

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

Senate Bill 18

**FISCAL
NOTE**

BY SENATORS BEACH AND MILLER

[Introduced January 13, 2016;

Referred to the Committee on Government

Organization; and then to the Committee on Finance.]

1 A BILL to amend and reenact §30-7-3 of the Code of West Virginia, 1931, as amended, relating
 2 to increasing membership of the Board of Examiners for Registered Professional Nurses
 3 from five to ten members; providing that nine members be registered nurses and one
 4 member a public consumer; and setting forth qualifications of those nurses who may
 5 serve.

Be it enacted by the Legislature of West Virginia:

1 That §30-7-3 of the Code of West Virginia, 1931, as amended, be amended and reenacted
 2 to read as follows:

ARTICLE 7. REGISTERED PROFESSIONAL NURSES.

§30-7-3. Board of Examiners for Registered Professional Nurses.

1 The Governor shall appoint, by and with the advice and consent of the Senate, a board
 2 consisting of ~~five~~ ten members who shall constitute and be known as the West Virginia Board of
 3 Examiners for Registered Professional Nurses.

4 Appointments ~~hereunder~~ shall be made by the Governor ~~by and with the advice and~~
 5 ~~consent of the Senate~~, from lists submitted ~~to the Governor~~ by the West Virginia Nurses'
 6 Association. ~~Such~~ The lists shall contain the names of at least three persons eligible for
 7 membership for each membership or vacancy to be filled and shall be submitted to the Governor
 8 on or before June 1 of each year and at such other time or times as a vacancy on the board ~~shall~~
 9 ~~exist~~ exists. Appointments under ~~the provisions of~~ this article shall be for a term of five years
 10 each or for the unexpired term, if any, of the present members. Any member ~~may be~~ is eligible
 11 for reappointment, but no member ~~shall~~ may serve longer than two successive terms. Vacancies
 12 shall be filled in the same manner as is provided for appointment in the first instance. The
 13 Governor may remove any member for neglect of duty, for incompetence, or for unprofessional
 14 or dishonorable conduct.

15 Of the ten board members, nine members shall be registered nurses and one member
16 shall be a public consumer. The nine registered nurse members on the board shall be
17 apportioned as follows:

18 (1) Three advanced practice registered nurses who are currently and solely in clinical
19 practice and have practiced for a minimum of five years, and which shall include one nurse
20 anesthetist, one nurse practitioner and one nurse midwife;

21 (2) Two nursing educators;

22 (3) Two nurse administrators; and

23 (4) Two currently practicing registered nurses who have practiced as a registered nurse
24 for at least five years in any role that provides direct patient care.

25 Each member of the board hereafter appointed shall ~~(a)~~ be a citizen of the United States
26 and a resident of this state, and each registered nurse member shall: ~~(b)~~

27 (1) Be a graduate from an accredited educational program in this or any other state for the
28 preparation of practitioners of registered professional nursing, or be a graduate from an accredited
29 college or university with a major in the field of nursing;

30 ~~(c)~~ (2) Be a graduate from an accredited college or university; and

31 ~~(d)~~ (3) Be a registered professional nurse licensed in this state or eligible for licensure as
32 such. ~~(e) have had at least five years of experience in teaching in an educational program for the~~
33 ~~preparation of practitioners of registered professional nursing, or in a combination of such~~
34 ~~teaching and either nursing service administration or nursing education administration, and (f)~~
35 ~~have been actually engaged in registered professional nursing for at least three within the past~~
36 ~~five years preceding his or her appointment or reappointment.~~

37 Each member of the board shall receive ~~\$50 for each day actually spent in attending~~
38 ~~meetings of the board, or of its committees, and shall also be reimbursed for actual and necessary~~
39 ~~expenses. *Provided*, That the per diem increased by this amendment shall be effective upon~~

- 40 ~~passage of this article~~ be paid compensation and reimbursed for expenses pursuant to the
41 provisions of section eleven, article one of this chapter.

NOTE: The purpose of this bill is increase the membership of the Board of Examiners for Registered Professional Nurses from five to ten members. The board will be comprised of nine nurse members and one public consumer member. The nurse members will include three advanced practice registered nurses, two registered nurses, two nurse administrators and two nursing educators. The bill also sets forth the qualifications of those nurses who may serve.

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