborate with the center for

nursing to enable the center for nursing to obtain nursing-related data, including but not limited to workforce data of nurses licensed in the State. Workforce data may be obtained through online surveying or other cost-effective, efficient methods. A survey developed by the center for nursing and deemed necessary by the center for nursing shall be requested as part of the license renewal requirements under subsection 457-9(a). Through a memorandum of understanding with the center for nursing, the professional and vocational licensing division shall :

(1) provide nurse licensee contact information, including but not limited to email addresses, to the center for nursing to enable the center for nursing to:

(1) Collect and analyze data;

(2) Prepare and disseminate written reports and recommendations regarding the current and future status and trends of the nursing workforce;

(3) Conduct research on best practices and quality outcomes;

(4) Develop a plan for implementing strategies to recruit and retain nurses; and

(5) Research, analyze, and report data related to the retention of the nursing workforce, in accordance with section 304A-1406.

The Center for Nursing appreciates your continuing support of nursing and education in Hawai'i. Thank you for the opportunity to testify.



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Honolulu, Hawai'i 96813-4333

HAWAII PACIFIC HEALTH
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808-535-7401
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Wednesday – February 20, 2013 – 9:30 am

Conference Room 229

The Senate Committee on Commerce And Consumer Protection

To: Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair

From: Art Gladstone
Chief Nurse Executive
Chief Operating Officer – Straub Clinic & Hospital

Re: **Testimony in Support SB 490, SD 1 Relating to Nursing**

My name is Art Gladstone, Chief Nurse Executive for Hawai'i Pacific Health (HPH) and Chief Operating Officer for Straub Clinic & Hospital. HPH is a nonprofit health care system and the state's largest health care provider anchored by its four nonprofit hospitals: Kapi'olani Medical Center for Women & Children, Pali Momi Medical Center, Straub Clinic & Hospital and Wilcox Memorial Hospital on Kauai. HPH is committed to providing the highest quality medical care and service to the people of Hawai'i and the Pacific Region through its four affiliated hospitals, 49 outpatient clinics and service sites, more than 5,400 employees and 1,300 physicians on staff.

Hawai'i Pacific Health provides these comments in support of SB 490, SD 1 which amends Section 457-9 of the Hawai'i Revised Statutes, to require the Hawaii State Center for Nursing ("HSCFN") survey for biennial nurse license renewal. This bill requires the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs to collaborate with the HSCFN by rendering assistance and cooperation by sharing nurse licensee contact information, including but not limited to, email addresses, to enable the Center for Nursing to conduct research and obtain nursing-related data, including workforce data of nurses licensed in the State.

Further, SB 490, SD 1 supports the completion of the HSCFN survey as a requirement for nurse licensure renewal in Hawai'i. This requirement would enable the HSCFN to have 100% of the Hawai'i nurse licensee population participate in the survey and allow the Center for Nursing to provide more accurate data to support state workforce planning.

The data collected in this survey is a valuable resource for health care providers as we plan for our future workforce needs.

Hawai'i Pacific Health appreciates your continuing support for nursing and health care in Hawai'i. We ask for your help and support in passing this bill from your committee. Thank you.



Affiliates of Hawai'i Pacific Health

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20, 2013, 9:30 AM
by

Dr. Lenora Lorenzo, Nurse Practitioner
DNP, APRN-RX, BC-FNP/GNP/ADM, CDE, FAANP
American Association of Nurse Practitioners

Region 9 Director (Arizona, Nevada, California, Hawaii and US Territories of Guam, American Samoa & the Marianna Islands)

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawaii's Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. However, as the Center for Nursing met with the Hawaii State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) at its meeting on February 7, 2013 to address the HBON/PVLD's concerns of possible pushbacks from nurse licensees who may prefer not to participate; the effect on their relicensure; and necessity to discipline nurses for noncompliance. I support the collaboration between the Center for Nursing and the HBON/PVLD to remove any concern with nonparticipation, including the Center's agreement that the

¹This would encourage the approximately 24,000 nurse licensee to participate in the survey. This is based on a series of problems with participation rates in the past. In 2011, only 23.2% or 4,925 nurses completed the online survey. A return rate under 30% does not represent the nursing population and therefore data can be generalized. This problem made it necessary for the Center to spend about \$25,000 sending out a paper survey which added another 2,443 nurse participants or an additional 11.5% to secure the minimal data requirement (34.7%) for analysis of workforce reporting. A higher rate of return on workforce surveys is critical to accurate data analysis and projections. Accurate workforce data has never been more critical as health care reform is underway at both the state and national levels.

survey should be requested rather than required for now as part of the license renewal process. _____ supports the HBON/PVLD agreement to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals.

_____ further supports the HBON/PVLD agreement to place the survey link before and after licensure renewal.

Further HB 654, HD1 addresses Hawai'i's lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawaii has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

Nurses need to contribute to and be apprised of changes before they can embrace them; whether they are amendments to their nurse practice laws; effects of national/state initiatives on nursing such as the Affordable Care Act; establishment of a continuing education program for continuing competency and lifelong learning; or other issues.

Before change can occur, nurses must be informed of changes to their laws, current research data and government directives in a timely, cost-effective manner. This can be accomplished via email, webinars, other social media.

Should the DCCA collaborate with the Center for Nursing as sister state agencies, we can obtain synergistic, cost-efficient results including but not limited to participation in and alignment with the national initiatives moving forward to address health care reform.

Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

I appreciate your continuing support of nursing and commerce in Hawai'i. Thank you for the opportunity to testify.

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20 , 2013, 9:30 AM
by

The Hawai'i Association of Professional Nurses (HAPN)

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawai'i Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. However, as the Center for Nursing met with the Hawaii State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) at its meeting on February 7, 2013 to address the HBON/PVLD' concerns of possible pushbacks from nurse licensees who may prefer not to participate; the effect on their relicensure; and necessity to discipline nurses for noncompliance. HAPN supports the collaboration between the Center for Nursing and the HBON/PVLD to remove any concern with nonparticipation, including the Center's agreement that the survey should be requested rather than required for now as part of the license renewal

¹ This would encourage the approximately 24,000 nurse licensee to participate in the survey. This is based on a series of problems with participation rates in the past. In 2011, only 23.2% or 4,925 nurses completed the online survey. A return rate under 30% does not represent the nursing population and therefore data can be generalized. This problem made it necessary for the Center to spend about \$25,000 sending out a paper survey which added another 2,443 nurse participants or an additional 11.5% to secure the minimal data requirement (34.7%) for analysis of workforce reporting. A higher rate of return on workforce surveys is critical to accurate data analysis and projections. Accurate workforce data has never been more critical as health care reform is underway at both the state and national levels.

process. HAPN supports the HBON/PVLD agreement to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. HAPN further supports the HBON/PVLD agreement to place the survey link before and after licensure renewal.

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Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

HAPN appreciates your continuing support of nursing and commerce in Hawai'i.
Thank you for the opportunity to testify.

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20, 2013, 9:30 AM
by

Dale M. Allison, PhD, APRN-Rx, FAAN
Chair, Hawaii State Center for Nursing (HSCFN)

SB 490, SD1 RELATING TO NURSING

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawaii's Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. However, as the Center for Nursing met with the Hawaii State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) at its meeting on February 7, 2013 to address the HBON/PVLD' concerns of possible pushbacks from nurse licensees who may prefer not to participate; the effect on their relicensure; and necessity to discipline nurses for noncompliance. The Board of the HSCFN supports the collaboration between the Center for Nursing and the HBON/PVLD to remove any concern with nonparticipation, including the

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Center's agreement that the survey should be requested rather than required for now as part of the license renewal process. The Board of the HSCFN supports the HBON/PVLD agreement to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. The Board of the HSCFN further supports the HBON/PVLD agreement to place the survey link before and after licensure renewal.

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Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

The Board of the HSCFN appreciates your continuing support of nursing and commerce in Hawai'i. Thank you for the opportunity to testify.

SB490

Submitted on: 2/16/2013

Testimony for CPN on Feb 20, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Kathy Yokouchi	Hawaii State Center for Nursing	Support	Yes

Comments: In very strong support of this measure which will revolutionize communication among 24,000 nurses and stakeholders such as employers and consumers. It will allow nurses to receive information such as legislation relating to their nurse practice act and their role in the implementation of the ACA. Thank you very much!

Written Testimony Presented Before the
House Committee on Commerce & Consumer Protection
February 20 , 2013, 9:30 AM
by

__Dr. Linda Beechinor, APRN__

SB 490, SD1 RELATING TO NURSING: in strong support

Chair Baker, Vice Chair Galuteria, and members of the Senate Committee on Commerce and Consumer Protection, thank you for this opportunity to provide testimony in support of this bill, SB 490, SD1, which amends Chapter 457-9, Hawai'i Revised Statutes.

The current language requires nurse licensees to complete the Hawaii State Center for Nursing ("Center for Nursing") survey for biennial nurse license renewal. Ideally, this would have resulted in 100% participation¹. However, as the Center for Nursing met with the Hawaii State Board of Nursing (HBON)/Professional & Vocational Licensing Division (PVLD) at its meeting on February 7, 2013 to address the HBON/PVLD' concerns of possible pushbacks from nurse licensees who may prefer not to participate; the effect on their re-licensure; and necessity to discipline nurses for noncompliance. I support the collaboration between the Center for Nursing and the HBON/PVLD to remove any concern with nonparticipation, including the Center's agreement that the survey should be requested rather than required for now as part of the license renewal

¹ This would encourage the approximately 24,000 nurse licensee to participate in the survey. This is based on a series of problems with participation rates in the past. In 2011, only 23.2% or 4,925 nurses completed the online survey. A return rate under 30% does not represent the nursing population and therefore data can be generalized. This problem made it necessary for the Center to spend about \$25,000 sending out a paper survey which added another 2,443 nurse participants or an additional 11.5% to secure the minimal data requirement (34.7%) for analysis of workforce reporting. A higher rate of return on workforce surveys is critical to accurate data analysis and projections. Accurate workforce data has never been more critical as health care reform is underway at both the state and national levels.

process. I support the HBON/PVLD agreement to write a joint statement with the Center for Nursing in support of the request to complete the workforce survey, noting the importance and benefits of participation by nursing professionals. I further support the HBON/PVLD agreement to place the survey link before and after licensure renewal.

Further HB 654, HD1 addresses Hawai'i's lack of a central source of communication through which all nurses licensed in the State can contribute to and receive information on practice/regulatory changes, state/federal initiatives and nursing research to assure quality nursing care. Hawaii has not consistently participated in national workforce data surveys or responded to requests in a timely manner. As the Nation moves forward with health care reform, the lack of participation by the state of Hawai'i will have consequences for policy formation and resource allocation.

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in and alignment with the national initiatives moving forward to address health care reform.

Relief is needed from the current position of the Professional & Vocational Licensing Division of the Department of Commerce and Consumer Affairs not to collaborate with the Hawaii State Center for Nursing to resolve this problem.

I appreciate your continuing support of nursing and commerce in Hawai'i. Thank you for the opportunity to testify.

Linda Beechinor, DNP, APRN

500 Lunalilo Home Rd., #27-E, Honolulu, Hawaii 96825.

Phone (808) 779-3001

SB490

Submitted on: 2/17/2013

Testimony for CPN on Feb 20, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Matt Bishop	Individual	Support	No

Comments: I accept SB490 with the current resolutions agreed upon at the February Board of Nursing meeting. I believe the survey is important but not mandatory. Collaboration must be present between the Hawaii State Center for Nursing and the Hawaii State Board of Nursing. Both parties must share information and work together for any changes the survey might take in the future. Communication is a two way endeavor and the Center needs to take a proactive approach and meet with the BON as often as possible when all volunteer members are present at monthly meetings. Legislation is not always the answer or even necessary in attempting to mandate collaboration. I think that the Center for Nursing and the BON can work together to continue to improve public safety and advancing nursing in the state of Hawaii.

SB490

Submitted on: 2/16/2013

Testimony for CPN on Feb 20, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Yvonne Geesey	Individual	Support	No

SB490

Submitted on: 2/19/2013

Testimony for CPN on Feb 20, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Thomas H Joslyn	Individual	Comments Only	No

Comments: Dear Senators. I am unable to see the amendments to this bill, so I do not know what the wording is. However, as I stated in my last testimony, I am adamantly opposed to the original language "REQUIRING a survey" that it is tied to a nurse's licensing. If the wording is changed to "recommending a survey" and eliminating anything to do with a requirements for obtaining a nursing license; then I support this kind of amendment to the bill. I received a copy of a letter, written by the Center for Nursing, that stated that they would ask for this kind of change to the wording in SB 490. I also know that the BON is opposed to the original wording in this bill, for some of the the same reasons I gave in my last testimony. Thanks you for allowing me to testify. Sincerely, Thomas H Joslyn RN, APRN, CRNA, MS