

1 **SSB 5431 - H COMM AMD RULED BEYOND SCOPE AND OBJECT 4/12/95**

2 By Committee on Health Care

3 On page 3, after line 10, insert:

4 "NEW SECTION. **Sec. 5** The intent of this act is to create the
5 capacity to collect data regarding the distribution of health care
6 professionals in the state. The purpose of this collection is to
7 make the data available to the public and private sector for their
8 use.

9 This data gathering and the analysis of the data by state
10 government is done with the assumption that the scopes of practice
11 of the health care professions in effect at that time are
12 appropriate.

13 **Sec. 6.** RCW 43.70.470 and 1993 c 492 s 277 are each amended
14 to read as follows:

15 The department may establish by rule the conditions of
16 participation in the liability insurance program by retired primary
17 care providers at clinics utilizing retired (~~(physicians [primary~~
18 ~~care providers])~~) primary care providers for the purposes of this
19 section and RCW 43.70.460. These conditions shall include, but not
20 be limited to, the following:

21 (1) The participating primary care provider associated with
22 the clinic shall hold a valid license to practice as a physician
23 under chapter 18.71 or 18.57 RCW, a naturopath under chapter 18.36A
24 RCW, a physician assistant under chapter 18.71A or 18.57A RCW, an
25 advanced registered nurse practitioner under chapter (~~(18-88)~~)
26 18.79 RCW, or a dentist under chapter 18.32 RCW(~~(, or other health~~
27 ~~professionals as may be deemed in short supply in the health~~
28 ~~personnel resource plan under chapter 28B.125 RCW)). All primary
29 care providers must be in conformity with current requirements for~~

1 licensure as a retired primary care provider, including continuing
2 education requirements;

3 (2) The participating primary care provider shall limit the
4 scope of practice in the clinic to primary care. Primary care
5 shall be limited to noninvasive procedures and shall not include
6 obstetrical care, or any specialized care and treatment.
7 Noninvasive procedures include injections, suturing of minor
8 lacerations, and incisions of boils or superficial abscesses.
9 Primary dental care shall be limited to diagnosis, oral hygiene,
10 restoration, and extractions and shall not include orthodontia, or
11 other specialized care and treatment;

12 (3) The provision of liability insurance coverage shall not
13 extend to acts outside the scope of rendering medical services
14 pursuant to this section and RCW 43.70.460;

15 (4) The participating primary care provider shall limit the
16 provision of health care services to primarily low-income persons
17 provided that clinics may, but are not required to, provide means
18 tests for eligibility as a condition for obtaining health care
19 services;

20 (5) The participating primary care provider shall not accept
21 compensation for providing health care services from patients
22 served pursuant to this section and RCW 43.70.460, nor from clinics
23 serving these patients. "Compensation" shall mean any remuneration
24 of value to the participating primary care provider for services
25 provided by the primary care provider, but shall not be construed
26 to include any nominal copayments charged by the clinic, nor
27 reimbursement of related expenses of a participating primary care
28 provider authorized by the clinic in advance of being incurred; and

29 (6) The use of mediation or arbitration for resolving
30 questions of potential liability may be used, however any mediation
31 or arbitration agreement format shall be expressed in terms clear
32 enough for a person with a sixth grade level of education to
33 understand, and on a form no longer than one page in length.

1 NEW SECTION. **Sec. 7.** A new section is added to chapter
2 70.170 RCW to read as follows:

3 There is established, within the health services commission,
4 or its successor agency, within the information advisory council,
5 a health care professional information data system. The system
6 shall identify the type, number, and location of health care
7 professionals working in the state and create a centralized
8 inventory of applications, matriculations, and graduations from all
9 health care training programs in the state in vocational-technical
10 training, community colleges, and four-year colleges and
11 universities.

12 NEW SECTION. **Sec. 8.** The functions of implementing the
13 state-wide nursing plan authorized by RCW 74.39.040 are hereby
14 transferred to the higher education coordinating board from the
15 committee established by RCW 28B.125.010.

16 NEW SECTION. **Sec.9.** A new section is added to chapter 28B.80
17 RCW to read as follows:

18 In its deliberations regarding the health professions
19 scholarship and forgivable loan program, the board shall consider
20 data collected under section 3 of this act in relation to areas of
21 the state experiencing provider shortages as identified by the
22 Washington health services commission or its successor agency.

23 NEW SECTION. **Sec. 10.** The department of health shall cease
24 its work on "Health Care Workforce 2000" and either reallocate the
25 funds from the Pew commission grant for use in childhood
26 immunization or return the funds to the Pew commission.

27 NEW SECTION. **Sec. 11.** The following acts or parts of acts
28 are each repealed:

29 (1) RCW 28B.125.005 and 1991 c 332 s 4; and

1 (2) RCW 28B.125.010 and 1993 c 492 s 270 & 1991 c 332 s 5.

2 NEW SECTION. **Sec.12.** Information gathered through this act
3 shall not be used to change or recommend change to the scope of
4 practice of any health care profession nor shall the commission,
5 the information advisory council, or its successor, advise or
6 undertake to change such scope of practice."

7 Correct all internal references and correct the title accordingly.

EFFECT: Adds provisions set forth in SHB 1758 which repeal the Health Professional Resources Plan. Further, the Health Services Commission, or its successor agency, is required to establish a health care professional information data system which shall identify the type, number, and location of health care professionals working in the state, and create a centralized inventory of applications, matriculations, and graduations from all health care training programs in the state in vocational-technical training, community colleges, and four-year colleges and universities. The functions of implementing the state-wide nursing plan are transferred to the Higher Education Coordinating Board. The Higher Education Coordinating Board is required to consider data from the Health Care Professional Information Data System in operating the health professions scholarship and forgivable loan program. The Department of Health shall cease its work on "Health Care Workforce 2000" and either reallocate the funds from the Pew commission grant for use in childhood immunization or return the funds to the Pew commission. Information gathered through this act shall not be used to change or recommend change to the scope of practice.