

### 3rd AGENDA

**BOARD OF NURSING**  
**December 11, 2014 – 8:30 a.m.**  
**Room 474 (Fourth Floor)**  
Heber M. Wells Building  
160 E. 300 S. Salt Lake City, Utah

*This agenda is subject to change up to 24 hours prior to the meeting.*

#### **ADMINISTRATIVE BUSINESS:**

1. Sign Per Diem
2. Call Meeting to Order.
3. Review and approve October 23, 2014 and November 13, 2014 minutes

#### **BOARD BUSINESS:**

- Discussion regarding possible Rule changes/additions:
  - R156-31b-602. Requirements for Limited-time Approval on Non-accredited Nursing Programs
  - R156-31b-603. Education Providers-Requirements for Ongoing Communication with the Board
  - R156-31b-301c. APRN License-Education, Examination, and Experience Requirements
  - R156-31b-301b(3). RN license – Education, Examination, and Experience Requirements
- Proposed compact revisions
- Discussion regarding Medication-Aide Certified and MACE examination.
- Connie Call, Compliance report

#### **APPOINTMENTS:**

10:15 a.m. – Lisa Pledger, yes answer on renewal  
10:30 a.m. – Leisha Flink, Relicensure application  
11:00 a.m. – Michael Ludwig, his request

**LUNCH: 11:30 a.m. – 1:00 p.m.**

#### **PROBATION INTERVIEWS:**

**Please note: The compliance report, report from Committees and probation interviews may result in a closed meeting in accordance with §52-4-205(1)(a).**

	<b>Group 1 Room 474</b>	<b>Group 2 Room 475</b>
<b>1:00 p.m.</b>	Layne Lowry, non-compliance	Chelsea Ennis, New Order
<b>1:30 p.m.</b>	Rebecca Holm, New Order	Barry Erickson, New Order
<b>2:00 p.m.</b>	Betty Edwards, New Order	Diana Ball, New Order
<b>2:30 p.m.</b>	Jan Clements, New Order	Lisa Young, New Order
<b>3:00 p.m.</b>	Helen Gallegos (new Order)	Veronica Banks (annual - telephone)

**NEXT MEETING:** January 8, 2015

Meetings scheduled for the next quarter: February 12, 2015; March 12, 2015 and April 9, 2015

**Note:** In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify, Dave Taylor, ADA Coordinator, at least three working days prior to the meeting. Division of Occupational & Professional Licensing, 160 East 300 South, Salt Lake City, Utah 84115, 801-530-6628 or toll-free in Utah only 866-275-3675

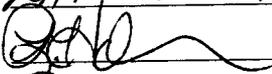
# Guests - Please sign

Date: \_\_\_\_\_

## BOARD OF NURSING

NAME: (Please Print)

REPRESENTING

Katherine Oswald	
Rebecca L. Jones	Fordham College
Lisa Lee Pledger	
LAYNE LOWRE	
	Myself
Betty Edwards	myself
Tara Erickson	Barry Erickson
John Young	LISA Young
Jan Clements	Self
HELEN MORGAN	

**R156-31b. Nurse Practice Act Rule.**

**R156-31b-602. Requirements for Limited-time Approval of Non-accredited Nursing Education Programs.**

(1)(a) Pursuant to Subsection 58-31b-601(2), a nursing education program may, prior to obtaining an accreditation described in Subsection 58-31b-601(1), qualify for a limited time as an approved education program if the program provider demonstrates that application for accreditation has been made.

(b) If the program provider is seeking accreditation from the ACEN or CCNE, the limited-time approval shall expire after 12 months unless Subsection (2) applies.

(c) If the program provider is seeking accreditation from the COA, the limited-time approval shall expire at the end of the COA initial review process unless this Subsection (2) applies.

(2)(a) A program that is granted limited-time approval pursuant to this Subsection (1) shall retain that approval if, during the applicable time period outlined in Subsection (1):

- (i) it achieves candidate status with the ACEN;
- (ii) it achieves applicant status with the CCNE; or
- (iii) it successfully completes the COA initial review process.

(b) A program that meets the qualifications described in this Subsection (2)(a) shall retain its limited-time approval until such time as the accrediting body makes a final determination on the program's application for accreditation.

(c) A program must achieve full accreditation within five years of receiving candidate, applicant, or review status with the approved accrediting body.

(3) The provider of a program that receives limited-time approval pursuant to this Subsection (1) and (2) shall, pursuant to this Subsection (4), disclose to each student prior to enrollment:

(a) that program accreditation is pending;

(b) that any education completed prior to the accrediting body's final determination will satisfy, at least in part, state requirements for prelicensing education; and

(c) that, if the program fails to achieve accreditation, any student who has not yet graduated will be unable to complete a nurse prelicensing education program through the provider.

(4) The disclosure required by this Subsection (3) shall:

(a) be signed by each student who enrolls with the provider; and

(b) at a minimum, state the following: "The nursing program in which you are enrolling has not yet been accredited. The program is being reviewed by the (accrediting body). Any education you complete prior to a final determination by the (accrediting body) will satisfy associated state requirements for licensure. However, if the (accrediting body) ultimately determines that the program does not qualify for accreditation, you will need to transfer into a different program in order to complete your nurse prelicensing education. There is no guarantee that another institution will accept you as a transfer student. If you are accepted, there is no guarantee that the institution you attend will accept the education you have completed at (name of institution providing disclosure) for credit toward graduation."

(5) If an accredited program receives notice or determines that its accreditation status is in jeopardy, the institution offering the program shall:

(a) immediately notify the Board of its accreditation status;

(b) immediately and verifiably notify all enrolled students in writing of the programs accreditation status, including:

(i) the estimated date on which the accrediting body will make its final determination as to the program's accreditation; and

(ii) the potential impact of a program's accreditation status on the graduate's ability to secure licensure and employment or transfer academic credits to another institution in the future;

(c) consider negotiations with other academic institutions to establish a transfer articulation agreement.

(6) If a program fails to achieve accreditation or loses its accreditation, the institution offering the program shall:

(a) submit a written report to the Board within ten days of receiving formal notification from the accrediting body;

(b) meet with the Board as soon as practicable after receiving formal notification from the accrediting body to discuss programmatic options including:

(i) an appeal of the accrediting body's action;

(ii) a one-time reapplication with an approved accrediting body for applicant or candidate status with an onsite evaluation by the accrediting body to be completed within three years of the date the accreditation was lost;

(iii) a one-time reapplication for limited-time program approval pursuant to R156-31b-602, subsections (1) through (4); or

(iv) submit written plans to close the program and cease operations.

(7) A program that has exhausted all limited time approval options must submit written plans to cease enrollment and close the program.

**R156-31b-603. Education Providers – Requirements for Ongoing Communication with the Board.**

An education program that has achieved limited-time approval of its program(s) shall provide to the Board:

(1) a Board approved annual report by December 31 of each calendar year; and

(2) copies of any correspondence between the program provider and the accrediting body within 30 days of receipt or submission.

**Education Committee: Proposed clarifications 11/6/14; confirmed 12/4/14**

**R156-31b. Nurse Practice Act Rule.**

**R156-31b-301c. APRN License – Education, Examination, and Experience Requirements.**

- (1) An applicant who is not currently and validly licensed as an APRN in any state or country shall:
  - (a) demonstrate that the applicant holds a current, active RN license in good standing;
  - (b) demonstrate that the applicant has successfully completed an APRN prelicensing education program that meets the requirements of Subsection 58-31b-601(1) and Subsection 58-31b-302(4)(e);
  - (c) pass a national certification examination consistent with the applicant's educational specialty, pursuant to Section R156-31b-301e, and administered by one of the following credentialing bodies:
    - (i) the American Nurses Credentialing Center Certification;
    - (ii) the Pediatric Nursing Certification Board;
    - (iii) the American Association of Nurse Practitioners;
    - (iv) the National Certification Corporation for the Obstetric, Gynecologic and Neonatal Nursing Specialties;
    - (v) the American Midwifery Certification Board, Inc.; or
    - (vi) the Council on Certification of Nurse Anesthetists;
  - (d) if the applicant specializes in psychiatric mental health nursing, demonstrate that the requirements outlined in this Subsection (2) are met; and
  - (e) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.
- (2) Requirements for a new graduate seeking licensure as an APRN Specializing in Psychiatric Mental Health Nursing:
  - (a) In accordance with Subsection 58-31b-302(4)(g), the supervised clinical practice in mental health therapy and psychiatric and mental health nursing shall consist of a minimum of 4,000 hours of psychiatric mental health nursing education and clinical practice, including mental health therapy, as follows:
    - (i) 1,000 hours shall be credited for completion of clinical experience in an approved education program in psychiatric mental health nursing.
    - (ii) The remaining 3,000 hours shall:
      - (A) be completed after passing the applicable national certification examination and within five years of graduation from an accredited master's or doctoral level educational program;
      - (B) include a minimum of 1,000 hours of mental health therapy practice; and
      - (C) include at least 2,000 clinical practice hours that are completed under the supervision of:
        - (I) an APRN specializing in psychiatric mental health nursing; or
        - (II) a licensed mental health therapist ~~who is~~ as delegated by the supervising APRN ~~to supervise selected clinical experiences under the general supervision of the supervising APRN~~; and
      - (D) unless otherwise approved by the Board and Division, be completed while the individual seeking licensure is under the supervision of an individual who meets the requirements of this Subsection (2)(c).
    - (b) An applicant who obtains all or part of the clinical practice hours outside of Utah may receive credit for that experience by demonstrating that the training completed is equivalent in all respects to the training required under this Subsection (2)(a).
      - (c)(i) An approved supervisor shall verify practice as a licensee engaged in the practice of mental health therapy for not less than 4,000 hours in a period of not less than two years.
        - (ii) Duties and responsibilities of a supervisor include:
          - (A) being independent from control by the supervisee such that the ability of the supervisor to supervise and direct the practice of the supervisee is not compromised;
          - (B) supervising not more than three supervisees unless otherwise approved by the Division in collaboration with the Board; and
          - (C) submitting appropriate documentation to the Division with respect to all work completed by the supervisee, including the supervisor's evaluation of the supervisee's competence to practice.
    - (3) An applicant who holds a current APRN license issued by another state or country shall:
      - (a) demonstrate that the license issued by the other state or country is current, active, and in good standing as of the date of application;
      - (b) demonstrate that the APRN prelicensing education completed by the applicant:
        - (i) if completed on or after January 1, 1987:

- (A) is equivalent to APRN prelicensing education approved in Utah as of the date of the applicant's graduation; or
- (B) constitutes a bachelor degree in nursing; and
- (ii) if a foreign education program, meets all requirements outlined in Section R156-31b-301d;
- ~~(e) if the applicant specializes in psychiatric mental health nursing, demonstrate that the applicant has successfully engaged in active practice in psychiatric mental health nursing for not less than 4,000 hours in the three-year period immediately preceding the date of application; and~~
- (d) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.
- (4) An applicant who has been licensed previously in Utah, but whose license has expired, lapsed, or been on inactive status, shall:
- (a) demonstrate current certification in the individual's specialty area; and
- (b) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.
- (5) An applicant who has been licensed previously in another state or country, but whose license has expired or lapsed, shall:
- (a) comply with this Subsection (3)(b);
- (b) demonstrate that the applicant is currently certified in the individual's specialty area; and
- (c) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

**NURSE PRACTICE ACT RULE**

**R156-31b  
Utah Administrative Code  
Issued June 23, 2014**

**R156. Commerce, Occupational and Professional Licensing.**

**R156-31b. Nurse Practice Act Rule.**

**R156-31b-101. Title.**

This rule is known as the "Nurse Practice Act Rule".

**R156-31b-102. Definitions.**

In addition to the definitions in Title 58, Chapters 1 and 31b, as defined or used in this rule:

- (1) "Accreditation" means full approval of a nurse prelicensing course of education by one of the following accrediting bodies:
- (a) the ACEN;
  - (b) the CCNE; or
  - (c) the COA.
- (2) "ACEN" means the Accreditation Commission for Education in Nursing, Inc.
- (3) "Administering" means the direct application of a prescription drug or device, whether by injection, inhalation, ingestion, or by any other means, to the body of a human patient or research subject by another person.
- (4) "APRN" means advanced practice registered nurse.
- (5) "APRN-CRNA" means advanced practice registered nurse with registered nurse anesthetist certification.
- (6) "Approved continuing education" means:
- (a) continuing education that has been approved by a nationally or internationally recognized approver of professional continuing education for health-related industries;
  - (b) nursing education courses offered by an approved education program as defined in Subsection R156-31b-102(7);
  - (c) health-related coursework taken from an educational institution accredited by a regional or national institutional accrediting body recognized by the U.S. Department of Education; and
  - (d) training or educational presentations offered by the Division.
- (7) "Approved education program" means any nursing education program that meets the standards established in Section 58-31b-601 or Section R156-31b-602.
- (8) "CCNE" means the Commission on Collegiate Nursing Education.
- (9) "CGFNS" means the Commission on Graduates of Foreign Nursing Schools.
- (10) "COA" means the Council on Accreditation of Nurse Anesthesia Education Programs.
- (11) "Comprehensive nursing assessment" means:
- (a) conducting extensive initial and ongoing data collection:
    - (i) for individuals, families, groups or communities; and
    - (ii) addressing anticipated changes in patient conditions as well as emergent changes in patient health status;
  - (b) recognizing alterations to previous patient conditions;
  - (c) synthesizing the biological, psychological, spiritual, and social aspects of the patient's condition;
  - (d) evaluating the impact of nursing care; and
  - (e) using data generated from the assessments conducted pursuant to this Subsection (a) through (d) to:
    - (i) make independent decisions regarding patient health care needs;
    - (ii) plan nursing interventions;
    - (iii) evaluate any possible need for different interventions; and
    - (iv) evaluate any possible need to communicate and consult with other health team members.
- (12) "Contact hour" in the context of continuing education means 60 minutes, which may include a 10-minute break.
- (13) "Delegate" means:
- (a) to transfer to another nurse the authority to perform a selected nursing task in a selected situation;
  - (b) in the course of practice of an APRN who specializes in psychiatric mental health nursing, to transfer to any individual licensed as a mental health therapist selected psychiatric APRN supervisory clinical experiences within generally-accepted industry standards; or
  - (c) to transfer to an unlicensed person the authority to perform a task that, according to generally-accepted industry standards or law, does not require a nursing assessment as defined in Sections R156-31b-102(11) and (17).
- (14) "Delegatee" means one or more persons assigned by a delegator to act on the delegator's behalf.
- (15) "Delegator" means a person who assigns to another the authority to perform a task on behalf of the person.
- (16)(a) "Disruptive behavior" means conduct, whether verbal or physical, that:
- (i) is demeaning, outrageous, or malicious;
  - (ii) occurs during the process of delivering patient care; and
  - (iii) places a patient at risk.
- (b) "Disruptive behavior" does not include criticism that is offered in good faith with the aim of improving patient care.
- (17) "Focused nursing assessment" means an appraisal of a patient's status and situation at hand, including:

- (a) verification and evaluation of orders; and
- (b) assessment of:
  - (i) the patient's nursing care needs;
  - (ii) the complexity and frequency of the required nursing care;
  - (iii) the stability of the patient; and
  - (iv) the availability and accessibility of resources, including appropriate equipment, adequate supplies, and other appropriate health care personnel to meet the patient's nursing care needs.
- (18) "Foreign nurse education program" means any program that originates or occurs outside of the United States.
- (19) "Individualized healthcare plan" or "IHP" means a written document that outlines the provision of student healthcare services intended to achieve specific student outcomes.
- (20) "Licensure by equivalency" applies only to the licensed practical nurse and may be warranted if the person seeking licensure:
  - (a) has, within the two-year period preceding the date of application, successfully completed course work in a registered nurse program that meets the criteria established in Sections 58-31b-601 and R156-31b-602; or
  - (b)(i) is currently enrolled in a fully accredited registered nurse education program; and
  - (ii) has completed course work that is certified by the education program provider as being equivalent to the course work of an ACEN-accredited practical nursing program.
- (21) "LPN" means licensed practical nurse.
- (22) "MAC" means medication aide certified.
- (23) "Medication" means any prescription or nonprescription drug as defined in Subsections 58-17b-102(24), (37) or (61) of the Pharmacy Practice Act.
- (24) "NLNAC" means the National League for Nursing Accrediting Commission, which as of May 6, 2013, became known as the Accreditation Commission for Education in Nursing, Inc. or ACEN.
- (25) "NCLEX" means the National Council Licensure Examination of the National Council of State Boards of Nursing.
- (26) "Non-approved education program" means any nurse prelicensing course of study that does not meet the criteria of Section 58-31b-601, including a foreign nurse education program.
- (27) "Nurse" means:
  - (a) an individual licensed under Title 58, Chapter 31b as:
    - (i) a licensed practical nurse;
    - (ii) a registered nurse;
    - (iii) an advanced practice registered nurse; or
    - (iv) an advanced practice registered nurse-certified registered nurse anesthetist; or
  - (b) a certified nurse midwife licensed under Title 58, Chapter 44a.
- (28) "Other specified health care professionals," as used in Subsection 58-31b-102(15), means an individual, in addition to a registered nurse or a licensed physician, who is permitted to direct the tasks of a licensed practical nurse, and includes:
  - (a) an advanced practice registered nurse;
  - (b) a certified nurse midwife;
  - (c) a chiropractic physician;
  - (d) a dentist;
  - (e) an osteopathic physician;
  - (f) a physician assistant;
  - (g) a podiatric physician;
  - (h) an optometrist;
  - (i) a naturopathic physician; or
  - (j) a mental health therapist as defined in Subsection 58-60-102(5).
- (29) "Patient" means one or more individuals:
  - (a) who receive medical and/or nursing care; and
  - (b) to whom a licensee owes a duty of care.
- (30) "Patient surrogate" means an individual who has legal authority to act on behalf of a patient when the patient is unable to act or make decisions unaided, including:
  - (a) a parent;
  - (b) a foster parent;
  - (c) a legal guardian; or
  - (d) a person legally designated as the patient's attorney-in-fact.
- ██████████ "Psychiatric mental health nursing specialty" means an expertise in psychiatric mental health, whether as a nurse specialist or APRN.
- ██████████ "Practitioner" means a person authorized by law to prescribe treatment, medication, or medical devices.

██████ "RN" means a registered nurse.

██████ "School" means any private or public institution of primary or secondary education, including a charter school, pre-school, kindergarten, or special education program.

██████ "Supervision" is as defined in Subsection R156-1-102a(4).

██████ "Unprofessional conduct" as defined in Title 58, Chapters 1 and 31b is further defined in Section R156-31b-502.

**R156-31b-103. Authority - Purpose.**

This rule is adopted by the Division under the authority of Subsection 58-1-106(1)(a) to enable the to administer Title 58, Chapter 31b.

**R156-31b-104. Organization - Relationship to Rule R156-1.**

The organization of this rule and its relationship to Rule R156-1 is as described in Section R156-1-107.

**R156-31b-201. Board of Nursing - Membership.**

In accordance with Subsection 58-31b-201(1), the Board membership shall comprise:

- (1) one licensed practical nurse;
- (2) two advanced practice registered nurses, at least one of whom is an APRN-CRNA;
- (3) four RNs;
- (4) two additional members licensed either as RNs or APRNs who are actively involved in nursing education; and
- (5) two public members.

**R156-31b-202. Advisory Peer Education Committee Created - Membership - Duties.**

- (1) In accordance with Subsection 58-1-203(1)(f), there is created the Advisory Peer Education Committee.
- (2) The duties and responsibilities of the Advisory Peer Education Committee are to:
  - (a) review applications for approval of nursing education programs;
  - (b) monitor a nursing education program that is approved for a limited time under Section R156-31b-602 as it progresses toward accreditation; and
  - (c) advise the Division as to nursing education issues.
- (3) The composition of the Advisory Peer Education Committee shall be:
  - (a) five RNs or APRNs actively involved in nursing education; and
  - (b) any member of the Board who wishes to serve on the committee.

**R156-31b-301. License Classifications - Professional Upgrade.**

Upon issuance by the Division of an increased scope of practice license:

- (1) the increased licensure supersedes the lesser license;
- (2) the lesser license is automatically expired; and
- (3) the licensee shall immediately destroy any print or physical copy of the lesser license.

**R156-31b-301a. LPN License – Education, Examination, and Experience Requirements.**

- (1) An applicant who has never obtained a license in any state or country shall:
  - (a) demonstrate that the applicant:
    - (i) has successfully completed ████████ prelicensing education program that meets the requirements of Section 58-31b-601;
    - (ii) has successfully completed ████████ prelicensing education program that is equivalent to an approved program under Section 58-31b-601; or
    - (iii)(A) is enrolled in an RN prelicensing education program that meets the requirements of Section 58-31b-601; and
    - (B) has completed coursework that is equivalent to the coursework of an ACEN-accredited practical nurse program;
  - (b) pass the ████████ examination pursuant to Section R156-31b-301e; and
  - (c) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.
- (2) An applicant who holds a current LPN license issued by another country or by a state that does not participate in the interstate compact shall:
  - (a) demonstrate that the license issued by the other jurisdiction is active and in good standing as of the date of application;
  - (b) demonstrate that the ████████ prelicensing education completed by the applicant:
    - (i) is equivalent to ████████ prelicensing education approved in Utah as of the date of the applicant's graduation; and
    - (ii) if a foreign education program, meets all requirements outlined in Section R156-31b-301d;
  - (c) pass the ████████ examination pursuant to Section R156-31b-301e; and
  - (d) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

(3) An applicant who holds a current LPN license in an interstate compact state shall apply for a license within 90 days of establishing residency in Utah [and complete all requirements pursuant to R156-31b-301a(2)].

(4) An applicant who has been licensed previously in Utah, but whose license has expired or lapsed, shall:

(a) if the applicant has not practiced as a nurse for up to five years, document current compliance with the continuing competency requirements as established in Subsection R156-31b-303(3);

(b) if the applicant has not practiced as a nurse for more than five years but less than eight years:

(i) pass the [REDACTED] examination within 60 days following the date of application; or

(ii) successfully complete an approved re-entry program;

(c) if the applicant has not practiced as a nurse for more than eight years but less than 10 years:

(i) successfully complete an approved re-entry program; and

(ii) pass the [REDACTED] examination within 60 days following the date of application; or

(d) if the applicant has not practiced as a nurse for 10 years or more, comply with this Subsection (1).

(5) An applicant who has been licensed in another state or country, but whose license has expired or lapsed, shall:

(a) comply with this Subsection (2)(b); and

(b) comply with this Subsection (4) as applicable; and

(c) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

#### **R156-31b-301b. RN License – Education, Examination, and Experience Requirements.**

(1) An applicant who has never obtained a license in any state or country shall:

(a) demonstrate that the applicant has successfully completed an RN prelicensing education program that:

(i) meets the requirements of Section 58-31b-601; or

(ii) is equivalent to an approved program under Section 58-31b-601;

(b) pass the [REDACTED] examination pursuant to Section R156-31b-301e; and

(c) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

(2) An applicant who holds a current RN license issued by another country or ~~by a state that does not participate in the interstate compact~~ shall:

(a) demonstrate that the license issued by the other jurisdiction is current, active, and in good standing as of the date of application;

(b)(i) demonstrate that the applicant has graduated from an RN prelicensing education program; and

(ii) if a foreign education program, demonstrate that the program meets all requirements outlined in Section R156-31b-301d;

(c) pass the [REDACTED] examination pursuant to Section R156-31b-301e; and

(d) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

(3) An applicant who holds a current RN license in an interstate compact state shall apply for a license within 90 days of establishing residency in Utah [and complete all requirements pursuant to R156-31b-301b(2)].

(4) An applicant who has been licensed previously in Utah, but whose license has expired or lapsed, shall:

(a) if the applicant has not practiced as a nurse for up to five years, document current compliance with the continuing competency requirements as established in Subsection R156-31b-303(3);

(b) if the applicant has not practiced as a nurse for more than five years but less than eight years:

(i) pass the [REDACTED] examination within 60 days following the date of application; or

(ii) successfully complete an approved re-entry program;

(c) if the applicant has not practiced as a nurse for more than eight years but less than 10 years:

(i) successfully complete an approved re-entry program; and

(ii) pass the [REDACTED] examination within 60 days following the date of application; or

(d) if the applicant has not practiced as a nurse for 10 years or more, comply with this Subsection (1).

(5) An applicant who has been licensed in another state or country, but whose license has expired or lapsed, shall:

(a) comply with this Subsection (2)(b);

(b) comply with this Subsection (4) as applicable; and

(c) submit to a criminal background check pursuant to Subsection 58-31b-302(5) and Section R156-31b-301g.

**KEY: licensing, nurses**

**Date of Enactment or Last Substantive Amendment: June 23, 2014**

**Notice of Continuation: March 18, 2013**

**Authorizing, and Implemented or Interpreted Law: 58-31b-101; 58-1-106(1)(a); 58-1-202(1)(a)**