

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1309

57th Legislature
2001 Regular Legislative Session

Passed by the House February 20, 2001
Yeas 97 Nays 0

Speaker of the House of Representatives

Speaker of the House of Representatives

Passed by the Senate April 4, 2001
Yeas 49 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

We, Timothy A. Martin and Cynthia Zehnder, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1309** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1309

Passed Legislature - 2001 Regular Session

State of Washington

57th Legislature

2001 Regular Session

By Representatives Edwards, Van Luven, Cody, Skinner, Schual-Berke, O'Brien, Reardon, Mulliken, Dunshee, Pennington, Rockefeller, Eickmeyer, Ruderman, Darneille, Fromhold, Wood, Cooper, Hatfield, Linville, Grant, Keiser, Kenney, McIntire, Campbell, Edmonds and Kagi

Read first time 01/23/2001. Referred to Committee on Health Care.

1 AN ACT Relating to the credentialing of hemodialysis technicians;
2 amending RCW 18.135.020 and 18.135.060; creating new sections; and
3 providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** There are concerns about the quality of care
6 dialysis patients are receiving due to the lack of uniform training
7 standards for hemodialysis clinical personnel working in renal dialysis
8 facilities in this state. Currently, hemodialysis technicians are
9 trained by the facilities, and most facilities have established
10 training programs providing from six to eight weeks of ongoing
11 training. Training is not standardized and varies among facilities.
12 Some facilities offer no on-site training. National studies indicate
13 that renal dialysis facilities avoid costs by reducing staffing levels
14 and substituting untrained technicians for professional nurses
15 generally in response to inadequate medicare reimbursements. These
16 studies also suggest a resulting increase in patient morbidity and
17 mortality.

18 The legislature finds that the regulation of hemodialysis
19 technicians will increase the level of professionalism in the state's

1 renal dialysis facilities, providing increased quality assurance for
2 patients, health care providers, third-party payers, and the public in
3 general. The legislature declares that this act furthers the public
4 health, safety, and welfare of the people of the state.

5 **Sec. 2.** RCW 18.135.020 and 1997 c 133 s 1 are each amended to read
6 as follows:

7 As used in this chapter:

8 (1) "Secretary" means the secretary of health.

9 (2) "Health care assistant" means an unlicensed person who assists
10 a licensed health care practitioner in providing health care to
11 patients pursuant to this chapter. However persons trained by a
12 federally approved end-stage renal disease facility who perform end-
13 stage renal dialysis in the home setting are exempt from certification
14 under this chapter.

15 (3) "Health care practitioner" means:

16 (a) A physician licensed under chapter 18.71 RCW;

17 (b) An osteopathic physician or surgeon licensed under chapter
18 18.57 RCW; or

19 (c) Acting within the scope of their respective licensure, a
20 podiatric physician and surgeon licensed under chapter 18.22 RCW, a
21 registered nurse or advanced registered nurse practitioner licensed
22 under chapter 18.79 RCW, or a naturopath licensed under chapter 18.36A
23 RCW.

24 (4) "Supervision" means supervision of procedures permitted
25 pursuant to this chapter by a health care practitioner who is
26 physically present and is immediately available in the facility during
27 the administration of injections, as defined in this chapter, but need
28 not be present during procedures to withdraw blood.

29 (5) "Health care facility" means any hospital, hospice care center,
30 licensed or certified health care facility, health maintenance
31 organization regulated under chapter 48.46 RCW, federally qualified
32 health maintenance organization, renal dialysis center or facility
33 federally approved under 42 C.F.R. 405.2100, blood bank federally
34 licensed under 21 C.F.R. 607, or clinical laboratory certified under 20
35 C.F.R. 405.1301-16.

36 (6) "Delegation" means direct authorization granted by a licensed
37 health care practitioner to a health care assistant to perform the
38 functions authorized in this chapter which fall within the scope of

1 practice of the delegator and which are not within the scope of
2 practice of the delegatee.

3 **Sec. 3.** RCW 18.135.060 and 2000 c 171 s 30 are each amended to
4 read as follows:

5 (1) Except as provided in subsection (2) of this section:

6 (a) Any health care assistant certified pursuant to this chapter
7 shall perform the functions authorized in this chapter only by
8 delegation of authority from the health care practitioner and under the
9 supervision of a health care practitioner acting within the scope of
10 his or her license. In the case of subcutaneous, intradermal and
11 intramuscular and intravenous injections, a health care assistant may
12 perform such functions only under the supervision of a health care
13 practitioner having authority, within the scope of his or her license,
14 to order such procedures.

15 (b) The health care practitioner who ordered the procedure or a
16 health care practitioner who could order the procedure under his or her
17 license shall be physically present in the immediate area of a hospital
18 or nursing home where the injection is administered. Sensitivity
19 agents being administered intradermally or by the scratch method are
20 excluded from this requirement.

21 (2) A health care assistant trained by a federally approved end-
22 stage renal disease facility may perform venipuncture for blood
23 withdrawal, administration of oxygen as necessary by cannula or mask,
24 venipuncture for placement of fistula needles, connect to vascular
25 catheter for hemodialysis, intravenous administration of heparin and
26 sodium chloride solutions as an integral part of dialysis treatment,
27 and intradermal, subcutaneous, or topical administration of local
28 anesthetics in conjunction with placement of fistula needles, and
29 intraperitoneal administration of sterile electrolyte solutions and
30 heparin for peritoneal dialysis: (a) In the center or health care
31 facility if a registered nurse licensed under chapter 18.79 RCW is
32 physically present and immediately available in such center or health
33 care facility; or (b) in the patient's home if a physician and a
34 registered nurse are available for consultation during the dialysis.

35 NEW SECTION. **Sec. 4.** The secretary of health is authorized to
36 establish a task force to assist in the development of core
37 competencies and minimum training standards for mandatory training

1 programs to be utilized by renal dialysis facilities for training
2 hemodialysis technicians as health care assistants pursuant to this
3 act. The secretary shall appoint to the task force persons
4 knowledgeable in renal dialysis practice, including nephrologists,
5 dialysis nurses, patient care hemodialysis technicians, dialysis
6 patients, and other individuals with expertise. The secretary may
7 appoint succeeding advisory task forces for reviewing and updating
8 future requirements as necessary.

9 NEW SECTION. **Sec. 5.** Section 2 of this act takes effect March 1,
10 2002.

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