

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 1225

H.P. 843

House of Representatives, March 10, 2005

An Act To Amend and Update Laws Regulating the Practice of Nursing

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Reference to the Committee on Business, Research and Economic Development suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PERRY of Calais.

Cosponsored by Senator PERRY of Penobscot and

Representative: BRANNIGAN of Portland, Senators: MAYO of Sagadahoc, MITCHELL of Kennebec, ROSEN of Hancock, SNOWE-MELLO of Androscoggin.

Be it enacted by the People of the State of Maine as follows:

2
4 **Sec. 1. 32 MRSA §2103, sub-§2**, as amended by PL 2001, c. 260,
Pt. D, §1, is further amended to read:

6 **2. Students.** The practice of nursing that is an integral
8 part of a program by students enrolled in board-approved nursing
education programs leading to initial licensure, and or the
10 practice of nursing by graduates of board-approved programs
~~pending the results of the first licensing examination for which~~
~~they are eligible following graduation~~ who are participating in a
12 structured orientation program specifically designed for
graduates of board-approved nursing programs as defined by the
14 board, if they practice under on-site delegation and supervision
of a registered professional nurse and only in the practice
16 setting. The board may, by rule or by policy, define what
constitutes supervision and a practice setting;

18 **Sec. 2. 32 MRSA §2103, sub-§7**, as enacted by PL 2003, c. 204,
20 Pt. H, §4, is amended to read:

22 **7. Nursing services by successful candidates of the**
24 **National Council of State Boards of Nursing, Inc.'s National**
Council Licensure Examination pending receipt of United States
social security number. The practice of nursing for a period not
26 to exceed 90 days by an applicant for licensure as a registered
professional nurse or practical nurse who has passed the National
28 Council of State Boards of Nursing, Inc.'s National Council's
~~Learning--Extension--licensure--examination~~ Council Licensure
30 Examination and has met all requirements for licensure except
obtaining a United States social security number, as required by
32 Title 36, section 175.

34 **Sec. 3. 32 MRSA §2153-A, last paragraph.** as repealed and
replaced by PL 1995, c. 625, Pt. A, §38, is repealed.

36 **Sec. 4. 32 MRSA §2153-B** is enacted to read:

38 **§2153-B. Liaison; limitations**

40 The Commissioner of Professional and Financial Regulation
42 shall act as a liaison between the board and the Governor. The
commissioner may not exercise or interfere with the exercise of
44 discretionary, regulatory or licensing authority granted by
statute to the board. The commissioner may require the board to
46 be accessible to the public for complaints and questions during
regular business hours and to provide any information the
48 commissioner requires in order to ensure that the board is
operating administratively within the requirements of this
50 chapter.

