

House Bill 2716

Sponsored by Representative BUTLER

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Oregon State Board of Nursing to issue reciprocal license and provisional license to practice nursing to certain applicants. Establishes criteria for reciprocal and provisional licensure. Authorizes board to impose fees for reciprocal and provisional licensure.

A BILL FOR AN ACT

1
2 Relating to licensure of nurses; creating new provisions; and amending ORS 678.410.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Sections 2 and 3 of this 2007 Act are added to and made a part of ORS 678.010**
5 **to 678.410.**

6 **SECTION 2. The Oregon State Board of Nursing shall issue a license to practice nursing**
7 **in this state to an applicant who applies to the board for a reciprocal license if the applicant**
8 **for licensure:**

9 (1) **Holds an active, unrestricted license to practice nursing in Washington, Idaho,**
10 **Nevada or California;**

11 (2) **Meets the requirements of ORS 678.040; and**

12 (3) **Pays the fees for a reciprocal licensure established by the board under ORS 678.410.**

13 **SECTION 3. (1) Notwithstanding any other provision of ORS 678.010 to 678.410, an appli-**
14 **cant who holds a full, unrestricted license to practice nursing in any other state of the**
15 **United States, has not been the recipient of a professional sanction in any other state of the**
16 **United States and has applied to the Oregon State Board of Nursing for a license to practice**
17 **nursing in this state shall be issued a provisional license to practice nursing in this state if**
18 **the applicant has:**

19 (a) **Submitted an application for licensure under ORS 678.050 (3) or section 2 of this 2007**
20 **Act;**

21 (b) **Paid the required fee determined by the board pursuant to ORS 678.410; and**

22 (c) **Provided to the board documentation that the applicant holds an active license to**
23 **practice nursing from the agency regulating the practice of nursing in the jurisdiction in**
24 **which the applicant is licensed and that the applicant has not been the recipient of a pro-**
25 **fessional sanction in that jurisdiction.**

26 (2) **A provisional license issued under this section:**

27 (a) **Is valid until the board either approves or denies the application for licensure made**
28 **by the applicant under ORS 678.050 (3) or section 2 of this 2007 Act; and**

29 (b) **Shall be issued by the board within 10 working days of the date the applicant meets**
30 **the requirements of subsection (1) of this section.**

31 (3) **A person holding a provisional license issued under this section is subject to all the**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **provisions of ORS 678.010 to 678.410 and to all the rules of the board and has the same duties**
2 **and responsibilities and is subject to the same penalties and sanctions as any other person**
3 **licensed under ORS 678.010 to 678.410.**

4 **SECTION 4.** ORS 678.410 is amended to read:

5 678.410. (1) The Oregon State Board of Nursing may impose fees for the following:

- 6 (a) License renewal.
- 7 (b) Examination.
- 8 (c) License by indorsement.
- 9 (d) Limited license.
- 10 (e) Examination proctor service.
- 11 (f) Duplicate license.
- 12 (g) Extension of limited license.
- 13 (h) Nurse practitioner certificate.
- 14 (i) Reexamination for licensure.
- 15 (j) Delinquent fee.
- 16 (k) Renewal fee nurse practitioner.
- 17 (L) Verification of a license of a nurse applying for license by indorsement in another state.
- 18 (m) Certified nurse practitioner's initial application and registration for writing prescriptions.
- 19 (n) Renewal of certified nurse practitioner's application for writing prescriptions.
- 20 (o) Approval of training program for nursing assistants.
- 21 (p) Issuance, renewal and delinquency of a nursing assistant certificate.
- 22 (q) Voluntary monitoring program for chemical dependency or an emotional or physical problem.
- 23 (r) Clinical nurse specialist certification established pursuant to ORS 678.370.
- 24 (s) Clinical nurse specialist's initial application for prescriptive authority.
- 25 (t) Renewal of clinical nurse specialist's application for prescriptive authority.
- 26 (u) Inactive license or certificate.
- 27 (v) Retired license or certificate.
- 28 (w) Nationwide criminal records check.
- 29 **(x) Reciprocal licensure.**

30 **(y) Provisional licensure.**

31 (2) Fees are nonrefundable.

32 (3) Subject to prior approval of the Oregon Department of Administrative Services and a report
33 to the Emergency Board prior to adopting the fees and charges, the fees and charges established
34 under this section shall not exceed the cost of administering the regulatory program of the board
35 pertaining to the purpose for which the fee or charge is established, as authorized by the Legislative
36 Assembly within the board's budget, as the budget may be modified by the Emergency Board. If
37 federal or other funds are available to offset costs of administering the program, fees shall be es-
38 tablished based on net costs to the state but not to exceed \$40 per biennium for the certification fee
39 under subsection (1)(p) of this section.

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