

R156. Commerce, Professional Licensing.

R156-31b. Nurse Practice Act Rule.

R156-31b-102. Definitions.

Terms used in this rule are defined in Title 58, Chapter 1, Division of Professional Licensing Act, and Title 58, Chapter 31b, Nurse Practice Act. In addition:

- (1) "Accreditation" means the formal recognition and approval of a nurse education program by an accrediting body for nursing education that is approved by the United States Department of Education. APRN
- (2) "Administering" when used in reference to a prescription drug or device is as defined in Subsection 58-17b-102(1)(a). ~~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.~~
- (3) "APRN" means an advanced practice registered nurse under Section 58-31b-301.
- (4) "APRN-CRNA" means an advanced practice registered nurse with a registered nurse anesthetist certification under Subsection 58-31b-301(2)(b).
- (5) "Approved continuing education" as used in Section R156-31b-309 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 (6);
 - (c) health-related coursework taken from an educational institution accredited by a regional or national institutional accrediting body that is recognized by the U.S. Department of Education;
 - (d) continuing education approved by any state board of nursing; or
 - (e) a training presentation or an educational presentation~~[s]~~ offered by the Division.
- (6) "Approved education program" as defined in Subsection 58-31b-102(3) ~~[is further defined to mean]~~ includes a prelicensing nursing education program that meets the standards in Sections 58-31b-601 and R156-31b-601.
- (7) "Approved re-entry program" as used in Subsections R156-31b-302b(4) and R156-31b-302d(4) means a program designed to evaluate nursing competencies for nurses that~~[is]~~:
 - (i) is approved by a state board of nursing; or
 - (ii) is offered by an accredited nursing education program; and
- (b) ~~[includes a minimum of]~~ requires the nurse to complete at least 150 hours of supervised clinical learning.
- (8) "Certificate of ~~[A]~~academic ~~[S]~~status" as used in Subsection R156-31b-302c(2) means the Division form that an applicant's approved registered nursing education program may ~~[be completed by an approved registered nursing education program for an applicant for a registered nurse apprentice license, to prove]~~ submit to the Division to verify the applicant's qualifications for licensure as a registered nurse apprentice under Subsections 58-31b-302~~[(3)(e) and (f)]~~(6)(a)(v) and (vi) and Section R156-31b-302c.
- ~~[(9) "CGFNS" means the Commission on Graduates of Foreign Nursing Schools.]~~
- ~~[(10) 2]~~ (a) "Clinical practice experiences" ~~[means,]~~ as used in the Commission on Collegiate Nursing Education's Standards for Accreditation of Baccalaureate and Graduate Nursing Programs, amended 2024, means planned learning activities in nursing practice that ~~[allow]~~ teach a student~~[s]~~ to understand, perform, and refine professional competencies at the appropriate program level.

(b) "Clinical practice experiences" may ~~[be known as]~~ also be called clinical learning opportunities, clinical practices, clinical strategies, clinical activities, experiential learning strategies, or practice.

~~(14)~~ 10 "CNA" as used in Subsection 58-31b-302(3)(a) means a certified nurse aide.

~~(12)~~ 11(a) "Completed" when used in reference to an education program under Section 58-31b-302~~(5)~~ means~~:~~

~~(a)~~ graduation from the education program~~(5)~~ that is verified by official transcripts that show~~[ing]~~ the degree and the date ~~[of program completion]~~ the individual completed the program.~~;~~~~and]~~

(b) "Completed" when used in reference to an education program for an LPN applicant under Subsection 58-31b-302~~(2)(e)~~(4)(a) and Section R156-31b-302b~~;~~~~may]~~ includes:

(i) current enrollment in an ~~[RN]~~ approved registered nursing education program; and

(ii) completion of coursework in the ~~[RN]~~ approved registered nursing education program that is equivalent to the coursework of a ~~[PN]~~ approved education practical nursing program.

~~(13)~~ 12 "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 Subsections (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.

~~(14)~~ 13 "Contact hour" or "unit" [in the context of] relating to continuing education means 60 minutes~~(5)~~ and may include a ten-minute break.

~~(15)~~ 14 "Delegate" means:

(a) to transfer to another nurse the authority to perform a selected nursing task in a selected situation;

(b) for an APRN who specializes in psychiatric mental health nursing, to transfer to a licensed mental health therapist selected psychiatric APRN supervisory clinical experiences within generally accepted industry standards; or

(c) to transfer to an unlicensed individual, including unlicensed assistive personnel or a responsible caregiver, the authority to perform a task that, according to generally accepted industry standards or law, does not require a nursing assessment as defined in Subsections (13) and (20).

~~(16)~~ 15 "Delegatee" means one or more persons assigned by a delegator to act on the delegator's behalf.

~~(17)~~ 16 "Delegator" means:

(a) a licensed nurse directly responsible for a patient's care, who assigns to another licensed or unlicensed individual the authority to perform a task on behalf of the delegator

under Subsection ~~[58-31b-102(12)(g)]~~ 58-31b-102(11), (12)(g), (14), or (15), ~~[-or R156-31b-102(15);]~~ or Section R156-31b-701a or R156-31b-701b; or

(b) a responsible caregiver who delegates to an unlicensed direct care worker the performance of nursing care for a patient under Sections 58-31b-308.1 and R156-31b-701c.

(~~[18]~~1) (a) "Disruptive behavior" means conduct, whether verbal or physical, that:

(i) is verbal or physical; and

(ii)

~~(i)~~ A is demeaning, outrageous, or malicious;

~~(ii)~~ B occurs during the process of delivering patient care; ~~[and]~~ or

~~(iii)~~ C places a patient at risk.

(b) "Disruptive behavior" does not include criticism that is offered in good faith ~~[with the aim of]~~ and is aimed at improving patient care.

(~~[19]~~18) "EAP" means an Emergency Action Plan.

(~~[20]~~19) "Focused nursing assessment" means an appraisal of a patient's status and situation at hand, including:

(a) verification and evaluation of each order~~[s]~~; and

(b) an 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.]~~

(A) appropriate equipment;

(B) adequate supplies; and

(C) other appropriate health care personnel to meet the patient's nursing care needs.

(~~[21]~~20) "Foreign nurse education program" means any program that originates or occurs outside of the United States.

(~~[22]~~21) "Individualized healthcare plan" or "IHP" means a written document that:

(a) is developed by the school nurse using the nursing process that includes assessment, diagnosis, outcome identification, planning, implementation, and evaluation;

(b) outlines the provision of student healthcare services intended to achieve specific student outcomes;

(c) includes a confirmed medical diagnosis by a licensed health care provider as defined in Subsection 78B-3-403(13), that is within the health care provider's scope of practice; and

(d) may be used to develop an EAP that instructs school staff how to manage a specific student's medical emergency.

(~~[23]~~22) ~~["Licensure by equivalency"]~~ "Equivalent" as used in Subsection 58-31b-302(4)(a)(v) applies only to a licensed practical nurse and may be warranted if the person seeking licensure:

(a) (i) has~~[- within the two-year period preceding the date of application;]~~ successfully completed course work in a registered nurse education program: ~~[- that meets the criteria established in Sections 58-31b-601 and R156-31b-601; and]~~

(A) within two years preceding the date of application; and

(B) that meets the criteria established in Sections 58-31b-601 and R156-31b-601;

(ii) has been unsuccessful on the NCLEX-RN at least one time; or

(b) (i) is currently enrolled in an 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 a practical nursing program accredited by the Accreditation Commission for Education in Nursing (ACEN), as verified by the nursing education program director or administrator.
- (~~[24]~~23) "LPN" means a licensed practical nurse under Subsection 58-31b-301(2)(f).
- (~~[25]~~24) "MAC" means a medication aide certified under Subsection 58-31b-301(2)(e).
- (~~[26]~~25) "Medication" means:~~[a prescription or nonprescription drug as defined in Subsection 58-17b-102(26), 58-17b-102(39), or 58-17b-102(65) of the Pharmacy Practice Act.]~~
- (a) a prescription as defined in Subsection 58-17b-102(26);
- (b) a nonprescription drug as defined in Subsection 58-17b-102(39); or
- (c) a prescription drug as defined in Subsection 58-17b-102(65).
- (~~[27]~~26) "NCLEX" means the National Council Licensure Examination administered by the NCSBN.
- (~~[28]~~27) "NCLEX-PN" means the NCLEX for Practical Nurses administered by the NCSBN.
- (~~[29]~~28) "NCLEX-RN" means the NCLEX for Registered Nurses administered by the NCSBN.
- (~~[30]~~29) "NCSBN" means the National Council of State Boards of Nursing.
- (~~[31]~~30) "Nonapproved education program" means a nurse prelicensing course of study that does not meet the criteria of Section 58-31b-601, including a foreign nurse education program.
- (~~[32]~~31) "Nurse" means:
- (a) an individual licensed under Title 58, Chapter 31b, Nurse Practice Act as:
- (i) a licensed practical nurse (LPN);
- (ii) a registered nurse (RN);
- (iii) an advanced practice registered nurse (APRN); ~~[-or]~~
- (iv) advanced practice registered nurse - without prescriptive practice under Subsection 58-31b-301(3)(a)(i);
- (~~[iv]~~v) an advanced practice registered nurse-certified registered nurse anesthetist with prescriptive authority;
- (vi) an advanced practice registered nurse-certified registered nurse anesthetist without prescriptive practice under Subsection 58-31b-301(3)(a)(ii);
- (vii) advanced practice registered nurse intern (APRN intern); or
- (b) a certified nurse midwife licensed under Title 58, Chapter 44a, Nurse Midwife Practice Act.
- (~~[33]~~32) "Other specified health care professional~~[;]~~" as used in ~~[Subsection 58-31b-102(13);]~~ 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]~~ APRN;
- (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(15).
- (~~[34]~~33) "Patient" means an individual:
- (a) who receives medical or nursing care; and
- (b) to whom a licensee owes a duty of care.
- (~~[35]~~34) "Patient surrogate" means an individual who has legal authority to act on behalf of a patient when the patient cannot act or make decisions unaided, including:

- 197 (a) a parent;
- 198 (b) a foster parent;
- 199 (c) a legal guardian; or
- 200 (d) a person legally designated as the patient's attorney-in-fact.
- 201 ([36]35) "PN" means an unlicensed practical nurse.
- 202 ([37]36) "Psychiatric mental health nursing specialty" means an expertise in psychiatric mental
- 203 health: ~~[, whether as a clinical nurse specialist or nurse practitioner licensed as an APRN.]~~
- 204 (a) as a clinical nurse specialist; or
- 205 (b) as a nurse practitioner licensed as an APRN.
- 206 ([38]37) "Practica" means working in the nursing field as a student ~~[, not exclusive]~~ and is not
- 207 limited to patient care activities.
- 208 (38) "Practice of nursing" as defined in Subsection 58-31b-102(11) includes the following under
- 209 Subsections 58-31b-302(2)(b)(v)(A), 58-31b-302(4)(b)(vii)(A), 58-31b-302(5)(b)(xi)(A), 58-31b-
- 210 302(6)(b)(i)(B):
- 211 (a) initiating and maintaining comfort measures;
- 212 (b) promoting and supporting human functions and responses;
- 213 (c) establishing an environment conducive to well-being;
- 214 (d) providing health counseling and teaching;
- 215 (e) collaborating with health care professionals on aspects of the health care regimen;
- 216 (f) performing delegated procedures only within the education, knowledge, judgment, and
- 217 skill of the licensee;
- 218 (g) delegating nursing tasks that may be performed by others, including an unlicensed
- 219 assistive personnel; and
- 220 (h) supervising an individual to whom a task is delegated under Subsection (12)(g) as the
- 221 individual performs the task.
- 222 (39) "Practice of a registered nurse" as used in Subsection 58-31b-302(6)(b) in reference to the
- 223 scope of practice for a registered nurse apprentice means the practice of nursing as defined in
- 224 Subsections (38) and 58-31b-102(11).
- 225 ([39]40) "Practitioner" means a person authorized by law to prescribe treatment, medication, or
- 226 medical devices.
- 227 ([40]41) "RN" means a registered nurse under Subsection 58-31b-301(2)(g).
- 228 ([41]42) "School" means any private or public institution of primary or secondary education,
- 229 including a charter school, pre-school, kindergarten, or special education program.
- 230 ([42]43) "Supervision" means the global definitions of levels of supervision in Section R156-1-
- 231 102a, as follows:
- 232 (a) "Direct supervision" and "immediate supervision" are defined in Subsection R156-1-
- 233 102a(1)(a).
- 234 (b) "Indirect supervision" is defined in Subsection R156-1-102a(1)(b).
- 235 (c) "General supervision" is defined in Subsection R156-1-102a(1)(c).
- 236 (d) "Supervising licensee" is defined in Subsection R156-1-102a(1)(d).
- 237 ([43]44)(a) "Unlicensed assistive personnel~~[,]~~" as used in Subsection 58-31b-102(~~[18]~~14)~~[,]~~ is
- 238 further defined to mean an unlicensed individual who performs health care services in a
- 239 complementary or assistive role to a nurse in carrying out acts included within the
- 240 definition of the practice of nursing.
- 241 (b) "Unlicensed assistive personnel" includes the following:
- 242 (i) a nurse aide, orderly, assistant, attendant, technician, home health aide,
- 243 medication aide permitted or certified by a state agency, unlicensed direct care
- 244 worker, or any other individual who provides personal care or assistance regarding
- 245 health-related services; and

(ii) a nursing student who:~~[not licensed as a nurse, who provides care that is not part of the student's formal educational program, and who must comply with applicable laws and rules regarding the student's performance of care.]~~

(A) is not licensed as a nurse;

(B) provides care that is not part of the student's formal educational program; and

(C) must comply with applicable laws and rules regarding the student's performance of care.

~~([44]45)~~ "Unprofessional conduct~~[3]~~" as defined in Title 58, Chapter 1, Division of Professional Licensing Act, and Title 58, Chapter 31b, Nurse Practice Act~~[3]~~ is further defined in Section R156-31b-502.

R156-31b-302b. LPN License -- Education, Examination, and Experience Requirements.

(1) Under Subsection 58-31b-302(~~[2]~~4), an LPN applicant who has never obtained an LPN license in any state, district, or territory of the United States or in any jurisdiction outside of the United States, shall:

(a) under Subsection 58-31b-302~~[(2)(e)]~~(4)(a)(v), demonstrate that the applicant:

(i) has completed a ~~[PN]~~practical nursing approved education program;

(ii) has completed a ~~[PN]~~practical nursing education program that is equivalent to a ~~[PN]~~practical nursing approved education program;

(iii) (A) has completed an RN approved education program; and

(B) has taken~~[, but not passed]~~ the NCLEX-RN at least one time but not passed; or

(iv) (A) is enrolled in a~~[n]~~ RN approved education program; and

(B) has completed coursework that is equivalent to the coursework of a ~~[PN]~~practical nursing approved education program; and

(b) under Subsection 58-31b-302~~[(2)(f)]~~(4)(a)(vi), pass the NCLEX-PN examination pursuant to Section R156-31b-~~[301g]~~302g.

(2) Under Subsection 58-31b-302(~~[2]~~4), an LPN applicant who holds a current **LPN** license issued by another state, district, or territory of the United States, or by a jurisdiction outside of the United States, shall:

(a) demonstrate that the license issued by the other jurisdiction meets the requirements for licensure by endorsement in Subsection 58-1-302(~~[2]~~4); or

(b) complete the requirements of Subsection 58-31b-302(2) and Subsection (1) for an applicant who has never obtained an LPN license.

(3) An applicant who holds a current LPN license in an interstate Party state, as defined in Section 58-31e-102 of the Nurse Licensure Compact, shall:

(a) apply for a license within 90 days of establishing residency in Utah; and

(b) complete the requirements of Subsection (2).

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

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

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

(i) pass the NCLEX-PN examination within 60 days following the date of application; or

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

(c) if the applicant has not practiced as a nurse in any jurisdiction for eight years or more years:

- (i) complete an approved re-entry program; and
- (ii) pass the NCLEX-PN examination within 60 days following the date of application.

(5) Under Subsection 58-31b-302(~~[2]~~4), an LPN applicant who has ~~[been]~~an expired or lapsed license~~[d in]~~that was issued by another state, district, or territory of the United States or another country~~[, but whose license has expired or lapsed,]~~ shall:

- (a) demonstrate that the applicant meets the requirements of Subsections (1)(a) ~~[and R156-31b-302g(1); and]~~or R156-31b-302f(1);
- (b) Subsection R156-31b-302g(1); and
- ~~(b)~~c comply with Subsection (4) as applicable.

R156-31b-302d. Registered Nurse (RN) License –~~[]~~ Education, Examination, and Experience Requirements.

(1) Under Subsection 58-31b-302(~~[4]~~5), an RN applicant who has never obtained an RN license in any state, district, or territory of the United States, or in a jurisdiction outside of the United States, shall:

- (a) submit documentation to the Division showing the applicant completed an approved educational program for registered nursing under Subsection 58-31b-302(~~[4](e)]~~(5)(a)(v)~~[demonstrate that the applicant has completed an RN approved education program]~~; and
- (b) pass the NCLEX-RN examination under Subsection 58-31b-302(~~[4](f)]~~(5)(a)(vi) ~~[pass the NCLEX-RN examination pursuant to]~~and Section R156-31b-302g.

(2) Under Subsections 58-31b-302(~~[4]~~5), an RN applicant who holds a current RN license issued by another state, district, or territory of the United States, or in a jurisdiction outside the United States, shall:

- (a) ~~[demonstrate that the]~~submit documentation to the Division showing that the applicant's license issued by the other jurisdiction meets the requirements for licensure by endorsement in Section 58-1-302; or
- (b) ~~[complete]~~meet the requirements of Subsection 58-31b-302(~~[4]~~5) and Subsection R156-31b-302d(1) for an applicant who has never obtained an RN license.

(3) Under Subsection ..., [An]~~[An]~~ applicant who holds a current RN license in an interstate compact ~~[P]~~party state~~[,]~~ as defined in Section 58-31e-102 of the Nurse Licensure Compact~~[,]~~ shall:

- (a) apply for a license within 90 days of establishing residency in Utah; and
- (b) complete the requirements of Subsection R156-31b-302d(2).

(4) Under Subsection 58-1-308(5)(a)(ii), [An]~~[An]~~ a RN applicant who ~~[was licensed in]~~has an expired or lapsed Utah license~~[, but whose license has expired or lapsed,]~~ shall:

- (a) if the applicant has not practiced as a nurse in any jurisdiction for up to five years, document current compliance with the continuing competency requirements in Section R156-31b-303;
- (b) if the applicant has not practiced as a nurse in any jurisdiction for more than five years but less than eight years:
 - (i) pass the NCLEX-RN examination within 60 days following the date of application; or
 - (ii) complete an approved re-entry program; or
- (c) if the applicant has not practiced as a nurse in any jurisdiction for eight or more years:
 - (i) complete an approved re-entry program; and

- (ii) pass the NCLEX-RN examination within 60 days following the date of application.
- (5) Under Subsection 58-31b-302(~~[4]~~5), an RN applicant who has ~~[been licensed]~~an expired or lapsed license in another state, district, or territory of the United States or in a jurisdiction outside the United States[, but whose license has expired or lapsed,] shall:
- (a) ~~[comply with]~~demonstrate that the applicant meets the requirements of Subsection (1)(a) or R156-31b-302f(2);~~[-and]~~
 - (b) Subsection R156-31b-302g(2); and
 - ~~[(b)]~~c) comply with Subsection (4) as applicable.

R156-31b-~~[302f]~~303. Nonapproved Nursing Education Programs.

- (1) Under Subsection 58-31b-303(1)(a) and (b) and Section R156-31b-302b, an applicant for LPN licensure who graduated from a nonapproved nursing education program and seeks to ~~[shall]~~ demonstrate that applicant's completed the nursing education program ~~[completed by the applicant]~~ is equivalent ~~[by submitting]~~shall submit the following to the Division:
- ~~[(a) a CGFNS Credentials Evaluation Service Professional Report that is acceptable to the Division and the Board; or]~~
 - (a) an education or credential evaluation from a Division-approved entity evaluator listed on the Division's website at <https://commerce.utah.gov/dopl/nursing/>;
 - (b) documentation ~~[of]~~ showing that the applicant ~~[meeting]~~meets the endorsement requirements ~~[of]~~under Section 58-1-302.
- (2) Under Subsection 58-31b-303(2)(b) and Section R156-31b-302d, an applicant for RN licensure who graduated from a nonapproved nursing education program shall ~~[submit]~~ demonstrate that the nursing education program completed by the applicant is equivalent by submitting to the Division:
- ~~[(a) a CGFNS Certification Program Verification Letter; or]~~
 - (a) an education or credential evaluation from an evaluator listed on the Division's website at <https://commerce.utah.gov/dopl/nursing/>; or
 - (b) documentation of meeting the endorsement requirements of Section 58-1-302.
- (3) Under Subsection 58-31b-303(2)(b)(i), an applicant under Subsection (1) shall pass the NCLEX-RN examination under Subsection 58-31b-302(5)(a)(vi) and Section R156-31b-302g.

R156-31b-306. APRN Intern License.

- (1) (a) Under Subsections 58-31b-306(1)(b) and (3)(b), an APRN intern license expires the earlier of:
- (i) 180 days from the date of issuance;
 - (ii) 30 days after the applicant has failed to take or pass the specialty certification examination; or
 - (iii) upon issuance of an APRN license.
- (b) The Division in collaboration with the Board may extend the term of an APRN intern license upon a showing of extraordinary circumstances beyond the control of the applicant.
- (2) Under Section 58-31b-306, an individual holding an APRN intern license specializing in psychiatric mental health nursing shall work under the supervision of an APRN pursuant to Subsection R156-31b-302e(2)(a)(ii)(C)(I).
- (3) It is the professional responsibility of an APRN intern to:
- (a) inform the Division of examination results within ten calendar days of receipt; and
 - (b) ensure that the examination agency sends the examination results directly to the Division.

R156-31b-703a. Standards of Professional Accountability.

The following standards apply equally to the LPN, RN, and APRN licenses. In demonstrating professional accountability, a licensee shall:

- (1) practice within the legal boundaries that apply to nursing;
- (2) comply with applicable statutes and rules;
- (3) demonstrate honesty and integrity in nursing practice;
- (4) base nursing decisions on nursing knowledge and skills, and the needs of patients;
- (5) seek clarification of orders when needed;
- (6) obtain orientation and training competency when encountering new equipment and technology or unfamiliar care situations;
- (7) demonstrate attentiveness in delivering nursing care;
- (8) implement patient care, including administering medication~~[-administration]~~, in a proper~~[ly]~~ and ~~[in a]~~ timely manner;
- (9) document any care provided;
- (10) communicate to other health team members relevant and timely patient information, including:
 - (a) patient status and progress;
 - (b) patient response or lack of response to therapies;
 - (c) significant changes in patient condition; and
 - (d) patient needs;
- (11) take preventive measures to protect patient, others, and self;
- (12) respect patients' rights, concerns, decisions, and dignity;
- (13) promote a safe patient environment;
- (14) maintain appropriate professional boundaries;
- (15) contribute to the implementation of an integrated health care plan;
- (16) respect patient property and the property of others;
- (17) protect confidential information unless obligated by law to disclose the information;
- (18) accept responsibility for individual nursing actions, competence, decisions, and behavior in the course of nursing practice;
- (19) maintain continued competence through ongoing learning and application of knowledge in each patient's interest; and
- (20) comply with the American Nurses Association (ANA) Code of Ethics for Nurses, ~~[2015]~~2025 edition, which is incorporated by reference.

R156-31b-703b. Scope of Nursing Practice Implementation.

- (1) Under Subsection 58-31b-102~~[(13)]~~[(4)](b), a~~[n]~~ LPN shall:
 - (a) conduct a focused nursing assessment;
 - (b) plan for and implement nursing care within limits of competency;
 - (c) conduct patient surveillance and monitoring;
 - (d) assist in identifying patient needs;
 - (e) assist in evaluating nursing care;
 - (f) participate in nursing management by:
 - (i) assigning appropriate nursing activities to other LPNs;
 - (ii) delegating care for stable patients to unlicensed assistive personnel under this rule and applicable statutes;
 - (iii) observing nursing measures and providing feedback to nursing managers; and
 - (iv) observing and communicating outcomes of delegated and assigned tasks; and

- 444 (g) serve as faculty in areas of competence.
- 445 (2) Under Subsection 58-31b-102~~(14)~~(5)(b), an RN shall:
- 446 (a) interpret patient data, whether obtained through a focused nursing assessment or
- 447 otherwise, to:
- 448 (i) complete a comprehensive nursing assessment; and
- 449 (ii) determine whether, and according to what timeframe, another medical
- 450 professional, a patient's family member, or any other person should be apprised of a
- 451 patient's nursing needs;
- 452 (b) detect faulty or missing patient information;
- 453 (c) apply nursing knowledge effectively in the synthesis of the biological, psychological,
- 454 spiritual, and social aspects of the patient's condition;
- 455 (d) utilize broad and complete analyses to plan strategies of nursing care and nursing
- 456 interventions that are integrated within each patient's overall health care plan or IHP;
- 457 (e) demonstrate appropriate decision-making, critical thinking, and clinical judgment to
- 458 make independent nursing decisions and to identify health care needs;
- 459 (f) correctly identify changes in each patient's health status;
- 460 (g) comprehend clinical implications of patient signs, symptoms, and changes as part of
- 461 ongoing or emergent situations;
- 462 (h) critically evaluate the impact of nursing care, the patient's response to therapy, and the
- 463 need for alternative interventions;
- 464 (i) intervene on behalf of a patient when problems are identified so as to revise a care plan
- 465 as needed;
- 466 (j) appropriately advocate for patients by:
- 467 (i) respecting patients' rights, concerns, decisions, and dignity;
- 468 (ii) identifying patient needs;
- 469 (iii) attending to patient concerns or requests; and
- 470 (iv) promoting a safe and therapeutic environment by:
- 471 (A) providing appropriate monitoring and surveillance of the care
- 472 environment;
- 473 (B) identifying unsafe care situations; and
- 474 (C) correcting problems or referring problems to appropriate management
- 475 level when needed;
- 476 (k) communicate with other health team members regarding patient choices, concerns, and
- 477 special needs, including:
- 478 (i) patient status and progress;
- 479 (ii) patient response or lack of response to therapies; and
- 480 (iii) significant changes in patient condition;
- 481 (l) demonstrate the ability to responsibly organize, manage, and supervise the practice of
- 482 nursing by:
- 483 (i) delegating tasks under this rule and applicable statutes; and
- 484 (ii) matching patient needs with personnel qualifications, available resources, and
- 485 appropriate supervision;
- 486 (m) teach and counsel patient families regarding an applicable health care regimen,
- 487 including general information about health and medical conditions, specific procedures,
- 488 wellness, and prevention;
- 489 (n) if acting as a chief administrative nurse:
- 490 (i) ensure that organizational policies, procedures, and standards of nursing
- 491 practice are developed, kept current, and implemented to promote safe and
- 492 effective nursing care;

- 493 (ii) (A) assess the knowledge, skills, and abilities of nursing staff and assistive
494 personnel; and
495 (B) ensure personnel are assigned to nursing positions appropriate to their
496 determined competence and licensure, certification, or registration level;
497 and
498 (iii) ensure that thorough and accurate documentation of personnel records, staff
499 development, quality assurance, and other aspects of the nursing organization are
500 maintained;
- 501 (o) if employed by a department of health:
502 (i) implement standing orders and protocols; and
503 (ii) complete and provide to any patient prescription prepared and signed by a
504 physician under Section 58-17b-620;
- 505 (p) serve as faculty in areas of competence; and
506 (q) perform any task within the scope of practice of an LPN.
- 507 (3) Under Subsection 58-31b-102~~(4)~~(2)(b), the following scope and standards shall apply to
508 the practice of advanced practice registered nursing:
509 (a) an APRN who chooses to change or expand from a primary focus of practice shall, at
510 the request of the Division, document competency within that expanded practice based on
511 education, clinical practice experiences, and certification with the burden to demonstrate
512 competency upon the APRN;
513 (b) an APRN may practice within the scope of practice of a~~n~~ RN and a~~n~~ LPN in Utah;
514 and
515 (c) an APRN who wishes to practice as an RN in a Party state, as defined in Section 58-
516 31e-102 of the Nurse Licensure Compact, shall reinstate, qualify for, and obtain an RN
517 Compact license in Utah.
- 518 (4) Under Subsections 58-1-510(3) and (4) and 58-31b-~~102(4)(d)~~302(2)(a) and (b), a certified
519 registered nurse anesthetist (APRN-CRNA) licensed under Subsection 58-31b-~~301(2)~~302(2)
520 who provides general anesthesia, deep sedation, or moderate sedation, shall possess the
521 knowledge, skills, and education and training required by the following standards, and shall
522 comply with the following standards, which are incorporated by reference:
523 (a) (i) American Association of Nurse Anesthesiology (AANA) Standards for Nurse
524 Anesthesia Practice, 2019 edition; or
525 (ii) the following American Society of Anesthesiologists (ASA) standards:
526 (A) Basic Standards for Preanesthesia Care, ~~2020~~October 15, 2025
527 edition;
528 (B) Standards for Basic Anesthetic Monitoring, ~~2020~~October 15, 2025
529 edition; and
530 (C) Standards for Postanesthesia Care, ~~2019~~October 23, 2024 edition;
- 531 (b) the following American Dental Association (ADA) standards:
532 (i) Guidelines for the Use of Sedation and General Anesthesia by Dentists, ~~2016~~October 2025 edition;
533 (ii) Guidelines for Teaching Pain Control and Sedation to Dentists and Dental
534 Students, ~~2016~~October 2025 edition;
535 (iii) Guidelines for Teaching Pediatric Pain Control and Sedation to Dentists and
536 Dental Students, ~~2024~~October 2025 edition; and
537 (iv) ~~ADA~~American Dental Association Policy Statement: The Use of Sedation
538 and General Anesthesia by Dentists, 2007 edition; or
539 (c) the following American Association of Oral and Maxillofacial Surgeons (AAOMS)
540 standards:
541 (i) Office Anesthesia Evaluation Manual, ~~2018~~2026 ~~9th~~10th edition; and
542

(ii) Parameters of Care: AAOMS Clinical Practice Guidelines for Oral and Maxillofacial Surgery, 2023 7th edition.

R156-31b-~~[802]~~601. Medication Aide Certified - Approval of Training Programs.

(1) Under Subsection 58-31b-601(4), the minimum standards for a ~~[a]~~ MAC training program and the process to obtain approval are ~~[as follows:]~~ established in this section.

~~[(1)2]~~ ~~[an]~~ A MAC training program shall be approved by the Division in collaboration with the Advisory Peer Education Committee created in Section R156-31b-202 before the program is implemented. ~~[;]~~

~~[(2)3]~~ ~~[an]~~ A MAC training program may be offered only by an educational institution, a health care facility, or a health care association. ~~[;]~~

~~[(3)4]~~ ~~[an]~~ A MAC training program shall consist of at least:

(a) 60 clock hours of didactic classroom training that is consistent with the Medication Assistant-Certified (MA-C) Model Curriculum adopted by the NCSBN's Delegate Assembly on August 9, 2007, which is incorporated by reference; and

(b) 40 hours of practical training in a healthcare facility as defined in Subsection 78B-3-403(12). ~~[;]~~

~~[(4)5]~~ ~~[each]~~ Each classroom training instructor and the practical training instructor shall:

(a) (i) have an active LPN, RN, or APRN license in good standing or a multistate privilege to practice nursing in Utah; and

(ii) have at least one year of clinical practice experiences; or

(b) (i) be an approved CNA instructor who has completed a Train the Trainer program recognized by the Utah Nursing Assistant Registry; and

(ii) have at least one year of clinical practice experiences. ~~[;]~~

~~[(5)6]~~ (a) The practical training instructor-to-student ratio shall be no greater than:

(i) ~~[1:2]~~ one instructor to one student, if the instructor is working with individual students to administer medications; or

(ii) ~~[1:6]~~ one instructor to six students, if the instructor is supervising students who are working one-on-one with medication nurses to administer medications in clinical facilities. ~~[;]~~

(b) ~~[a]~~ A practical training instructor shall be on-site and available at any time if the student is not being directly supervised by a licensed nurse during the clinical practice experiences. ~~[; and]~~

~~[(6)7]~~ ~~[an]~~ An entity seeking approval to provide an MAC training program shall submit to the Division a complete application form provided by the Division with:

(a) evidence of adequate and appropriate trainers and resources to provide the training program, including a well-stocked clinical skills lab or the equivalent;

(b) a copy of the proposed training curriculum; ~~[-and an attestation that the proposed curriculum is consistent with the model curriculum in Subsection (3)(a); and]~~

(c) an attestation that the proposed curriculum is consistent with the model curriculum in Subsection (3)(a); and

~~[(e)d]~~ documentation of the MAC training program's minimal admission requirements, which shall include:

(i) ~~[-an earned high school diploma, successful passage of the general educational development test, or equivalent education as approved by the Board;]~~

(A) an earned high school diploma

(B) successful passage of the general educational development test; or

(C) equivalent education as approved by the Board;

- (ii) current certification as a nursing aide, in good standing, from the Utah Nursing Assistant Registry;
- (iii) at least 2,000 hours of experience completed:
 - (A) as a CNA working in a healthcare facility as defined in Subsection 78B-3-403(12); and
 - (B) within the two-year period preceding the date of application to the training program: and
- (iv) current cardiopulmonary resuscitation (CPR) certification.

DRAFT