

1 AN ACT relating to the Board of Nursing.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 314.121 is amended to read as follows:

4 (1) The Governor shall appoint a Board of Nursing consisting of seventeen (17)
5 members:

6 (a) Three (3) members shall be registered nurses actively engaged in clinical
7 practice consisting of direct bedside patient care on a daily basis and
8 licensed to practice in the Commonwealth at the time of appointment and
9 throughout their terms.

10 1. One (1) member shall be^[,] selected from a list of names submitted by
11 the Kentucky School Nurses Association.

12 2. Two (2) members shall be selected from a list of names submitted by
13 the Kentucky Hospital Association;

14 (b) Three (3) members shall be advanced practice registered nurses actively
15 engaged in clinical practice and licensed to practice in the Commonwealth at
16 the time of appointment and throughout their terms, two (2) of whom shall
17 be selected from a list of names submitted by the Kentucky Association of
18 Nurse Practitioners and Nurse Midwives, and one (1) of whom shall be a
19 certified nurse anesthetist selected from a list of names submitted by the
20 Kentucky Association of Nurse Anesthetists;

21 (c) Two (2) members shall be practical nurses actively engaged in clinical
22 practice and licensed to practice in the Commonwealth at the time of
23 appointment and throughout their terms, selected from a list of names
24 submitted by the Kentucky Association of Licensed Practical Nurses;

25 (d) One (1) member shall be a nurse service administrator actively engaged in
26 practice who is a registered nurse licensed to practice in the Commonwealth
27 at the time of appointment and throughout the member's term, selected from

- 1 a list of names submitted by the Kentucky Organization of Nurse Leaders;
- 2 (e) Four (4) members shall be actively engaged in nursing education, each of
- 3 whom is a registered nurse licensed to practice in the Commonwealth at the
- 4 time of appointment and throughout their terms, ~~three (3) of whom shall~~
- 5 ~~be~~ selected from a list of names submitted by the Kentucky League for
- 6 Nursing ~~and one (1) of whom shall be selected from a list of names submitted~~
- 7 ~~by the Kentucky Nurses Association~~;
- 8 (f) Two (2) members shall be registered nurses experienced in long-term care at
- 9 the time of appointment and throughout their terms, one (1) of whom shall
- 10 be selected from a list of names submitted by LeadingAge Kentucky, and one
- 11 (1) of whom shall be selected from a list of names submitted by the Kentucky
- 12 Association of Health Care Facilities; and
- 13 (g) Two (2) members shall be citizens at large, who are not associated with or
- 14 financially interested in the practice or business regulated.
- 15 (2) Each appointment shall be subject to confirmation by the Senate and shall be for a
- 16 term of four (4) years expiring on June 30 of the fourth year, except in 2024, when
- 17 new appointments shall be made by the Governor after July 15, 2024. A board
- 18 member shall not serve for more than three (3) consecutive terms, and shall be
- 19 ineligible for reappointment until the passage of one (1) full four (4) year
- 20 appointment cycle.
- 21 (3) (a) By August 1, 2024, the Kentucky School Nurses Association shall submit to
- 22 the Governor two (2) names of qualified individuals for appointment as a
- 23 registered nurse (R.N.) who are actively engaged in clinical nursing practice,
- 24 from which the Governor shall make an appointment as necessary by October
- 25 1, 2024. Thereafter, by March 1 of the year in which the term of an R.N.
- 26 actively engaged in clinical practice expires;
- 27 1. For one (1) of the three (3) members, the Kentucky School Nurses

1 Association shall submit to the Governor two (2) names of qualified
2 individuals for appointment as an R.N. who are actively engaged in
3 clinical nursing practice, from which the Governor shall make an
4 appointment as necessary by July 1; and

5 2. For two (2) of the three (3) members, the Kentucky Hospital
6 Association shall submit to the Governor for each appointment two (2)
7 names of qualified individuals for appointment as an R.N. who are
8 actively engaged in clinical nursing practice, from which the
9 Governor shall make an appointment as necessary by July 1.

10 (b) By March ~~1 of~~ the year in which the term of an L.P.N. expires, the
11 Kentucky Licensed Practical Nurses Organization Incorporated shall submit
12 to the Governor two (2) names of qualified individuals for appointment as an
13 L.P.N. who are actively engaged in clinical nursing practice, from which the
14 Governor shall make an appointment as necessary by July 1.

15 (c) By March 1 of the year in which the nurse service administrator's term
16 expires, the Kentucky Organization of Nurse Leaders, an affiliate of the
17 Kentucky Hospital Association, shall submit to the Governor two (2) names
18 of qualified individuals for appointment as the nurse service administrator,
19 from which list the Governor shall make an appointment as necessary by July
20 1.

21 (d) By March 1 of the year in which the term of the R.N. recommended by
22 LeadingAge Kentucky expires, LeadingAge Kentucky shall submit to the
23 Governor two (2) names of qualified individuals for appointment as an R.N.
24 experienced in long-term care, from which the Governor shall make an
25 appointment as necessary by July 1.

26 (e) By March 1 of the year in which the term of the R.N. recommended by
27 Kentucky Association of Health Care Facilities expires, the Kentucky

1 Association of Health Care Facilities shall submit to the Governor two (2)
2 names of qualified individuals for appointment as an R.N. experienced in
3 long-term care, from which the Governor shall make an appointment as
4 necessary by July 1.

5 (f) By March 1 of the year in which the practical nurse educator's term expires,
6 the Kentucky League for Nursing shall submit to the Governor two (2) names
7 of qualified individuals for the appointment as a licensed practical nurse
8 educator, from which the Governor shall make the appointment as necessary
9 by July 1.

10 (g) By August 1, 2024, the Kentucky League for Nursing shall submit to the
11 Governor two (2) names of qualified individuals for appointment as a
12 graduate degree nurse educator, from which the Governor shall make an
13 appointment as necessary by October 1, 2024. Thereafter, by March 1 of the
14 year in which the term of the graduate degree nurse educator expires, the
15 Kentucky League for Nursing shall submit to the Governor two (2) names of
16 qualified individuals for the appointment as a graduate degree nurse educator,
17 from which the Governor shall make an appointment as necessary by July 1.

18 ~~(h) [By March 1, 2025, and thereafter on March 1 of the year in which the term of~~
19 ~~the undergraduate nurse educator expires, the Kentucky Nurses Association~~
20 ~~shall submit to the Governor two (2) names of qualified individuals for the~~
21 ~~appointment as an undergraduate nurse educator, from which the Governor~~
22 ~~shall make the appointment as necessary by July 1.~~

23 ~~(i) [~~ By March 1, 2026, and thereafter on March 1 of the year in which the term of
24 an~~[the]~~ undergraduate nurse educator expires, the Kentucky League for
25 Nursing shall submit to the Governor two (2) names of qualified individuals
26 for each appointment as an undergraduate nurse educator, from which the
27 Governor shall make the appointment as necessary by July 1.

1 ~~(i)(+)~~ By March 1 of the year in which the certified registered nurse anesthetist
2 term expires, the Kentucky Association of Nurse Anesthetists shall submit to
3 the Governor two (2) names of qualified individuals who are actively engaged
4 in clinical nursing practice for the appointment, from which the Governor
5 shall make the appointment as necessary by July 1.

6 ~~(j)(k)~~ By August 1, 2024, the Kentucky Association of Nurse Practitioners and
7 Nurse-Midwives shall submit to the Governor the names of qualified
8 individuals for appointments of two (2) advanced practice registered nurses.
9 The appointed individuals shall be certified in different population foci and
10 shall be actively engaged in advanced nursing clinical practice. Two (2)
11 names of qualified individuals shall be submitted to the Governor for each
12 position. The Governor shall appoint one (1) advanced practice registered
13 nurse from the two (2) names submitted in one (1) population focus for an
14 initial term of four (4) years and shall also appoint one (1) advanced practice
15 registered nurse from the two (2) names submitted in another population focus
16 for an initial term of two (2) years. The Governor shall make each
17 appointment as necessary by October 1, 2024. Successive terms for each
18 advanced registered nurse practitioner shall be four (4) years. The two (2)
19 advanced practice registered nurses shall be certified in a different population
20 focus. Thereafter, on March 1 of the year in which the term of an advanced
21 practice registered nurse expires, the Kentucky Association of Nurse
22 Practitioners and Nurse-Midwives shall submit to the Governor the names of
23 two (2) qualified individuals, from which the Governor shall make the
24 appointment as necessary by July 1.

25 ~~(k)(4)~~ The Governor shall appoint two (2) members who shall be citizens at
26 large, who are not associated with or financially interested in the practice or
27 business regulated. The Governor shall make the appointments by July 1 of

1 the year in which the citizen members' terms expire.

2 (4) Among the seventeen (17) members of the board, at all times, at least two (2)
3 members shall be appointed from each of the six (6) congressional districts of the
4 Commonwealth.

5 (5) Among the nurse board members appointed under subsection (1) of this section, no
6 less than three (3) and no more than six (6) nurse board members shall be nurse
7 educators. All other nurse members of the board shall be practicing nurses.

8 (6) A vacancy on the board shall be filled by the Governor as provided for under
9 subsection (1) of this section.

10 (7) The Governor may remove any member from the board for neglect of duty,
11 incompetence, or unprofessional or dishonorable conduct.

12 (8) Each R.N. member of the board shall be a citizen of the United States, a resident of
13 Kentucky, a graduate of an approved school of nursing, and a registered nurse in
14 this state. All shall have had at least five (5) years of experience in nursing, three
15 (3) of which shall immediately precede such appointment. Three (3) members shall
16 be engaged in clinical nursing practice; four (4) shall be engaged in nursing
17 education; three (3) shall be engaged in advanced practice registered nursing, one
18 (1) of whom shall be a certified registered nurse anesthetist; two (2) shall be
19 experienced in long-term care; and one (1) shall be in nursing administration.

20 (9) Each L.P.N. member of the board shall be a citizen of the United States, a resident
21 of Kentucky, a graduate of an approved school of practical nursing or its equivalent,
22 licensed as a licensed practical nurse in this state, have at least five (5) years of
23 experience in nursing, three (3) of which shall immediately precede this
24 appointment, and be currently engaged in nursing practice. Two (2) members shall
25 be engaged in clinical nurse practice.