

REGISTRATION AS A NURSE AIDE DURING COVID-19 PANDEMIC EMERGENCY

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House Bill 5089 as introduced
Sponsor: Rep. Ann Bollin
Committee: Health Policy
Complete to 6-23-21

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 5089 would amend the Public Health Code to allow an applicant to be registered as a nurse aide with modified requirements during a declared COVID-19 public health emergency and for a four-month grace period after the end of the declared emergency.

Under the bill, only during a *COVID-19 pandemic emergency*, an individual who is a registered professional nurse licensed under the code could provide training to a nurse aide candidate without a permit.

COVID-19 pandemic emergency would mean a public health emergency declared by the Secretary of the U.S. Department of Health and Human Services resulting from the coronavirus disease 2019 (COVID-19) and the immediately following four months after it ends.

Generally, an applicant may be registered as a nurse aide if the applicant submits the required application and fee, demonstrates completion of a training program and competency examination to the Michigan Department of Licensing and Regulatory Affairs (LARA), and meets any other requirements set by LARA.

The bill would provide that, during a COVID-19 pandemic emergency, an applicant meets the last two requirements above by doing all of the following:

- Completing a minimum of 16 hours of online or classroom instruction covering the following subject areas:
 - Psychological well-being, which includes resident rights, confidentiality, and abuse.
 - Infection control with a focus on the prevention and control of COVID-19.
 - Safety and emergency care, including proper use of the Heimlich maneuver.
 - Assisting with activities of daily living, including positioning, locomotion, and restorative care.
 - Nutrition and hydration.
 - End of life and comfort care.
 - Dementia care.
 - Communication and interpersonal skills.
 - Documentation and use of care plans.
- Under the supervision of an individual of a licensed registered professional nurse, completing a minimum of 80 hours of temporary nurse aide training, training on the job, or in-service nurse aide education.
- Successfully completing one of the following to demonstrate competency:
 - The competency examination typically required of a nurse aide.

- Approval by a site administrator responsible for assessing the applicant's competency skills as part of an approved apprenticeship program.
- An assessment by the entity hiring the individual that measures all of the areas for training listed for nurse aide curriculum in the Code of Federal Regulations.¹

MCL 333.21903, 333.21909, and 333.21911

FISCAL IMPACT:

House Bill 5089 would not have a significant fiscal impact on any unit of state or local government, given the limited time period to which the bill would apply.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

¹ <https://www.law.cornell.edu/cfr/text/42/483.152>