

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 484

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO NURSES; AMENDING SECTION 54-1403, IDAHO CODE, TO REMOVE ARCHAIC LANGUAGE AND TO REVISE PROVISIONS RELATING TO BOARD MEMBER TERMS OF OFFICE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 54-1403, Idaho Code, be, and the same is hereby amended to read as follows:

54-1403. BOARD OF NURSING. (1) Appointment, Removal and Term of Office. There is hereby created within the department of self-governing agencies the board of nursing for the state of Idaho composed of nine (9) members appointed by the governor. Membership of the board shall consist of the following:

- (a) Five (5) persons licensed to practice professional nursing in Idaho, of whom three (3) shall be educated at the associate degree level provided that one (1) of these may be a diploma nurse, and two (2) of whom shall be educated at the baccalaureate, master's or doctoral level;
- (b) Two (2) persons licensed to practice practical nursing in Idaho;
- (c) One (1) person licensed as an advanced practice nurse; and
- (d) One (1) person who is a lay person to health care occupations.

In making appointments to the board, consideration shall be given to the board's responsibility in areas of education and practice. ~~Members of the board of nursing and of the advisory council for licensed practical nurses holding office under prior law on the effective date of this act shall serve as members of the board created herein until expiration of their respective terms and, as those terms expire or become vacant, the governor shall appoint such other persons as will constitute a complete board as herein prescribed. The two (2) members appointed to reach the full membership provided herein shall be persons licensed to practice professional nursing educated at the associate degree level.~~ Persons may be reappointed to the board so long as they meet the qualifications of the position to which they were originally appointed. In the event that a member has attained an additional degree of education, they may not be reappointed to represent the board position designated for another specific degree of education. Members of the board shall hold office until expiration of the term to which the member was appointed and until his successor has been duly appointed and qualified. Upon expiration of any term or creation of any vacancy, the board shall notify the governor thereof, who then shall make such appointment or fill such vacancy within sixty (60) days. Appointments shall be for terms of four (4) years except appointments to vacancies which shall be for the unexpired term being filled. No member shall be appointed for more than three (3) consecutive terms. The governor may remove any member from the board for

1 neglect of any duty required by law or for incompetency or unprofessional or
2 dishonorable conduct.

3 (2) Qualifications of Members. No person is qualified for appointment
4 hereunder unless that person is a citizen of the United States and a resident
5 of the state of Idaho. Members required to be licensed hereunder shall not
6 be qualified for appointment to the board unless actively engaged in some
7 field of nursing in Idaho at the time of appointment. No person is qualified
8 for appointment as the lay member of the board if the person or his spouse
9 is licensed in any health occupation; is an employee, officer or agent of
10 or has any financial interest in any health care facility, institution, or
11 association or any insurance company authorized to underwrite health care
12 insurance; or is engaged in the governance and administration of any health
13 care facility, institution or association.

14 (3) Conduct of Business. The board shall meet at such times as
15 required to conduct the business of the board and shall annually elect
16 from its members a chairman, vice chairman and such other officers as may
17 be desirable. Five (5) members shall constitute a quorum and the vote
18 of a majority of members present at a meeting wherein a quorum is present
19 shall determine the action of the board. Each member of the board shall be
20 compensated as provided by section 59-509(h), Idaho Code.