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By: **Delegates Goldwater, Nathan-Pulliam, Eckardt, and Morhaim**  
Introduced and read first time: February 4, 1998  
Assigned to: Environmental Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 17, 1998

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CHAPTER\_\_\_\_\_

1 AN ACT concerning

2 **Nursing - Licensing Requirements - Exception**

3 FOR the purpose of adding an exception to a certain nurse licensing requirement to  
4 allow nurses licensed in a state other than Maryland to practice registered  
5 nursing or licensed practical nursing under certain circumstances; and  
6 generally relating to nurse licensing requirements.

7 BY repealing and reenacting, with amendments,  
8 Article - Health Occupations  
9 Section 8-301  
10 Annotated Code of Maryland  
11 (1994 Replacement Volume and 1997 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Health Occupations**

15 8-301.

16 (a) Except as otherwise provided in this title, an individual shall be licensed  
17 by the Board before the individual may practice registered nursing in this State.

18 (b) Except as otherwise provided in this title, an individual shall be licensed  
19 by the Board before the individual may practice licensed practical nursing in this  
20 State.

21 (c) This section does not apply to:

1           (1)     A student enrolled in an approved education program while  
2 practicing registered nursing or licensed practical nursing in that program;

3           (2)     An individual employed by the federal government to practice  
4 registered nursing or licensed practical nursing while practicing within the scope of  
5 that employment, if the individual is authorized by any state to practice registered  
6 nursing or licensed practical nursing; [and]

7           (3)     An individual permitted to practice registered nursing or licensed  
8 practical nursing under rules and regulations adopted by the Board, if the individual:

9                   (i)     Otherwise has qualified to practice registered nursing or  
10 licensed practical nursing in any other state or country and is in this State  
11 temporarily; or

12                   (ii)    Has an application for a license pending before the Board:

13                           1.     But has not taken the examination required under this  
14 title; or

15                           2.     Has taken an examination under this title, but the results  
16 of the examination are not yet known; AND

17           (4)     AN INDIVIDUAL WHO IS ASSIGNED BY THE AMERICAN RED CROSS TO  
18 A DISASTER SITUATION IN THIS STATE TO PRACTICE REGISTERED NURSING OR  
19 LICENSED PRACTICAL NURSING, IF THE INDIVIDUAL IS LICENSED TO PRACTICE  
20 REGISTERED NURSING OR LICENSED PRACTICAL NURSING IN ANOTHER STATE.

21     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 1998.