

March 2, 2009

**S 356. AMEND NURSING PRACTICE ACT.** Filed 3/2/09. *TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT.*

Amends GS 90-171.23(b) regarding the duty of the North Carolina Board of Nursing (Board) to keep a record of all proceedings, to delete the specification that an annual summary of all actions taken as a result of these proceedings be made available to the Governor and licensees. Expands the duties and powers of the Board to include: (1) establishing programs to aid in the remediation of nurses who have practice deficiencies and (2) ordering the production of any records concerning the practice of nursing relevant to a complaint received by the Board or an inquiry or investigation conducted by or on behalf of the Board.

Amends GS 90-171.24 to delete the requirement that the executive director must provide a surety bond as provided in GS 128-8 to be paid to the Board. Amends GS 90-171.34 to remove the requirement that the Board provide space on the licensure renewal form for the licensee to list the specific amount of continuing education the licensee received during the renewal period.

Amends GS 90-171.37 to provide that the Board *may* initiate (was, *shall* initiate) an investigation upon receiving information about any violations of the Nursing Practice Act or any rule or regulation set by the Board. Also amends GS 90-171.38(b) regarding establishing programs for the purpose of training or educating registered nurses licensed under GS 90-171.30, GS 90-171.32, or GS 90-171.33 to conduct medical examinations to collect evidence from victims of first- and second- degree rape or sexual offense, or attempted first and second degree rape or sexual offense. Amends the phrase *conduct medical examinations* to read *conduct examinations*. Deletes the requirement that the Board work with the North Carolina Medical Board as described in GS 90-6 to establish, revise, or repeal the standards for any program established for the above stated purpose.

Defines *applicant* for the purposes of GS 90-171.48 (criminal history record checks of applicants for licensure) as a person applying for initial licensure (was, applying for licensure) as a registered nurse or a licensed practical nurse by examination pursuant to GS 90-171.29 *or* (was, and) GS 90-171.30. Also provides that *applicant* includes a person applying for reinstatement of licensure under GS 90-171.35 or returning to active status under GS 90-171.36 as a registered nurse or licensed practical nurse. Directs the Board to ensure that the state and national criminal history is checked for an applicant applying for initial licensure. Provides that the Board may request a criminal history record check for applicants applying for reinstatement of a license or returning to active status.

**Intro. by Rand.**

GS 90

March 12, 2009

**S 356. AMEND NURSING PRACTICE ACT.** Filed 3/2/09. Senate committee substitute makes the following changes to 1st edition. Makes technical changes to the amendment to GS 90-171.23(b)(12). Amends GS 90-171.23(b)(14) to update the statutory cross-reference. Modifies the amendment to GS 90-171.38(b) to remove the cross-reference to a repealed statute.

June 22, 2009

**SL 2009-133 (S 356). AMEND NURSING PRACTICE ACT. AN ACT TO MAKE VARIOUS REVISIONS TO THE NURSING PRACTICE ACT.** Summarized in *Daily Bulletin* 3/2/09 and 3/12/09. Enacted June 19, 2009. Effective June 19, 2009.