

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4723-14-03

Rule Type: Amendment

Rule Title/Tagline: Continuing education requirement for licensed nurses.

Agency Name: Board of Nursing

Division:

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I. Rule Summary

1. **Is this a five year rule review? Yes**
 - A. **What is the rule's five year review date?** 10/12/2017
2. **Is this rule the result of recent legislation? Yes**
 - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 216 - 131
- Rep. Pelanda
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4723.07
5. **What statute(s) does the rule implement or amplify?** 4723.24, 4723.26
6. **What are the reasons for proposing the rule?**

The rule is being proposed as part of the five year rule review mandate.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule sets forth continuing education requirements for licensed nurses. The amendments update references to distinguish between LPN/RN continuing education and APRN continuing education, which is now required according to HB 216. It also

adds language to implement HB 290 (131st GA) authorization for LPNs/RNs to use up to eight hours of health care services provided to indigent and uninsured persons as CE.

8. Does the rule incorporate material by reference? No
9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.

Not Applicable

10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

Not Applicable

II. Fiscal Analysis

11. As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.

This will have no impact on revenues or expenditures.

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Not applicable

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

Not applicable

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

III. Common Sense Initiative (CSI) Questions

15. Was this rule filed with the Common Sense Initiative Office? Yes

16. Does this rule have an adverse impact on business? Yes

A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes

Continuing education requirements are verified at the time of renewal of a nursing license.

B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? Yes

Failure to complete continuing education may result in a license not being renewed.

C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes

The rule requires the reporting of continuing education hours achieved for purposes of maintaining or reactivating a nursing license. However, the Rule also allows for a one-time waiver of the continuing education requirement.