
 Council on Licensure, Enforcement and Regulation



“Breaking Barriers to Regulation”

2012 Annual Educational Conference - September 6-8
San Francisco, California

Presenters: Jim Dunsdon, Dundee Consulting Group Ltd. (Canada)
Maura Pidgeon, An Bord Altranais (Ireland)
Ed Kringer, Office of Deputy Assistant Secretary of Defense (USA)

Promoting Regulatory Excellence

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Barriers to Regulation

- Aboriginal Health Care
- Regulating the Unregulated (Homeopathy)

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Aboriginal Health Care Issues

- social/cultural
- political/legal

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Aboriginal Health Care Issues

- business
- therapeutic approach

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Social/Cultural

- crime
- demographics
- substance abuse
- environment

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Political/Legal

- central control
- treaties
- borders/resources
- rules

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Business

- disputes
- pharmacy

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Therapeutic Approach

- holistic treatment
- botanicals
- healing

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Answers

- building trust and respect
- native law
- CEO approach

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Barriers to Regulation

- Homeopathy
- a newly regulated profession in Ontario, Canada

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Homeopathy

- “like” cures “like”
- minute doses
- Individualized
- hormesis

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Homeopathy

- not generally regulated
- 200 plus years modality
- controversial

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Issues/ Challenges

- creating a competency profile
- resources
- timelines

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Issues/Challenges

- multifarious groups
- critical mass
- economics

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Body of Knowledge

- different philosophies
- variable education
- homeopathic treatment

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Regulatory Buy-In

- advocacy vs. public interest
- acceptance- other professions

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Answers


- building trust, respect
- communicate
- collaborate

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Trust, Confidence & Collaboration


- Public confidence, patient safety service user safety is dependent on these factors
- Is it not incumbent therefore on the guardians of standards in the interests of public interest and patient safety to enable the movement of professionals to trouble spots without undue bureaucratic process couched in 'our legislative framework' and founded on an arrogance that no one can do like the way we do -

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Having said that...


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Responding to Disasters is nothing new


- Since Florence Nightengale walked the wards in Scutari nurses have used their assessment skills and clinical insights to improve outcomes for people in emergency situations
- Nursing has a long history in responding to disasters and aiding individuals and communities in their recovery process

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- Stopping the spread of infectious disease, managing mass immunization clinics
- Providing counsel and care to citizens affected by raging floods are examples to which nurses respond on a daily basis


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Nursing is...

- Nightingale - 'nursing is a progressive art in which to stand still is to go back'
- "The unique function of the nurse is to assist the individual, sick or well, in the performance of those activities contributing to health or its recovery (or to a peaceful death) that he would perform unaided if he had the necessary strength, will or knowledge. And to do this in such a way as to help him gain independence as rapidly as possible." Henderson, V. (1897-1996)


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Inspiration for this presentation has been...

- Based on hearing the Japanese Nursing Association's (JNA) experience during the tsunami of 2010 which led to the following questions...
 - What happens elsewhere?
 - How would we respond in Ireland?
 - How would we respond in EU?
 - What frameworks are in place to enable rapid recognition of qualifications?


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Examples of Real Life Experiences

- More on the JNA
- UK Olympics - NMC Statement 2012
- EU mobility of Professions
- The US Defence Forces - more about that in the next presentation
- College of Nova Scotia Emergency Response Plan for Disaster /Emergency


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Further Examples

- American Nurses Association (ANA) Registered Nurses Rights and Responsibilities to Work Release during a Disaster (2002)
- New York Database Plan of Registered Nurses - Emergency Responses (Post 9/11 Evaluation - Lessons Learned)


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Other elements where recognition of qualifications is needed or is it?

- Telemedicine
- Call centres


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Ethical Obligations

- The Code of Ethics of the International Council of Nurses (2006) and Statement 2011 endorses The Universal Declaration of Human Rights 1948; human rights and health care are inextricably linked (WHO 2002)
- Geneva Convention 1949 and subsequent protocols
- European Convention on Human Rights (Council of Europe 1950)

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Ethical Obligations...

- ICN urges all Professional Associations to make similar endorsements.


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Facilitating Frameworks

- ICN Credentialing Framework
- EU Directive 2005/36
- Health Professionals Crossing Borders
- Northern Ireland/ Republic of Ireland CAIT Projects
- Emergency System for Advanced Registration of Volunteer Health Professionals (ESAR- VHP) (2006) Online Journal Nursing of Issues in Nursing


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Facilitating Frameworks

- The Uniform Emergency Volunteer Health Practitioners Act - 2005 USA

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It can be done in emergency situations

- The questions therefore ...
 - Why the apparently overly bureaucratic process with interminable delays in the normal course of events?
 - Where is the Trust & Collaborative approach in the interest of the public and patient safety...?

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Presenter Details

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Licensure Relief for Military Spouses

- Significant: 80% work or want to, 34% require licenses
- Move every 2 - 4 years; same cycle at each new location
 - Lost income
 - Career progression difficult
 - Increasing difficulty maintaining license
- Readiness issue: either give up career or get out of the military

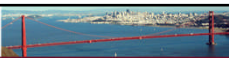
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Sought State-Compatible Solutions (2010)

- Primary focus:
 - “Level the playing field” for spouses by reducing time involved (no impact on fees)
 - Maintain integrity of State standards
- Looked for best practice examples
 - State processes requiring less time
 - Nurse Licensure Compact


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Best Practices (2010)

- Endorsement
 - Military assignments don't support experience requirements
 - CO passed bill to accept other verifications
 - CO allows director of DORA to approve endorsement
- Temporary licensing
 - Documentation can protract application
 - FL passed bill to accept minimum validation


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States Provided Innovative Approaches (2011)

- MT - expedite endorsement/temporary license through notarized application
- TN - endorsement for applicants who qualify - temporary for those who need to fulfill state-specific requirements or application validation
- AZ - waive experience for endorsement - allow work under licensed professional
- UT - use out-of-state license while assigned in state


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Focused Innovation into 3 Approaches (2012)

- Endorsement - modified for military spouse to allow for alternative verification of competency
- Temporary - with minimum of documentation
- Expedited through
 - Notarized application
 - Director intervention

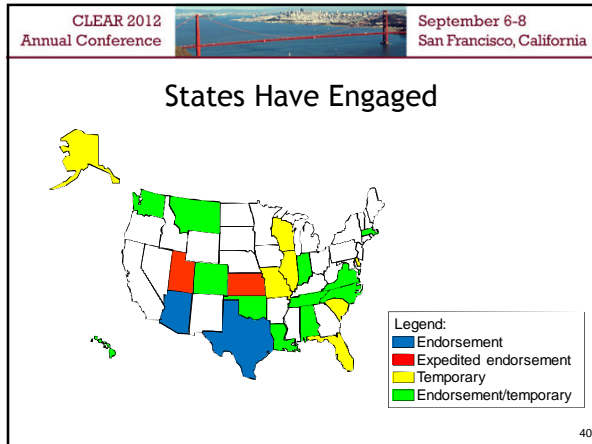
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Gained National Prominence


- Presidential Study Directive - 9
- Joint DoD - U.S. Treasury report
- First Lady - "Joining Forces" involvement
 - Report release
 - NGA speech
 - Bill signing event
- Congressional interest

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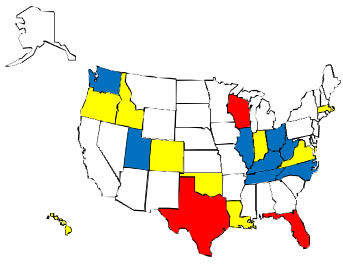


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- ### Extensive Occupational Coverage
- Cover all occupations except:
 - Attorneys: Supreme Court/Bar Association
 - Teachers: Dept of Education; different title
 - “Military Spouse JD Network”
 - Developed network, built ABA support, petitioned State Supreme Courts
 - Seeking NASDTEC assistance
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- ### Support for New Veterans
- Licensure support
 - Evaluate military training and experience
 - Facilitate endorsement
 - Extend license while active duty out of state
 - Academic support
 - Through American Council on Education
 - DoD making information more accessible
 - Developing processes with CO, IL, MD, NY, VA and WA
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States Have Engaged



Legend:
■ Licensure
■ Academic credit
■ Both

Key Part of Veterans Employment Task Force 43

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