

**Senate Bill No. 583**

(By Senators Foster and Klempa)

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[Introduced February 14, 2012; referred to the Committee on  
Health and Human Resources.]  
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10 A BILL to amend and reenact §30-7-1 of the Code of West Virginia,  
11 1931, as amended; and to amend said code by adding thereto a  
12 new section, designated §30-7-1a, all relating to defining the  
13 term "advanced practice registered nurse"; providing a  
14 grandfather clause; and providing rule-making authority.

15 *Be it enacted by the Legislature of West Virginia:*

16 That §30-7-1 of the Code of West Virginia, 1931, as amended,  
17 be amended and reenacted; and that said code be amended by adding  
18 thereto a new section, designated §30-7-1a, all to read as follows:

19 **ARTICLE 7. REGISTERED PROFESSIONAL NURSES.**

20 **§30-7-1. Definitions.**

21 As used in this article the term:

22 (a) The practice of "advanced practice registered nurse" is  
23 the performance of services by a registered professional nurse who

1 has acquired advanced clinical knowledge and skills preparing him  
2 or her to provide direct and indirect care to patients, who has  
3 completed a board approved graduate-level education program and who  
4 has passed a board approved national certification examination. An  
5 advanced practice registered nurse shall meet all requirements set  
6 forth by the board in rule for an advanced practice registered  
7 nurse which shall include, at a minimum, a valid license to  
8 practice as a certified registered nurse anesthetist, certified  
9 nurse midwife, certified clinical nurse specialist or certified  
10 nurse practitioner.

11       ~~(a)~~ (b) "Board" ~~shall mean~~ means the West Virginia Board of  
12 Examiners for Registered Professional Nurses;

13       ~~(b)~~ (c) The practice of "registered professional nursing"  
14 ~~shall mean~~ means the performance for compensation of any service  
15 requiring substantial specialized judgment and skill based on  
16 knowledge and application of principles of nursing derived from the  
17 biological, physical and social sciences, such as responsible  
18 supervision of a patient requiring skill in observation of symptoms  
19 and reactions and the accurate recording of the facts, or the  
20 supervision and teaching of other persons with respect to such  
21 principles of nursing, or in the administration of medications and  
22 treatments as prescribed by a licensed physician or a licensed  
23 dentist, or the application of such nursing procedures as involve

1 understanding of cause and effect in order to safeguard life and  
2 health of a patient and others;

3       ~~(c)~~ (d) "Temporary permit" means a permit authorizing the  
4 holder to practice registered professional nursing in this state  
5 until such permit is no longer effective or the holder is granted  
6 a license by the West Virginia State Board of Examiners for  
7 Registered Professional Nurses.

8 **§30-7-1a. Requirements prior to legislative enactment during the**  
9                               **2012 regular session.**

10       An applicant for licensure as an advanced practice registered  
11 nurse as set forth in section one of this article who completed an  
12 advanced nursing education program and was recognized, licensed or  
13 certified in advanced practice or licensed as a certified nurse  
14 midwife in West Virginia or another state before July 1, 2013, may  
15 apply for and receive an advanced practice registered nurse license  
16 if that applicant meets the requirements that were in place in West  
17 Virginia at the time the applicant qualified for initial advanced  
18 practice licensure.

NOTE: The purpose of this bill is to define "advanced practice registered nurse". The bill provides a grandfather clause. The bill also provides rule-making authority.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.

§30-7-1a is new; therefore, strike-throughs and underscoring have been omitted.