

314.121 Board of Nursing -- Members -- Appointment -- Terms -- Qualifications.

- (1) The Governor shall appoint a Board of Nursing consisting of seventeen (17) members:
 - (a) Three (3) members shall be registered nurses actively engaged in clinical practice and licensed to practice in the Commonwealth, selected from a list of names submitted by the Kentucky Nurses Association;
 - (b) Three (3) members shall be advanced practice registered nurses actively engaged in clinical practice and licensed to practice in the Commonwealth, two (2) of whom shall be selected from a list of names submitted by the Kentucky Association of Nurse Practitioners and Nurse Midwives, and one (1) of whom shall be a certified nurse anesthetist selected from a list of names submitted by the Kentucky Association of Nurse Anesthetists;
 - (c) Two (2) members shall be practical nurses actively engaged in clinical practice and licensed to practice in the Commonwealth, selected from a list of names submitted by the Kentucky Association of Licensed Practical Nurses;
 - (d) One (1) member shall be a nurse service administrator actively engaged in practice who is a registered nurse licensed to practice in the Commonwealth, selected from a list of names submitted by the Kentucky Organization of Nurse Leaders;
 - (e) Four (4) members shall be actively engaged in nursing education, each of whom is a registered nurse licensed to practice in the Commonwealth, three (3) of whom shall be selected from a list of names submitted by the Kentucky League for Nursing and one (1) of whom shall be selected from a list of names submitted by the Kentucky Nurses Association;
 - (f) Two (2) members shall be registered nurses experienced in long-term care, one (1) of whom shall be selected from a list of names submitted by LeadingAge Kentucky, and one (1) of whom shall be selected from a list of names submitted by the Kentucky Association of Health Care Facilities; and
 - (g) Two (2) members shall be citizens at large, who are not associated with or financially interested in the practice or business regulated.
- (2) Each appointment shall be subject to confirmation by the Senate and shall be for a term of four (4) years expiring on June 30 of the fourth year, except in 2024, when new appointments shall be made by the Governor after July 15, 2024. A board member shall not serve for more than three (3) consecutive terms, and shall be ineligible for reappointment until the passage of one (1) full four (4) year appointment cycle.
- (3) (a) By August 1, 2024, the Kentucky Nurses Association shall submit to the Governor two (2) names of qualified individuals for appointment as a registered nurse (R.N.) who are actively engaged in clinical nursing practice, from which the Governor shall make an appointment as necessary by October 1, 2024. Thereafter, by March 1 of the year in which the term of an R.N. actively engaged in clinical practice expires, the Kentucky Nurses Association shall submit to the Governor two (2) names of qualified individuals for appointment as an R.N. who are actively engaged in clinical nursing practice,

from which the Governor shall make an appointment as necessary by July 1.

- (b) By March 1 of the year in which the term of an L.P.N. expires, the Kentucky Licensed Practical Nurses Organization Incorporated shall submit to the Governor two (2) names of qualified individuals for appointment as an L.P.N. who are actively engaged in clinical nursing practice, from which the Governor shall make an appointment as necessary by July 1.
- (c) By March 1 of the year in which the nurse service administrator's term expires, the Kentucky Organization of Nurse Leaders, an affiliate of the Kentucky Hospital Association, shall submit to the Governor two (2) names of qualified individuals for appointment as the nurse service administrator, from which list the Governor shall make an appointment as necessary by July 1.
- (d) By March 1 of the year in which the term of the R.N. recommended by LeadingAge Kentucky expires, LeadingAge Kentucky shall submit to the Governor two (2) names of qualified individuals for appointment as an R.N. experienced in long-term care, from which the Governor shall make an appointment as necessary by July 1.
- (e) By March 1 of the year in which the term of the R.N. recommended by Kentucky Association of Health Care Facilities expires, the Kentucky Association of Health Care Facilities shall submit to the Governor two (2) names of qualified individuals for appointment as an R.N. experienced in long-term care, from which the Governor shall make an appointment as necessary by July 1.
- (f) By March 1 of the year in which the practical nurse educator's term expires, the Kentucky League for Nursing shall submit to the Governor two (2) names of qualified individuals for the appointment as a licensed practical nurse educator, from which the Governor shall make the appointment as necessary by July 1.
- (g) By August 1, 2024, the Kentucky League for Nursing shall submit to the Governor two (2) names of qualified individuals for appointment as a graduate degree nurse educator, from which the Governor shall make an appointment as necessary by October 1, 2024. Thereafter, by March 1 of the year in which the term of the graduate degree nurse educator expires, the Kentucky League for Nursing shall submit to the Governor two (2) names of qualified individuals for the appointment as a graduate degree nurse educator, from which the Governor shall make an appointment as necessary by July 1.
- (h) By March 1, 2025, and thereafter on March 1 of the year in which the term of the undergraduate nurse educator expires, the Kentucky Nurses Association shall submit to the Governor two (2) names of qualified individuals for the appointment as an undergraduate nurse educator, from which the Governor shall make the appointment as necessary by July 1.
- (i) By March 1, 2026, and thereafter on March 1 of the year in which the term of the undergraduate nurse educator expires, the Kentucky League for Nursing shall submit to the Governor two (2) names of qualified individuals for appointment as an undergraduate nurse educator, from which the Governor

shall make the appointment as necessary by July 1.

- (j) By March 1 of the year in which the certified registered nurse anesthetist term expires, the Kentucky Association of Nurse Anesthetists shall submit to the Governor two (2) names of qualified individuals who are actively engaged in clinical nursing practice for the appointment, from which the Governor shall make the appointment as necessary by July 1.
- (k) By August 1, 2024, the Kentucky Association of Nurse Practitioners and Nurse-Midwives shall submit to the Governor the names of qualified individuals for appointments of two (2) advanced practice registered nurses. The appointed individuals shall be certified in different population foci and shall be actively engaged in advanced nursing clinical practice. Two (2) names of qualified individuals shall be submitted to the Governor for each position. The Governor shall appoint one (1) advanced practice registered nurse from the two (2) names submitted in one (1) population focus for an initial term of four (4) years and shall also appoint one (1) advanced practice registered nurse from the two (2) names submitted in another population focus for an initial term of two (2) years. The Governor shall make each appointment as necessary by October 1, 2024. Successive terms for each advanced registered nurse practitioner shall be four (4) years. The two (2) advanced practice registered nurses shall be certified in a different population focus. Thereafter, on March 1 of the year in which the term of an advanced practice registered nurse expires, the Kentucky Association of Nurse Practitioners and Nurse-Midwives shall submit to the Governor the names of two (2) qualified individuals, from which the Governor shall make the appointment as necessary by July 1.
- (l) The Governor shall appoint two (2) members who shall be citizens at large, who are not associated with or financially interested in the practice or business regulated. The Governor shall make the appointments by July 1 of the year in which the citizen members' terms expire.
- (4) Among the seventeen (17) members of the board, at all times, at least two (2) members shall be appointed from each of the six (6) congressional districts of the Commonwealth.
- (5) Among the nurse board members appointed under subsection (1) of this section, no less than three (3) and no more than six (6) nurse board members shall be nurse educators. All other nurse members of the board shall be practicing nurses.
- (6) A vacancy on the board shall be filled by the Governor as provided for under subsection (1) of this section.
- (7) The Governor may remove any member from the board for neglect of duty, incompetence, or unprofessional or dishonorable conduct.
- (8) Each R.N. member of the board shall be a citizen of the United States, a resident of Kentucky, a graduate of an approved school of nursing, and a registered nurse in this state. All shall have had at least five (5) years of experience in nursing, three (3) of which shall immediately precede such appointment. Three (3) members shall be engaged in clinical nursing practice; four (4) shall be engaged in nursing education; three (3) shall be engaged in advanced practice registered nursing, one

- (1) of whom shall be a certified registered nurse anesthetist; two (2) shall be experienced in long-term care; and one (1) shall be in nursing administration.
- (9) Each L.P.N. member of the board shall be a citizen of the United States, a resident of Kentucky, a graduate of an approved school of practical nursing or its equivalent, licensed as a licensed practical nurse in this state, have at least five (5) years of experience in nursing, three (3) of which shall immediately precede this appointment, and be currently engaged in nursing practice. Two (2) members shall be engaged in clinical nurse practice.

Effective: July 15, 2024

History: Amended 2024 Ky. Acts ch. 218, sec. 2, effective July 15, 2024. -- Amended 2023 Ky. Acts ch. 51, sec. 3, effective June 29, 2023. -- Amended 2022 Ky. Acts ch. 84, sec. 6, effective April 7, 2022. -- Amended 2018 Ky. Acts ch. 183, sec. 11, effective July 14, 2018. -- Amended 2012 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 10, effective July 20, 2012. -- Amended 2010 Ky. Acts ch. 29, sec. 1, effective July 15, 2010; and ch. 85, sec. 63, effective July 15, 2010. -- Amended 2000 Ky. Acts ch. 391, sec. 18, effective July 14, 2000. -- Amended 1996 Ky. Acts ch. 26, sec. 5, effective July 15, 1996. -- Amended 1992 Ky. Acts ch. 83, sec. 1, effective July 14, 1992; ch. 128, sec. 12, effective July 14, 1992; and ch. 259, sec. 4, effective July 14, 1992. -- Amended 1988 Ky. Acts ch. 342, sec. 1, effective July 15, 1988. -- Amended 1986 Ky. Acts ch. 346, sec. 6, effective July 15, 1986. -- Amended 1982 Ky. Acts ch. 408, sec. 10, effective July 15, 1982. -- Amended 1978 Ky. Acts ch. 168, sec. 10, effective June 17, 1978. -- Amended 1976 Ky. Acts ch. 206, sec. 7. -- Created 1966 Ky. Acts ch. 20, sec. 4.

Legislative Research Commission Note (4/7/2022). In codification, a correction has been made to subsection (4) of this statute. 2022 Senate Bill 10, which amended this statute, increased the number of members of the Board of Nursing from sixteen to seventeen in subsection (1) but referred to the number of members of the board as sixteen in subsection (4). Under the authority of KRS 7.136, the Reviser of statutes has corrected the reference to the number of members of the board in subsection (4) to seventeen.