

SENATE FILE NO. SF0090

Wyoming Nurse Practice Act-amendments.

Sponsored by: Senator(s) Nutting and Representative(s)
Kasperik

A BILL

for

1 AN ACT relating to the Wyoming Nurse Practice Act;
2 authorizing assessment of the cost of disciplinary
3 proceedings as specified; amending grounds for discipline
4 of licensees and certificate holders; and providing for an
5 effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 33-21-122(c)(xxiii), (xxiv) and by
10 creating a new paragraph (xxv) and 33-21-146(a)(intro),
11 (x), (xi) and by creating a new paragraph (xii) are amended
12 to read:

13

14 **33-21-122. Board of nursing; powers and duties.**

15

1 (c) Without limiting the foregoing, the board of
2 nursing may do the following:

3
4 (xxiii) Adopt a seal which shall be in the care
5 of the executive director and which shall be affixed only
6 in a manner as prescribed by the board;~~and~~

7
8 (xxiv) By board rule and regulation, regulate
9 the qualifications, certification, recertification,
10 examination and discipline of nursing assistants and nurse
11 aides. For purposes of carrying out this paragraph,
12 fingerprints and other information necessary for a criminal
13 history record background check pursuant to W.S. 7-19-201
14 shall be provided to the board;~~and~~ and

15
16 (xxv) Assess against a licensee or certificate
17 holder all or part of the cost, not to exceed five thousand
18 dollars (\$5,000.00), of a disciplinary hearing, a
19 disciplinary investigation or any other proceeding before
20 the board involving the licensee or certificate holder.

21
22 **33-21-146. Disciplining licensees and certificate**
23 **holders; grounds.**

1 (a) The board of nursing may refuse to issue or
2 renew, or may suspend or revoke the license, certificate or
3 temporary permit of any person, or to otherwise discipline
4 a licensee or certificate holder, upon proof that the
5 person:

6
7 (x) Has knowingly engaged in an act which the
8 licensee knew was beyond the scope of the individual's
9 nursing practice prior to committing the act, or performed
10 acts without sufficient education, knowledge, or ability to
11 apply nursing principles and skills;~~or~~

12
13 (xi) Has failed to submit to a mental, physical
14 or medical competency examination following a proper
15 request by the board made pursuant to board rules and
16 regulations and the Wyoming Administrative Procedure Act;~~;~~
17 or

18
19 (xii) Has violated a previously entered board
20 order.

21
22 **Section 2.** This act is effective July 1, 2011.

23
24 (END)