

REFERENCE TITLE: advanced practice registered nurses; compact

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

## **SB 1295**

Introduced by  
Senators Shamp: Gowan, Shope

AN ACT

AMENDING TITLE 32, CHAPTER 15, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 2.2; RELATING TO THE ARIZONA STATE BOARD OF NURSING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, chapter 15, Arizona Revised Statutes, is  
3 amended by adding article 2.2, to read:

4 ARTICLE 2.2. ADVANCED PRACTICE REGISTERED NURSE COMPACT  
5 32-1661. Advanced practice registered nurse compact

6 ARTICLE I

7 FINDINGS AND DECLARATION OF PURPOSE

8 A. THE PARTY STATES FIND THAT:

9 1. THE HEALTH AND SAFETY OF THE PUBLIC ARE AFFECTED BY THE DEGREE  
10 OF COMPLIANCE WITH APRN LICENSURE REQUIREMENTS AND THE EFFECTIVENESS OF  
11 ENFORCEMENT ACTIVITIES RELATED TO STATE APRN LICENSURE LAWS.

12 2. VIOLATIONS OF APRN LICENSURE AND OTHER LAWS REGULATING THE  
13 PRACTICE OF NURSING MAY RESULT IN INJURY OR HARM TO THE PUBLIC.

14 3. THE EXPANDED MOBILITY OF ADVANCED PRACTICE REGISTERED NURSES AND  
15 THE USE OF ADVANCED COMMUNICATION AND INTERVENTION TECHNOLOGIES AS PART OF  
16 OUR NATION'S HEALTH CARE DELIVERY SYSTEM REQUIRE GREATER COORDINATION AND  
17 COOPERATION AMONG STATES IN THE AREAS OF APRN LICENSURE AND REGULATION.

18 4. NEW PRACTICE MODALITIES AND TECHNOLOGY MAKE COMPLIANCE WITH  
19 INDIVIDUAL STATE APRN LICENSURE LAWS DIFFICULT AND COMPLEX.

20 5. THE CURRENT SYSTEM OF DUPLICATIVE APRN LICENSURE FOR ADVANCED  
21 PRACTICE REGISTERED NURSES PRACTICING IN MULTIPLE STATES IS CUMBERSOME AND  
22 REDUNDANT FOR HEALTH CARE DELIVERY SYSTEMS, PAYORS, STATE LICENSING  
23 BOARDS, REGULATORS AND ADVANCED PRACTICE REGISTERED NURSES.

24 6. UNIFORMITY OF APRN LICENSURE REQUIREMENTS THROUGHOUT THE STATES  
25 PROMOTES PUBLIC SAFETY AND PUBLIC HEALTH BENEFITS AS WELL AS PROVIDING A  
26 MECHANISM TO INCREASE ACCESS TO CARE.

27 B. THE GENERAL PURPOSES OF THIS COMPACT ARE TO:

28 1. FACILITATE THE STATES' RESPONSIBILITY TO PROTECT THE PUBLIC'S  
29 HEALTH AND SAFETY.

30 2. ENSURE AND ENCOURAGE THE COOPERATION OF PARTY STATES IN THE  
31 AREAS OF APRN LICENSURE AND REGULATION, INCLUDING PROMOTION OF UNIFORM  
32 LICENSURE REQUIREMENTS.

33 3. FACILITATE THE EXCHANGE OF INFORMATION BETWEEN PARTY STATES IN  
34 THE AREAS OF APRN REGULATION, INVESTIGATION AND ADVERSE ACTIONS.

35 4. PROMOTE COMPLIANCE WITH THE LAWS GOVERNING APRN PRACTICE IN EACH  
36 JURISDICTION.

37 5. INVEST ALL PARTY STATES WITH THE AUTHORITY TO HOLD AN APRN  
38 ACCOUNTABLE FOR MEETING ALL STATE PRACTICE LAWS IN THE STATE IN WHICH THE  
39 PATIENT IS LOCATED AT THE TIME CARE IS RENDERED THROUGH THE MUTUAL  
40 RECOGNITION OF PARTY STATE PRIVILEGES TO PRACTICE.

41 6. DECREASE REDUNDANCIES IN THE CONSIDERATION AND ISSUANCE OF APRN  
42 LICENSES.

43 7. PROVIDE OPPORTUNITIES FOR INTERSTATE PRACTICE BY ADVANCED  
44 PRACTICE REGISTERED NURSES WHO MEET UNIFORM LICENSURE REQUIREMENTS.

ARTICLE II  
DEFINITIONS

AS USED IN THIS COMPACT:

1. "ADVANCED PRACTICE REGISTERED NURSE" OR "APRN" MEANS A REGISTERED NURSE WHO HAS GAINED ADDITIONAL SPECIALIZED KNOWLEDGE, SKILLS AND EXPERIENCE THROUGH A PROGRAM OF STUDY RECOGNIZED OR DEFINED BY THE COMMISSION AND WHO IS LICENSED TO PERFORM ADVANCED NURSING PRACTICE. AN ADVANCED PRACTICE REGISTERED NURSE IS LICENSED IN AN APRN ROLE THAT IS CONGRUENT WITH AN APRN EDUCATIONAL PROGRAM, CERTIFICATION AND COMMISSION RULES.

2. "ADVERSE ACTION" MEANS ANY ADMINISTRATIVE, CIVIL, EQUITABLE OR CRIMINAL ACTION ALLOWED BY A STATE'S LAWS THAT IS IMPOSED BY A LICENSING BOARD OR OTHER AUTHORITY AGAINST AN APRN, INCLUDING ACTIONS AGAINST AN INDIVIDUAL'S LICENSE OR MULTISTATE LICENSURE PRIVILEGE SUCH AS REVOCATION, SUSPENSION, PROBATION, MONITORING OF THE LICENSEE, LIMIT ON THE LICENSEE'S PRACTICE, OR ANY OTHER ENCUMBRANCE ON LICENSURE AFFECTING AN APRN'S AUTHORIZATION TO PRACTICE, INCLUDING THE ISSUANCE OF A CEASE AND DESIST ACTION.

3. "ALTERNATIVE PROGRAM" MEANS A NONDISCIPLINARY MONITORING PROGRAM APPROVED BY A LICENSING BOARD.

4. "APRN LICENSURE" MEANS THE REGULATORY MECHANISM USED BY A PARTY STATE TO GRANT LEGAL AUTHORITY TO PRACTICE AS AN APRN.

5. "APRN UNIFORM LICENSURE REQUIREMENTS" MEANS THE MINIMUM UNIFORM LICENSURE, EDUCATION AND EXAMINATION REQUIREMENTS SET FORTH IN ARTICLE III, SUBSECTION B OF THIS COMPACT.

6. "COMMISSION" MEANS THE INTERSTATE COMMISSION OF APRN COMPACT ADMINISTRATORS.

7. "COORDINATED LICENSURE INFORMATION SYSTEM" MEANS AN INTEGRATED PROCESS FOR COLLECTING, STORING AND SHARING INFORMATION ON APRN LICENSURE AND ENFORCEMENT ACTIVITIES RELATED TO APRN LICENSURE LAWS THAT IS ADMINISTERED BY A NONPROFIT ORGANIZATION COMPOSED OF AND CONTROLLED BY LICENSING BOARDS.

8. "CURRENT SIGNIFICANT INVESTIGATORY INFORMATION" MEANS EITHER:

(a) INVESTIGATIVE INFORMATION THAT A LICENSING BOARD, AFTER A PRELIMINARY INQUIRY THAT INCLUDES NOTIFICATION AND AN OPPORTUNITY FOR THE APRN TO RESPOND, IF REQUIRED BY STATE LAW, HAS REASON TO BELIEVE IS NOT GROUNDLESS AND THAT, IF PROVED TRUE, WOULD INDICATE MORE THAN A MINOR INFRACTION.

(b) INVESTIGATIVE INFORMATION THAT INDICATES THAT THE APRN REPRESENTS AN IMMEDIATE THREAT TO PUBLIC HEALTH AND SAFETY REGARDLESS OF WHETHER THE APRN HAS BEEN NOTIFIED AND HAD AN OPPORTUNITY TO RESPOND.

9. "ENCUMBRANCE" MEANS A REVOCATION OR SUSPENSION OF, OR ANY LIMIT ON, THE FULL AND UNRESTRICTED PRACTICE OF NURSING IMPOSED BY A LICENSING BOARD IN CONNECTION WITH A DISCIPLINARY PROCEEDING.

- 1           10. "HOME STATE" MEANS THE PARTY STATE THAT IS THE APRN'S PRIMARY  
2 STATE OF RESIDENCE.
- 3           11. "LICENSING BOARD" MEANS A PARTY STATE'S REGULATORY BODY THAT IS  
4 RESPONSIBLE FOR REGULATING THE PRACTICE OF ADVANCED PRACTICE REGISTERED  
5 NURSING.
- 6           12. "MULTISTATE LICENSE" MEANS AN APRN LICENSE TO PRACTICE AS AN  
7 APRN ISSUED BY A HOME STATE LICENSING BOARD THAT AUTHORIZES THE APRN TO  
8 PRACTICE AS AN APRN IN ALL PARTY STATES UNDER A MULTISTATE LICENSURE  
9 PRIVILEGE, IN THE SAME ROLE AND POPULATION FOCUS AS THE APRN IS LICENSED  
10 IN THE HOME STATE.
- 11           13. "MULTISTATE LICENSURE PRIVILEGE" MEANS A LEGAL AUTHORIZATION  
12 ASSOCIATED WITH AN APRN MULTISTATE LICENSE THAT ALLOWS AN APRN TO PRACTICE  
13 AS AN APRN IN A REMOTE STATE, IN THE SAME ROLE AND POPULATION FOCUS AS THE  
14 APRN IS LICENSED IN THE HOME STATE.
- 15           14. "NONCONTROLLED PRESCRIPTION DRUG":  
16           (a) MEANS A DEVICE OR DRUG THAT IS NOT A CONTROLLED SUBSTANCE AND  
17 THAT IS PROHIBITED UNDER STATE OR FEDERAL LAW FROM BEING DISPENSED WITHOUT  
18 A PRESCRIPTION.
- 19           (b) INCLUDES A DEVICE OR DRUG THAT BEARS OR IS REQUIRED TO BEAR THE  
20 LEGEND "CAUTION: FEDERAL LAW PROHIBITS DISPENSING WITHOUT PRESCRIPTION" OR  
21 "PRESCRIPTION ONLY" OR ANOTHER LEGEND THAT COMPLIES WITH FEDERAL LAW.
- 22           15. "PARTY STATE" MEANS ANY STATE THAT HAS ADOPTED THIS COMPACT.
- 23           16. "POPULATION FOCUS" MEANS ONE OF THE FOLLOWING SIX POPULATION  
24 FOCI:
- 25           (a) FAMILY/INDIVIDUAL ACROSS THE LIFESPAN.  
26           (b) ADULT-GERONTOLOGY.  
27           (c) PEDIATRICS.  
28           (d) NEONATAL.  
29           (e) WOMEN'S HEALTH/GENDER-RELATED.  
30           (f) PSYCH/MENTAL HEALTH.
- 31           17. "PRESCRIPTIVE AUTHORITY" MEANS THE LEGAL AUTHORITY TO PRESCRIBE  
32 MEDICATIONS AND DEVICES AS DEFINED BY PARTY STATE LAWS.
- 33           18. "REMOTE STATE" MEANS A PARTY STATE THAT IS NOT THE HOME STATE.
- 34           19. "ROLE" MEANS ONE OF THE FOLLOWING FOUR RECOGNIZED ROLES:  
35           (a) CERTIFIED REGISTERED NURSE ANESTHETISTS.  
36           (b) CERTIFIED NURSE MIDWIVES.  
37           (c) CLINICAL NURSE SPECIALISTS.  
38           (d) CERTIFIED NURSE PRACTITIONERS (CNP).
- 39           20. "SINGLE-STATE LICENSE" MEANS AN APRN LICENSE ISSUED BY A PARTY  
40 STATE THAT AUTHORIZES PRACTICE ONLY WITHIN THE ISSUING STATE AND DOES NOT  
41 INCLUDE A MULTISTATE LICENSURE PRIVILEGE TO PRACTICE IN ANY OTHER PARTY  
42 STATE.
- 43           21. "STATE" MEANS A STATE, TERRITORY OR POSSESSION OF THE UNITED  
44 STATES AND THE DISTRICT OF COLUMBIA.

1 22. "STATE PRACTICE LAWS":

2 (a) MEANS A PARTY STATE'S LAWS, RULES AND REGULATIONS THAT GOVERN  
3 APRN PRACTICE, DEFINE THE SCOPE OF ADVANCED NURSING PRACTICE AND CREATE  
4 THE METHODS AND GROUNDS FOR IMPOSING DISCIPLINE, EXCEPT THAT PRESCRIPTIVE  
5 AUTHORITY SHALL BE TREATED IN ACCORDANCE WITH ARTICLE III, SUBSECTIONS F  
6 AND G OF THIS COMPACT.

7 (b) DOES NOT INCLUDE:

8 (i) A PARTY STATE'S LAWS, RULES AND REGULATIONS REQUIRING  
9 SUPERVISION OR COLLABORATION WITH A HEALTH CARE PROFESSIONAL, EXCEPT FOR  
10 LAWS, RULES AND REGULATIONS REGARDING PRESCRIBING CONTROLLED SUBSTANCES.

11 (ii) THE REQUIREMENTS NECESSARY TO OBTAIN AND RETAIN AN APRN  
12 LICENSE, EXCEPT FOR QUALIFICATIONS OR REQUIREMENTS OF THE HOME STATE.

13 ARTICLE III

14 GENERAL PROVISIONS AND JURISDICTION

15 A. A STATE MUST IMPLEMENT PROCEDURES FOR CONSIDERING THE CRIMINAL  
16 HISTORY RECORDS OF APPLICANTS FOR INITIAL APRN LICENSURE OR APRN LICENSURE  
17 BY ENDORSEMENT. SUCH PROCEDURES SHALL INCLUDE THE SUBMISSION OF  
18 FINGERPRINTS OR OTHER BIOMETRIC-BASED INFORMATION BY APRN APPLICANTS FOR  
19 THE PURPOSE OF OBTAINING AN APPLICANT'S CRIMINAL HISTORY RECORD  
20 INFORMATION FROM THE FEDERAL BUREAU OF INVESTIGATION AND THE AGENCY  
21 RESPONSIBLE FOR RETAINING THAT STATE'S CRIMINAL RECORDS.

22 B. EACH PARTY STATE SHALL REQUIRE AN APPLICANT TO SATISFY THE  
23 FOLLOWING APRN UNIFORM LICENSURE REQUIREMENTS TO OBTAIN OR RETAIN A  
24 MULTISTATE LICENSE IN THE HOME STATE:

25 1. MEETS THE HOME STATE'S QUALIFICATIONS FOR LICENSURE OR RENEWAL  
26 OF LICENSURE, AS WELL AS ALL OTHER APPLICABLE STATE LAWS.

27 2. HAS COMPLETED EITHER:

28 (a) AN ACCREDITED GRADUATE-LEVEL EDUCATION PROGRAM THAT PREPARES  
29 THE APPLICANT FOR ONE OF THE FOUR RECOGNIZED ROLES AND ONE OF THE SIX  
30 POPULATION FOCI.

31 (b) A FOREIGN APRN EDUCATION PROGRAM FOR ONE OF THE FOUR RECOGNIZED  
32 ROLES AND ONE OF THE SIX POPULATION FOCI THAT HAS BEEN APPROVED BY THE  
33 AUTHORIZED ACCREDITING BODY IN THE APPLICABLE COUNTRY AND HAS BEEN  
34 VERIFIED BY AN INDEPENDENT CREDENTIALS REVIEW AGENCY TO BE COMPARABLE TO A  
35 LICENSING BOARD-APPROVED APRN EDUCATION PROGRAM.

36 3. IF A GRADUATE OF A FOREIGN APRN EDUCATION PROGRAM NOT TAUGHT IN  
37 ENGLISH OR IF ENGLISH IS NOT THE INDIVIDUAL'S NATIVE LANGUAGE, HAS  
38 SUCCESSFULLY PASSED AN ENGLISH PROFICIENCY EXAMINATION THAT INCLUDES THE  
39 COMPONENTS OF READING, SPEAKING, WRITING AND LISTENING.

40 4. HAS SUCCESSFULLY PASSED A NATIONAL CERTIFICATION EXAMINATION  
41 THAT MEASURES APRN, ROLE AND POPULATION-FOCUSED COMPETENCIES AND MAINTAINS  
42 CONTINUED COMPETENCE AS EVIDENCED BY RECERTIFICATION IN THE ROLE AND  
43 POPULATION FOCUS THROUGH THE NATIONAL CERTIFICATION PROGRAM.

1           5. HOLDS AN ACTIVE, UNENCUMBERED LICENSE AS A REGISTERED NURSE AND  
2 AN ACTIVE, UNENCUMBERED AUTHORIZATION TO PRACTICE AS AN APRN.

3           6. HAS SUCCESSFULLY PASSED AN NCLEX-RN® EXAMINATION OR RECOGNIZED  
4 PREDECESSOR, AS APPLICABLE.

5           7. HAS PRACTICED FOR AT LEAST TWO THOUSAND EIGHTY HOURS AS AN APRN  
6 IN A ROLE AND POPULATION FOCUS CONGRUENT WITH THE APPLICANT'S EDUCATION  
7 AND TRAINING. FOR THE PURPOSES OF THIS PARAGRAPH, PRACTICE DOES NOT  
8 INCLUDE HOURS OBTAINED AS PART OF ENROLLMENT IN AN APRN EDUCATION PROGRAM.

9           8. HAS SUBMITTED, IN CONNECTION WITH AN APPLICATION FOR INITIAL  
10 LICENSURE OR LICENSURE BY ENDORSEMENT, FINGERPRINTS OR OTHER BIOMETRIC  
11 DATA FOR THE PURPOSE OF OBTAINING CRIMINAL HISTORY RECORD INFORMATION FROM  
12 THE FEDERAL BUREAU OF INVESTIGATION AND THE AGENCY RESPONSIBLE FOR  
13 RETAINING THAT STATE OR, IF APPLICABLE, FOREIGN COUNTRY'S CRIMINAL  
14 RECORDS.

15           9. HAS NOT BEEN CONVICTED OR FOUND GUILTY, OR HAS ENTERED INTO AN  
16 AGREED DISPOSITION, OF A FELONY OFFENSE UNDER APPLICABLE STATE, FEDERAL OR  
17 FOREIGN CRIMINAL LAW.

18           10. HAS NOT BEEN CONVICTED OR FOUND GUILTY, OR HAS ENTERED INTO AN  
19 AGREED DISPOSITION, OF A MISDEMEANOR OFFENSE RELATED TO THE PRACTICE OF  
20 NURSING AS DETERMINED BY FACTORS SET FORTH IN RULES ADOPTED BY THE  
21 COMMISSION.

22           11. IS NOT CURRENTLY ENROLLED IN AN ALTERNATIVE PROGRAM.

23           12. IS SUBJECT TO SELF-DISCLOSURE REQUIREMENTS REGARDING CURRENT  
24 PARTICIPATION IN AN ALTERNATIVE PROGRAM.

25           13. HAS A VALID UNITED STATES SOCIAL SECURITY NUMBER.

26           C. AN APRN WHO IS ISSUED A MULTISTATE LICENSE SHALL BE LICENSED IN  
27 AN APPROVED ROLE AND AT LEAST ONE APPROVED POPULATION FOCUS.

28           D. AN APRN MULTISTATE LICENSE ISSUED BY A HOME STATE TO A RESIDENT  
29 IN THAT STATE SHALL BE RECOGNIZED BY EACH PARTY STATE AS AUTHORIZING THE  
30 APRN TO PRACTICE AS AN APRN IN EACH PARTY STATE, UNDER A MULTISTATE  
31 LICENSURE PRIVILEGE, IN THE SAME ROLE AND POPULATION FOCUS AS THE APRN IS  
32 LICENSED IN THE HOME STATE.

33           E. THIS COMPACT DOES NOT AFFECT THE REQUIREMENTS ESTABLISHED BY A  
34 PARTY STATE FOR THE ISSUANCE OF A SINGLE-STATE LICENSE, EXCEPT THAT AN  
35 INDIVIDUAL MAY APPLY FOR A SINGLE-STATE LICENSE, INSTEAD OF A MULTISTATE  
36 LICENSE, EVEN IF OTHERWISE QUALIFIED FOR THE MULTISTATE LICENSE. THE  
37 FAILURE OF SUCH AN INDIVIDUAL TO AFFIRMATIVELY OPT FOR A SINGLE-STATE  
38 LICENSE MAY RESULT IN THE ISSUANCE OF A MULTISTATE LICENSE.

39           F. ISSUANCE OF AN APRN MULTISTATE LICENSE SHALL INCLUDE  
40 PRESCRIPTIVE AUTHORITY FOR NONCONTROLLED PRESCRIPTION DRUGS.

41           G. FOR EACH STATE IN WHICH AN APRN SEEKS AUTHORITY TO PRESCRIBE  
42 CONTROLLED SUBSTANCES, THE APRN SHALL SATISFY ALL REQUIREMENTS IMPOSED BY  
43 THAT STATE IN GRANTING OR RENEWING SUCH AUTHORITY.

44           H. AN APRN WHO IS ISSUED A MULTISTATE LICENSE IS AUTHORIZED TO  
45 ASSUME RESPONSIBILITY AND ACCOUNTABILITY FOR PATIENT CARE INDEPENDENT OF

1 ANY SUPERVISORY OR COLLABORATIVE RELATIONSHIP. THIS AUTHORITY MAY BE  
2 EXERCISED IN THE HOME STATE AND IN ANY REMOTE STATE IN WHICH THE APRN  
3 EXERCISES A MULTISTATE LICENSURE PRIVILEGE.

4 I. ALL PARTY STATES SHALL BE AUTHORIZED, IN ACCORDANCE WITH STATE  
5 DUE PROCESS LAWS, TO TAKE ADVERSE ACTION AGAINST AN APRN'S MULTISTATE  
6 LICENSURE PRIVILEGE SUCH AS REVOCATION, SUSPENSION, PROBATION OR ANY OTHER  
7 ACTION THAT AFFECTS AN APRN'S AUTHORIZATION TO PRACTICE UNDER A MULTISTATE  
8 LICENSURE PRIVILEGE, INCLUDING CEASE AND DESIST ACTIONS. IF A PARTY STATE  
9 TAKES AN ADVERSE ACTION, IT SHALL PROMPTLY NOTIFY THE ADMINISTRATOR OF THE  
10 COORDINATED LICENSURE INFORMATION SYSTEM. THE ADMINISTRATOR OF THE  
11 COORDINATED LICENSURE INFORMATION SYSTEM SHALL PROMPTLY NOTIFY THE HOME  
12 STATE OF ANY SUCH ACTIONS BY REMOTE STATES.

13 J. EXCEPT AS OTHERWISE EXPRESSLY PROVIDED IN THIS COMPACT, AN APRN  
14 WHO IS PRACTICING IN A PARTY STATE MUST COMPLY WITH THE STATE PRACTICE  
15 LAWS OF THE STATE IN WHICH THE CLIENT IS LOCATED AT THE TIME SERVICE IS  
16 PROVIDED. APRN PRACTICE IS NOT LIMITED TO PATIENT CARE, BUT SHALL INCLUDE  
17 ALL ADVANCED NURSING PRACTICE AS DEFINED BY THE STATE PRACTICE LAWS OF THE  
18 PARTY STATE IN WHICH THE CLIENT IS LOCATED. APRN PRACTICE IN A PARTY  
19 STATE UNDER A MULTISTATE LICENSURE PRIVILEGE WILL SUBJECT THE APRN TO THE  
20 JURISDICTION OF THE LICENSING BOARD, THE COURTS AND THE LAWS OF THE PARTY  
21 STATE IN WHICH THE CLIENT IS LOCATED AT THE TIME SERVICE IS PROVIDED.

22 K. EXCEPT AS OTHERWISE EXPRESSLY PROVIDED IN THIS COMPACT, THIS  
23 COMPACT DOES NOT AFFECT ADDITIONAL REQUIREMENTS IMPOSED BY STATES FOR  
24 ADVANCED PRACTICE REGISTERED NURSING. HOWEVER, A MULTISTATE LICENSURE  
25 PRIVILEGE TO PRACTICE REGISTERED NURSING GRANTED BY A PARTY STATE SHALL BE  
26 RECOGNIZED BY OTHER PARTY STATES AS SATISFYING ANY STATE LAW REQUIREMENT  
27 FOR REGISTERED NURSE LICENSURE AS A PRECONDITION FOR AUTHORIZATION TO  
28 PRACTICE AS AN APRN IN THAT STATE.

29 L. INDIVIDUALS WHO DO NOT RESIDE IN A PARTY STATE SHALL CONTINUE TO  
30 BE ABLE TO APPLY FOR A PARTY STATE'S SINGLE-STATE APRN LICENSE AS PROVIDED  
31 UNDER THE LAWS OF EACH PARTY STATE. HOWEVER, THE SINGLE-STATE LICENSE  
32 GRANTED TO THESE INDIVIDUALS WILL NOT BE RECOGNIZED AS GRANTING THE  
33 PRIVILEGE TO PRACTICE AS AN APRN IN ANY OTHER PARTY STATE.

34 ARTICLE IV

35 APPLICATIONS FOR APRN LICENSURE IN A PARTY STATE

36 A. ON APPLICATION FOR AN APRN MULTISTATE LICENSE, THE LICENSING  
37 BOARD IN THE ISSUING PARTY STATE SHALL ASCERTAIN, THROUGH THE COORDINATED  
38 LICENSURE INFORMATION SYSTEM, WHETHER THE APPLICANT HAS EVER HELD OR IS  
39 THE HOLDER OF A LICENSED PRACTICAL OR VOCATIONAL NURSING LICENSE, A  
40 REGISTERED NURSING LICENSE OR AN ADVANCED PRACTICE REGISTERED NURSE  
41 LICENSE ISSUED BY ANY OTHER STATE, WHETHER THERE ARE ANY ENCUMBRANCES ON  
42 ANY LICENSE OR MULTISTATE LICENSURE PRIVILEGE HELD BY THE APPLICANT,  
43 WHETHER ANY ADVERSE ACTION HAS BEEN TAKEN AGAINST ANY LICENSE OR  
44 MULTISTATE LICENSURE PRIVILEGE HELD BY THE APPLICANT AND WHETHER THE  
45 APPLICANT IS CURRENTLY PARTICIPATING IN AN ALTERNATIVE PROGRAM.

1 B. AN APRN MAY HOLD A MULTISTATE APRN LICENSE ISSUED BY THE HOME  
2 STATE IN ONLY ONE PARTY STATE AT A TIME.

3 C. IF AN APRN CHANGES PRIMARY STATE OF RESIDENCE BY MOVING BETWEEN  
4 TWO PARTY STATES, THE APRN MUST APPLY FOR APRN LICENSURE IN THE NEW HOME  
5 STATE, AND THE MULTISTATE LICENSE ISSUED BY THE PRIOR HOME STATE SHALL BE  
6 DEACTIVATED IN ACCORDANCE WITH APPLICABLE COMMISSION RULES, AS FOLLOWS:

7 1. THE APRN MAY APPLY FOR LICENSURE IN ADVANCE OF A CHANGE IN  
8 PRIMARY STATE OF RESIDENCE.

9 2. A MULTISTATE APRN LICENSE SHALL NOT BE ISSUED BY THE NEW HOME  
10 STATE UNTIL THE APRN PROVIDES SATISFACTORY EVIDENCE OF A CHANGE IN PRIMARY  
11 STATE OF RESIDENCE TO THE NEW HOME STATE AND SATISFIES ALL APPLICABLE  
12 REQUIREMENTS TO OBTAIN A MULTISTATE APRN LICENSE FROM THE NEW HOME STATE.

13 D. IF AN APRN CHANGES PRIMARY STATE OF RESIDENCE BY MOVING FROM A  
14 PARTY STATE TO A NONPARTY STATE, THE APRN MULTISTATE LICENSE ISSUED BY THE  
15 PRIOR HOME STATE WILL CONVERT TO A SINGLE-STATE LICENSE, VALID ONLY IN THE  
16 FORMER HOME STATE.

17 ARTICLE V  
18 ADDITIONAL AUTHORITIES INVESTED IN  
19 PARTY STATE LICENSING BOARDS

20 A. IN ADDITION TO THE OTHER POWERS CONFERRED BY STATE LAW, A  
21 LICENSING BOARD SHALL HAVE THE AUTHORITY TO:

22 1. TAKE ADVERSE ACTION AGAINST AN APRN'S MULTISTATE LICENSURE  
23 PRIVILEGE TO PRACTICE WITHIN THAT PARTY STATE, SUBJECT TO THE FOLLOWING:

24 (a) ONLY THE HOME STATE SHALL HAVE POWER TO TAKE ADVERSE ACTION  
25 AGAINST AN APRN'S LICENSE ISSUED BY THE HOME STATE.

26 (b) FOR PURPOSES OF TAKING ADVERSE ACTION, THE HOME STATE LICENSING  
27 BOARD SHALL GIVE THE SAME PRIORITY AND EFFECT TO REPORTED CONDUCT THAT  
28 OCCURRED OUTSIDE OF THE HOME STATE AS IT WOULD IF SUCH CONDUCT HAD  
29 OCCURRED WITHIN THE HOME STATE. IN SO DOING, THE HOME STATE SHALL APPLY  
30 ITS OWN STATE LAWS TO DETERMINE APPROPRIATE ACTION.

31 2. ISSUE CEASE AND DESIST ORDERS OR IMPOSE AN ENCUMBRANCE ON AN  
32 APRN'S AUTHORITY TO PRACTICE WITHIN THAT PARTY STATE.

33 3. COMPLETE ANY PENDING INVESTIGATIONS OF AN APRN WHO CHANGES  
34 PRIMARY STATE OF RESIDENCE DURING THE COURSE OF SUCH INVESTIGATIONS. THE  
35 LICENSING BOARD SHALL ALSO HAVE THE AUTHORITY TO TAKE APPROPRIATE ACTION  
36 AND SHALL PROMPTLY REPORT THE CONCLUSIONS OF SUCH INVESTIGATIONS TO THE  
37 ADMINISTRATOR OF THE COORDINATED LICENSURE INFORMATION SYSTEM. THE  
38 ADMINISTRATOR OF THE COORDINATED LICENSURE INFORMATION SYSTEM SHALL  
39 PROMPTLY NOTIFY THE NEW HOME STATE OF ANY SUCH ACTIONS.

40 4. ISSUE SUBPOENAS FOR BOTH HEARINGS AND INVESTIGATIONS THAT  
41 REQUIRE THE ATTENDANCE AND TESTIMONY OF WITNESSES AND THE PRODUCTION OF  
42 EVIDENCE. SUBPOENAS ISSUED BY A PARTY STATE LICENSING BOARD FOR THE  
43 ATTENDANCE AND TESTIMONY OF WITNESSES AND THE PRODUCTION OF EVIDENCE FROM  
44 ANOTHER PARTY STATE SHALL BE ENFORCED IN THE LATTER STATE BY ANY COURT OF  
45 COMPETENT JURISDICTION, ACCORDING TO THAT COURT'S PRACTICE AND PROCEDURE



1 IN CONSIDERING SUBPOENAS ISSUED IN ITS OWN PROCEEDINGS. THE ISSUING  
2 LICENSING BOARD SHALL PAY ANY WITNESS FEES, TRAVEL EXPENSES, MILEAGE AND  
3 OTHER FEES REQUIRED BY THE SERVICE STATUTES OF THE STATE IN WHICH THE  
4 WITNESSES AND EVIDENCE ARE LOCATED.

5 5. OBTAIN AND SUBMIT, FOR AN APRN LICENSURE APPLICANT, FINGERPRINTS  
6 OR OTHER BIOMETRIC-BASED INFORMATION TO THE FEDERAL BUREAU OF  
7 INVESTIGATION FOR CRIMINAL BACKGROUND CHECKS, RECEIVE THE RESULTS OF THE  
8 FEDERAL BUREAU OF INVESTIGATION RECORD SEARCH ON CRIMINAL BACKGROUND  
9 CHECKS AND USE THE RESULTS IN MAKING LICENSURE DECISIONS.

10 6. IF OTHERWISE ALLOWED BY STATE LAW, RECOVER FROM THE AFFECTED  
11 APRN THE COSTS OF INVESTIGATIONS AND DISPOSITION OF CASES RESULTING FROM  
12 ANY ADVERSE ACTION TAKEN AGAINST THAT APRN.

13 7. TAKE ADVERSE ACTION BASED ON THE FACTUAL FINDINGS OF ANOTHER  
14 PARTY STATE, PROVIDED THAT THE LICENSING BOARD FOLLOWS ITS OWN PROCEDURES  
15 FOR TAKING SUCH ADVERSE ACTION.

16 B. IF ADVERSE ACTION IS TAKEN BY A HOME STATE AGAINST AN APRN'S  
17 MULTISTATE LICENSURE, THE PRIVILEGE TO PRACTICE IN ALL OTHER PARTY STATES  
18 UNDER A MULTISTATE LICENSURE PRIVILEGE SHALL BE DEACTIVATED UNTIL ALL  
19 ENCUMBRANCES HAVE BEEN REMOVED FROM THE APRN'S MULTISTATE LICENSE. ALL  
20 HOME STATE DISCIPLINARY ORDERS THAT IMPOSE ADVERSE ACTION AGAINST AN  
21 APRN'S MULTISTATE LICENSE SHALL INCLUDE A STATEMENT THAT THE APRN'S  
22 MULTISTATE LICENSURE PRIVILEGE IS DEACTIVATED IN ALL PARTY STATES DURING  
23 THE PENDENCY OF THE ORDER.

24 C. THIS COMPACT DOES NOT OVERRIDE A PARTY STATE'S DECISION THAT  
25 PARTICIPATION IN AN ALTERNATIVE PROGRAM MAY BE USED IN LIEU OF ADVERSE  
26 ACTION. THE HOME STATE LICENSING BOARD SHALL DEACTIVATE THE MULTISTATE  
27 LICENSURE PRIVILEGE UNDER THE MULTISTATE LICENSE OF ANY APRN FOR THE  
28 DURATION OF THE APRN'S PARTICIPATION IN AN ALTERNATIVE PROGRAM.

29 ARTICLE VI

30 COORDINATED LICENSURE INFORMATION SYSTEM  
31 AND EXCHANGE OF INFORMATION

32 A. ALL PARTY STATES SHALL PARTICIPATE IN A COORDINATED LICENSURE  
33 INFORMATION SYSTEM OF ALL APRNS, LICENSED REGISTERED NURSES AND LICENSED  
34 PRACTICAL OR VOCATIONAL NURSES. THIS SYSTEM SHALL INCLUDE INFORMATION ON  
35 THE LICENSURE AND DISCIPLINARY HISTORY OF EACH APRN, AS SUBMITTED BY PARTY  
36 STATES, TO ASSIST IN THE COORDINATED ADMINISTRATION OF APRN LICENSURE AND  
37 ENFORCEMENT EFFORTS.

38 B. THE COMMISSION, IN CONSULTATION WITH THE ADMINISTRATOR OF THE  
39 COORDINATED LICENSURE INFORMATION SYSTEM, SHALL FORMULATE NECESSARY AND  
40 PROPER PROCEDURES FOR THE IDENTIFICATION, COLLECTION AND EXCHANGE OF  
41 INFORMATION UNDER THIS COMPACT.

42 C. ALL LICENSING BOARDS SHALL PROMPTLY REPORT TO THE COORDINATED  
43 LICENSURE INFORMATION SYSTEM ANY ADVERSE ACTION, ANY CURRENT SIGNIFICANT  
44 INVESTIGATIVE INFORMATION, DENIALS OF APPLICATIONS WITH THE REASONS FOR  
45 SUCH DENIALS AND APRN PARTICIPATION IN ALTERNATIVE PROGRAMS KNOWN TO THE

1 LICENSING BOARD REGARDLESS OF WHETHER SUCH PARTICIPATION IS DEEMED  
2 NONPUBLIC OR CONFIDENTIAL UNDER STATE LAW.

3 D. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ALL PARTY STATE  
4 LICENSING BOARDS CONTRIBUTING INFORMATION TO THE COORDINATED LICENSURE  
5 INFORMATION SYSTEM MAY DESIGNATE INFORMATION THAT MAY NOT BE SHARED WITH  
6 NONPARTY STATES OR DISCLOSED TO OTHER ENTITIES OR INDIVIDUALS WITHOUT THE  
7 EXPRESS PERMISSION OF THE CONTRIBUTING STATE.

8 E. ANY PERSONALLY IDENTIFIABLE INFORMATION OBTAINED FROM THE  
9 COORDINATED LICENSURE INFORMATION SYSTEM BY A PARTY STATE LICENSING BOARD  
10 SHALL NOT BE SHARED WITH NONPARTY STATES OR DISCLOSED TO OTHER ENTITIES OR  
11 INDIVIDUALS EXCEPT TO THE EXTENT ALLOWED BY THE LAWS OF THE PARTY STATE  
12 CONTRIBUTING THE INFORMATION.

13 F. ANY INFORMATION CONTRIBUTED TO THE COORDINATED LICENSURE  
14 INFORMATION SYSTEM THAT IS SUBSEQUENTLY REQUIRED TO BE EXPUNGED BY THE  
15 LAWS OF THE PARTY STATE CONTRIBUTING THE INFORMATION SHALL BE REMOVED FROM  
16 THE COORDINATED LICENSURE INFORMATION SYSTEM.

17 G. THE COMPACT ADMINISTRATOR OF EACH PARTY STATE SHALL FURNISH A  
18 UNIFORM DATA SET TO THE COMPACT ADMINISTRATOR OF EACH OTHER PARTY STATE  
19 THAT INCLUDES, AT A MINIMUM:

- 20 1. IDENTIFYING INFORMATION.
- 21 2. LICENSURE DATA.
- 22 3. INFORMATION RELATED TO ALTERNATIVE PROGRAM PARTICIPATION.
- 23 4. OTHER INFORMATION THAT MAY FACILITATE THE ADMINISTRATION OF THIS  
24 COMPACT, AS DETERMINED BY COMMISSION RULES.

25 H. THE COMPACT ADMINISTRATOR OF A PARTY STATE SHALL PROVIDE ALL  
26 INVESTIGATIVE DOCUMENTS AND INFORMATION REQUESTED BY ANOTHER PARTY STATE.

27 ARTICLE VII

28 ESTABLISHMENT OF THE INTERSTATE COMMISSION OF  
29 APRN COMPACT ADMINISTRATORS

30 A. THE PARTY STATES HEREBY CREATE AND ESTABLISH A JOINT PUBLIC  
31 AGENCY KNOWN AS THE INTERSTATE COMMISSION OF APRN COMPACT ADMINISTRATORS.  
32 THE COMMISSION IS AN INSTRUMENTALITY OF THE PARTY STATES. VENUE IS  
33 PROPER, AND JUDICIAL PROCEEDINGS BY OR AGAINST THE COMMISSION SHALL BE  
34 BROUGHT SOLELY AND EXCLUSIVELY, IN A COURT OF COMPETENT JURISDICTION WHERE  
35 THE PRINCIPAL OFFICE OF THE COMMISSION IS LOCATED. THE COMMISSION MAY  
36 WAIVE VENUE AND JURISDICTIONAL DEFENSES TO THE EXTENT IT ADOPTS OR  
37 CONSENTS TO PARTICIPATE IN ALTERNATIVE DISPUTE RESOLUTION PROCEEDINGS.  
38 THIS COMPACT IS NOT A WAIVER OF SOVEREIGN IMMUNITY.

39 B. MEMBERSHIP, VOTING AND MEETINGS ARE AS FOLLOWS:

- 40 1. EACH PARTY STATE SHALL HAVE AND BE LIMITED TO ONE ADMINISTRATOR.  
41 THE HEAD OF THE STATE LICENSING BOARD OR THAT PERSON'S DESIGNEE SHALL BE  
42 THE ADMINISTRATOR OF THIS COMPACT FOR EACH PARTY STATE. ANY ADMINISTRATOR  
43 MAY BE REMOVED OR SUSPENDED FROM OFFICE AS PROVIDED BY THE LAW OF THE  
44 STATE FROM WHICH THE ADMINISTRATOR IS APPOINTED. ANY VACANCY OCCURRING IN

1 THE COMMISSION SHALL BE FILLED IN ACCORDANCE WITH THE LAWS OF THE PARTY  
2 STATE IN WHICH THE VACANCY EXISTS.

3 2. EACH ADMINISTRATOR IS ENTITLED TO ONE VOTE WITH REGARD TO THE  
4 PROMULGATION OF RULES AND CREATION OF BYLAWS AND SHALL OTHERWISE HAVE AN  
5 OPPORTUNITY TO PARTICIPATE IN THE BUSINESS AND AFFAIRS OF THE COMMISSION.  
6 AN ADMINISTRATOR SHALL VOTE IN PERSON OR BY SUCH OTHER MEANS AS PROVIDED  
7 IN THE BYLAWS. THE BYLAWS MAY PROVIDE FOR AN ADMINISTRATOR'S  
8 PARTICIPATION IN MEETINGS BY TELEPHONE OR OTHER MEANS OF COMMUNICATION.

9 3. THE COMMISSION SHALL MEET AT LEAST ONCE DURING EACH CALENDAR  
10 YEAR. ADDITIONAL MEETINGS SHALL BE HELD AS SET FORTH IN THE BYLAWS OR  
11 RULES OF THE COMMISSION.

12 4. ALL MEETINGS SHALL BE OPEN TO THE PUBLIC, AND PUBLIC NOTICE OF  
13 MEETINGS SHALL BE GIVEN IN THE SAME MANNER AS REQUIRED UNDER THE  
14 RULEMAKING PROVISIONS IN ARTICLE VIII OF THIS COMPACT.

15 5. THE COMMISSION MAY CONVENE IN A CLOSED, NONPUBLIC MEETING IF THE  
16 COMMISSION MUST DISCUSS ANY OF THE FOLLOWING:

17 (a) NONCOMPLIANCE OF A PARTY STATE WITH ITS OBLIGATIONS UNDER THIS  
18 COMPACT.

19 (b) THE EMPLOYMENT, COMPENSATION, DISCIPLINE OR OTHER PERSONNEL  
20 MATTERS, PRACTICES OR PROCEDURES RELATED TO SPECIFIC EMPLOYEES OR OTHER  
21 MATTERS RELATED TO THE COMMISSION'S INTERNAL PERSONNEL PRACTICES AND  
22 PROCEDURES.

23 (c) CURRENT, THREATENED OR REASONABLY ANTICIPATED LITIGATION.

24 (d) NEGOTIATION OF CONTRACTS FOR THE PURCHASE OR SALE OF GOODS,  
25 SERVICES OR REAL ESTATE.

26 (e) ACCUSING ANY PERSON OF A CRIME OR FORMALLY CENSURING ANY  
27 PERSON.

28 (f) DISCLOSURE OF TRADE SECRETS OR COMMERCIAL OR FINANCIAL  
29 INFORMATION THAT IS PRIVILEGED OR CONFIDENTIAL.

30 (g) DISCLOSURE OF INFORMATION OF A PERSONAL NATURE WHERE DISCLOSURE  
31 WOULD CONSTITUTE A CLEARLY UNWARRANTED INVASION OF PERSONAL PRIVACY.

32 (h) DISCLOSURE OF INVESTIGATORY RECORDS COMPILED FOR LAW  
33 ENFORCEMENT PURPOSES.

34 (i) DISCLOSURE OF INFORMATION RELATED TO ANY REPORTS PREPARED BY OR  
35 ON BEHALF OF THE COMMISSION FOR THE PURPOSE OF INVESTIGATING COMPLIANCE  
36 WITH THIS COMPACT.

37 (j) MATTERS SPECIFICALLY EXEMPTED FROM DISCLOSURE BY FEDERAL OR  
38 STATE STATUTE.

39 6. IF A MEETING, OR PORTION OF A MEETING, IS CLOSED PURSUANT TO  
40 PARAGRAPH 5 OF THIS SUBSECTION, THE COMMISSION'S LEGAL COUNSEL OR DESIGNEE  
41 SHALL CERTIFY THAT THE MEETING MAY BE CLOSED AND SHALL REFERENCE EACH  
42 RELEVANT EXEMPTING PROVISION. THE COMMISSION SHALL KEEP MINUTES THAT  
43 FULLY AND CLEARLY DESCRIBE ALL MATTERS DISCUSSED IN A MEETING AND SHALL  
44 PROVIDE A FULL AND ACCURATE SUMMARY OF ACTIONS TAKEN, AND THE REASONS  
45 THEREFOR, INCLUDING A DESCRIPTION OF THE VIEWS EXPRESSED. ALL DOCUMENTS

1 CONSIDERED IN CONNECTION WITH AN ACTION SHALL BE IDENTIFIED IN THE  
2 MINUTES. ALL MINUTES AND DOCUMENTS OF A CLOSED MEETING SHALL REMAIN UNDER  
3 SEAL, SUBJECT TO RELEASE BY A MAJORITY VOTE OF THE COMMISSION OR ORDER OF  
4 A COURT OF COMPETENT JURISDICTION.

5 C. THE COMMISSION, BY A MAJORITY VOTE OF THE ADMINISTRATORS, SHALL  
6 PRESCRIBE BYLAWS OR RULES TO GOVERN ITS CONDUCT AS MAY BE NECESSARY OR  
7 APPROPRIATE TO CARRY OUT THE PURPOSES AND EXERCISE THE POWERS OF THIS  
8 COMPACT, INCLUDING BUT NOT LIMITED TO:

9 1. ESTABLISHING THE FISCAL YEAR OF THE COMMISSION.

10 2. PROVIDING REASONABLE STANDARDS AND PROCEDURES FOR BOTH:

11 (a) THE ESTABLISHMENT AND MEETINGS OF OTHER COMMITTEES.

12 (b) GOVERNING ANY GENERAL OR SPECIFIC DELEGATION OF ANY AUTHORITY  
13 OR FUNCTION OF THE COMMISSION.

14 3. PROVIDING REASONABLE PROCEDURES FOR CALLING AND CONDUCTING  
15 MEETINGS OF THE COMMISSION, ENSURING REASONABLE ADVANCE NOTICE OF ALL  
16 MEETINGS AND PROVIDING AN OPPORTUNITY FOR ATTENDANCE OF SUCH MEETINGS BY  
17 INTERESTED PARTIES, WITH ENUMERATED EXCEPTIONS DESIGNED TO PROTECT THE  
18 PUBLIC'S INTEREST, THE PRIVACY OF INDIVIDUALS AND PROPRIETARY INFORMATION,  
19 INCLUDING TRADE SECRETS. THE COMMISSION MAY MEET IN CLOSED SESSION ONLY  
20 AFTER A MAJORITY OF THE ADMINISTRATORS VOTE TO CLOSE A MEETING IN WHOLE OR  
21 IN PART. AS SOON AS PRACTICABLE, THE COMMISSION MUST MAKE PUBLIC A COPY  
22 OF THE VOTE TO CLOSE THE MEETING REVEALING THE VOTE OF EACH ADMINISTRATOR,  
23 WITH NO PROXY VOTES ALLOWED.

24 4. ESTABLISHING THE TITLES, DUTIES AND AUTHORITY AND REASONABLE  
25 PROCEDURES FOR ELECTING THE OFFICERS OF THE COMMISSION.

26 5. PROVIDING REASONABLE STANDARDS AND PROCEDURES FOR ESTABLISHING  
27 THE PERSONNEL POLICIES AND PROGRAMS OF THE COMMISSION. NOTWITHSTANDING  
28 ANY CIVIL SERVICE OR OTHER SIMILAR LAWS OF ANY PARTY STATE, THE BYLAWS  
29 SHALL EXCLUSIVELY GOVERN THE PERSONNEL POLICIES AND PROGRAMS OF THE  
30 COMMISSION.

31 6. PROVIDING A MECHANISM FOR WINDING UP THE OPERATIONS OF THE  
32 COMMISSION AND THE EQUITABLE DISPOSITION OF ANY SURPLUS MONIES THAT MAY  
33 EXIST AFTER THE TERMINATION OF THIS COMPACT AFTER THE PAYMENT AND  
34 RESERVING OF ALL OF ITS DEBTS AND OBLIGATIONS.

35 D. THE COMMISSION SHALL PUBLISH ITS BYLAWS AND RULES, AND ANY  
36 AMENDMENTS THERETO, IN A CONVENIENT FORM ON THE WEBSITE OF THE COMMISSION.

37 E. THE COMMISSION SHALL MAINTAIN ITS FINANCIAL RECORDS IN  
38 ACCORDANCE WITH THE BYLAWS.

39 F. THE COMMISSION SHALL MEET AND TAKE SUCH ACTIONS AS ARE  
40 CONSISTENT WITH THIS COMPACT AND THE BYLAWS.

41 G. THE COMMISSION SHALL HAVE THE FOLLOWING POWERS:

42 1. TO PROMULGATE UNIFORM RULES TO FACILITATE AND COORDINATE  
43 IMPLEMENTATION AND ADMINISTRATION OF THIS COMPACT. THE RULES SHALL HAVE  
44 THE FORCE AND EFFECT OF LAW AND SHALL BE BINDING IN ALL PARTY STATES.

1           2. TO BRING AND PROSECUTE LEGAL PROCEEDINGS OR ACTIONS IN THE NAME  
2 OF THE COMMISSION, PROVIDED THAT THE STANDING OF ANY LICENSING BOARD TO  
3 SUE OR BE SUED UNDER APPLICABLE LAW SHALL NOT BE AFFECTED.

4           3. TO PURCHASE AND MAINTAIN INSURANCE AND BONDS.

5           4. TO BORROW, ACCEPT OR CONTRACT FOR SERVICES OF PERSONNEL,  
6 INCLUDING EMPLOYEES OF A PARTY STATE OR NONPROFIT ORGANIZATIONS.

7           5. TO COOPERATE WITH OTHER ORGANIZATIONS THAT ADMINISTER STATE  
8 COMPACTS RELATED TO THE REGULATION OF NURSING, INCLUDING SHARING  
9 ADMINISTRATIVE OR STAFF EXPENSES, OFFICE SPACE OR OTHER RESOURCES.

10          6. TO HIRE EMPLOYEES, ELECT OR APPOINT OFFICERS, FIX COMPENSATION,  
11 DEFINE DUTIES, GRANT SUCH INDIVIDUALS APPROPRIATE AUTHORITY TO CARRY OUT  
12 THE PURPOSES OF THIS COMPACT, AND ESTABLISH THE COMMISSION'S PERSONNEL  
13 POLICIES AND PROGRAMS RELATING TO CONFLICTS OF INTEREST, QUALIFICATIONS OF  
14 PERSONNEL AND OTHER RELATED PERSONNEL MATTERS.

15          7. TO ACCEPT ANY AND ALL APPROPRIATE DONATIONS, GRANTS AND GIFTS OF  
16 MONIES, EQUIPMENT, SUPPLIES, MATERIALS AND SERVICES, AND RECEIVE, USE AND  
17 DISPOSE OF THE SAME. AT ALL TIMES THE COMMISSION SHALL STRIVE TO AVOID  
18 ANY APPEARANCE OF IMPROPRIETY OR CONFLICT OF INTEREST.

19          8. TO LEASE, PURCHASE, ACCEPT APPROPRIATE GIFTS OR DONATIONS OF, OR  
20 OTHERWISE OWN, HOLD, IMPROVE OR USE, ANY PROPERTY, WHETHER REAL, PERSONAL  
21 OR MIXED. AT ALL TIMES THE COMMISSION SHALL STRIVE TO AVOID ANY  
22 APPEARANCE OF IMPROPRIETY.

23          9. TO SELL CONVEY, MORTGAGE, PLEDGE, LEASE, EXCHANGE, ABANDON OR  
24 OTHERWISE DISPOSE OF ANY PROPERTY, WHETHER REAL, PERSONAL OR MIXED.

25          10. TO ESTABLISH A BUDGET AND MAKE EXPENDITURES.

26          11. TO BORROW MONIES.

27          12. TO APPOINT COMMITTEES, INCLUDING ADVISORY COMMITTEES COMPOSED  
28 OF ADMINISTRATORS, STATE NURSING REGULATORS, STATE LEGISLATORS OR THEIR  
29 REPRESENTATIVES, CONSUMER REPRESENTATIVES, AND OTHER SUCH INTERESTED  
30 PERSONS.

31          13. TO ISSUE ADVISORY OPINIONS.

32          14. TO PROVIDE AND RECEIVE INFORMATION FROM, AND TO COOPERATE WITH,  
33 LAW ENFORCEMENT AGENCIES.

34          15. TO ADOPT AND USE AN OFFICIAL SEAL.

35          16. TO PERFORM SUCH OTHER FUNCTIONS AS MAY BE NECESSARY OR  
36 APPROPRIATE TO ACHIEVE THE PURPOSES OF THIS COMPACT CONSISTENT WITH THE  
37 STATE REGULATION OF APRN LICENSURE AND PRACTICE.

38          H. FINANCING OF THE COMMISSION IS AS FOLLOWS:

39           1. THE COMMISSION SHALL PAY, OR PROVIDE FOR THE PAYMENT OF, THE  
40 REASONABLE EXPENSES OF ITS ESTABLISHMENT, ORGANIZATION AND ONGOING  
41 ACTIVITIES.

42           2. THE COMMISSION MAY LEVY ON AND COLLECT AN ANNUAL ASSESSMENT FROM  
43 EACH PARTY STATE TO COVER THE COST OF ITS OPERATIONS, ACTIVITIES AND STAFF  
44 IN ITS ANNUAL BUDGET AS APPROVED EACH YEAR. THE AGGREGATE ANNUAL  
45 ASSESSMENT AMOUNT, IF ANY, SHALL BE ALLOCATED BASED ON A FORMULA TO BE

1 DETERMINED BY THE COMMISSION, WHICH SHALL PROMULGATE A RULE THAT IS  
2 BINDING ON ALL PARTY STATES.

3 3. THE COMMISSION SHALL NOT INCUR OBLIGATIONS OF ANY KIND BEFORE  
4 SECURING THE MONIES ADEQUATE TO MEET THE OBLIGATIONS AND SHALL NOT PLEDGE  
5 THE CREDIT OF ANY PARTY STATE, EXCEPT BY, AND WITH THE AUTHORITY OF, SUCH  
6 PARTY STATE.

7 4. THE COMMISSION SHALL KEEP ACCURATE ACCOUNTS OF ALL RECEIPTS AND  
8 DISBURSEMENTS. THE RECEIPTS AND DISBURSEMENTS OF THE COMMISSION ARE  
9 SUBJECT TO THE AUDIT AND ACCOUNTING PROCEDURES ESTABLISHED UNDER ITS  
10 BYLAWS. ALL RECEIPTS AND DISBURSEMENTS OF MONIES HANDLED BY THE  
11 COMMISSION SHALL BE AUDITED YEARLY BY A CERTIFIED OR LICENSED PUBLIC  
12 ACCOUNTANT, AND THE REPORT OF THE AUDIT SHALL BE INCLUDED IN AND BECOME  
13 PART OF THE ANNUAL REPORT OF THE COMMISSION.

14 I. QUALIFIED IMMUNITY, DEFENSE AND INDEMNIFICATION ARE AS FOLLOWS:

15 1. THE ADMINISTRATORS, OFFICERS, EXECUTIVE DIRECTOR, EMPLOYEES AND  
16 REPRESENTATIVES OF THE COMMISSION ARE IMMUNE FROM SUIT AND LIABILITY,  
17 EITHER PERSONALLY OR IN THEIR OFFICIAL CAPACITY, FOR ANY CLAIM FOR DAMAGE  
18 TO OR LOSS OF PROPERTY OR PERSONAL INJURY OR OTHER CIVIL LIABILITY CAUSED  
19 BY OR ARISING OUT OF ANY ACTUAL OR ALLEGED ACT, ERROR OR OMISSION THAT  
20 OCCURRED, OR THAT THE PERSON AGAINST WHOM THE CLAIM IS MADE HAD A  
21 REASONABLE BASIS FOR BELIEVING OCCURRED, WITHIN THE SCOPE OF COMMISSION  
22 EMPLOYMENT, DUTIES OR RESPONSIBILITIES. THIS PARAGRAPH DOES NOT PROTECT  
23 ANY SUCH PERSON FROM SUIT OR LIABILITY FOR ANY DAMAGE, LOSS, INJURY OR  
24 LIABILITY CAUSED BY THAT PERSON'S INTENTIONAL, WILFUL OR WANTON  
25 MISCONDUCT.

26 2. THE COMMISSION SHALL DEFEND ANY ADMINISTRATOR, OFFICER,  
27 EXECUTIVE DIRECTOR, EMPLOYEE OR REPRESENTATIVE OF THE COMMISSION IN ANY  
28 CIVIL ACTION SEEKING TO IMPOSE LIABILITY ARISING OUT OF ANY ACTUAL OR  
29 ALLEGED ACT, ERROR OR OMISSION THAT OCCURRED WITHIN THE SCOPE OF  
30 COMMISSION EMPLOYMENT, DUTIES OR RESPONSIBILITIES, OR THAT THE PERSON  
31 AGAINST WHOM THE CLAIM IS MADE HAD A REASONABLE BASIS FOR BELIEVING  
32 OCCURRED WITHIN THE SCOPE OF COMMISSION EMPLOYMENT, DUTIES OR  
33 RESPONSIBILITIES. THIS PARAGRAPH DOES NOT PROHIBIT THAT PERSON FROM  
34 RETAINING HIS OR HER OWN COUNSEL; AND PROVIDED FURTHER THAT THE ACTUAL OR  
35 ALLEGED ACT, ERROR OR OMISSION DID NOT RESULT FROM THAT PERSON'S  
36 INTENTIONAL, WILFUL OR WANTON MISCONDUCT.

37 3. THE COMMISSION SHALL INDEMNIFY AND HOLD HARMLESS ANY  
38 ADMINISTRATOR, OFFICER, EXECUTIVE DIRECTOR, EMPLOYEE OR REPRESENTATIVE OF  
39 THE COMMISSION FOR THE AMOUNT OF ANY SETTLEMENT OR JUDGMENT OBTAINED  
40 AGAINST THAT PERSON ARISING OUT OF ANY ACTUAL OR ALLEGED ACT, ERROR OR  
41 OMISSION THAT OCCURRED WITHIN THE SCOPE OF COMMISSION EMPLOYMENT, DUTIES  
42 OR RESPONSIBILITIES, OR THAT SUCH PERSON HAD A REASONABLE BASIS FOR  
43 BELIEVING OCCURRED WITHIN THE SCOPE OF COMMISSION EMPLOYMENT, DUTIES OR  
44 RESPONSIBILITIES IF THE ACTUAL OR ALLEGED ACT, ERROR OR OMISSION DID NOT  
45 RESULT FROM THE INTENTIONAL, WILFUL OR WANTON MISCONDUCT OF THAT PERSON.

ARTICLE VIII  
RULEMAKING

1  
2  
3 A. THE COMMISSION SHALL EXERCISE ITS RULEMAKING POWERS PURSUANT TO  
4 THE CRITERIA SET FORTH IN THIS ARTICLE AND THE RULES ADOPTED THEREUNDER.  
5 RULES AND AMENDMENTS BECOME BINDING AS OF THE DATE SPECIFIED IN EACH RULE  
6 OR AMENDMENT AND HAVE THE SAME FORCE AND EFFECT AS PROVISIONS OF THIS  
7 COMPACT.

8 B. RULES OR AMENDMENTS TO THE RULES SHALL BE ADOPTED AT A REGULAR  
9 OR SPECIAL MEETING OF THE COMMISSION.

10 C. BEFORE PROMULGATION AND ADOPTION OF A FINAL RULE OR RULES BY THE  
11 COMMISSION, AND AT LEAST SIXTY DAYS BEFORE THE MEETING AT WHICH THE RULE  
12 WILL BE CONSIDERED AND VOTED ON, THE COMMISSION SHALL FILE A NOTICE OF  
13 PROPOSED RULEMAKING BOTH:

14 1. ON THE WEBSITE OF THE COMMISSION.

15 2. ON THE WEBSITE OF EACH LICENSING BOARD OR THE PUBLICATION IN  
16 WHICH EACH STATE WOULD OTHERWISE PUBLISH PROPOSED RULES.

17 D. THE NOTICE OF PROPOSED RULEMAKING SHALL INCLUDE ALL OF THE  
18 FOLLOWING:

19 1. THE PROPOSED TIME, DATE AND LOCATION OF THE MEETING IN WHICH THE  
20 RULE WILL BE CONSIDERED AND VOTED ON.

21 2. THE TEXT OF THE PROPOSED RULE OR AMENDMENT AND THE REASON FOR  
22 THE PROPOSED RULE.

23 3. A REQUEST FOR COMMENTS ON THE PROPOSED RULE FROM ANY INTERESTED  
24 PERSON.

25 4. THE MANNER IN WHICH INTERESTED PERSONS MAY SUBMIT NOTICE TO THE  
26 COMMISSION OF THEIR INTENTION TO ATTEND THE PUBLIC HEARING AND ANY WRITTEN  
27 COMMENTS.

28 E. BEFORE ADOPTION OF A PROPOSED RULE, THE COMMISSION SHALL ALLOW  
29 PERSONS TO SUBMIT WRITTEN DATA, FACTS, OPINIONS AND ARGUMENTS, WHICH SHALL  
30 BE MADE AVAILABLE TO THE PUBLIC.

31 F. THE COMMISSION SHALL GRANT AN OPPORTUNITY FOR A PUBLIC HEARING  
32 BEFORE IT ADOPTS A RULE OR AMENDMENT.

33 G. THE COMMISSION SHALL PUBLISH THE PLACE, TIME AND DATE OF THE  
34 SCHEDULED PUBLIC HEARING. HEARINGS SHALL BE CONDUCTED IN A MANNER  
35 PROVIDING EACH PERSON WHO WISHES TO COMMENT A FAIR AND REASONABLE  
36 OPPORTUNITY TO COMMENT ORALLY OR IN WRITING. ALL HEARINGS SHALL BE  
37 RECORDED, AND A COPY MUST BE MADE AVAILABLE ON REQUEST.

38 H. THIS SECTION DOES NOT REQUIRE A SEPARATE HEARING ON EACH RULE.  
39 RULES MAY BE GROUPED FOR THE CONVENIENCE OF THE COMMISSION AT HEARINGS  
40 REQUIRED BY THIS SECTION.

41 I. IF NO ONE APPEARS AT THE PUBLIC HEARING, THE COMMISSION MAY  
42 PROCEED WITH PROMULGATION OF THE PROPOSED RULE.

43 J. FOLLOWING THE SCHEDULED HEARING DATE, OR BY THE CLOSE OF  
44 BUSINESS ON THE SCHEDULED HEARING DATE IF THE HEARING WAS NOT HELD, THE  
45 COMMISSION SHALL CONSIDER ALL WRITTEN AND ORAL COMMENTS RECEIVED.

1 K. THE COMMISSION, BY MAJORITY VOTE OF ALL ADMINISTRATORS, SHALL  
2 TAKE FINAL ACTION ON THE PROPOSED RULE AND SHALL DETERMINE THE EFFECTIVE  
3 DATE OF THE RULE, IF ANY, BASED ON THE RULEMAKING RECORD AND THE FULL TEXT  
4 OF THE RULE.

5 L. ON A DETERMINATION THAT AN EMERGENCY EXISTS, THE COMMISSION MAY  
6 CONSIDER AND ADOPT AN EMERGENCY RULE WITHOUT PRIOR NOTICE, OPPORTUNITY FOR  
7 COMMENT OR A HEARING. THE USUAL RULEMAKING PROCEDURES PROVIDED IN THIS  
8 COMPACT AND IN THIS SECTION SHALL BE RETROACTIVELY APPLIED TO THE RULE AS  
9 SOON AS REASONABLY POSSIBLE, BUT NOT LATER THAN NINETY DAYS AFTER THE  
10 EFFECTIVE DATE OF THE RULE. FOR THE PURPOSES OF THIS SUBSECTION, AN  
11 EMERGENCY RULE IS ONE THAT MUST BE ADOPTED IMMEDIATELY IN ORDER TO DO ANY  
12 OF THE FOLLOWING:

- 13 1. MEET AN IMMINENT THREAT TO PUBLIC HEALTH, SAFETY OR WELFARE.
- 14 2. PREVENT A LOSS OF COMMISSION OR PARTY STATE MONIES.
- 15 3. MEET A DEADLINE FOR THE PROMULGATION OF AN ADMINISTRATIVE RULE  
16 THAT IS ESTABLISHED BY FEDERAL LAW OR RULE.

17 M. THE COMMISSION MAY DIRECT REVISIONS TO A PREVIOUSLY ADOPTED RULE  
18 OR AMENDMENT FOR PURPOSES OF CORRECTING TYPOGRAPHICAL ERRORS, ERRORS IN  
19 FORMAT, ERRORS IN CONSISTENCY OR GRAMMATICAL ERRORS. PUBLIC NOTICE OF ANY  
20 REVISIONS SHALL BE POSTED ON THE WEBSITE OF THE COMMISSION. THE REVISION  
21 IS SUBJECT TO CHALLENGE BY ANY PERSON FOR A PERIOD OF THIRTY DAYS AFTER  
22 POSTING. THE REVISION MAY BE CHALLENGED ONLY ON GROUNDS THAT THE REVISION  
23 RESULTS IN A MATERIAL CHANGE TO A RULE. A CHALLENGE SHALL BE MADE IN  
24 WRITING AND DELIVERED TO THE COMMISSION BEFORE THE END OF THE NOTICE  
25 PERIOD. IF NO CHALLENGE IS MADE, THE REVISION WILL TAKE EFFECT WITHOUT  
26 FURTHER ACTION. IF THE REVISION IS CHALLENGED, THE REVISION MAY NOT TAKE  
27 EFFECT WITHOUT THE APPROVAL OF THE COMMISSION.

#### 28 ARTICLE IX

#### 29 OVERSIGHT, DISPUTE RESOLUTION AND ENFORCEMENT

30 A. OVERSIGHT IS AS FOLLOWS:

31 1. EACH PARTY STATE SHALL ENFORCE THIS COMPACT AND TAKE ALL ACTIONS  
32 NECESSARY AND APPROPRIATE TO EFFECTUATE THIS COMPACT'S PURPOSES AND  
33 INTENT.

34 2. THE COMMISSION IS ENTITLED TO RECEIVE SERVICE OF PROCESS IN ANY  
35 PROCEEDING THAT MAY AFFECT THE POWERS, RESPONSIBILITIES OR ACTIONS OF THE  
36 COMMISSION AND HAS STANDING TO INTERVENE IN SUCH A PROCEEDING FOR ALL  
37 PURPOSES. FAILURE TO PROVIDE SERVICE OF PROCESS TO THE COMMISSION RENDERS  
38 A JUDGMENT OR ORDER VOID AS TO THE COMMISSION, THIS COMPACT OR PROMULGATED  
39 RULES.

40 B. DEFAULT, TECHNICAL ASSISTANCE AND TERMINATION ARE AS FOLLOWS:

41 1. IF THE COMMISSION DETERMINES THAT A PARTY STATE HAS DEFAULTED IN  
42 THE PERFORMANCE OF ITS OBLIGATIONS OR RESPONSIBILITIES UNDER THIS COMPACT  
43 OR THE PROMULGATED RULES, THE COMMISSION SHALL PROVIDE BOTH:



1 (a) WRITTEN NOTICE TO THE DEFAULTING STATE AND OTHER PARTY STATES  
2 OF THE NATURE OF THE DEFAULT, THE PROPOSED MEANS OF CURING THE DEFAULT AND  
3 ANY OTHER ACTION TO BE TAKEN BY THE COMMISSION.

4 (b) REMEDIAL TRAINING AND SPECIFIC TECHNICAL ASSISTANCE REGARDING  
5 THE DEFAULT.

6 2. IF A STATE IN DEFAULT FAILS TO CURE THE DEFAULT, THE DEFAULTING  
7 STATE'S MEMBERSHIP IN THIS COMPACT MAY BE TERMINATED ON AN AFFIRMATIVE  
8 VOTE OF A MAJORITY OF THE ADMINISTRATORS, AND ALL RIGHTS, PRIVILEGES AND  
9 BENEFITS CONFERRED BY THIS COMPACT MAY BE TERMINATED ON THE EFFECTIVE DATE  
10 OF TERMINATION. A CURE OF THE DEFAULT DOES NOT RELIEVE THE OFFENDING  
11 STATE OF OBLIGATIONS OR LIABILITIES INCURRED DURING THE PERIOD OF DEFAULT.

12 3. TERMINATION OF MEMBERSHIP IN THIS COMPACT SHALL BE IMPOSED ONLY  
13 AFTER ALL OTHER MEANS OF SECURING COMPLIANCE HAVE BEEN EXHAUSTED. NOTICE  
14 OF INTENT TO SUSPEND OR TERMINATE SHALL BE GIVEN BY THE COMMISSION TO THE  
15 GOVERNOR OF THE DEFAULTING STATE AND TO THE EXECUTIVE OFFICER OF THE  
16 DEFAULTING STATE'S LICENSING BOARD, THE DEFAULTING STATE'S LICENSING BOARD  
17 AND EACH OF THE PARTY STATES.

18 4. A STATE WHOSE MEMBERSHIP IN THIS COMPACT HAS BEEN TERMINATED IS  
19 RESPONSIBLE FOR ALL ASSESSMENTS, OBLIGATIONS AND LIABILITIES INCURRED  
20 THROUGH THE EFFECTIVE DATE OF TERMINATION, INCLUDING OBLIGATIONS THAT  
21 EXTEND BEYOND THE EFFECTIVE DATE OF TERMINATION.

22 5. THE COMMISSION SHALL NOT BEAR ANY COSTS RELATED TO A STATE THAT  
23 IS FOUND TO BE IN DEFAULT OR WHOSE MEMBERSHIP IN THIS COMPACT HAS BEEN  
24 TERMINATED, UNLESS AGREED ON IN WRITING BETWEEN THE COMMISSION AND THE  
25 DEFAULTING STATE.

26 6. THE DEFAULTING STATE MAY APPEAL THE ACTION OF THE COMMISSION BY  
27 PETITIONING THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA  
28 OR THE FEDERAL DISTRICT IN WHICH THE COMMISSION HAS ITS PRINCIPAL OFFICES.  
29 THE PREVAILING PARTY SHALL BE AWARDED ALL COSTS OF SUCH LITIGATION,  
30 INCLUDING REASONABLE ATTORNEY FEES.

31 C. DISPUTE RESOLUTION IS AS FOLLOWS:

32 1. ON REQUEST BY A PARTY STATE, THE COMMISSION SHALL ATTEMPT TO  
33 RESOLVE DISPUTES RELATED TO THE COMPACT THAT ARISE AMONG PARTY STATES AND  
34 BETWEEN PARTY AND NONPARTY STATES.

35 2. THE COMMISSION SHALL PROMULGATE A RULE PROVIDING FOR BOTH  
36 MEDIATION AND BINDING DISPUTE RESOLUTION FOR DISPUTES, AS APPROPRIATE.

37 3. IF THE COMMISSION CANNOT RESOLVE DISPUTES AMONG PARTY STATES  
38 ARISING UNDER THIS COMPACT:

39 (a) THE PARTY STATES MAY SUBMIT THE ISSUES IN DISPUTE TO AN  
40 ARBITRATION PANEL, WHICH WILL BE COMPOSED OF INDIVIDUALS APPOINTED BY THE  
41 COMPACT ADMINISTRATOR IN EACH OF THE AFFECTED PARTY STATES AND AN  
42 INDIVIDUAL MUTUALLY AGREED ON BY THE COMPACT ADMINISTRATORS OF ALL THE  
43 PARTY STATES INVOLVED IN THE DISPUTE.

44 (b) THE DECISION OF A MAJORITY OF THE ARBITRATORS IS FINAL AND  
45 BINDING.

1 D. ENFORCEMENT IS AS FOLLOWS:

2 1. THE COMMISSION, IN THE REASONABLE EXERCISE OF ITS DISCRETION,  
3 SHALL ENFORCE THE PROVISIONS AND RULES OF THIS COMPACT.

4 2. BY MAJORITY VOTE, THE COMMISSION MAY INITIATE LEGAL ACTION IN  
5 THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA OR THE  
6 FEDERAL DISTRICT IN WHICH THE COMMISSION HAS ITS PRINCIPAL OFFICES AGAINST  
7 A PARTY STATE THAT IS IN DEFAULT TO ENFORCE COMPLIANCE WITH THIS COMPACT  
8 AND ITS PROMULGATED RULES AND BYLAWS. THE RELIEF SOUGHT MAY INCLUDE BOTH  
9 INJUNCTIVE RELIEF AND DAMAGES. IF JUDICIAL ENFORCEMENT IS NECESSARY, THE  
10 PREVAILING PARTY SHALL BE AWARDED ALL COSTS OF SUCH LITIGATION, INCLUDING  
11 REASONABLE ATTORNEY FEES.

12 3. THE REMEDIES IN THIS COMPACT ARE NOT THE EXCLUSIVE REMEDIES OF  
13 THE COMMISSION. THE COMMISSION MAY PURSUE ANY OTHER REMEDIES AVAILABLE  
14 UNDER FEDERAL OR STATE LAW.

15 ARTICLE X

16 EFFECTIVE DATE, WITHDRAWAL AND AMENDMENT

17 A. THIS COMPACT SHALL COME INTO LIMITED EFFECT AT SUCH TIME AS THIS  
18 COMPACT HAS BEEN ENACTED INTO LAW IN SEVEN PARTY STATES FOR THE SOLE  
19 PURPOSE OF ESTABLISHING AND CONVENING THE COMMISSION TO ADOPT RULES  
20 RELATING TO ITS OPERATION.

21 B. ANY STATE THAT JOINS THIS COMPACT AFTER THE COMMISSION'S INITIAL  
22 ADOPTION OF THE APRN UNIFORM LICENSURE REQUIREMENTS SHALL BE SUBJECT TO  
23 ALL RULES THAT HAVE BEEN PREVIOUSLY ADOPTED BY THE COMMISSION.

24 C. ANY PARTY STATE MAY WITHDRAW FROM THIS COMPACT BY ENACTING A  
25 STATUTE REPEALING THE SAME. A PARTY STATE'S WITHDRAWAL SHALL NOT TAKE  
26 EFFECT UNTIL SIX MONTHS AFTER ENACTMENT OF THE REPEALING STATUTE.

27 D. A PARTY STATE'S WITHDRAWAL OR TERMINATION SHALL NOT AFFECT THE  
28 CONTINUING REQUIREMENT OF THE WITHDRAWING OR TERMINATED STATE'S LICENSING  
29 BOARD TO REPORT ADVERSE ACTIONS AND SIGNIFICANT INVESTIGATIONS OCCURRING  
30 BEFORE THE EFFECTIVE DATE OF SUCH WITHDRAWAL OR TERMINATION.

31 E. THIS COMPACT DOES NOT INVALIDATE OR PREVENT ANY APRN LICENSURE  
32 AGREEMENT OR OTHER COOPERATIVE ARRANGEMENT BETWEEN A PARTY STATE AND A  
33 NONPARTY STATE THAT DOES NOT CONFLICT WITH THIS COMPACT.

34 F. THIS COMPACT MAY BE AMENDED BY THE PARTY STATES. AN AMENDMENT  
35 TO THIS COMPACT DOES NOT BECOME EFFECTIVE AND BINDING ON ANY PARTY STATE  
36 UNTIL IT IS ENACTED INTO THE LAWS OF ALL PARTY STATES.

37 G. REPRESENTATIVES OF NONPARTY STATES TO THIS COMPACT SHALL BE  
38 INVITED TO PARTICIPATE IN THE ACTIVITIES OF THE COMMISSION, ON A NONVOTING  
39 BASIS, BEFORE THE ADOPTION OF THIS COMPACT BY ALL STATES.

40 ARTICLE XI

41 CONSTRUCTION AND SEVERABILITY

42 THIS COMPACT SHALL BE LIBERALLY CONSTRUED SO AS TO EFFECTUATE THE  
43 PURPOSES THEREOF. THE PROVISIONS OF THIS COMPACT SHALL BE SEVERABLE, AND  
44 IF ANY PHRASE, CLAUSE, SENTENCE OR PROVISION OF THIS COMPACT IS DECLARED  
45 TO BE CONTRARY TO THE CONSTITUTION OF ANY PARTY STATE OR OF THE UNITED

1 STATES, OR IF THE APPLICABILITY THEREOF TO ANY GOVERNMENT, AGENCY, PERSON  
2 OR CIRCUMSTANCE IS HELD INVALID, THE VALIDITY OF THE REMAINDER OF THIS  
3 COMPACT AND THE APPLICABILITY THEREOF TO ANY GOVERNMENT, AGENCY, PERSON OR  
4 CIRCUMSTANCE SHALL NOT BE AFFECTED THEREBY. IF THIS COMPACT SHALL BE HELD  
5 TO BE CONTRARY TO THE CONSTITUTION OF ANY PARTY STATE, THIS COMPACT SHALL  
6 REMAIN IN FULL FORCE AND EFFECT AS TO THE REMAINING PARTY STATES AND IN  
7 FULL FORCE AND EFFECT AS TO THE PARTY STATE AFFECTED AS TO ALL SEVERABLE  
8 MATTERS.

9 32-1661.01. Applicability of compact; scope of practice;  
10 notification; withdrawal from compact

11 A. NOTWITHSTANDING SECTION 32-1661, SECTION 32-1661 DOES NOT  
12 SUPERSEDE STATE LAW RELATED TO THE APPLICABLE ADVANCED PRACTICE REGISTERED  
13 NURSE SCOPE OF PRACTICE PRESCRIBED IN SECTION 32-1601, PARAGRAPHS 5, 8, 9  
14 AND 23 OR THE RULES ADOPTED PURSUANT TO THIS CHAPTER.

15 B. THE COMPACT ADOPTED BY SECTION 32-1661 DOES NOT ALTER THE SCOPE  
16 OF PRACTICE OF AN ADVANCED PRACTICE REGISTERED NURSE PRACTICING IN THIS  
17 STATE. AN ADVANCED PRACTICE REGISTERED NURSE PRACTICING IN THIS STATE  
18 SHALL COMPLY WITH THE APPLICABLE SCOPE OF PRACTICE PRESCRIBED IN SECTION  
19 32-1601, PARAGRAPHS 5, 8, 9 AND 23 AND THE RULES ADOPTED PURSUANT TO THIS  
20 CHAPTER.

21 C. THE COMMISSION ESTABLISHED BY THE COMPACT ADOPTED BY SECTION  
22 32-1661 DOES NOT HAVE THE AUTHORITY TO ALTER THE SCOPE OF PRACTICE FOR  
23 ADVANCED PRACTICE REGISTERED NURSES PRACTICING IN THIS STATE. THE  
24 GOVERNOR MAY WITHDRAW THIS STATE FROM THE COMPACT ADOPTED BY SECTION  
25 32-1661 IF THE COMMISSION ADOPTS A RULE TO CHANGE THE SCOPE OF PRACTICE  
26 FOR ADVANCED PRACTICE REGISTERED NURSES IN THIS STATE AND A LAW IS ENACTED  
27 THAT REPEALS THE COMPACT.