

Department of Legislative Services
Maryland General Assembly
2024 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 1105 (Delegate Woods, *et al.*)

Health and Government Operations

Finance

Advanced Practice Registered Nurses - Certification Requirement and
Exceptions

This bill requires an individual to be certified as an advanced practice registered nurse (APRN) before practicing advanced practice registered nursing in the State, except as specified. The requirement does not apply to (1) a student enrolled in a graduate level accredited program for advanced practice registered nursing while practicing advanced practice registered nursing in that program or (2) an individual permitted to practice advanced practice registered nursing under rules and regulations adopted by the Maryland Board of Nursing (MBON). **The bill takes effect July 1, 2024.**

Fiscal Summary

State Effect: None. The change is technical in nature and does not directly affect governmental finances.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: “Practice registered nursing” means the performance of acts requiring substantial specialized knowledge, judgment, and skill based on the biological, physiological, behavioral, or sociological sciences as the basis for assessment, nursing diagnosis, planning, implementation, and evaluation of the practice of nursing to maintain health, prevent illness, or care for or rehabilitate the ill, injured, or infirm.

“Practice advanced practice registered nursing” means to practice registered nursing within the scope of practice in the area of specialty for which the individual holds certification from a nationally recognized certifying body recognized by MBON.

“Practice licensed practical nursing” means to perform in a team relationship an act that requires specialized knowledge, judgment, and skill based on principles of biological, physiological, behavioral, or sociological science to administer treatment or medication, aid in rehabilitation, promote preventive measures in community health, give counsel, safeguard life and health, teach or supervise, or perform additional acts authorized by MBON.

Generally, an individual must be licensed by MBON to practice registered nursing or licensed practical nursing in the State; however, this does not apply to:

- a student enrolled in an approved education program while practicing registered nursing or licensed practical nursing in that program;
- an individual employed by the federal government to practice registered nursing or licensed practical nursing while practicing within the scope of that employment, if the individual is authorized by any state to practice registered nursing or licensed practical nursing;
- an individual permitted to practice registered nursing or licensed practical nursing under rules and regulations adopted by MBON, if the individual (1) otherwise has qualified to practice registered nursing or licensed practical nursing in any other state or country and is in this State temporarily or (2) has an application for a license pending before MBON, under specified circumstances;
- an individual who provides gratuitous care for friends, domestic partners, or family members;
- an individual who responds to a disaster situation in this State to practice registered nursing or licensed practical nursing, as specified; or
- an individual has been granted multistate licensing privileges under the Nurse Multistate Licensure Compact.

In Maryland, an individual must be licensed as a registered nurse and certified as an APRN by MBON to practice as a nurse practitioner, nurse anesthetist, nurse midwife, or clinical nurse specialist.

Additional Information

Recent Prior Introductions: Similar legislation has not been introduced within the last three years.

Designated Cross File: None.

Information Source(s): Maryland Department of Health; Department of Legislative Services

Fiscal Note History: First Reader - March 4, 2024
rh/jc Third Reader - March 14, 2024

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