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AN ACT
RELATING TO LICENSURE; PROVIDING FOR EXPEDITED LICENSURE FOR
NURSES LICENSED IN OTHER STATES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 61-3-14 NMSA 1978 (being Laws 1968,
Chapter 44, Section 11, as amended) is amended to read:

"61-3-14. LICENSURE OF REGISTERED NURSES--EXPEDITED
LICENSURE.--

A. Applicants for licensure by examination shall
be required to pass the national licensing examination for
registered nurses. The applicant who successfully passes the
examination may be issued by the board a license to practice
as a registered nurse.

B. The board may issue a license to practice
professional registered nursing without an examination to an
applicant who has been duly licensed by taking the national
licensing examination for registered nurses under the laws of
another state if the applicant meets the qualifications
required of registered nurses in this state. From
July 1, 2014 through June 30, 2019, upon a determination by
the board that an application is complete and approved, the
board shall expedite the issuance of a license pursuant to
this subsection within five business days.

C. The board may issue a license to practice as a
registered nurse to an applicant licensed under the laws of
another territory or foreign country if the applicant meets
the qualifications required of registered nurses in this
state, is proficient in English and passes the national
licensing examination for registered nurses."

1 SECTION 2. Section 61-3-19 NMSA 1978 (being Laws 1968,
2 Chapter 44, Section 16, as amended) is amended to read:

3 "61-3-19. LICENSURE OF LICENSED PRACTICAL NURSES--
4 EXPEDITED LICENSURE.--

5 A. Applicants for licensure by examination shall
6 be required to pass the national licensing examination for
7 licensed practical nurses. The applicant who passes the
8 examination may be issued by the board a license to practice
9 as a licensed practical nurse.

10 B. The board may issue a license as a licensed
11 practical nurse without an examination to an applicant who
12 has been duly licensed by passing the national licensing
13 examination for licensed practical nurses under the laws of
14 another state if the applicant meets the qualifications
15 required of licensed practical nurses in this state. From
16 July 1, 2014 through June 30, 2019, upon a determination by
17 the board that an application is complete and approved, the
18 board shall expedite the issuance of a license pursuant to
19 this subsection within five business days.

20 C. The board may issue a license to practice as a
21 licensed practical nurse to an applicant licensed under the
22 laws of another territory or foreign country if the applicant
23 meets the qualifications required of licensed practical
24 nurses in this state, is proficient in English and
25 successfully passes the national licensing examination for
licensed practical nurses."

SECTION 3. Section 61-3-23.2 NMSA 1978 (being Laws
1991, Chapter 190, Section 14, as amended) is amended to
read:

"61-3-23.2. CERTIFIED NURSE PRACTITIONER--QUALIFICATIONS--Page 2

1 PRACTICE--EXAMINATION--ENDORSEMENT--EXPEDITED LICENSURE.--

2 A. The board may license for advanced practice as
3 a certified nurse practitioner an applicant who furnishes
4 evidence satisfactory to the board that the applicant:

5 (1) is a registered nurse;

6 (2) has successfully completed a program for
7 the education and preparation of nurse practitioners;
8 provided that, if the applicant is initially licensed by the
9 board or a board in another jurisdiction after
10 January 1, 2001, the program shall be at the master's level
11 or higher;

12 (3) has successfully completed the national
13 certifying examination in the applicant's specialty area; and

14 (4) is certified by a national nursing
15 organization.

16 B. Certified nurse practitioners may:

17 (1) perform an advanced practice that is
18 beyond the scope of practice of professional registered
19 nursing;

20 (2) practice independently and make
21 decisions regarding health care needs of the individual,
22 family or community and carry out health regimens, including
23 the prescription and distribution of dangerous drugs and
24 controlled substances included in Schedules II through V of
25 the Controlled Substances Act; and

(3) serve as a primary acute, chronic
long-term and end-of-life health care provider and as
necessary collaborate with licensed medical doctors,
osteopathic physicians or podiatrists.

C. Certified nurse practitioners who have

1 fulfilled requirements for prescriptive authority may
2 prescribe in accordance with rules, regulations, guidelines
3 and formularies for individual certified nurse practitioners
4 promulgated by the board.

5 D. Certified nurse practitioners who have
6 fulfilled requirements for prescriptive authority may
7 distribute to their patients dangerous drugs and controlled
8 substances included in Schedules II through V of the
9 Controlled Substances Act that have been prepared, packaged
10 or fabricated by a registered pharmacist or doses of drugs
11 that have been prepackaged by a pharmaceutical manufacturer
12 in accordance with the Pharmacy Act and the New Mexico Drug,
13 Device and Cosmetic Act.

14 E. Certified nurse practitioners licensed by the
15 board on and after December 2, 1985 shall successfully
16 complete a national certifying examination and shall maintain
17 national professional certification in their specialty area.
18 Certified nurse practitioners licensed by a board prior to
19 December 2, 1985 are not required to sit for a national
20 certification examination or be certified by a national
21 organization.

22 F. From July 1, 2014 through June 30, 2019, upon a
23 determination by the board that an application is complete
24 and approved, the board shall issue a license to a certified
25 nurse practitioner licensed in another state if the applicant
meets the qualifications required of certified nurse
practitioners in this state. The board shall expedite the
issuance of the license within five business days."

SECTION 4. Section 61-3-23.3 NMSA 1978 (being Laws
1991, Chapter 190, Section 15, as amended) is amended to

1 read:

2 "61-3-23.3. CERTIFIED REGISTERED NURSE ANESTHETIST--
3 QUALIFICATIONS--LICENSURE--PRACTICE--ENDORSEMENT--EXPEDITED
4 LICENSURE.--

5 A. The board may license for advanced practice as
6 a certified registered nurse anesthetist an applicant who
7 furnishes evidence satisfactory to the board that the
8 applicant:

9 (1) is a registered nurse;

10 (2) has successfully completed a nurse
11 anesthesia education program accredited by the council on
12 accreditation of nurse anesthesia education programs;
13 provided that, if the applicant is initially licensed by the
14 board or a board in another jurisdiction after
15 January 1, 2001, the program shall be at a master's level or
higher; and

16 (3) is certified by the council on
17 certification of nurse anesthetists.

18 B. A certified registered nurse anesthetist may
19 provide preoperative, intraoperative and postoperative
20 anesthesia care and related services, including ordering of
21 diagnostic tests, in accordance with the current American
22 association of nurse anesthetists' guidelines for nurse
23 anesthesia practice.

24 C. Certified registered nurse anesthetists shall
25 function in an interdependent role as a member of a health
care team in which the medical care of the patient is
directed by a licensed physician, osteopathic physician,
dentist or podiatrist licensed in New Mexico pursuant to
Chapter 61, Article 5A, 6, 8 or 10 NMSA 1978. The certified

1 registered nurse anesthetist shall collaborate with the
2 licensed physician, osteopathic physician, dentist or
3 podiatrist concerning the anesthesia care of the patient. As
4 used in this subsection, "collaboration" means the process in
5 which each health care provider contributes the health care
6 provider's respective expertise. Collaboration includes
7 systematic formal planning and evaluation between the health
8 care professionals involved in the collaborative practice
9 arrangement.

10 D. A certified registered nurse anesthetist who
11 has fulfilled the requirements for prescriptive authority in
12 the area of anesthesia practice is authorized to prescribe
13 and administer therapeutic measures, including dangerous
14 drugs and controlled substances included in Schedules II
15 through V of the Controlled Substances Act within the
16 emergency procedures, perioperative care or perinatal care
17 environments. Dangerous drugs and controlled substances,
18 pursuant to the Controlled Substances Act, that have been
19 prepared, packaged or fabricated by a registered pharmacist
20 or doses of drugs that have been prepackaged by a
21 pharmaceutical manufacturer in accordance with the Pharmacy
22 Act and the New Mexico Drug, Device and Cosmetic Act may be
23 prescribed and administered.

24 E. A certified registered nurse anesthetist who
25 has fulfilled the requirements for prescriptive authority in
the area of anesthesia practice may prescribe in accordance
with rules, regulations and guidelines. The board shall
adopt rules concerning a prescriptive authority formulary for
certified registered nurse anesthetists that shall be based
on the scope of practice of certified registered nurse

1 anesthetists. The board, in collaboration with the New
2 Mexico medical board, shall develop the formulary. Certified
3 registered nurse anesthetists who prescribe shall do so in
4 accordance with the prescriptive authority formulary.

5 F. From July 1, 2014 through June 30, 2019, upon a
6 determination by the board that an application is complete
7 and approved, the board shall issue a license to a certified
8 registered nurse anesthetist licensed in another state if the
9 applicant meets the qualifications required of certified
10 registered nurse anesthetists in this state. The board shall
11 expedite the issuance of the license within five business
12 days.

13 G. A health care facility may adopt policies
14 relating to the providing of anesthesia care.

15 H. A certified registered nurse anesthetist
16 licensed by the board shall maintain this certification with
17 the American association of nurse anesthetists' council on
18 certification."

19 SECTION 5. Section 61-3-23.4 NMSA 1978 (being Laws
20 1991, Chapter 190, Section 16, as amended) is amended to
21 read:

22 "61-3-23.4. CLINICAL NURSE SPECIALIST--QUALIFICATIONS--
23 ENDORSEMENT--EXPEDITED LICENSURE.--

24 A. The board may license for advanced practice as
25 a clinical nurse specialist an applicant who furnishes
evidence satisfactory to the board that the applicant:

(1) is a registered nurse;
(2) has a master's degree or doctoral degree
in a defined clinical nursing specialty;

(3) has successfully completed a national

1 certifying examination in the applicant's area of specialty;
2 and

3 (4) is certified by a national nursing
4 organization.

5 B. Clinical nurse specialists may:

6 (1) perform an advanced practice that is
7 beyond the scope of practice of professional registered
8 nursing;

9 (2) make independent decisions in a
10 specialized area of nursing practice using expert knowledge
11 regarding the health care needs of the individual, family and
12 community, collaborating as necessary with other members of
13 the health care team when the health care need is beyond the
14 scope of practice of the clinical nurse specialist; and

15 (3) carry out therapeutic regimens in the
16 area of specialty practice, including the prescription and
17 distribution of dangerous drugs.

18 C. A clinical nurse specialist who has fulfilled
19 the requirements for prescriptive authority in the area of
20 specialty practice is authorized to prescribe, administer and
21 distribute therapeutic measures, including dangerous drugs
22 and controlled substances included in Schedules II through V
23 of the Controlled Substances Act within the scope of
24 specialty practice, including controlled substances pursuant
25 to the Controlled Substances Act that have been prepared,
packaged or fabricated by a registered pharmacist or doses of
drugs that have been prepackaged by a pharmaceutical
manufacturer in accordance with the Pharmacy Act and the New
Mexico Drug, Device and Cosmetic Act.

D. Clinical nurse specialists who have fulfilled

1 the requirements for prescriptive authority in the area of
2 specialty practice may prescribe in accordance with rules,
3 regulations, guidelines and formularies based on scope of
4 practice and clinical setting for individual clinical nurse
5 specialists promulgated by the board.

6 E. Clinical nurse specialists licensed by the
7 board shall maintain certification in their specialty area.

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8 F. From July 1, 2014 through June 30, 2019, upon a
9 determination by the board that an application is complete
10 and approved, the board shall issue a license to a clinical
11 nurse specialist licensed in another state if the applicant
12 meets the qualifications required of a clinical nurse
13 specialist in this state. The board shall expedite the
14 issuance of the license within five business days."

15 SECTION 6. EFFECTIVE DATE.--The effective date of the
16 provisions of this act is July 1, 2014. _____
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