

CR 94-189

**CERTIFICATE**

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

**TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:**

*I, Alfred J. Hall, Jr., 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 5th day of May, 1995.*

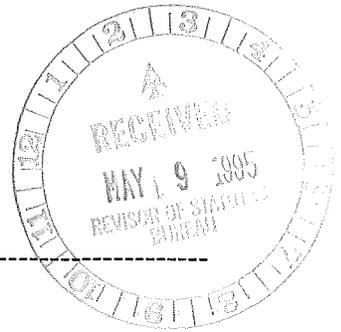
*I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.*



**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 5th day of May, 1995.**

*Alfred J. Hall, Jr.*  
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**Alfred J. Hall, Jr., Director, Bureau of Health Service Professions, Department of Regulation and Licensing**

STATE OF WISCONSIN  
BOARD OF NURSING



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IN THE MATTER OF RULE-MAKING : ORDER OF THE  
PROCEEDINGS BEFORE THE : BOARD OF NURSING  
BOARD OF NURSING : ADOPTING RULES  
: (CLEARINGHOUSE RULE 94-189)  
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ORDER

An order of the Board of Nursing to renumber and amend N 2.06 (1); and to create N 2.06 (1) (b) relating to maintaining eligibility of temporary permits.

Analysis prepared by the Department of Regulation and Licensing.

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ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2), 441.01 (3) and 441.08, Stats.

Statutes interpreted: s. 441.08, Stats.

Currently, the rules allow for a second renewal of a temporary permit in "hardship cases." In reality, a second renewal of a temporary permit would never occur. The way the rules currently read, the first renewal would only be necessary to cover the time needed for release of results. Since permits are void upon receipt of examination results, a second renewal would never be necessary.

Therefore, it makes most sense to allow for the "hardship cases" when they would most be needed, that is, for the first renewal. There have been cases of candidates experiencing a sudden death in the family, serious illness of a spouse, and automobile accidents on the way to the examination site.

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TEXT OF RULE

SECTION 1. N 2.06 (1) is renumbered N 2.06 (1) (a) and as renumbered, is amended to read:

N 2.06 TEMPORARY PERMITS. (1) (a) ELIGIBILITY. An applicant for R.N. licensure or L.P.N. licensure who has graduated from a board-approved school of professional or practical nursing, and who has paid the fee specified in s. 440.05 (6), Stats., may be eligible for a temporary permit to practice. To maintain eligibility, an applicant shall schedule and take the examination prior to the expiration date of the temporary permit. Exceptions may be granted in hardship cases, if an affidavit is filed with the board identifying the hardship. Except as provided

in par. (b), an applicant for a temporary permit shall schedule and take the examination prior to the expiration date of the temporary permit.

SECTION 2. N 2.06 (1) (b) is created to read:

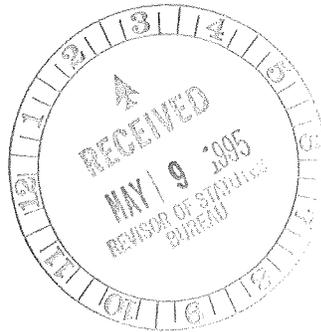
N 2.06 (1) (b) An applicant for a temporary permit who is unable to take or complete a scheduled examination prior to the expiration of the temporary permit because of an unforeseen hardship, including but not limited to illness of the applicant, the illness or death of a family member of the applicant, an accident or a natural disaster, may renew the temporary permit as provided under sub. (4) (b) if the applicant files an affidavit with the board identifying the reason that the applicant was unable to take or complete the scheduled examination.

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(END OF TEXT OF RULE)  
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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 5-5-95

Agency *Pamela J. Mason*  
Chairperson  
Board of Nursing



**CORRESPONDENCE/MEMORANDUM**

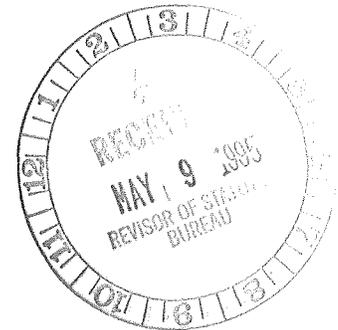
**STATE OF WISCONSIN**

**DATE:** May 9, 1995

**TO:** Gary Poulson  
Assistant Revisor of Statutes

**FROM:** Pamela A. Haack, Rules Center Coordinator  
Department of Regulation and Licensing  
Office of Administrative Rules

**SUBJECT:** Final Rule-Making Order



**Agency: BOARD OF NURSING**

**Clearinghouse Rule: 94-189**

Attached is a copy and a certified copy of a final order adopting rules. Would you please publish these rules in the code.

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

Thank you.