

HOUSE BILL 624

J2

3lr2045
CF SB 501

By: **Delegates Pena–Melnyk and Kipke**
Introduced and read first time: February 1, 2013
Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Nursing – Licensure by Endorsement – Clinical Experience**

3 FOR the purpose of clarifying that certain applicants for license by endorsement are
4 required to have a certain active unencumbered license; requiring certain
5 applicants to submit certain applications to the State Board of Nursing and
6 submit to certain criminal history records checks; authorizing the Board to
7 waive certain clinical experience requirements under certain circumstances;
8 requiring the Board to adopt certain regulations; requiring the Board to report
9 to certain committees of the General Assembly on or before certain dates;
10 providing for the termination of this Act; and generally relating to the authority
11 of the State Board of Nursing, licensure by endorsement, and clinical
12 experience.

13 BY repealing and reenacting, with amendments,
14 Article – Health Occupations
15 Section 8–307
16 Annotated Code of Maryland
17 (2009 Replacement Volume and 2012 Supplement)

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

20 **Article – Health Occupations**

21 8–307.

22 (a) Subject to the provisions of this section, the Board may issue a license by
23 endorsement and waive any appropriate examination requirement of this title for an
24 applicant who [is licensed or registered] **HAS AN ACTIVE UNENCUMBERED LICENSE**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 to practice registered nursing or licensed practical nursing in any other state or
2 country.

3 (b) The Board may issue a license by endorsement under this section only if
4 the applicant:

5 (1) SUBMITS TO THE BOARD AN APPLICATION ON THE FORM
6 THAT THE BOARD REQUIRES;

7 (2) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN
8 ACCORDANCE WITH § 8-303 OF THIS SUBTITLE;

9 [(1)] (3) Pays the application fee set by the Board under § 8-304 of
10 this subtitle; and

11 [(2)] (4) Provides adequate evidence that:

12 (i) At the time the applicant graduated from a nursing
13 education program approved in the other state or country, the applicant met the
14 educational qualifications then required by the laws of this State;

15 (ii) At the time the applicant became licensed or registered in
16 the other state or country, the applicant passed in that or any other state or country
17 an examination that was similar to the examination that then was given in this State;
18 and

19 (iii) The applicant meets the qualifications otherwise required by
20 this title.

21 (c) THE BOARD MAY WAIVE THE CLINICAL EXPERIENCE
22 REQUIREMENTS ESTABLISHED UNDER THIS SUBTITLE FOR AN APPLICANT WHO
23 HAS AN ACTIVE UNENCUMBERED LICENSE TO PRACTICE REGISTERED NURSING
24 OR LICENSED PRACTICAL NURSING IN ANY OTHER STATE OR COUNTRY BUT
25 DOES NOT SATISFY THE REQUIREMENT UNDER SUBSECTION (B)(4)(I) OF THIS
26 SECTION, IF THE APPLICANT:

27 (1) GRADUATED FROM A PROGRAM ACCREDITED BY A NURSING
28 ACCREDITATION AGENCY RECOGNIZED BY THE BOARD;

29 (2) HAS NEVER BEEN DISCIPLINED IN ANOTHER STATE OR
30 COUNTRY;

31 (3) SUBMITS TO THE BOARD SATISFACTORY EVIDENCE OF
32 COMPLETING 1,000 HOURS OF ACTIVE NURSING PRACTICE WITHIN THE

1 12-MONTH PERIOD IMMEDIATELY PRECEDING THE DATE OF THE APPLICATION;
2 AND

3 (4) MEETS THE REQUIREMENTS OTHERWISE REQUIRED BY THIS
4 TITLE.

5 (D) THE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT
6 SUBSECTION (C) OF THIS SECTION.

7 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1,
8 2016, and December 1, 2018, the State Board of Nursing shall report to the Senate
9 Education, Health and Environmental Affairs Committee and the House Health and
10 Government Operations Committee, in accordance with § 2-1246 of the State
11 Government Article, on the number of registered nurses who have applied for
12 licensure by endorsement under the provisions of § 8-307 of the Health Occupations
13 Article, as enacted by Section 1 of this Act.

14 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2013. It shall remain effective for a period 5 years and, at the end of
16 September 30, 2018, with no further action required by the General Assembly, this Act
17 shall be abrogated and of no further force and effect.