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**TITLE 848 INDIANA STATE BOARD
OF NURSING**

Proposed Rule
LSA Document #04-97

DIGEST

Amends 848 IAC 1-1-6 concerning requirements for licensure by examination. Amends 848 IAC 1-1-7 concerning requirements for licensure by endorsement. Repeals 848 IAC 6. Effective 30 days after filing with the secretary of state.

848 IAC 1-1-6

848 IAC 1-1-7

848 IAC 6

SECTION 1. 848 IAC 1-1-6 IS AMENDED TO READ AS FOLLOWS:

848 IAC 1-1-6 Licensure by examination

Authority: IC 25-23-1-7

Affected: IC 25-23-1-11; IC 25-23-1-12

Sec. 6. (a) Any person who makes application to the board for a license shall submit to the board written evidence, verified by oath, that the registered nurse applicant meets **the requirements of IC 25-23-1-11** and the licensed practical nurse applicant meets **the requirements of IC 25-23-1-12**.

(b) A copy of a marriage certificate or court order shall be submitted by a candidate who wishes to change her or his name after the application is filed.

(c) Candidates shall present the authorization to test and a photo identification for entrance to the testing center.

(d) The required Indiana passing criteria for the licensure examination is set by the National Council of State Boards of Nursing using the computerized adaptive testing methodology.

(e) An applicant may take the examination at any testing center in the United States approved by the National Council for State Boards of Nursing. An authorization to test must be provided by the Indiana board **prior to before** testing.

(f) Graduates of foreign schools of nursing shall meet the following qualifications before being licensed in Indiana:

- (1) Be licensed in the territory or country in which they graduated.
- (2) Meet the qualifications required in Indiana as determined by the board.
- (3) Obtain the official records from the territory or country in which the applicant graduated verifying academic qualifications or be referred to state accredited nursing programs to establish the necessary credits if the original records are unobtainable.
- (4) Show evidence of having passed the examination prepared by the commission on graduates of foreign nursing schools.
- (5) Pass the appropriate nurse licensing examination in Indiana.

(g) Requirements for unsuccessful candidates are as follows:

- (1) Any candidate who fails the Indiana licensing examination shall not be licensed until she or he has passed the licensing examination.
- (2) A complete application shall be submitted each time an examination is taken.
- (3) The full examination fee shall be charged for each reexamination.
- (4) A candidate who has failed the licensing examination (in any jurisdiction) should undertake a special study program before

retaking the examination. This study program may include one (1) or all of the following:

- (A) Auditing nursing courses at an approved program in nursing.
- (B) A self-study program, such as review of course work or professional reading.
- (C) Tutoring.
- (D) Reenrollment in a state-accredited program of nursing.

(h) Written informed consent from the candidate is necessary before individual licensing examination scores are released to anyone other than the candidate.

(i) Candidates applying for the **practical nursing** licensing examination shall be required to meet the board's curricular requirements for the program in **practical nursing** as stated in the rules in effect at the time of their graduation. **Candidates applying for the registered nursing licensing examination shall be required to meet the board's curricular requirements for the program in registered nursing as stated in the rules in effect at the time of their graduation.**

(j) An applicant shall produce evidence of the applicant's primary state of residence. Such evidence shall include a declaration signed by the applicant and the following:

(1) Either of the following requirements of evidence must be provided:

- (A) Current driver's license with the applicant's home address.
- (B) Other state or federal issued identification card that includes the applicant's home address.

(2) At least one (1) of the following documents must be provided:

- (A) ~~Voter registration card displaying a home address.~~
- (B) A federal income tax return declaring the primary state of residence.
- (C) Such other evidence of residence as deemed acceptable by the board.

(Indiana State Board of Nursing; Reg 6; filed Mar 1, 1978, 8:51 a.m.: Rules and Regs. 1979, p. 162; filed Mar 18, 1980, 4:00 p.m.: 3 IR 961; filed Feb 18, 1982, 2:18 p.m.: 5 IR 735; filed Mar 29, 1985, 10:43 a.m.: 8 IR 1026; filed Sep 12, 1985, 3:27 p.m.: 9 IR 287; readopted filed Nov 21, 2001, 10:23 a.m.: 25 IR 1326; filed Jun 23, 2003, 4:12 p.m.: 26 IR 3653, eff Jul 1, 2003 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #02-247 was filed Jun 23, 2003.]

SECTION 2. 848 IAC 1-1-7 IS AMENDED TO READ AS FOLLOWS:

848 IAC 1-1-7 Licensure by endorsement

Authority: IC 25-23-1-7

Affected: IC 25-23-1-11; IC 25-23-1-12

Sec. 7. (a) An applicant **for licensure as a practical nurse** who was originally licensed by the National Council Licensing Examination (NCLEX®) or ~~an equivalent~~ **the State Board Test Pool Examination (SBTPE)** in another jurisdiction will be accepted for registration in Indiana by endorsement from the board that granted the original license if the applicant meets the following qualifications:

- (1) Is of good moral character.
- (2) Has graduated from:
 - (A) high school or the equivalent thereof; **and**
 - ~~(2) Has graduated from~~ (B) a state approved program in **practical nursing**.

(b) An applicant for licensure as a registered nurse who was originally licensed by the NCLEX® or the SBTPE in another jurisdiction will be accepted for registration in Indiana by endorsement from the board that granted the original license if the applicant meets the following qualifications:

- (1) Is of good moral character.**
- (2) Has graduated from:**
 - (A) high school or the equivalent thereof; and**
 - (B) a state approved program in registered nursing.**

~~(b)~~ (c) Applicants who are graduates of foreign schools of nursing are eligible for Indiana **practical nursing** licensure by endorsement **providing provided that** the following conditions are met:

- (1) Have:

(A) written and passed the National Council Licensing Examination NCLEX® or an equivalent examination the SBTPE in another jurisdiction or country; **and**

~~(2) Have (B) achieved Indiana's passing scores in all areas.~~

~~(3) (2) Submit:~~

~~(A) copies of all scholastic records; **and**~~

~~(4) Submit (B) proof of:~~

~~(i) good moral character;~~

~~(5) Submit proof of (ii) high school graduation or equivalent thereof; **and**~~

~~(6) Submit proof of (iii) having graduated from a program **that meets the board's curricular requirements for a program in practical nursing as stated in the rules in effect at the time of their graduation** with concurrent theory and clinical experience in all areas.~~

(d) Applicants who are graduates of foreign schools of nursing are eligible for Indiana registered nursing licensure by endorsement provided that the following conditions are met:

(1) Have:

(A) written and passed the NCLEX® or the SBTPE in another jurisdiction or country; and

(B) achieved Indiana's passing scores in all areas.

(2) Submit:

(A) copies of all scholastic records; and

(B) proof of:

(i) good moral character;

(ii) high school graduation or equivalent thereof; and

(iii) having graduated from a program that meets the board's curricular requirements for a program in registered nursing as stated in the rules in effect at the time of their graduation with concurrent theory and clinical experience in all areas.

~~(e) (e) The completed application accompanied by the fee, photograph, and proof of current licensure in another jurisdiction shall be submitted to the Indiana board of nursing. The fee is nonrefundable.~~

~~(d) An applicant shall produce evidence of the applicant's primary state of residence. Such evidence shall include a declaration signed by the applicant and the following:~~

~~(1) Either of the following requirements of evidence must be provided:~~

~~(A) Current driver's license with the applicant's home address.~~

~~(B) Other state or federal issued identification card that includes the applicant's home address.~~

~~(2) At least one (1) of the following documents must be provided:~~

~~(A) Voter registration card displaying a home address.~~

~~(B) A federal income tax return declaring the primary state of residence.~~

~~(C) Such other evidence of residence as deemed acceptable by the board.~~

(Indiana State Board of Nursing; Reg 7; filed Mar 1, 1978, 8:51 a.m.: Rules and Regs. 1979, p. 165; filed Mar 18, 1980, 4:00 p.m.: 3 IR 963; filed Mar 29, 1985, 10:43 a.m.: 8 IR 1028; readopted filed Nov 21, 2001, 10:23 a.m.: 25 IR 1327; filed Jun 23, 2003, 4:12 p.m.: 26 IR 3654, eff Jul 1, 2003 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #02-247 was filed Jun 23, 2003.]

SECTION 3. 848 IAC 6 IS REPEALED.

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on December 16, 2004 at 8:45 a.m., at the Indiana Government Center-South, 402 West Washington Street, Room W064, Indianapolis, Indiana the Indiana State Board of Nursing will hold a public hearing on proposed rules concerning requirements for licensure by examination, requirements for licensure by endorsement, and the repeal of the rules regarding the Interstate Nursing Licensure Compact and multistate license privileges. Copies of these rules are now on file at the Health Professions Bureau, Indiana Government Center-South, 402 West Washington Street, Room W066 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Lisa R. Hayes

Executive Director
Health Professions Bureau