



SEP 15 9 57 AM '99

**WEST VIRGINIA LEGISLATURE**  
**Legislative Rule-Making Review Committee**

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October 18, 1999

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

TO: Ken Hechler, Secretary of State, State Register

TO: Laura Rhodes  
Board of Registered Nurses  
101 Dec Drive  
Charleston, WV 25311

FROM: Legislative Rule-Making Review Committee

Proposed Rule: **Policies and Criteria for the Evaluation and Accreditation of Colleges, Departments or Schools of Nursing, 19CSR1**

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
  - (a) as originally filed
  - (b) as modified by the agency
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached.
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached.

ANALYSIS OF PROPOSED LEGISLATIVE RULES

**Agency:** West Virginia Board of Examination for Registered Professional Nurses

**Subject:** Policies and Criteria for the Evaluation and Accreditation of Colleges, Departments or Schools of Nursing, 19CSR1

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PERTINENT DATES

Filed for public comment: April, 15, 1999  
Public comment period ended:  
Filed following public comment period: August 5, 1999  
Filed LRMRC: August 5, 1999  
Filed as emergency:

Fiscal Impact: None

OFFICE OF LEGISLATIVE SERVICES  
WEST VIRGINIA LEGISLATURE  
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SEP 2 0 59 PM '99

ABSTRACT

The proposed rule amends a current legislative rule. The current legislative rule requires that nursing faculty have a graduate degree with a major in nursing, and that this provision be fully implemented by January 1, 2000. The proposed rule removes this requirement and implementation date and instead requires nursing faculty members to: (1) have a bachelor degree with a major in nursing and be admitted and enrolled in a graduate degree with a major in nursing within one year of employment; (2) have a bachelor degree with a major in nursing and be employed part time solely for the purpose of working with students in lab and clinical settings; or (3) have submitted requests for other exceptions to the Board.

VI. CAN THE PROPOSED LEGISLATIVE RULE BE MADE LESS COMPLEX OR MORE READILY UNDERSTANDABLE BY THE GENERAL PUBLIC?

Yes. It is Counsel's understanding that less stringent requirements are being proposed for nursing faculty members; however, the way the amendment is written is unclear in that language remains requiring a graduate degree with a major in nursing.

VII. WAS THE PROPOSED LEGISLATIVE RULE PROMULGATED IN COMPLIANCE WITH THE REQUIREMENTS OF CHAPTER 29A, ARTICLE 3 AND WITH ANY REQUIREMENTS IMPOSED BY ANY OTHER PROVISION OF THE CODE?

Yes.

VIII. OTHER.

Counsel has technical modifications to suggest.