



March 26, 1999

**ENGROSSED
SENATE BILL No. 3**

DIGEST OF SB 3 (Updated March 23, 1999 2:39 pm - DI 77)

Citations Affected: IC 25-23.

Synopsis: Nurse licensure. Authorizes the Indiana state board of nursing to license by endorsement an applicant who has completed and achieved a passing score on the English version of the Canadian Nurse Association Testing Service Examination, is currently licensed as a registered nurse in a Canadian province or another state, and meets all other requirements for receiving a license to practice as a registered nurse under Indiana law. Amends continuing education requirements for advanced practice nurses to renew their authority to prescribe legend drugs.

Effective: Upon passage; July 1, 1999.

Adams K

(HOUSE SPONSORS — BROWN C, WOLKINS)

January 6, 1999, read first time and referred to Committee on Health and Provider Services.
January 19, 1999, reported favorably — Do Pass.
January 25, 1999, read second time, ordered engrossed. Engrossed.
January 26, 1999, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

March 3, 1999, read first time and referred to Committee on Public Health.
March 25, 1999, amended, reported — Do Pass.

C
O
P
Y

ES 3—LS 6023/DI 101+



March 26, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

ENGROSSED SENATE BILL No. 3

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 25-23-1-11 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) Any person
3 who applies to the board for a license to practice as a registered nurse
4 must:
- 5 (1) not have:
 - 6 (A) been convicted of a crime that has a direct bearing on the
 - 7 person's ability to practice competently; or
 - 8 (B) committed an act that would constitute a ground for a
 - 9 disciplinary sanction under IC 25-1-9;
 - 10 (2) have completed:
 - 11 (A) the prescribed curriculum and met the graduation
 - 12 requirements of a state accredited program of registered
 - 13 nursing that only accepts students who have a high school
 - 14 diploma or its equivalent as determined by the board; or
 - 15 (B) the prescribed curriculum and graduation requirements of
 - 16 a nursing education program in a foreign country that is

ES 3—LS 6023/DI 101+



C
O
P
Y

1 substantially equivalent to a board approved program as
 2 determined by the board. The board may by rule adopted under
 3 IC 4-22-2 require an applicant under this subsection to
 4 successfully complete an examination approved by the board
 5 to measure the applicant's qualifications and background in the
 6 practice of nursing and proficiency in the English language;
 7 and

8 (3) be physically and mentally capable of and professionally
 9 competent to safely engage in the practice of nursing as
 10 determined by the board.

11 The board may not require a person to have a baccalaureate degree in
 12 nursing as a prerequisite for licensure.

13 (b) The applicant must pass an examination in such subjects as the
 14 board may determine.

15 (c) The board may issue by endorsement a license to practice as a
 16 registered nurse to an applicant who has been licensed as a registered
 17 nurse, by examination, under the laws of another state if the applicant
 18 presents proof satisfactory to the board that, at the time that the
 19 applicant applies for an Indiana license by endorsement, the applicant
 20 **holds a current license in another state and** possesses credentials
 21 and qualifications that are substantially equivalent to requirements in
 22 Indiana for licensure by examination. The board may specify by rule
 23 what constitutes substantial equivalence under this subsection.

24 **(d) The board may issue by endorsement a license to practice as**
 25 **a registered nurse to an applicant who:**

26 **(1) has completed the English version of the Canadian Nurse**
 27 **Association Testing Service Examination;**

28 **(2) achieved the passing score required on the examination at**
 29 **the time the examination was taken;**

30 **(3) is currently licensed in a Canadian province or in another**
 31 **state; and**

32 **(4) meets the other requirements under this section.**

33 ~~(d)~~ (e) Each applicant for examination and registration to practice
 34 as a registered nurse shall pay a fee set by the board. The board may set
 35 a proctoring fee to be paid by applicants who are graduates of a state
 36 accredited school in another state. Payment of the fee or fees shall be
 37 made by the applicant prior to the date of examination.

38 ~~(e)~~ (f) Any person who holds a license to practice as a registered
 39 nurse in Indiana may use the title "Registered Nurse" and the
 40 abbreviation "R.N.". No other person shall practice or advertise as or
 41 assume the title of registered nurse or use the abbreviation of "R.N." or
 42 any other words, letters, signs, or figures to indicate that the person



1 using same is a registered nurse.

2 (f) (g) Any person holding a license or certificate of registration to
3 practice nursing as a registered nurse issued by the board which is valid
4 on December 1, 1971, shall be considered to be licensed as a registered
5 nurse under this chapter.

6 SECTION 2. IC 25-23-1-19.5 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 19.5. (a) The board
8 shall establish a program under which advanced practice nurses who
9 meet the requirements established by the board are authorized to
10 prescribe legend drugs, including controlled substances (as defined in
11 IC 35-48-1).

12 (b) The authority granted by the board under this section:

- 13 (1) shall be granted initially to an advanced practice nurse for two
14 (2) years; and
15 (2) is subject to renewal indefinitely for successive periods of two
16 (2) years.

17 (c) The rules adopted under section 7 of this chapter concerning the
18 authority of advanced practice nurses to prescribe legend drugs must
19 do the following:

- 20 (1) Require an advanced practice nurse or a prospective advanced
21 practice nurse who seeks the authority to submit an application to
22 the board.
23 (2) Require, as a prerequisite to the initial granting of the
24 authority, the successful completion by the applicant of a graduate
25 level course in pharmacology providing at least two (2) semester
26 hours of academic credit.
27 (3) Require, as a condition of the renewal of the authority, the
28 completion by the advanced practice nurse ~~during the two (2)~~
29 ~~years immediately preceding the renewal of the authority of at~~
30 ~~least thirty (30) hours of continuing education, at least (8) hours~~
31 ~~of which must be in pharmacology of the following continuing~~
32 ~~education requirements:~~

33 (A) **An applicant for renewal who initially received**
34 **prescriptive authority less than twelve (12) months before**
35 **the expiration date of the prescriptive authority is not**
36 **required to complete a continuing education requirement**
37 **before the renewal.**

38 (B) **An applicant for renewal who initially received**
39 **prescriptive authority at least twelve (12) months but less**
40 **than twenty-four (24) months before the expiration date of**
41 **the prescriptive authority shall submit proof to the board**
42 **that the applicant has successfully completed at least**



C
O
P
Y

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

fifteen (15) contact hours of continuing education. The hours must:

- (i) be obtained after the date the applicant initially received prescriptive authority but before the expiration date of the prescriptive authority;**
- (ii) include at least four (4) contact hours of pharmacology; and**
- (iii) be approved by a nationally approved sponsor of continuing education for nurses, approved by the board, and listed by the health professions bureau as approved hours.**

(C) An applicant for renewal who initially received prescriptive authority at least twenty-four (24) months before the expiration date of the prescriptive authority shall submit proof to the board that the applicant has successfully completed at least thirty (30) contact hours of continuing education. The hours must:

- (i) be obtained within the two (2) years immediately preceding the renewal;**
- (ii) include at least eight (8) contact hours of pharmacology; and**
- (iii) be approved by a nationally approved sponsor of continuing education for nurses, approved by the board, and listed by the health professions bureau as approved hours.**

SECTION 3. An emergency is declared for this act.

C
O
P
Y



COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 3, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 3 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 6, Nays 0.

C
o
p
y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 3, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, between lines 4 and 5, begin a new paragraph and insert:

"SECTION 2. IC 25-23-1-19.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 19.5. (a) The board shall establish a program under which advanced practice nurses who meet the requirements established by the board are authorized to prescribe legend drugs, including controlled substances (as defined in IC 35-48-1).

(b) The authority granted by the board under this section:

- (1) shall be granted initially to an advanced practice nurse for two
- (2) years; and
- (2) is subject to renewal indefinitely for successive periods of two
- (2) years.

(c) The rules adopted under section 7 of this chapter concerning the authority of advanced practice nurses to prescribe legend drugs must do the following:

- (1) Require an advanced practice nurse or a prospective advanced practice nurse who seeks the authority to submit an application to the board.
- (2) Require, as a prerequisite to the initial granting of the authority, the successful completion by the applicant of a graduate level course in pharmacology providing at least two (2) semester hours of academic credit.
- (3) Require, as a condition of the renewal of the authority, the completion by the advanced practice nurse ~~during the two (2) years immediately preceding the renewal of the authority of at least thirty (30) hours of continuing education; at least (8) hours of which must be in pharmacology of the following continuing education requirements:~~

(A) An applicant for renewal who initially received prescriptive authority less than twelve (12) months before the expiration date of the prescriptive authority is not required to complete a continuing education requirement before the renewal.

(B) An applicant for renewal who initially received prescriptive authority at least twelve (12) months but less than twenty-four (24) months before the expiration date of the prescriptive authority shall submit proof to the board



C
O
P
Y

that the applicant has successfully completed at least fifteen (15) contact hours of continuing education. The hours must:

- (i) be obtained after the date the applicant initially received prescriptive authority but before the expiration date of the prescriptive authority;
- (ii) include at least four (4) contact hours of pharmacology; and
- (iii) be approved by a nationally approved sponsor of continuing education for nurses, approved by the board, and listed by the health professions bureau as approved hours.

(C) An applicant for renewal who initially received prescriptive authority at least twenty-four (24) months before the expiration date of the prescriptive authority shall submit proof to the board that the applicant has successfully completed at least thirty (30) contact hours of continuing education. The hours must:

- (i) be obtained within the two (2) years immediately preceding the renewal;
- (ii) include at least eight (8) contact hours of pharmacology; and
- (iii) be approved by a nationally approved sponsor of continuing education for nurses, approved by the board, and listed by the health professions bureau as approved hours."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 3 as printed January 20, 1999.)

BROWN C, Chair

Committee Vote: yeas 10, nays 0.

C
O
P
Y

