

IDAPA 23 – BOARD OF NURSING

23.01.01 - RULES OF THE IDAHO BOARD OF NURSING

DOCKET NOS.

23-0101-1501

23-0101-1502

23-0101-1503

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 54-1404, Idaho Code.

MEETING SCHEDULE: A public meeting on the negotiated rulemaking will be held as follows:

A public meeting is scheduled by the Idaho Board of Nursing for Thursday, July 16, 2015 at the SpringHill Suites by Marriott, 424 E. Park Center Blvd., Boise, Idaho, at 10:00 a.m. (MDT).

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following:

Interested members of the public who wish to participate must submit any written comments, questions, recommendations, or ideas to the Idaho Board of Nursing. Individuals may also attend the public meeting to be conducted on the above date during which the Idaho Board of Nursing will allow oral comments or presentations to be made.

DESCRIPTIVE SUMMARY: The following are statements in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

DOCKET NO. 23-0101-1501

Statute authorizes the Board of Nursing to develop standards and criteria to evaluate the continued competency of licensed nurses. This rulemaking establishes those standards and criteria. For public safety, the rulemaking will require registered and licensed practical nurses seeking to renew their licenses to demonstrate their continued competence to practice nursing in Idaho. The rule establishes several methods for nurses to comply with this obligation.

DOCKET NO. 23-0101-1502

Neither the Idaho Nurse Practice Act nor Board of Nursing Rules defines the term “Active Practice” or where it occurs (i.e., the place where the nurse is located versus the place where the patient/client is located). Active practice involves nursing administrators, nurse educators, public health nurses, home health nurses, parish nurses, and many other positions and activities beyond solely direct patient care in a traditional hospital or clinic setting. Furthermore, clarifying the location (state) where active practice occurs is important, especially in the context of nursing services delivered through telehealth methods. This rulemaking docket contemplates placing a definition of the term “Active Practice” or an equivalent term and its application in Board Rules.

DOCKET NO. 23-0101-1503

This rulemaking docket seeks to amend Board of Nursing Rule 402 (IDAPA 23.01.01.402) to update and clarify provisions regarding registered nurses functioning in a specialty area of nursing.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a copy of the preliminary draft of the text of the proposed rule, contact Sandra Evans, M.A. Ed., R.N., Executive Director, (208) 334-3110 ext. 2476.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments, questions, recommendations, and ideas must be directed to the undersigned and must be submitted to the Board of Nursing by July 10, 2015. Written comments may also be submitted via email to sandra.evans@ibn.idaho.gov.

DATED this 7th day of May 2015.