

CROSS-BORDER PRACTICE POSITION STATEMENT

The Idaho Nursing Practice Act (Idaho Code, Title 54, Chapter 14) is clear that no person shall practice nursing in this state unless licensed by the Idaho Board of Nursing or exempt from licensure. The exemptions are set forth in Idaho Code 54-1412 and IDAPA 23.01.01.076. There is no exemption for nurses “consulting” within the state.

The definition of the “practice of nursing” encompasses any nursing practice, whether performed in person or via electronic communication. Any individual providing nursing care or nursing services to a person located in the state of Idaho is engaging in the practice of nursing in this state. This determination is based on the physical location of the client, regardless of the location of the provider of nursing care or nursing services.

If the Board learns that an individual is practicing nursing without a license and is not exempt from licensure, the Board may refer the case to the county prosecutor’s office for criminal prosecution.

Adopted August 27, 1998