

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 480

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO LICENSURE BOARDS; AMENDING SECTION 54-1207, IDAHO CODE, TO
AUTHORIZE THE BOARD OF LICENSURE OF PROFESSIONAL ENGINEERS AND PRO-
FESSIONAL LAND SURVEYORS TO HIRE CERTAIN PERSONS AS AN ASSISTANT OR
EXECUTIVE DIRECTOR; AMENDING SECTION 54-1404, IDAHO CODE, TO REVISE A
PROVISION REGARDING THE QUALIFICATIONS OF THE EXECUTIVE DIRECTOR OF THE
BOARD OF NURSING AND TO MAKE CODIFIER'S CORRECTIONS; AMENDING SECTION
54-1713, IDAHO CODE, TO REVISE A PROVISION REGARDING THE QUALIFICATIONS
OF THE EXECUTIVE DIRECTOR OF THE BOARD OF PHARMACY AND TO MAKE A TECHNI-
CAL CORRECTION; AND PROVIDING SEVERABILITY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 54-1207, Idaho Code, be, and the same is hereby
amended to read as follows:

54-1207. BOARD -- ORGANIZATION AND MEETINGS. The board shall hold at
least one (1) regular meeting each year. The rules of the board may pro-
vide for additional regular meetings and for special meetings. Notice of all
meetings shall be given as may be provided in the rules. The board shall an-
nually elect a chairman, a vice-chairman and a secretary, who shall be mem-
bers of the board, and they may provide for an assistant or executive direc-
tor who need not be a member of the board or a licensee. Four (4) members
shall constitute a quorum.

SECTION 2. That Section 54-1404, Idaho Code, be, and the same is hereby
amended to read as follows:

54-1404. BOARD OF NURSING -- POWERS AND DUTIES. The board shall have
all powers and duties necessary and incident to regulation of nursing and
to enforcement of this chapter including, but not limited to, the power and
duty:

(1) To regulate individuals designated as certified medication assis-
tants;

(2) To license qualified persons for practice of nursing in Idaho; to
renew licenses; to limit, restrict, amend, deny, suspend or revoke licenses;
and to accept the voluntary surrender of a license;

(3) To establish alternatives to formal disciplinary action including
a practice remediation program to educate and remediate nurses as a result of
nursing practice deficiencies;

(4) To establish standards, criteria, conditions and requirements for
licensure and to investigate and determine eligibility and qualifications
for licensure, and to administer examinations for licensure;

(5) To establish standards of conduct and practice and to regulate the
use of titles, abbreviations and designations for the practice of nursing;

(6) To establish standards, criteria, and requirements for curricula for nursing education programs and to evaluate, survey, review and approve nursing education programs subject to the provisions of section 54-1406, Idaho Code;

(7) To evaluate continuing competency of persons licensed pursuant to this chapter and to develop standards which will advance the competency of licensees in accordance with developing scientific understanding and methods relating to the practice of nursing;

(8) To receive and collect license and renewal fees assessed pursuant to this chapter and to assess, receive and collect additional reasonable fees for the administration of examinations, investigations and evaluations of applicants, issuance of temporary licenses, duplication and verification of records, surveying and evaluating nursing education programs, and administrative fines not to exceed one hundred dollars (\$100) for each count or separate offense of practicing nursing without current licensure, to be deposited in the state board of nursing account in the manner provided by this chapter;

(9) To employ personnel necessary to administer this chapter and rules promulgated pursuant to this chapter and perform such other duties as the board may require. Such personnel shall include an executive director, ~~who shall be currently licensed to practice professional nursing in Idaho and~~ who shall not be a member of the board;

(10) To maintain a record of board proceedings, annually report to the governor and maintain a public register of names and addresses of licensed nurses;

(11) To enter into interstate compacts, contracts or agreements to facilitate the practice and regulation of nursing in this state;

~~(11)~~ (12) To evaluate and develop, or to enter into contracts or agreements with others to evaluate and develop, the education, distribution and availability of the nursing workforce for the purpose of improving the delivery of quality health care;

~~(12)~~ (13) To make, adopt and publish rules pursuant to chapter 52, title 67, Idaho Code, as may be necessary or appropriate to carry out the provisions and purposes of this chapter.

SECTION 3. That Section 54-1713, Idaho Code, be, and the same is hereby amended to read as follows:

54-1713. ORGANIZATION OF THE BOARD. (1) The board of pharmacy shall elect from its members a chairman and such other officers as it deems appropriate and necessary to the conduct of its business. The chairman of the board of pharmacy shall preside at all meetings of the board and shall be responsible for the performance of all of the duties and functions of the board required or permitted by this ~~act~~ chapter. Each additional officer elected by the board shall perform those duties normally associated with his position and such other duties assigned to him from time to time by the board.

(2) Officers elected by the board shall serve terms of one (1) year commencing with the day of their election, and ending upon election of their successors and shall serve no more than one (1) consecutive full term in each office to which they are elected.

1 (3) The board shall employ a ~~licensed pharmacist~~ person who shall be an
2 ex officio member of the board without vote to serve as a full-time employee
3 of the board in the position of executive director. The executive director
4 shall be responsible for the performance of the regular administrative func-
5 tions of the board and such other duties as the board may direct.

6 SECTION 4. SEVERABILITY. The provisions of this act are hereby declared
7 to be severable and if any provision of this act or the application of such
8 provision to any person or circumstance is declared invalid for any reason,
9 such declaration shall not affect the validity of the remaining portions of
10 this act.