

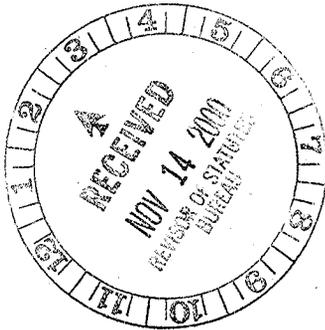
CERTIFICATE

**STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING**

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Kimberly Nania, Director, Bureau of Health Service Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Board of Nursing, do hereby certify that the annexed rules were duly approved and adopted by the Board of Nursing on the 3rd day of November, 2000.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin this 3rd day of November, 2000.

Kimberly Nania, Director, Bureau of Health Service Professions, Department of Regulation and Licensing

STATE OF WISCONSIN
BOARD OF NURSING



IN THE MATTER OF RULE-MAKING : ORDER OF THE
PROCEEDINGS BEFORE THE : BOARD OF NURSING
BOARD OF NURSING : ADOPTING RULES
: (CLEARINGHOUSE RULE 00-051)

ORDER

An order of the Board of Nursing to *renumber* N 5.08 (2); and to *create* N 5.08 (2) (b), relating to renewal after 5 years.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b) and 227.11 (2), Stats.

Statutes interpreted: s. 440.08 (3), Stats.

Under s. N 5.08 (1), the Board of Nursing may require a credential holder who has failed to renew his or her license within 5 years after its renewal date to demonstrate continued competence in the practice of nursing as a prerequisite to credential renewal. Section N 5.08 (2) provides that the board may require demonstration of competence by various methods, including written or oral examination, documentation of nursing work in other jurisdictions, or documentation of current education or experience in the field. Where an applicant is unable to demonstrate current competence in the manner suggested, the board has required the applicant to appear before the board in order to provide the board an opportunity to determine what remedial education and training is necessary. In cases where there is no other negative information relating to the application, the board has invariably required that the applicant complete a nursing refresher course. The proposed rule would provide for a limited license to permit an applicant who is unable to demonstrate current competence to complete a nursing refresher course without the need to make a personal appearance before the board.

The board has authority under s. 440.08 (3), Stats., and s. N. 5.08 (1), to require that an applicant who has failed to renew his or her credential in more than 5 years demonstrate current competence. In most instances, there is no adverse information relating to the applicant and the only question is whether he or she has remained current in the profession. In cases where the applicant is unable to demonstrate current competence, he or she has been required to appear before the board for a personal appearance, thus delaying the renewal of the license for two to three months. The board's invariable decision in these cases is to require simply that the applicant complete a nursing refresher course. A nursing license is a prerequisite to enrollment in nursing refresher courses, and the proposed rule would permit the applicant to receive a limited license for that purpose without suffering the expense and delay of making a personal appearance before the board.

TEXT OF RULE

SECTION 1. N 5.08 (2) is renumbered N 5.08 (2) (a).

SECTION 2. N 5.08 (2) (b) is created to read:

N 5.08 (2) (b) An applicant for renewal who has failed to renew his or her license within 5 years, and who is unable to document nursing work in other jurisdictions, or document current education or experience in the field, may apply to the board for a limited license to enable the applicant to complete a nursing refresher course approved by the board. Upon successful completion of an approved nursing refresher course, the license-holder may petition the board for reinstatement of a full license.

(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

Dated

11/2/00

Agency



Chairperson
Board of Nursing

g:\rules\nur2.doc
10/6/2000



State of Wisconsin
DEPARTMENT OF REGULATION AND LICENSING
CORRESPONDENCE/MEMORANDUM

DATE: November 14, 2000
TO: Gary Poulson
Assistant Revisor of Statutes
FROM: Pamela A. Haack, Paralegal
Department of Regulation and Licensing
Office of Administrative Rules
SUBJECT: Final Order Adopting Rules



Agency: BOARD OF NURSING

Clearinghouse Rule 00-051

Attached is a copy and a certified copy of a final order adopting rules relating to renewal after 5 years.

Please stamp or sign a copy of this letter to acknowledge receipt.

Thank you.