

CHAPTER 6305
BOARD OF NURSING
PROFESSIONAL AND PRACTICAL LICENSURE

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6305.0100 DEFINITIONS.

[For text of subpart 1, see M.R.]

Subp 1a. **Acceptable nursing practice.** "Acceptable nursing practice" means employment or volunteer nursing in any setting, participation in clinical nursing courses, or any combination of these activities. Employment includes those positions for which the individual is required to be a nurse. For professional nursing practice, the practice must have included one or more of the functions defined in Minnesota Statutes, section 148 171, paragraph (3). For practical nursing practice, the practice must have included one or more of the functions defined in Minnesota Statutes, section 148 171, paragraph (5).

[For text of subp 2, see M.R.]

Subp 3 [Repealed, 18 SR 2195]

[For text of subs 4 to 7a, see M.R.]

Subp. 8 [Repealed, 18 SR 2195]

Subp 9 [Repealed, 18 SR 2195]

Subp. 10 [Repealed, 18 SR 2195]

[For text of subs 11 to 21, see M.R.]

Subp. 22. **Refresher course equivalent or equivalent.** "Refresher course equivalent" or "equivalent," when used to refer to a refresher course, means an educational activity that includes a clinical component and is used in lieu of a refresher course. Examples of equivalent activities are a preceptorship, an orientation program, a program of study leading to a degree in nursing, or a clinical course to enhance nursing skills in a clinical area.

Statutory Authority: *MS s 148 211*

History: *18 SR 2195*

6305.0300 AUTHORIZATION TO PRACTICE NURSING.

[For text of subpart 1, see M.R.]

Subp 1a. **Authorized abbreviations.** The categories of nursing personnel listed below may use abbreviations as follows:

[For text of items A to D, see M.R.]

E. Nursing assistants who are on the long-term care registry are nursing assistants/registered, abbreviated "NA/R."

[For text of subs 2 and 3, see M.R.]

Subp. 4 **Eligibility for permit to practice nursing with direct supervision.** The board shall grant an applicant who is not the subject of a pending investigation or disciplinary action a permit to practice nursing under the direct supervision of a registered nurse if the applicant:

[For text of items A and B, see M.R.]

C. has submitted the licensure application, licensure fee, permit fee, and affidavit of graduation or transcript. The affidavit of graduation or transcript must be received in the board office within 60 days following graduation,

[For text of items D to G, see M.R.]

H. is eligible to take the examination, and

I. is taking the examination for the first time in a United States jurisdiction.

[For text of subs 5 and 6, see M.R.]

Subp 7 **Length of permits.** The permit authorizing practice under the direct supervision of a registered nurse expires 60 days from the date of issue or upon the applicant's noti-

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cation by the board of failure on the examination, whichever occurs first. The board may extend this permit if the applicant has come under investigation by the board after the issuance of the initial permit until the matter is resolved for the applicant

The permit authorizing practice without direct supervision expires six months after the date of issue, but the board shall extend this permit if licensure cannot occur because of a processing delay by another nurse licensing agency. The board may extend the permit if the applicant has come under investigation by the board after the issuance of the initial permit until the matter is resolved for the applicant.

Subp 8 Revocation of permit. The board shall revoke a permit in the following situations

A The board shall revoke a permit if the permit holder

(1) has been notified of the results of the examination,

(2) is licensed by the board,

(3) did not write in another jurisdiction an examination acceptable to the board,

(4) did not pass an examination in another jurisdiction with a score acceptable to the board,

(5) is not eligible for licensure, or

(6) did not graduate

[For text of item B, see M R]

[For text of subp 9, see M R]

Statutory Authority: *MS s 148 211*

History: *18 SR 2195*

6305.0400 REQUIREMENTS FOR LICENSURE BY EXAMINATION.

[For text of subpart 1, see M R]

Subp 2 [Repealed, 18 SR 2195]

[For text of subs 3 to 5, see M R]

Subp 6 Commission on Graduates of Foreign Nursing Schools Qualifying Examination. The applicant who completed a nursing program in another country, except Canada, shall successfully complete the Commission on Graduates of Foreign Nursing Schools Qualifying Examination. The board must receive evidence of successful completion from the Commission on Graduates of Foreign Nursing Schools (CGFNS)

Until the Commission on Graduates of Foreign Nursing Schools Qualifying Examination is administered to practical nurse applicants, the applicant shall submit an evaluation of nursing education by the Credentials Evaluation Service of the Commission on Graduates of Foreign Nursing Schools. The board must receive verification from CGFNS that the applicant's education is comparable to the education required of individuals educated in the United States

[For text of subp 7, see M R]

Subp 8 Affidavit of graduation or transcript. An affidavit of graduation or a transcript is required if an applicant graduated from an approved nursing program in a United States jurisdiction or Canadian province. If an applicant submits an affidavit of graduation, the affidavit must be completed and signed by an official of the nursing program or controlling institution and must bear the seal or stamp of the program or controlling institution. If the applicant submits a transcript, it must be an official transcript from the educational institution or nursing program that verifies that the applicant has graduated from the nursing program

If the board finds after the examination has been taken that the affidavit of graduation was completed in error, the examination results shall not be released nor action taken on the application until the applicant has graduated. If graduation requirements are not met within 12 months after the application was submitted, the application will be nullified in accordance with part 6305 0600. If there is evidence that the applicant was aware of nongraduation status before the examination and did not inform the board, the matter may be handled through a disciplinary proceeding

Subp 9 [Repealed, 18 SR 2195]

Subp 10 **Fees.** The board shall charge the following fees

A The licensure fee is \$80 This fee must be paid to the board and must be received before evaluation of an applicant's qualifications for examination and licensure.

B The fee required with the request to retake the examination is \$40 The fee must be paid to the board and must be received before evaluation of an applicant's qualifications to retake the examination

C Personal checks are not accepted. Each remittance must be in the form of United States currency, cashier's check, or money order

D If for any reason a license is not issued, fees are not refundable

E. The permit fee is \$50 and must be paid to the board.

Subp 11 [Repealed, 18 SR 2195]

Subp 12 **Licensure examination.** The licensure examinations are the examinations of the National Council of State Boards of Nursing, Inc An applicant must receive a pass on the National Council Licensure Examination

A An applicant is eligible for an examination when the following have been received:

(1) application for licensure,

(2) fee for licensure,

(3) affidavit of graduation or transcript,

(4) when applicable, request to retake the examination and fee;

(5) when applicable, verification of passing score on the CGFNS qualifying examination, and

(6) when applicable, verification of comparable education

B The board will notify the applicant by mail when the applicant is eligible to take the examination. Placing the notice in first class United States mail, postage prepaid and addressed to the applicant's last known address constitutes official notification

C To take the examination, the applicant must meet all requirements of the test service of the National Council of State Boards of Nursing, Inc , including the payment of fees, and, after receipt of an authorization to test, schedule the examination at one of the testing centers.

D Official notification of the results of the examination shall be by first class United States mail, postage prepaid and addressed to the applicant's last known address

E. An applicant who fails an examination and wants to retake the examination must notify the board on a form provided by the board On the request to retake the examination, an applicant shall respond to questions that relate to the grounds for disciplinary action listed in Minnesota Statutes, section 148 261 The board may require further information of the applicant in order to determine whether the applicant has engaged in conduct warranting disciplinary action An applicant must submit true information Falsification or omission of information provides grounds for denial of a license The request to retake the examination must be notarized If the request is received without a fee, it shall be returned to the applicant. An applicant may only retake the examination four times per year and not more often than once in every three months The board will notify the applicant by mail when the applicant is eligible to retake the examination Placing the notice in first class United States mail, postage prepaid and addressed to the applicant's last known address, constitutes official notification.

Statutory Authority: *MS s 148 211*

History: *18 SR 2195*

6305.0600 APPLICATION NULLIFICATION.

Subpart 1 **Licensure by examination.** The board will nullify an application for licensure by examination if the applicant

A did not take the examination within one year following submission of a licensure application and fee, or

B did not retake the examination within 12 months after the last examination failed

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The board will not nullify an application if it agrees on a different action during a disciplinary proceeding

[For text of subps 2 to 4, see M R]

Statutory Authority: *MS s 148 211*

History: *18 SR 2195*

6305.0700 [Repealed, 18 SR 2195]