

# PROPOSED AMENDMENT

## HB 1003 # 8

### DIGEST

Licensure. Adds language from SB 3 concerning temporary licensure of emergency medical services personnel and health care practitioners. Allows, rather than requires, the nursing board to issue by endorsement a license to practice as a registered nurse for certain individuals who graduated from a foreign nursing school. Allows a nursing program that meets certain criteria to increase the program's enrollment rate by not more than 100% and defines "nursing program" for this provision. Amends the definition of "simulation hours". Provides that the majority of the faculty of a nursing program that: (1) is operated by a state educational institution; and (2) predominantly issues associate degrees; may be part-time employees (current language in the bill allows the majority of the faculty of a nursing program to be part-time). Allows the board of nursing to adopt rules to implement a certain provision allowing the board to adopt rules (current language in the bill requires the board to adopt rules). Makes two technical corrections.

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- 1           Page 1, delete lines 1 through 17, begin a new paragraph and insert:  
2           "SECTION 1. IC 16-31-11.5 IS ADDED TO THE INDIANA CODE  
3           AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
4           UPON PASSAGE]:  
5           **Chapter 11.5. Temporary Licensure of Retired and Inactive**  
6           **Emergency Medical Services Personnel**  
7           **Sec. 1. Notwithstanding any other provision of this article, the**  
8           **commission shall issue a temporary license or certificate to an**  
9           **individual to allow the individual to provide emergency medical**  
10          **services if the individual satisfies the following conditions:**  
11           **(1) The individual applies for the temporary license or**  
12           **certificate in the manner prescribed by the commission.**  
13           **(2) The individual has, within the past five (5) years, held:**  
14           **(A) a certificate or license under this article; or**  
15           **(B) an equivalent certificate or license in another state;**  
16           **to provide emergency medical services.**  
17           **(3) The individual remains in good standing with the issuing**  
18           **entity and the license or certification described in subdivision**  
19           **(2):**  
20           **(A) was retired, surrendered, or otherwise inactivated by**  
21           **the individual; and**

1           **(B) was not revoked, suspended, or relinquished by the**  
 2           **issuing entity.**

3           **Sec. 2. The commission shall post the following on the**  
 4           **department of homeland security's Internet web site:**

5           **(1) The application for a temporary license or certification**  
 6           **described in section 1 of this chapter.**

7           **(2) A list of the names of individuals who have been granted**  
 8           **a temporary license or certification by the commission under**  
 9           **this chapter.**

10          **Sec. 3. This chapter expires at the conclusion of the federal**  
 11          **public health emergency concerning COVID-19 that was renewed**  
 12          **on October 15, 2021, or any subsequent renewal of the declared**  
 13          **federal public health emergency concerning COVID-19.**

14          SECTION 2. IC 25-1-5.7 IS ADDED TO THE INDIANA CODE  
 15          AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 16          UPON PASSAGE]:

17          **Chapter 5.7. Emergency Practitioner Temporary Licensing**

18          **Sec. 1. As used in this chapter, "board" has the meaning set**  
 19          **forth in IC 25-0.5-11-1.**

20          **Sec. 2. As used in this chapter, "license" includes a license,**  
 21          **certificate, registration, or permit.**

22          **Sec. 3. As used in this chapter, "licensing agency" means the**  
 23          **Indiana professional licensing agency created by IC 25-1-5-3.**

24          **Sec. 4. Notwithstanding any other law, the licensing agency shall**  
 25          **issue a temporary license to an individual if the individual satisfies**  
 26          **the following conditions:**

27               **(1) The individual applies for the temporary license in the**  
 28               **manner prescribed by the licensing agency.**

29               **(2) The individual has, within the past five (5) years, held:**

30                       **(A) a license issued by a board; or**

31                       **(B) an equivalent license in another state;**

32               **to practice the profession.**

33               **(3) The individual remains in good standing with the board or**  
 34               **licensing agency and the license described in subdivision (2):**

35                       **(A) was retired, surrendered, or otherwise inactivated by**  
 36                       **the individual; and**

37                       **(B) was not revoked, suspended, or relinquished by the**  
 38                       **board or licensing agency.**

39          **Sec. 5. Notwithstanding any other law, the licensing agency shall**  
 40          **issue a temporary license to an individual who has an equivalent**

1 license in another state to a license issued by a board if the  
2 individual satisfies the following conditions:

3 (1) The individual applies for the temporary license in the  
4 manner prescribed by the licensing agency.

5 (2) The individual remains in good standing and has not been  
6 disciplined by the state that has jurisdiction to issue the  
7 license.

8 Sec. 6. Notwithstanding any other law, the licensing agency shall  
9 issue a temporary license to a recently graduated student if the  
10 student satisfies the following conditions:

11 (1) The student applies for the temporary license in the  
12 manner prescribed by the licensing agency.

13 (2) The student has successfully completed all required course  
14 work at an accredited or approved school.

15 (3) The student has submitted a certificate of completion to  
16 the licensing agency.

17 (4) The student has applied for any of the following:

18 (A) A physician assistant license under IC 25-27.5-4.

19 (B) A nurse license under IC 25-23.

20 (C) A respiratory care practitioner license under  
21 IC 25-34.5.

22 (D) A pharmacist license under IC 25-26-13.

23 (E) A physician license under IC 25-22.5.

24 Sec. 7. The licensing agency shall post the following on the  
25 licensing agency's Internet web site:

26 (1) The application for a temporary license described in  
27 sections 4, 5, and 6 of this chapter.

28 (2) A list of the names of individuals who have been granted  
29 a temporary license by the licensing agency under this  
30 chapter.

31 Sec. 8. This chapter expires at the conclusion of the federal  
32 public health emergency concerning COVID-19 that was renewed  
33 on October 15, 2021, or any subsequent renewal of the declared  
34 federal public health emergency concerning COVID-19."

35 Delete page 2.

36 Page 3, delete lines 1 through 12.

37 Page 6, line 32, delete "shall" and insert "may".

38 Page 8, line 36, delete "A" and insert "a".

39 Page 9, between lines 30 and 31, begin a new paragraph and insert:

40 "(b) As used in this section, "nursing program" means any of

- 1       **the following:**
- 2               **(1) A licensed practical nursing program.**
- 3               **(2) An associate degree nursing program.**
- 4               **(3) A diploma nursing program.**
- 5               **(4) A baccalaureate degree nursing program."**
- 6       Page 9, line 31, delete "(b)" and insert "(c)".
- 7       Page 9, between lines 34 and 35, begin a new paragraph and insert:
- 8       **"(d) A nursing program that:**
- 9               **(1) is operated by a postsecondary educational institution, as**
- 10              **defined in IC 21-7-13-6(a)(1);**
- 11              **(2) was accredited by the board on a date after June 30, 2020,**
- 12              **and before July 1, 2021; and**
- 13              **(3) has been operating for at least one (1) year;**
- 14       **may increase its enrollment rate by not more than one hundred**
- 15       **percent (100%)."**
- 16       Page 10, line 16, delete "safe" and insert "**simulation lab; and**".
- 17       Page 10, delete line 17.
- 18       Page 11, line 13, delete "program may" and insert "**program that:**
- 19              **(1) is operated by a state educational institution, as defined in**
- 20              **IC 21-7-13-32; and**
- 21              **(2) predominantly issues associate degrees;**
- 22       **may"**.
- 23       Page 11, line 16, delete "Not later than July 1, 2023, the" and insert
- 24       **"The"**.
- 25       Page 11, line 16, delete "shall" and insert "**may**".
- 26       Page 11, line 17, delete "IC 4-22-2, including emergency rules in the
- 27       manner" and insert "**IC 4-22-2**".
- 28       Page 11, line 18, delete "provided under IC 4-22-2-37.1,".
- 29       Page 13, line 18, delete "section (3)(b)" and insert "**section 3(b)**".
- 30       Renumber all SECTIONS consecutively.
- (Reference is to HB 1003 as printed January 13, 2022.)