

WEST VIRGINIA

SECRETARY OF STATE

KEN HECHLER

ADMINISTRATIVE LAW DIVISION

Form #6

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

West Virginia Board of Examiners
For Registered Professional Nurses

AGENCY: _____ TITLE NUMBER: 19 CSR

AMENDMENT TO AN EXISTING RULE: YES____, NO__*

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 19CSR10

TITLE OF RULE BEING PROPOSED: Standards for Professional Nursing Practice

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB 159

SECTION 64-9-18(e), PASSED ON March 12, 1994

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE FOLLOWING DATE: April 1, 1994

Janet N. Traichild
Authorized Signature

3.40

KEN HECHLER
Secretary of State

MARY P. RATLIFF
Deputy Secretary of State

A. RENEE COE
Deputy Secretary of State

CATHERINE FREROTTE
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SECRETARY OF STATE

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(Plus all the volunteer
help we can get)

FAX: (304) 558-0900

March 15, 1994

Janet H. Fairchild
Registered Prof. Nurses
101 Dee Drive
Charleston, WV 25311-1620

SB 159 authorizing, **Title 19, Series 10, Standards for Professional Nursing Practice**, passed the Legislature on **March 12, 1994**. It is now awaiting the Governor's signature.

You have sixty (60) days after the Governor signs SB 159, to final file the legislative rule with the Secretary of State's office. To final file your legislative rule, fill in the blanks on the enclosed form #6, the "Final Filing" form and file the form with our office with a promulgation history of the rule. Authorization for your legislative rule is cited in **SB 159** section **64-9-18(e)**. The agency may set the effective date of the legislative rule up to ninety (90) days from the date the legislative rule is final filed with the Secretary of State's office. Please have an authorized signature on the bottom line.

*****IMPORTANT: IF YOUR AGENCY HAS COMPLETED THE LEGISLATIVE RULE ON A WORD PERFECT OR WORD PERFECT COMPATIBLE COMPUTER SYSTEM THAT USES A 3 1/2" OR 5 1/4" DISK, YOU MUST SUBMIT A CLEAN COPY, WITH ALL UNDERLINING AND STRIKE-THROUGHS TAKEN OUT, TO OUR OFFICE WHEN FINAL FILING THE RULE. STATE ON THE DISK THE FORMAT THE RULE IS IN AND THE TITLE IT IS FILED UNDER. THIS WILL MAKE IT QUICKER FOR US TO ENTER YOUR RULES ON THE LEGISLATIVE DATA BASE. REMEMBER THE TEXT OF THE COMPUTER FILED RULE MUST BE IDENTICAL - WORD FOR WORD, COMMA FOR COMMA, WITH ALL UNDERLINING AND STRIKE-THROUGHS TAKEN OUT, AS THE HARD COPY AUTHORIZED BY THE LEGISLATURE.**

After the final rule is entered into the legislative data base, the rule will be sent to the agency for review and proofing. Following confirmation or corrections, as the case may be, the Secretary of State shall submit to the agency a final version of the rule for their records.

If you have any questions or need any assistance, please do not hesitate to call our office.

Thank You
Administrative Law Division



STATE OF WEST VIRGINIA
BOARD OF EXAMINERS FOR REGISTERED PROFESSIONAL NURSES
101 Dee Drive
Charleston, WV 25311-1620

PROMULGATION HISTORY

19CSR10
STANDARDS FOR PROFESSIONAL NURSING PRACTICE

1. Board adopted proposed legislative rule **19CSR10: STANDARDS FOR PROFESSIONAL NURSING PRACTICE** in session June 24, 1993 for filing in the Secretary of State's Office and Notice of Public Hearing.
2. Public Hearing on proposed legislative rule **19CSR10: STANDARDS FOR PROFESSIONAL NURSING PRACTICE** held July 30, 1993 at 1:00 PM to 3:00 PM in the large conference room adjacent to the Board offices at 101 Dee Drive, Charleston, West Virginia.
3. Board modified proposed legislative rule **19CSR10: STANDARDS FOR PROFESSIONAL NURSING PRACTICE** in session August 11, 1993, and adopted modified version for filing in the Secretary of State's Office and with the Legislative Rule-Making Review Committee.
4. Filed in the Secretary of State's Office August 16, 1993 on Form #3 and filed with the Legislative Rule-Making Review Committee.
5. Passed by the Legislative Rule-Making Review Committee January 9, 1994 as amended.
6. Filed in the Secretary of State's Office January 11, 1994 on Form #4.
7. Passed by the Legislature March 12, 1994 as Senate Bill 159, Section 64-9-18(e).
8. Senate Bill 159 signed by the Governor and forwarded to the Secretary of State's Office March 30, 1994.
9. Filed in the Secretary of State's Office March 31, 1994.
10. Effective date: **APRIL 1, 1994.**

TITLE 19
LEGISLATIVE RULES
WEST VIRGINIA BOARD OF EXAMINERS FOR
REGISTERED PROFESSIONAL NURSES

SERIES 10

STANDARDS FOR PROFESSIONAL NURSING PRACTICE

§19-10-1. General.

1.1. Scope.- This rule establishes standards of safe practice for the registered professional nurse, and serves as a guide for the board in evaluating nursing care to determine if it is safe and effective.

1.2 Authority.-W.VA. CODE § 30-7-4

1.3 Filing Date.-

1.4 Effective Date.-

§19-10-2 Standards Related to the Registered Professional Nurse's Responsibility to Implement the Nursing Process.

2.1 The registered professional nurse shall conduct and document nursing assessments of the health status of individuals and groups by:

2.1.1 Collecting objective and subjective data from observations, examinations, interviews, and written records in an accurate and timely manner. The data includes but is not limited to:

2.1.1.1 The client's knowledge and perception about health status and potential, or maintaining health status;

2.1.1.2 Consideration of the client's health goals;

2.1.1.3 The client's biophysical and emotional status;

2.1.1.4 The client's growth and development;

2.1.1.5 The client's cultural, religious and socio-economic background;

2.1.1.6 The client's ability to perform activities of daily living;

2.1.1.7 The client's patterns of coping and interacting;

2.1.1.8 Environmental factors (e.g. physical, social, emotional and ecological);

2.1.1.9 Available and accessible human and material resources;

2.1.1.10 The client's family health history; and

2.1.1.11 Information collected by other health team members;

2.1.2 Sorting, selecting, reporting and recording the data; and

2.1.3 Continuously validating, refining and modifying the data by utilizing all available resources, including interaction with the client, the client's family and significant others, and health team members.

2.2 The registered professional nurse shall establish and document nursing diagnoses and/or client care needs which serve as the basis for the plan of care.

2.3 The registered professional nurse shall identify expected outcomes individualized to the client and set realistic and measurable goals to implement the plan of care.

2.4 The registered professional nurse shall develop and modify the plan of care based on assessment and nursing diagnosis and/or patient care needs. This includes:

2.4.1 Identifying priorities in the plan of care;

2.4.2 Prescribing nursing intervention(s) based upon the nursing diagnosis and/or patient care needs;

2.4.3 Identifying measures to maintain comfort, to support human functions and responses, to maintain an environment conducive to well being, and to provide health teaching and counseling.

2.5 The registered professional nurse shall implement the plan of care by:

2.5.1 Initiating nursing interventions through:

2.5.1.1 Writing nursing orders and/or directives;

2.5.1.2 Providing direct care;

2.5.1.3 Assisting with care; and

2.5.1.4 Delegating and supervising nursing care activities;

2.5.2 Providing an environment conducive to safety and health;

2.5.3 Documenting nursing interventions and responses to care; and

2.5.4 Communicating nursing interventions and responses to care to other members of the health care team.

2.6 The registered professional nurse shall evaluate patient outcomes and the responses of individuals or groups to nursing interventions. Evaluation shall involve the client, the client's family and significant others, and health team members.

2.6.1 Evaluation data shall be documented and communicated to other members of the health care team.

2.6.2 Evaluation data shall be used as a basis for reassessing the client's health status, modifying nursing diagnoses and/or patient care needs, revising plans of care, and prescribing changes in nursing interventions.

§19-10-3 Standards Related to the Registered Professional Nurse's Responsibility as a Member of the Nursing Profession.

3.1 The registered professional nurse shall know the statutes and rules governing nursing and function within the legal boundaries of nursing practice.

3.2 The registered professional nurse shall accept responsibility for his or her individual nursing actions and competence.

3.3 The registered professional nurse shall obtain instruction and supervision as necessary when implementing nursing techniques or practices.

3.4 The registered professional nurse shall function as a member of the health team.

3.5 The registered professional nurse shall collaborate with other members of the health team to provide optimum patient care.

3.6 The registered professional nurse shall consult with nurses and other health team members and make referrals as necessary.

3.7 The registered professional nurse shall contribute to the formulation, interpretation, implementation and evaluation of the objectives and policies related to nursing practice within the employment setting.

3.8 The registered professional nurse shall participate in the systematic evaluation of the quality and effectiveness of nursing practice.

3.9 The registered professional nurse shall report unsafe nursing practice to the Board and unsafe practice conditions to recognized legal authorities.

3.10 The registered professional nurse shall delegate to another only those nursing measures which that person is prepared or qualified to perform.

3.11 The registered professional nurse shall supervise others to whom nursing interventions are delegated.

3.12 The registered professional nurse shall retain professional accountability for nursing care when delegating nursing interventions.

3.13 The registered professional nurse shall conduct practice without discrimination on the basis of age, race, religion, gender, sexual preference, socio-economic status, national origin, handicap, or disease.

3.14 The registered professional nurse shall respect the dignity and rights of clients regardless of social or economic status, personal attributes, or nature of the client's health problems.

3.15 The registered professional nurse shall respect the client's right to privacy by protecting confidential information unless obligated by law to disclose the information.

3.16 The registered professional nurse shall respect the property of clients, family, significant others, and the employer.

3.17 The registered professional nurse assuming advanced practice shall be qualified to do so through education and experience as set forth in West Virginia Code 30-7-1 et seq. and the rule governing Announcement of Advanced Practice, 19 WV CSR 7.

SENATE BILL NO. 202

1 (By Senators Manchin, Anderson, Grubb, Macnaughtan
2 and Minard)

3 [Introduced January 31, 1994; referred to the
4 Committee on

5 HEALTH AND HUMAN RESOURCES;

6 *Judiciary*

7
8
9
10 A BILL to amend and reenact section eighteen, article nine,
11 chapter sixty-four of the code of West Virginia, one thousand
12 nine hundred thirty-one, as amended, relating to authorizing
13 the board of examiners for registered professional nurses to
14 promulgate legislative rules relating to standards for
15 professional nursing practice.

16 Be it enacted by the Legislature of West Virginia:

17 That section eighteen, article nine, chapter sixty-four of
18 the code of West Virginia, one thousand nine hundred thirty-one,
19 as amended, be amended and reenacted, to read as follows:

20 ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS
21 TO PROMULGATE LEGISLATIVE RULES.

22 §64-9-18. Board of examiners for registered professional nurses.

23 (a) The legislative rules filed in the state register on the
24 thirteenth day of September, one thousand nine hundred

1 eighty-three, relating to the board of examiners for registered
2 professional nurses (qualifications of graduates of foreign
3 nursing schools for admission to the professional nurse licensing
4 examination), are authorized.

5 (b) The legislative rules filed in the state register on the
6 third day of August, one thousand nine hundred ninety, modified
7 by the board of examiners for registered professional nurses to
8 meet the objections of the legislative rule-making review
9 committee and refiled in the state register on the twenty-eighth
10 day of September, one thousand nine hundred ninety, relating to
11 the board of examiners for registered professional nurses
12 (announcement of advanced nursing practice), are authorized.

13 (c) The legislative rules filed in the state register on the
14 tenth day of September, one thousand nine hundred ninety-two,
15 modified by the board of examiners for registered professional
16 nurses to meet the objections of the legislative rule-making
17 review committee and refiled in the state register on the
18 nineteenth day of January, one thousand nine hundred
19 ninety-three, relating to the board of examiners for registered
20 professional nurses (limited prescriptive authority for nurses in
21 advanced practice), are authorized.

22 (d) The legislative rules filed in the state register on the
23 sixteenth day of August, one thousand nine hundred ninety-three,
24 modified by the board of examiners for registered professional
25 nurses to meet the objections of the legislative rule-making

1 review committee and refiled in the state register on the
2 eleventh day of January, one thousand nine hundred ninety-four,
3 relating to the board of examiners for registered professional
4 nurses (standards for professional nursing practice), are
5 authorized.

6

7 NOTE: The purpose of this bill is to authorize the Board of
8 Examiners for Registered Professional Nurses to promulgate
9 legislative rules relating to standards for professional nursing
10 practice.

11

12 Strike-throughs indicate language that would be stricken from
13 the present law, and underscoring indicates new language that
14 would be added.

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H. B. 4286

(By Delegates Gallagher, Douglas, Compton,
Huntwork, Burk and Faircloth
(Introduced January 31, 1994; referred to the
Committee on Health and Human Resources then the
Judiciary

A BILL to amend and reenact section eighteen, article nine,
chapter sixty-four of the code of West Virginia, one thousand
nine hundred thirty-one, as amended, relating to authorizing
the board of examiners for registered professional nurses to
promulgate legislative rules relating to standards for
professional nursing practice.

Be it enacted by the Legislature of West Virginia:

That section eighteen, article nine, chapter sixty-four of
the code of West Virginia, one thousand nine hundred thirty-one,
as amended, be amended and reenacted, to read as follows:

ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS
TO PROMULGATE LEGISLATIVE RULES.

§64-9-18. Board of examiners for registered professional nurses.

(a) The legislative rules filed in the state register on the
thirteenth day of September, one thousand nine hundred

4286

1 eighty-three, relating to the board of examiners for registered
2 professional nurses (qualifications of graduates of foreign
3 nursing schools for admission to the professional nurse licensing
4 examination), are authorized.

5 (b) The legislative rules filed in the state register on the
6 third day of August, one thousand nine hundred ninety, modified
7 by the board of examiners for registered professional nurses to
8 meet the objections of the legislative rule-making review
9 committee and refiled in the state register on the twenty-eighth
10 day of September, one thousand nine hundred ninety, relating to
11 the board of examiners for registered professional nurses
12 (announcement of advanced nursing practice), are authorized.

13 (c) The legislative rules filed in the state register on the
14 tenth day of September, one thousand nine hundred ninety-two,
15 modified by the board of examiners for registered professional
16 nurses to meet the objections of the legislative rule-making
17 review committee and refiled in the state register on the
18 nineteenth day of January, one thousand nine hundred
19 ninety-three, relating to the board of examiners for registered
20 professional nurses (limited prescriptive authority for nurses in
21 advanced practice). are authorized.

22 (d) The legislative rules filed in the state register on the
23 sixteenth day of August, one thousand nine hundred ninety-three,
24 modified by the board of examiners for registered professional
25 nurses to meet the objections of the legislative rule-making

1 review committee and refiled in the state register on the
2 eleventh day of January, one thousand nine hundred ninety-four,
3 relating to the board of examiners for registered professional
4 nurses (standards for professional nursing practice), are
5 authorized.

6

7 NOTE: The purpose of this bill is to authorize the Board of
8 Examiners for Registered Professional Nurses to promulgate
9 legislative rules relating to standards for professional nursing
10 practice.

11

12 Strike-throughs indicate language that would be stricken from
13 the present law, and underscoring indicates new language that
14 would be added.



KEN HECHLER
Secretary of State

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SECRETARY OF STATE

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

APR 13 7 47 AM '94

FILED

TO: Janet Fairchild

AGENCY: Registered Professional Nurses

FROM: JUDY COOPER, DIRECTOR, ADMINISTRATIVE LAW DIVISION

DATE: April 1, 1994

THE ATTACHED RULE FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF THE RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 10 TITLE: 19 Registered Professional Nurses

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: Janet W. Fairchild

TITLE OF PERSON SIGNING: Executive Secretary (Agency Head)

DATE: April 11, 1994

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____

TITLE OF PERSON SIGNING: _____

DATE: _____

NOTE: IF YOU ARE NOT THE PERSON WHO HANDLES THIS RULE, PLEASE FORWARD TO THE CORRECT PERSON.