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## Discipline, Delegation, Telenursing MBP 2017

### 56 Jurisdictions Included in the report:

California-VN (CA-VN)	Colorado (CO)	Connecticut (CT)	Delaware (DE)	District of Columbia (DC)
Florida (FL)	Georgia (GA)	Guam (GU)	Hawaii (HI)	Idaho (ID)
Illinois (IL)	Indiana (IN)	Iowa (IA)	Kansas (KS)	Kentucky (KY)
Louisiana-RN (LA-RN)	Maine (ME)	Maryland (MD)	Massachusetts (MA)	Michigan (MI)
Minnesota (MN)	Mississippi (MS)	Missouri (MO)	Montana (MT)	Nebraska (NE)
Nevada (NV)	New Hampshire (NH)	New Jersey (NJ)	New Mexico (NM)	New York (NY)
North Carolina (NC)	North Dakota (ND)	Northern Mariana Islands (CNMI)	Ohio (OH)	Oklahoma (OK)
Oregon (OR)	Pennsylvania (PA)	Rhode Island (RI)	South Carolina (SC)	South Dakota (SD)
Tennessee (TN)	Texas (TX)	Utah (UT)	Vermont (VT)	Virgin Islands (VI)
Virginia (VA)	Washington (WA)	West Virginia-PN (WV-PN)	West Virginia-RN (WV-RN)	Wisconsin (WI)
Wyoming (WY)				

### 3 Jurisdictions not included in the report due to non-response:

American Samoa (AS)	Louisiana-PN (LA-PN)	Nebraska-AP (NE-APRN)
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## Member Board Profile Terminology

In this survey, the words Complaint and Case are used, those terms are defined below:

**Complaint:** An allegation received by the Board of Nursing related to a specific licensee.

**Case:** A complaint that rises to the Board of Nursing threshold that a violation of the Nurse Practice Act may have occurred and merits investigation/collection of evidence.

The following terms are used throughout all profiles:

**Board of Nursing** - XULVGLFWLRQ V JRYHUQPHQWDO DJHQF\ UHVSQRVLEOH IF  
Includes any other terminology to refer to the regulatory authority (i.e. commission, examiners, registration, jurisdiction). When referring to board of nursing, the reference collectively includes Board Members, Executive Officer and Staff.

**Jurisdiction** 5HIHUV WR VWDWH WHUULWRU\ RU GLVWULFW ZKHUH D ERDU  
generally to the board of nursing in a particular jurisdiction.

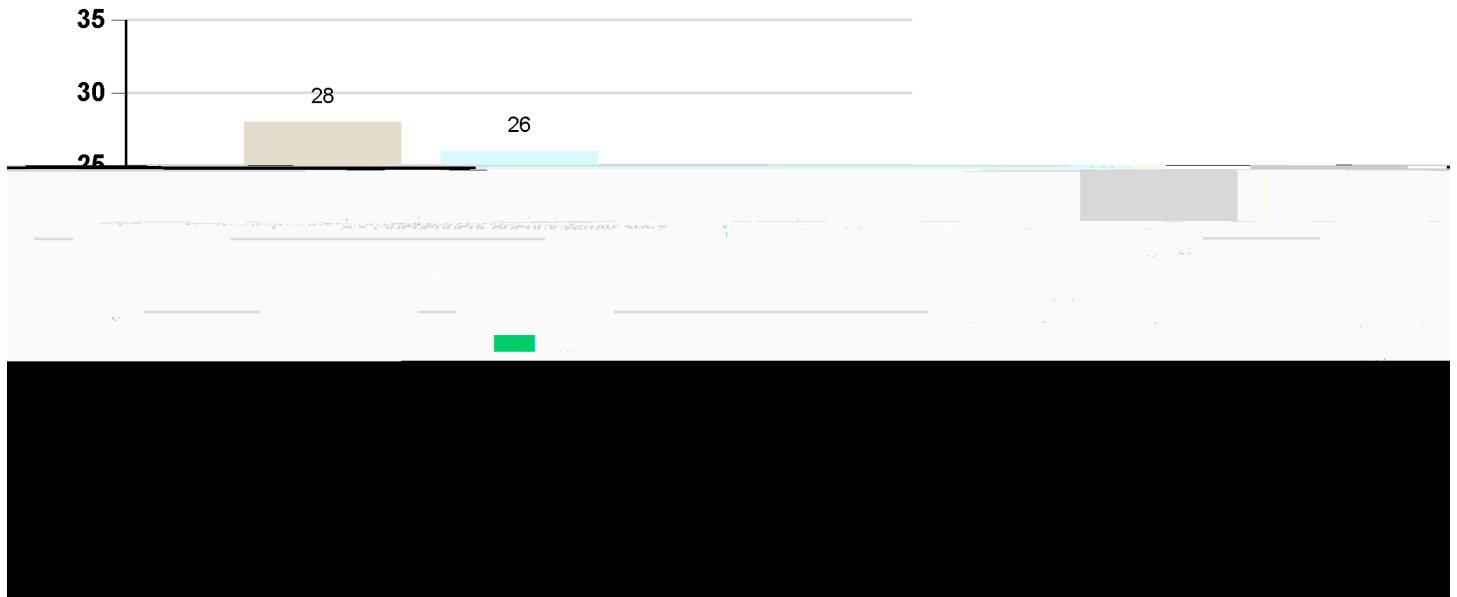
**Board Staff** 6WDII RI WKH ERDUG RI QXUVLQJ

**Executive Officer** 3HUVRQ UHVSQRVLEOH IRU UXQQQLQJ WKH ERDUG RI QXUVL  
to that authorized person (i.e. Executive Director)

**Board Member** 0HPEHU RI WKH JRYHUQLQJ ERG\ RI WKH ERDUG RI QXUVLQJ

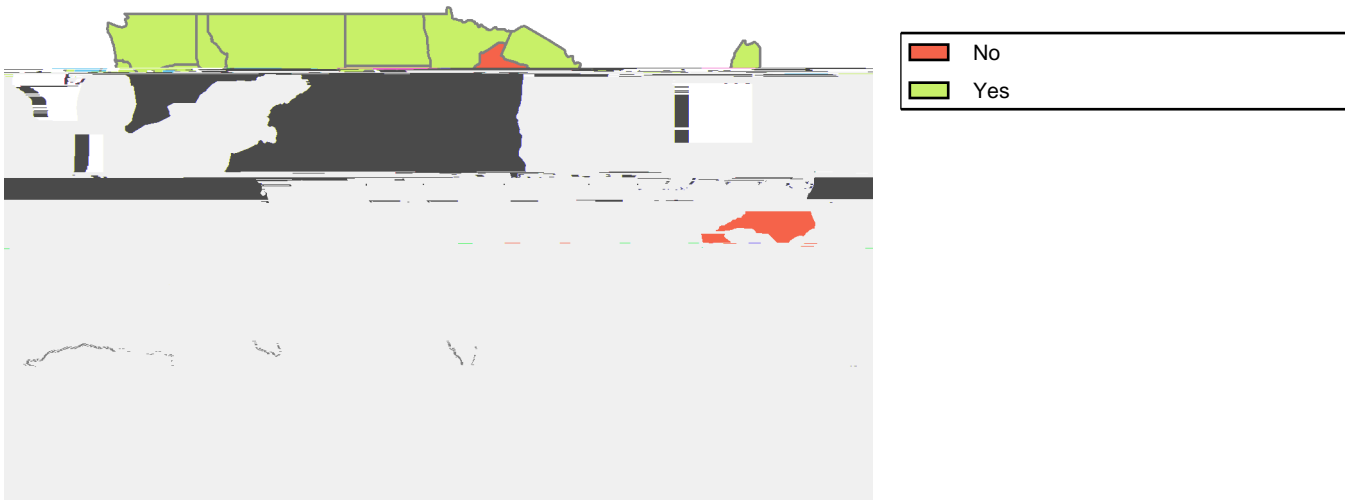
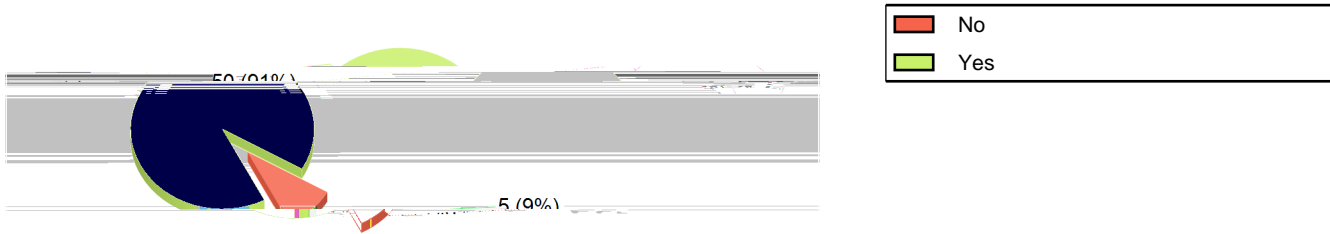
**Practical nurse or PN** OLFHQVHG SUDFWLFDQ RU YRFDWLRQDO QXUVH /31 /91

**Agency Type:**



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Independent agency within state government	AL, AR, AZ, CNMI, IA, ID, KS, KY, LA-RN, MD, ME, MN, MO, MS, ND, NM, NV, OH, OK, OR, RI, SD, TX, WV-PN, WV-RN, WY	26	47%
Board within an umbrella state agency	AK, CA-RN, CA-VN, CO, CT, DE, FL, GA, GU, HI, IL, IN, MA, MI, MT, NE, NH, NJ, NY, PA, SC, TN, UT, VA, VI, VT, WA, WI	28	51%
Independent agency outside state government	NC	1	2%

4 ,V FKLOG HOGHU YXOQHUDEOH DGXOW DEXVH E\ D OLFHQVHH UHT  
agency?



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number
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4 ,V WKHUH D SURYLVLHQ UHTXLULQJ PDQGDWRU\ UHSRUWLQJ RI YLRQ

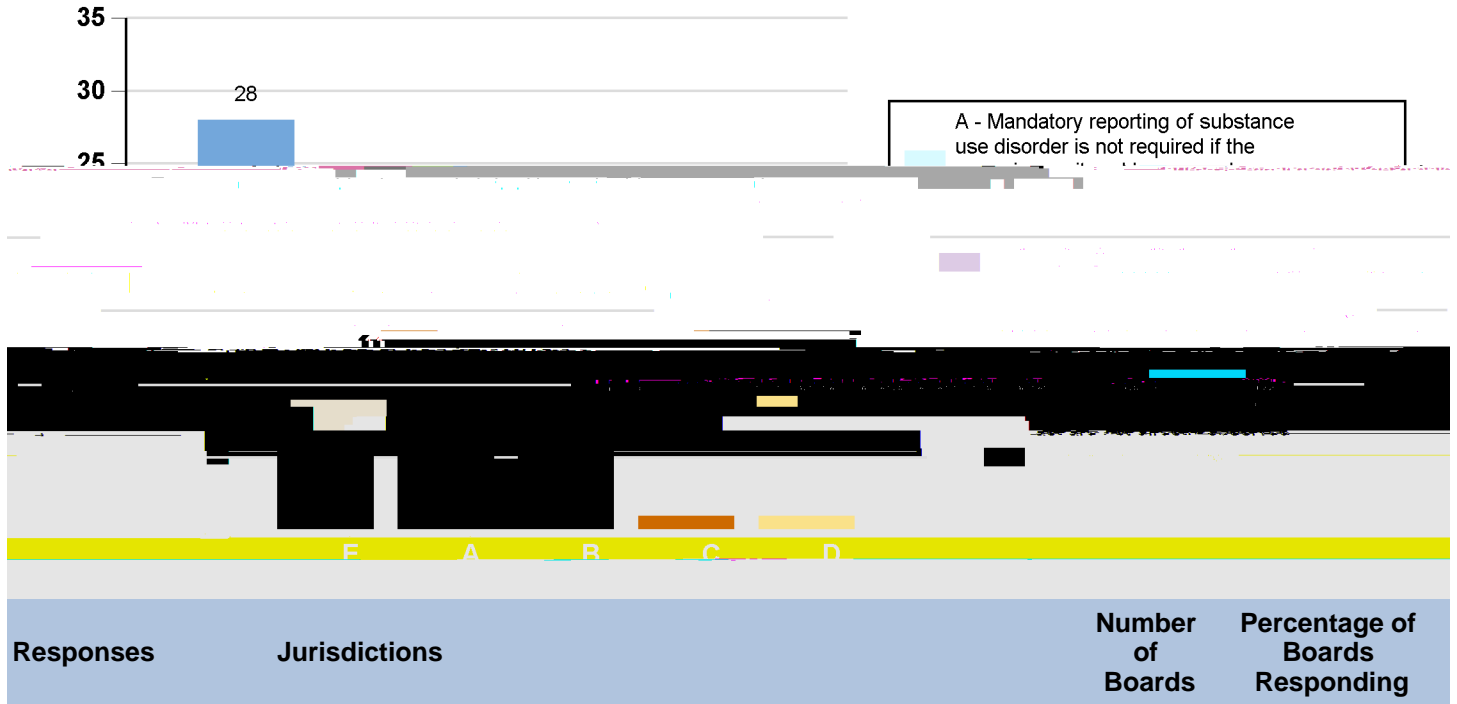
48 (87%)



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

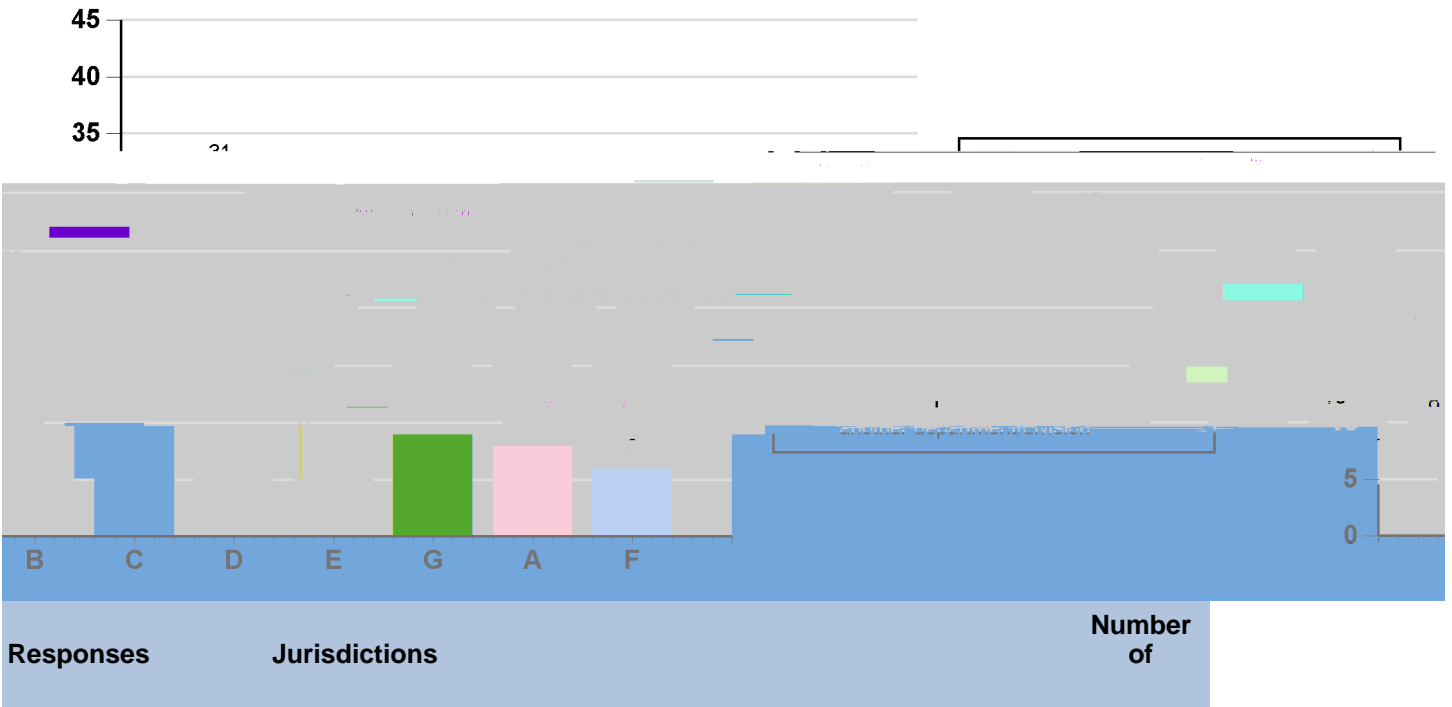
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	CA-RN, CO, HI, ID, NY, RI, SD	7	13%
Yes	AK, AL, AR, AZ, CA-VN, CNMI, CT, DE, FL, GA, GU, IA, IL, IN, KS, KY, LA-RN, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, OH, OK, OR, PA, SC, TN, TX, UT, VA, VI, VT, WA, WI, WV-PN, WV-RN, WY	48	87%

4 \$UH DQ\ RI WKH IROORZLQJ DOORZHG DV DQ H[FHSWLRQ WR WKH PD apply)



Mandatory reporting of substance use disorder is not required if the nurse is monitored by an

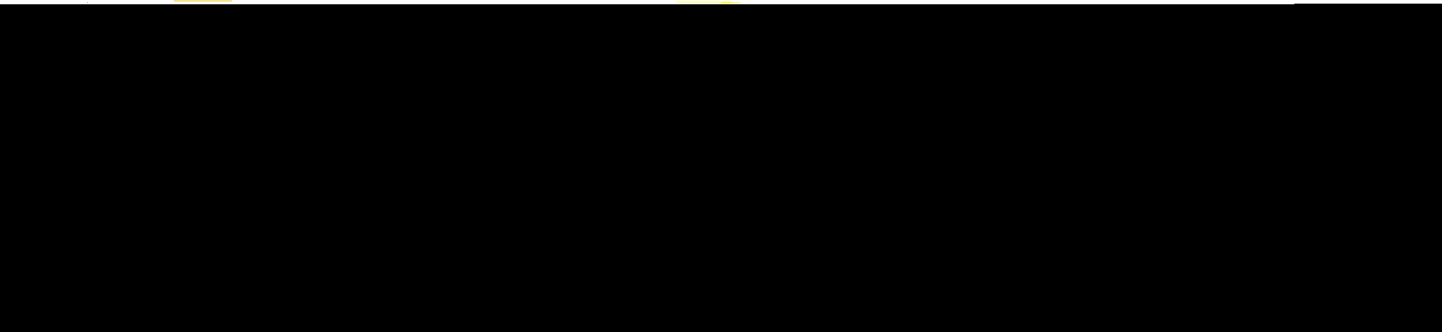
4 :KR FRQGXFVW LQYHVWLJDWLRQV RI FRPSODLQWV DJDLQVW OLFHQV





Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Online complaint submission	AK, AL, AR, AZ, CA-RN, CA-VN, CO, CT, DE, FL, GA, GU, HI, ID, IL, KS, KY, LA-RN, MA, MD, MI, MS, NC, NJ, NM, NV, OH, OR, PA, RI, SC, UT, VA, VT, WA, WI, WV-PN, WV-RN	38	68%
Assign cases to investigators based on specific case expertise	AL, AR, AZ, CO, CT, DE, FL, GU, HI, IA, ID, IL, KY, LA-RN, MA, MD, MN, MS, MT, NM, NV, OH, OK, OR, TN, TX, UT, VA, VT, WA, WI, WV-PN, WV-RN, WY	34	61%
Interview templates	AL, AZ, CA-RN, DC, FL, GA, GU, IA, ID, IL, KY, LA-RN, MA, MD, ME, MS, NC, ND, NM, NV, OH, OK, SC, TN, TX, UT, VA, WI, WV-PN, WV-RN	30	54%
Standardized templates for report preparation	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GU, IA, ID, IL, KS, KY, LA-RN, MA, MD, ME, MO, MS, NC, NH, NM, NV, OK, OR, TN, TX, UT, VA, VT, WA, WI, WV-PN, WV-RN, WY	37	66%
Expedited process when respondent admits allegations	AK, AL, AR, AZ, CT, DC, DE, FL, GU, HI, IA, ID, KY, MA, MD, MI, MN, MS, NC, NJ, NM, NV, OK, TN, TX, VA, WI, WV-PN, WV-RN	29	52%
Approved disciplinary sanctions guidelines, policies, or matrix	AK, AL, AR, AZ, CA-VN, CT, DC, FL, GA, GU, ID, IL, KY, LA-RN, MA, MD, ME, MN, MS, NC, ND, NE, NH, NJ, NM, NV, OH, OK, SC, SD, TN, TX, VA, WA, WV-PN, WV-RN, WY	37	66%
None of the above	IN	1	2%
Delegation to board subcommittee for case review and resolution	CNMI, DC, DE, GA, GU, KS, KY, LA-RN, MA, MD, MI, MN, MO, MS, MT, ND, NJ, NY, OK, RI, SC, SD, TN, TX, VA, VI, WA, WV-PN, WV-RN, WY	30	54%
Automatic suspension clauses for noncompliance in consent agreements/agreed orders	AK, AL, AZ, CT, DC, DE, GU, HI, IA, ID, IL, LA-RN, MD, ME, MI, MN, MS, MT, NC, ND, NJ, NV, OH, OK, OR, PA, SC, TN, TX, UT, VA, WI, WV-PN, WV-RN, WY	35	62%





Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Closure of complaints through approved guidelines and policies for allegations that fall below threshold to investigate	AK, AL, AR, AZ, CA-RN, CT, DC, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-RN, MA, MD, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, RI, SD, TX, VA, WI, WV-PN, WV-RN, WY	41	75%
Expediting the closure of cases where a violation has not been established	AK, AL, AR, CA-RN, CT, DC, FL, ID, IL, KS, KY, LA-RN, MA, MD, MI, MS, NC, NH, NM, NV, OH, OK, RI, TX, VA, WA, WV-PN, WV-RN	28	51%
Determine priority or risk level at time of complaint assignment	AL, AR, AZ, CA-RN, CO, CT, DC, FL, GA, GU, IA, ID, IL, KS, KY, LA-RN, MA, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, RI, SD, TX, VA, WA, WI, WV-PN, WV-RN, WY	40	73%
Offer consent agreements in particular instances	AL, AR, AZ, CT, DC, GU, HI, IA, ID, IL, KY, LA-RN, MA, MD, ME, MI, MO, NC, NH, NJ, NM, NV, OH, OK, OR, TX, VA, WV-PN, WV-RN	29	53%
Summary suspension of license	CO, CT, DC, GU, IA, ID, IL, KY, LA-RN, MD, ME, MS, MT, NC, NH, NJ, OH, OK, RI, VI, WV-PN, WV-RN, WY	23	42%
Offer alternative to discipline for			

4 'RHV WKH %RDUG RI 1XUVLQJ KDYH VXESRHQD SRZHU GXULQJ LQYHV

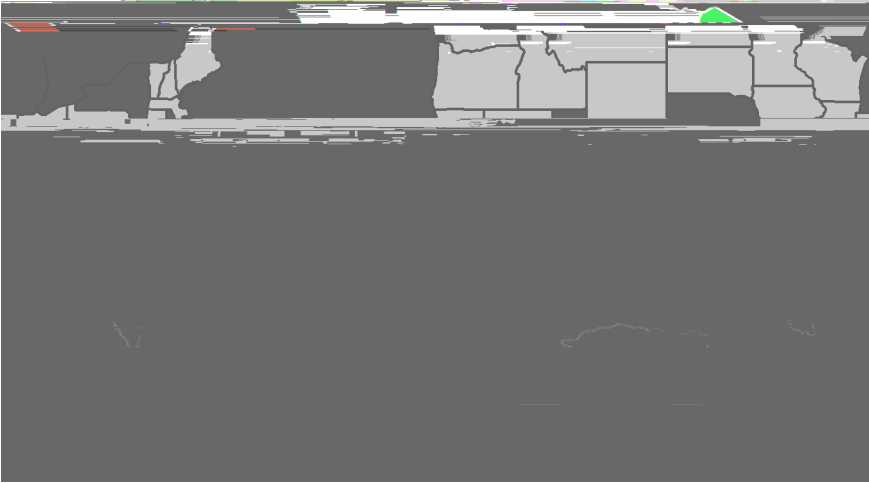


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

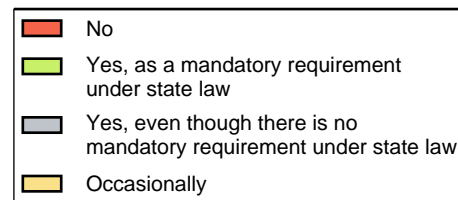
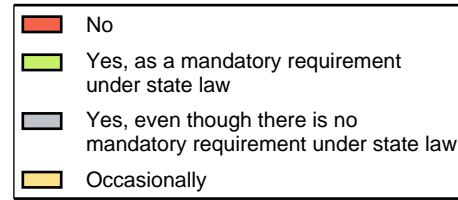
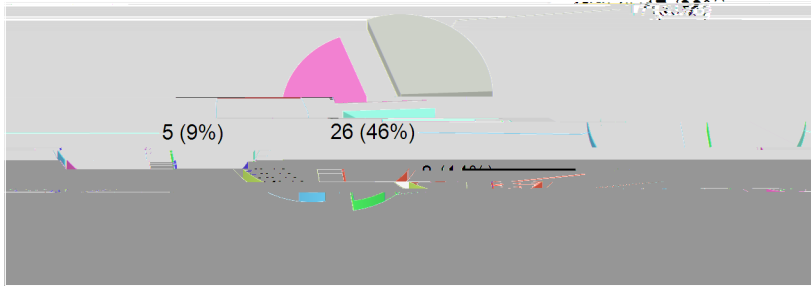
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	IN, MA, MI, NE, NY, UT, VI		
Yes	AK, AL, AR, AZ, CA-RN, CA-VN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-RN, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VT, WA, WI, WV-PN, WV-RN, WY	49	88%

4 'RHH WKH %RDUG RI 1XUVLQJ KDYH VXESRHQD SRZHU GXULQJ SURV

49 (88%)



4 'RHV WKH %RDUG RI 1XUVLQJ UHFHLYH PDOSUDFWLFLH SD\PHQW UHS  
**National Practitioner Data Bank?**

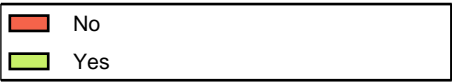
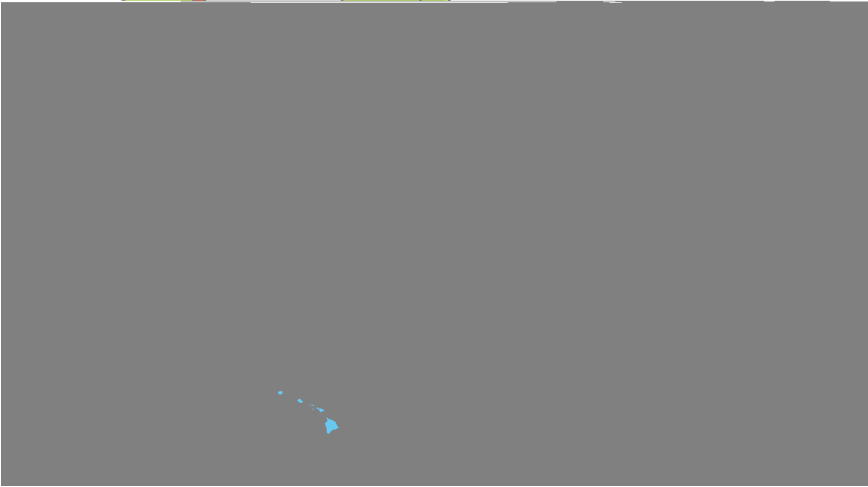
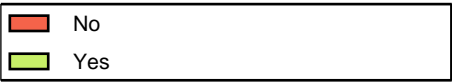
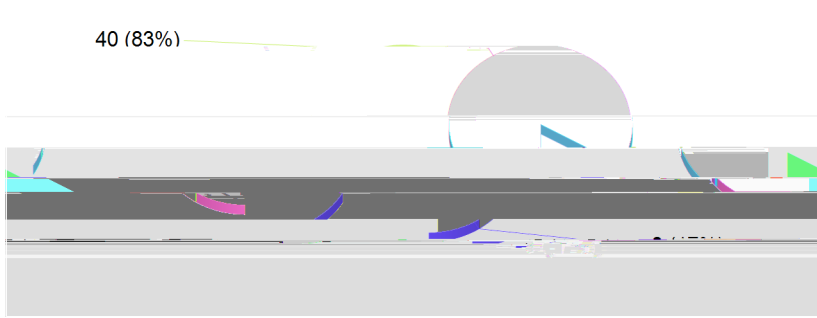


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, CNMI, DE, MT, NE, NY, VI, WV-PN	8	14%
Yes, as a mandatory requirement under state law	AL, AZ, CA-RN, CA-VN, CO, CT, FL, GA, GU, IA, IL, KS, KY, MI, MN, MO, ND, NJ, OK, OR, SD, TN, TX, VA, WI, WV-RN	26	46%
Yes, even though there is no mandatory requirement under state law	DC, HI, ID, IN, LA-RN, MA, MD, ME, MS, NC, NH, NM, OH, PA, RI, SC, WA	17	30%
Occasionally	AR, NV, UT, VT, WY	5	9%



4 \$UH PDOSUDFWLFLH SD\PHQW UHSRUWV VWRUHG ILOHG IRU IXWXUH



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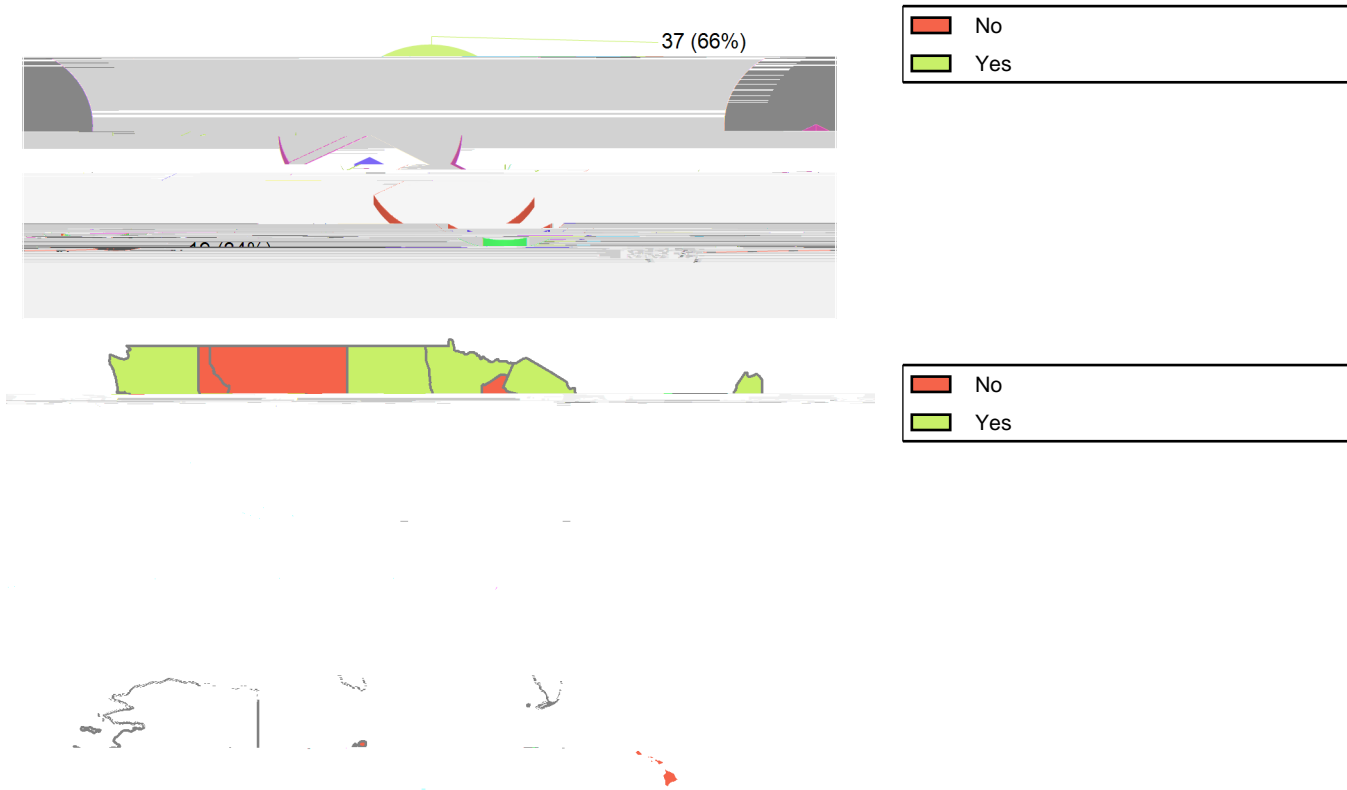
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AR, ID, IN, MO, NM, OH, UT, WY	8	17%
Yes	AL, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, HI, IA, IL, KS,		





## Evaluations during Investigation 8.2

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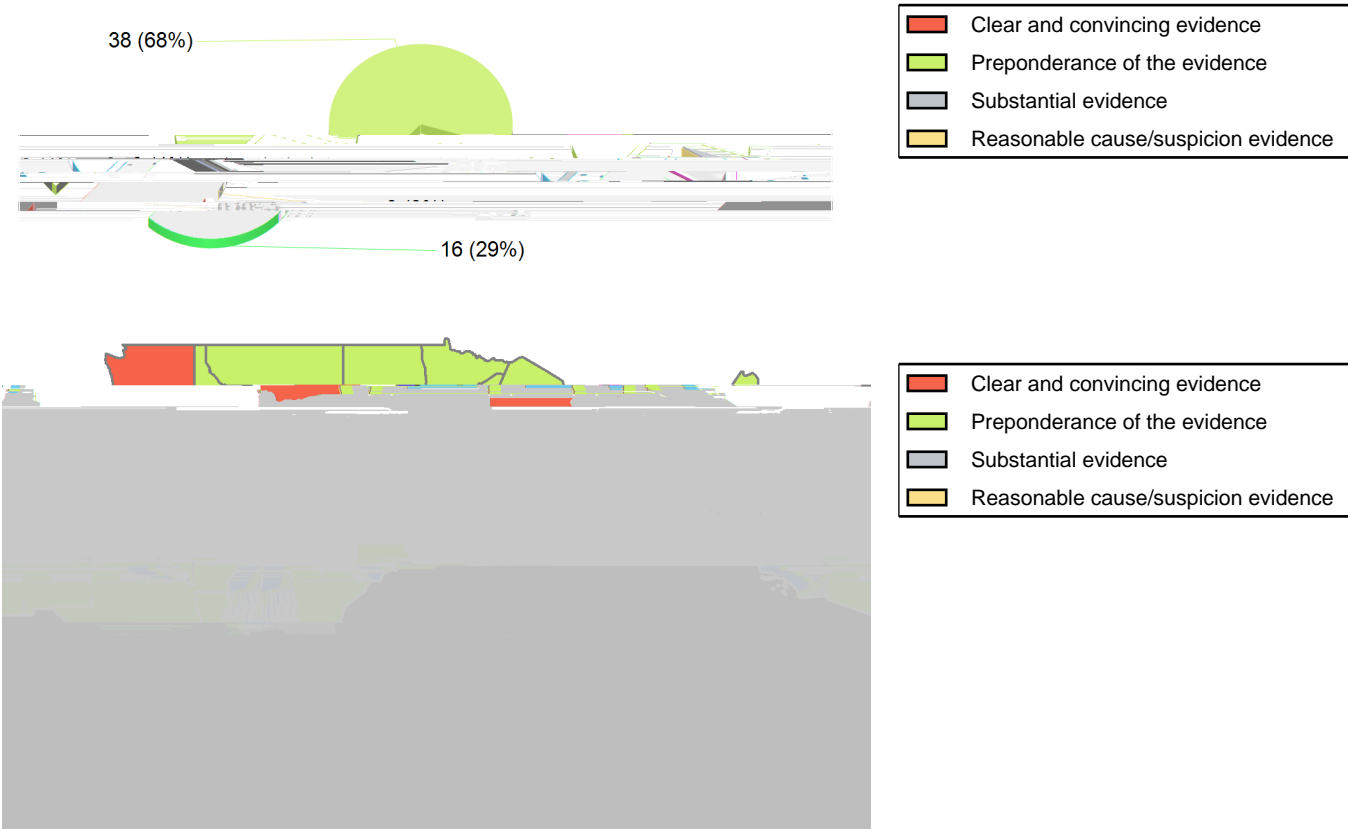


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AL, CA-RN, CNMI, DE, HI, ID, IN, MA, MO, MT, NC, NH, NM, NY, OK, TN, VA, VT, WI	19	34%
Yes	AK, AR, AZ, CA-VN, CO, CT, DC, FL, GA, GU, IA, IL, KS, KY, LA-RN, MD, ME, MI, MN, MS, ND, NE, NJ, NV, OH, OR, PA, RI, SC, SD, TX, UT, VI, WA, WV-PN, WV-RN, WY	37	66%

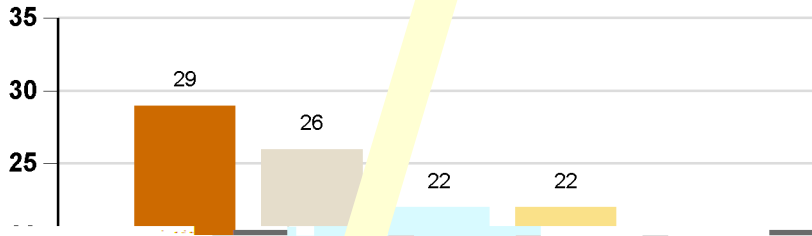


4 :KDW LV WKH VWDQGDUG RI SURRI IRU ILQDO DGMXGLFDWLRQ"



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Clear and convincing evidence	AL, CA-RN, CA-VN, CNMI, FL, GU, IL, MD, MS, NC, OK, SD, VA, VI, WA, WY	16	29%
Preponderance of the evidence	AK, AZ, CO, CT, DC, GA, HI, IA, ID, IN, KS, KY, LA-RN, MA, ME, MI, MN, MO, MT, ND, NE, NH, NJ, NM, NV, NY, OH, OR, PA, RI, SC, TN, TX, UT, VT, WI, WV-PN, WV-RN	38	68%
Substantial evidence	AR, DE	2	4%
Reasonable cause/suspicion evidence		0	0%



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Hearing officer/examiner	DE, GU, HI, ID, KS, KY, MA, ME, MO, MT, NE, NM, NY, OH, VA, RI, SC, VI, WV-PN, WV-RN, WY	22	39%
Administrative law judge	AK, AL, AZ, CA-RN, CA-VN, CO, DC, FL, GA, GU, IA, IL, MD, MI, MN, MS, MT, ND, NJ, OR, SD, TX, UT, VT, WA, WI	26	46%
All board member	AR, CA-RN, CNMI, CT, DC, DE, GA, GU, IA, ID, IN, KS, MD, MN, MS, NC, NH, NJ, NM, NV, OK, SC, SD, UT, VA, VI, VT, WV-RN, WY	29	52%
Panel/committee board members	CO, DC, DE, GU, KS, KY, LA-RN, MD, ME, MS, NC, NJ, NY, OH, OK, PA, RI, SC, TN, VA, VI, WA	22	39%
Board chair or board member	IL, MS, NH, VI	4	7%

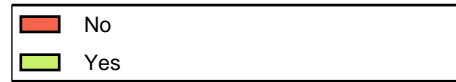
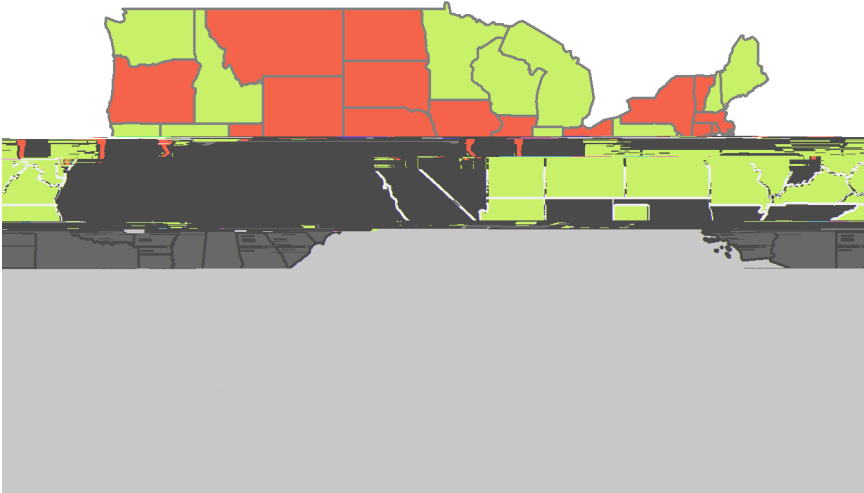
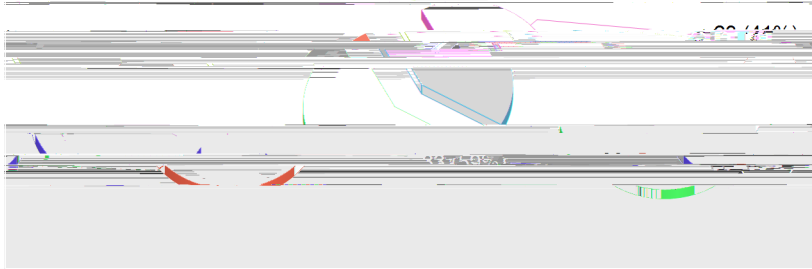


Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Censure	AL, AZ, CT, GU, IA, ID, IN, KS, KY, LA-RN, ME, MI, MO, MS, NE, NH, NM, NV, NY, TN, VI, WI, WV-PN	23	41%
Cease and desist order	AK, AL, AR, AZ, CA-VN, CO, CT, DC, GA, GU, ID, IL, IN, KY, LA-RN, MD, ME, MI, MN, MO, MS, NC, ND, NE, NH, NJ, NM, NV, PA,		

Summary suspension	AK, AL, AR, AZ, CO, CT, DC, FL, GA, GU, IA, ID, IL, IN, KS, KY, LA-RN, MA, MD, ME, MI, MN, MS, MT, NC, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VI, VT, WA, WI, WV-PN, WV-RN, WY	47	84%
Suspension	AK, AL, AR, AZ, CA-RN, CA-VN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, IN, KS, KY, LA-RN, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VI, VT, WA, WI, WV-PN, WV-RN, WY	56	100%

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4 &DQ WKH OLFHQVHH EH RUGHUHG WR SD\ LQYHVWLJDWLYH IHHV"

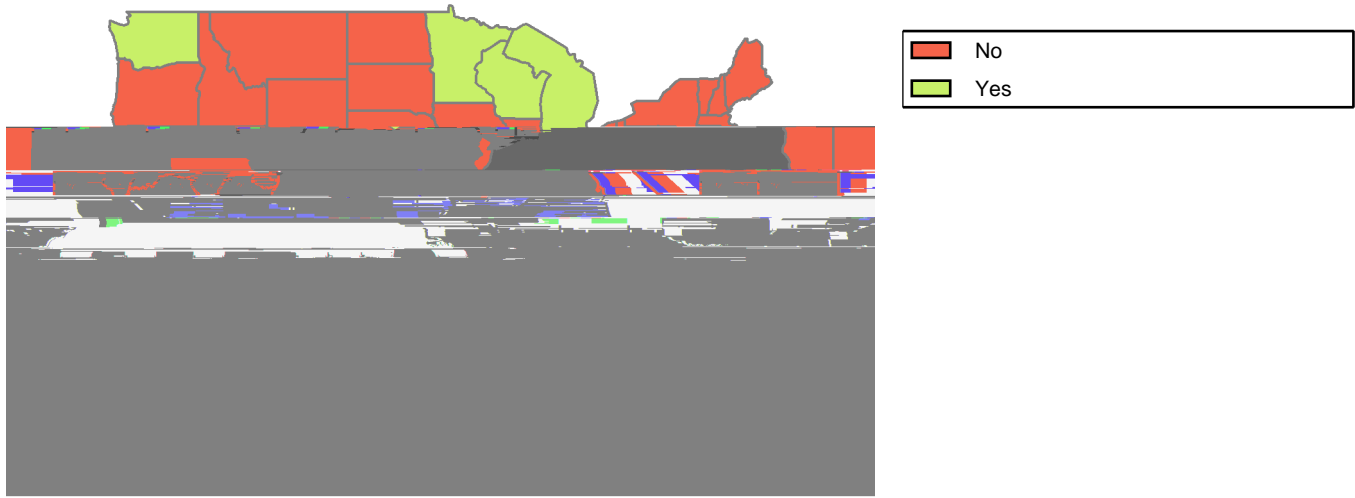
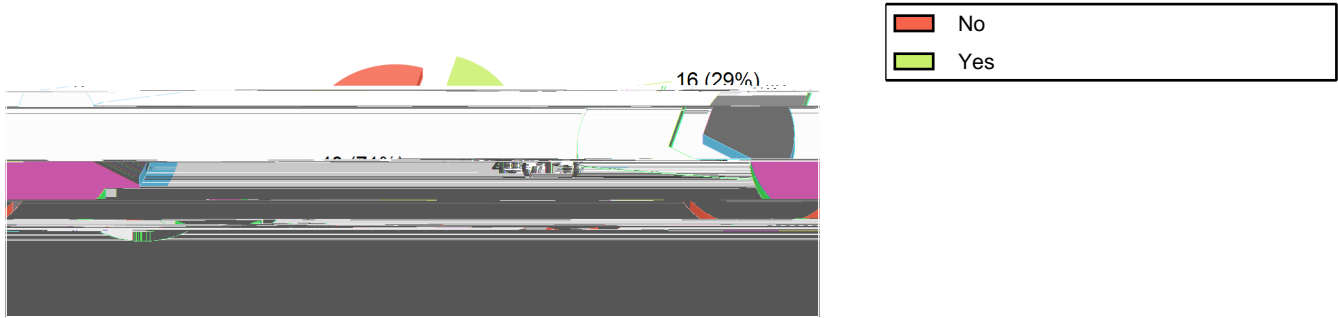


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, AL, AZ, CNMI, CO, CT, DC, DE, HI, IA, IL, KS, KY, MA, MD, MO, MS, MT, NC, ND, NE, NY, OH, OR, RI, SD, TX, UT, VA, VI, VT, WV-RN, WY	33	59%
Yes	AR, CA-RN, CA-VN, FL, GA, GU, ID, IN, LA-RN, ME, MI, MN, NH, NJ, NM, NV, OK, PA, SC, TN, WA, WI, WV-PN	23	41%

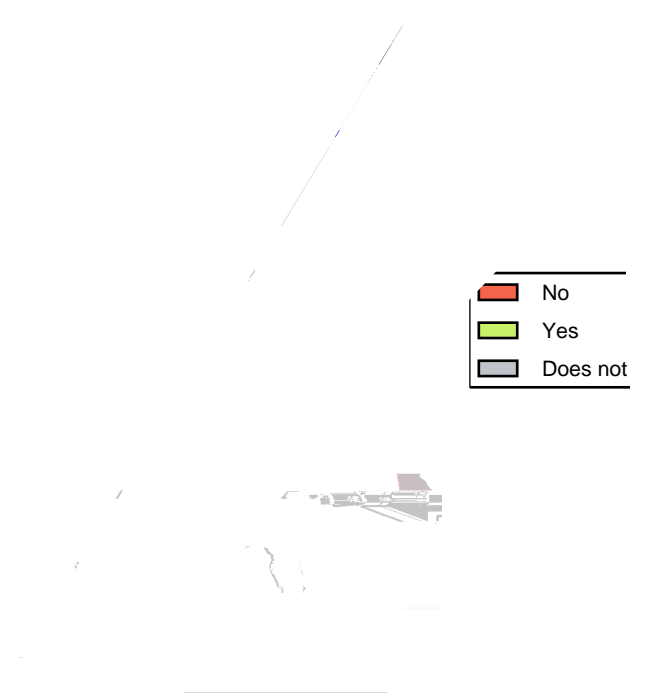


4 &DQ WKH OLFHQVHH EH RUGHUHG WR SD\ OHJDO IHHV"



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, AL, AR, AZ, CNMI, CO, CT, DC, DE, HI, IA, ID, IL, IN, KY, MA, MD, ME, MO, MS, MT, NC, ND, NE, NH, NM, NY, OH, OR, PA, RI, SC, SD, TX, UT, VA, VT, WV-PN, WV-RN, WY	40	71%
Yes	CA-RN, CA-VN, FL, GA, GU, KS, LA-RN, MI, MN, NJ, NV, OK, TN, VI, WA, WI	16	29%



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CA-VN, DC, FL, ID, KS, KY, MN, MO, NC, NM,  
RI, SC, VA, VT, WY

Yes

Does not apply

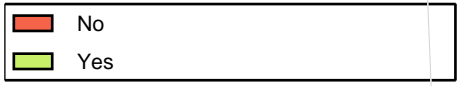
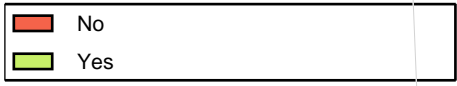
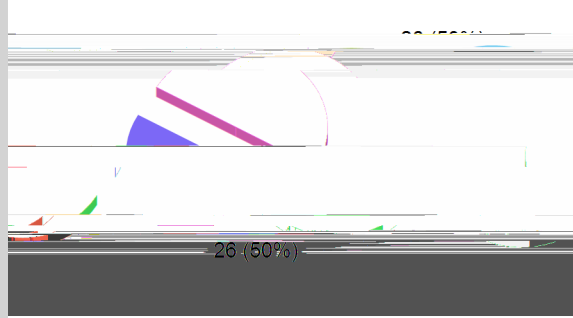




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H %RDUG RI 1XUVLQJ UHIHU WKH OLFHQVHH WR D FRQWUD



and US Territories are not displayed on the map. For detailed information, please see the text responses below.

	<b>Jurisdictions</b>	<b>Number of Boards</b>	<b>Percentage of Boards Responding</b>
	AL, AR, AZ, DC, GA, IA, ID, KY, LA-RN, MA, MD, MO, NC, ND, NH, NM, NV, OH, OK, PA, UT, VT, WA, WI, WV-PN, WY	26	
Yes	CA-RN, CNMI, CO, CT, DE, FL, GU, IL, KS, ME, MI, MN, MS, MT, NE, NJ, NY, OR, RI, SC, SD, TN, TX, VA, VI, WV-RN	26	50%







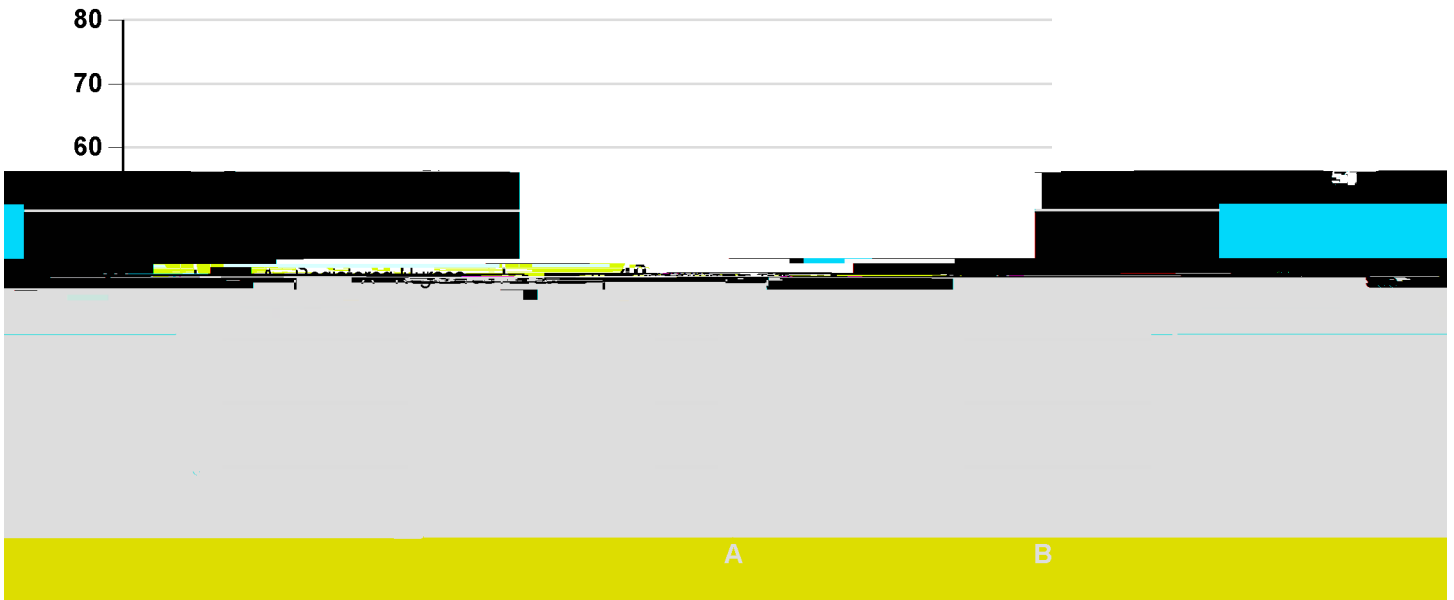
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4 \$ UH WKHUH VSHFLI delegation HLOH DGH RIWRKH IROORZLQJ & KHFN DOO



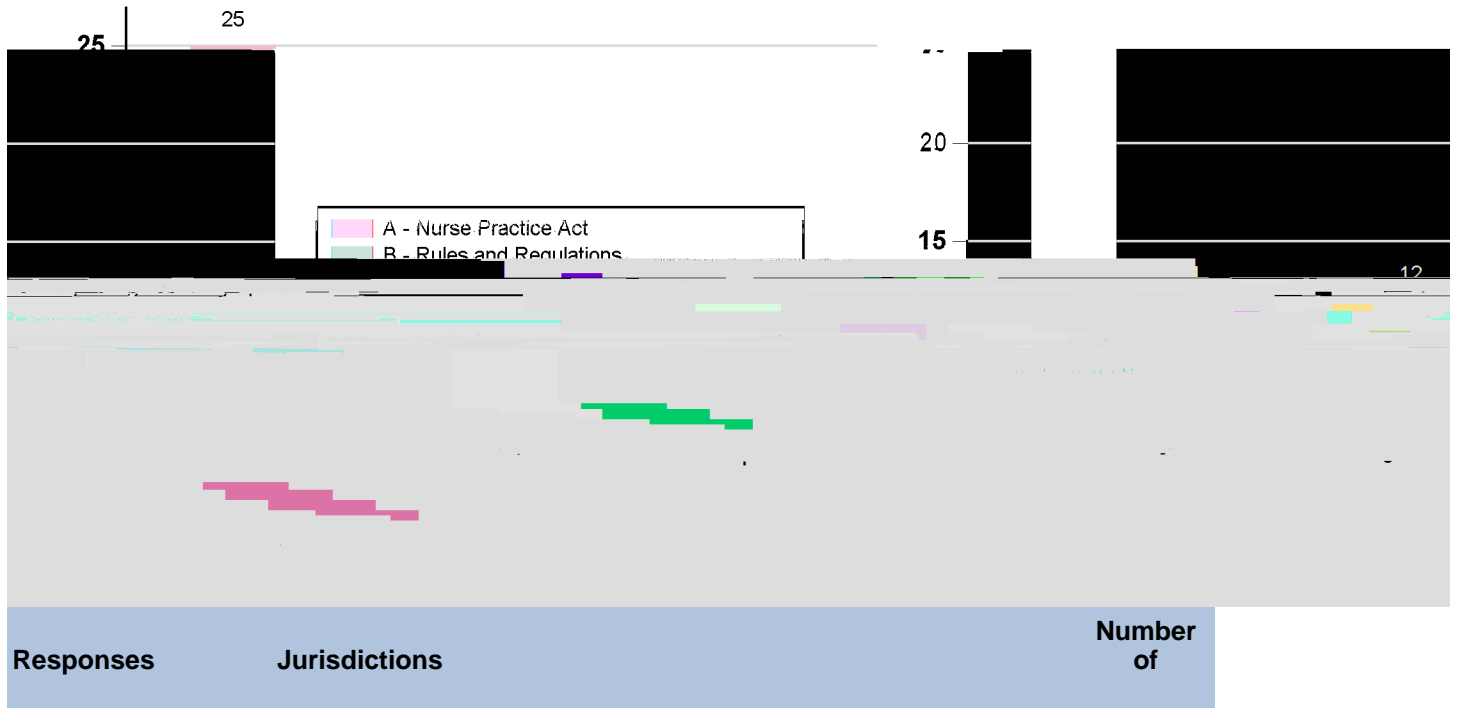
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Nurse Practice Act	AR, AZ, CA-RN, CA-VN, CNMI, CO, DE, FL, GU, HI, IA, ID, IL, KS, KY, LA-RN, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NV, OH, OK, OR, SD, TX, UT, VA, VT, WA, WV-RN	38	68%
Rules and Regulations	AK, AL, AR, AZ, CNMI, CO, DC, DE, FL, GU, HI, ID, IL, KS, KY, LA-RN, MA, ME, MI, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, RI, SD, TN, TX, UT, VA, VT, WA, WI, WV-PN, WV-RN, WY	44	79%
Declaratory ruling/advisory opinion	AL, AZ, CA-RN, CT, DC, GU, KY, LA-RN, MS, NV, OK, TX, WA, WV-RN, WY	15	27%
Position statement	AK, AL, AR, CA-RN, GA, GU, ID, KY, LA-RN, ME, MO, MS, NC, NV, OK, OR, TN, TX, VT	19	34%
Written Guideline	ID, MN, NC, NJ, NV, OK, TX, WV-PN, WV-RN	9	16%
None of the above	IN, PA, SC, VI	4	7%

4 'R WKH UHIIH Delegation apply to registered nurses or practical nurses? (Check all that apply)



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Registered Nurses	AK, AL, AR, AZ, CA-RN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-RN, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, RI, SD, TN, TX, UT, VA, VT, WA, WI, WV-PN, WV-RN, WY	51	98%
Practical Nurses	AK, AL, AR, AZ, CA-VN, CNMI, CT, FL, GU, IA, ID, IL, KS, KY, MA, MD, ME, MO, MS, MT, NC, ND, NH, NM, NY, OH, OK, RI, SD, TN, TX, UT, VT, WA, WY	35	67%

4 \$UH WKHUH VSHFLILF UHIHUHQFHV WR WHOHQXUVLQJ WHOHKHDOWK of the following? (Check all that apply):



Responses	Jurisdictions	Number of
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