

SSB 5190 - S AMD 391
By Senator Cleveland

NOT CONSIDERED 12/23/2019

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The nurse staffing work group is
4 established to examine data on the issues of missed breaks and
5 utilization of prescheduled on-call for nurses and develop
6 appropriate solutions.

7 (2) The department of labor and industries and the department of
8 health shall work collaboratively to convene the nurse staffing work
9 group no later than July 15, 2019.

10 (3) The work group shall consist of two representatives from each
11 of the following:

- 12 (a) The Washington state nurses association;
- 13 (b) The service employees international union health care 1199NW;
- 14 (c) The united food and commercial workers international union,
15 local 21;
- 16 (d) The Washington state hospital association;
- 17 (e) The Washington state medical association;
- 18 (f) The Northwest organization of nurse executives; and
- 19 (g) The University of Washington center for workforce studies.

20 (4) No later than September 1, 2019, the department of labor and
21 industries and the department of health shall gather data from all
22 hospitals licensed under chapter 70.41 RCW and state hospitals as
23 defined in RCW 72.23.010 for the period of January 2018 through March
24 2019 regarding:

25 (a) The rate of missed meal and rest breaks for nurses working at
26 hospitals; and

27 (b) The rate nurses at hospitals are activated and called in to
28 work during prescheduled on-call shifts.

29 (5) The work group shall examine the data collected under
30 subsection (3) of this section and relevant data and resources. Based
31 on this examination, the work group shall:

32 (a) Identify the drivers and trends leading to missed meal and
33 rest breaks;

1 (b) Identify the drivers and trends contributing to the rate
2 nurses at hospitals that are activated and called in to work during
3 prescheduled on-call shifts;

4 (c) Develop suggested strategies to enable nurses to take meal
5 breaks and rest breaks; and

6 (d) If the work group finds that prescheduled on-call is used in
7 ways that lead to excessive overtime, identify suggested strategies
8 to address utilization of prescheduled on-call.

9 (6) The work group shall report its findings and recommendations
10 to the appropriate committees of the legislature by December 1, 2019.

11 (7) This section expires December 1, 2020.

12 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
13 preservation of the public peace, health, or safety, or support of
14 the state government and its existing public institutions, and takes
15 effect immediately."

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16 On page 1, line 2 of the title, after "employees;" strike the
17 remainder of the title and insert "creating a new section; providing
18 an expiration date; and declaring an emergency."

EFFECT: Strikes the underlying bill and establishes a nurse
staffing work group to make recommendations on the impact of missed
meal and rest breaks and the use of prescheduled on-call and overtime
for nurses.

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