

Substitute Senate Bill No. 898

PUBLIC ACT NO. 89-389

AN ACT CONCERNING NURSES IN ADVANCED PRACTICE AND NURSE-MIDWIVES, AND PRESCRIPTIVE AUTHORITY, AND REQUIREMENTS FOR LICENSURE OF GRADUATES OF FOREIGN MEDICAL SCHOOLS AS PHYSICIANS, AND A STUDY OF THE LICENSING OF PHYSICIAN ASSISTANTS.

Section 1. Section 20-87a of the general statutes is repealed and the following is substituted in lieu thereof:

(a) The practice of nursing by a registered nurse is defined as the process of diagnosing human responses to actual or potential health problems, providing supportive and restorative care, health counseling and teaching, case finding and referral, collaborating in the implementation of the total health care regimen and executing the medical regimen under the direction of a licensed physician or dentist.

(b) ADVANCED NURSING PRACTICE IS DEFINED AS THE PERFORMANCE OF ADVANCED LEVEL NURSING PRACTICE ACTIVITIES WHICH, BY VIRTUE OF POST-BASIC SPECIALIZED EDUCATION AND EXPERIENCE, ARE APPROPRIATE TO AND MAY BE PERFORMED BY AN ADVANCED PRACTICE REGISTERED NURSE. THE ADVANCED PRACTICE REGISTERED NURSE PERFORMS ACTS OF DIAGNOSIS AND TREATMENT OF ALTERATIONS IN HEALTH STATUS, AS DESCRIBED IN SUBSECTION (a) OF THIS SECTION. THE ADVANCED PRACTICE REGISTERED NURSE MAY, UNDER THE DIRECTION OF A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE AND IN ACCORDANCE WITH WRITTEN PROTOCOLS, AND IF PRACTICING IN (1) AN INSTITUTION LICENSED PURSUANT TO SUBSECTION (a) OF SECTION 19a-491 AS A HOSPITAL, HOME FOR THE AGED, HEALTH CARE FACILITY FOR THE HANDICAPPED, NURSING HOME, REST HOME, MENTAL HEALTH FACILITY, SUBSTANCE ABUSE TREATMENT FACILITY, INFIRMARY OPERATED BY AN EDUCATIONAL INSTITUTION FOR THE CARE OF STUDENTS ENROLLED IN, AND FACULTY AND STAFF OF, SUCH INSTITUTION, OR FACILITY OPERATED AND MAINTAINED BY ANY STATE AGENCY AND PROVIDING SERVICES FOR THE PREVENTION, DIAGNOSIS AND TREATMENT OR CARE OF HUMAN HEALTH CONDITIONS, OR (2) AN INDUSTRIAL HEALTH FACILITY LICENSED PURSUANT TO SUBSECTION (h) OF SECTION 31-374 WHICH SERVES AT LEAST TWO THOUSAND EMPLOYEES, OR (3) A CLINIC OPERATED BY A STATE AGENCY, MUNICIPALITY, OR PRIVATE NONPROFIT CORPORATION, OR (4) A CLINIC OPERATED BY ANY EDUCATIONAL INSTITUTION PRESCRIBED BY REGULATIONS ADOPTED PURSUANT TO SECTION 6 OF THIS ACT, OR (5) ANY OTHER SETTINGS THAT MAY BE PRESCRIBED BY REGULATIONS ADOPTED PURSUANT TO SAID SECTION, PRESCRIBE, DISPENSE, AND ADMINISTER MEDICAL THERAPEUTICS AND CORRECTIVE MEASURES, EXCEPT THAT AN ADVANCED PRACTICE REGISTERED NURSE LICENSED PURSUANT TO SECTION 3 OF THIS ACT AND MAINTAINING

CURRENT CERTIFICATION FROM THE AMERICAN ASSOCIATION OF NURSE ANESTHETISTS WHO IS PRESCRIBING AND ADMINISTERING MEDICAL THERAPEUTICS DURING SURGERY MAY ONLY DO SO IF THE PHYSICIAN WHO IS MEDICALLY DIRECTING THE PRESCRIPTIVE ACTIVITY IS PHYSICALLY PRESENT IN THE INSTITUTION, CLINIC, OR OTHER PRESCRIBED SETTING WHERE SUCH SURGERY IS BEING PERFORMED.

(c) The practice of nursing by a licensed practical nurse is defined as the performing of selected tasks and sharing of responsibility under the direction of a registered nurse OR AN ADVANCED PRACTICE REGISTERED NURSE and within the framework of supportive and restorative care, health counseling and teaching, case finding and referral, collaborating in the implementation of the total health care regimen and executing the medical regimen under the direction of a licensed physician or dentist.

Sec. 2. Subsection (a) of section 20-88 of the general statutes is repealed and the following is substituted in lieu thereof:

(a) The Connecticut state board of examiners for nursing shall consist of [eleven] TWELVE members who are residents of the state to be appointed by the governor subject to the provisions of section 4-9a. The governor shall appoint two members who shall be graduates of an approved school for licensed practical nursing; five members who shall be registered nurses, three of whom shall, at the time of appointment, be connected with an institution affording opportunities for the education of nurses, and at least two of whom shall hold master's degrees in nursing from a recognized college or university and one of whom shall be at the time of appointment an instructor in an approved school for licensed practical nurses; ONE MEMBER WHO SHALL BE AN ADVANCED PRACTICE REGISTERED NURSE; and four members who shall be public members. Members of said board shall be residents of this state and professional members shall maintain good professional standing. No member of said board shall be an elected or appointed officer of any professional association of nurses or have been such an officer during the year immediately preceding his appointment. No member shall serve more than two full consecutive terms which commence after July 1, 1980. Any vacancy shall be filled by the governor for the unexpired portion of the term.

Sec. 3. (NEW) (a) The department of health services may issue an advanced practice registered nurse license to a person seeking to perform the activities described in subsection (b) of section 20-87a, as amended by section 1 of this act, upon receipt of a fee of one hundred dollars, to an

applicant who satisfies the following requirements: (1) Is eligible for registered nurse licensure in this state, as provided by section 20-93 or 20-94; (2) holds and maintains current certification as either a nurse practitioner, a clinical nurse specialist, or a nurse anesthetist from one of the following national certifying bodies which certify nurses in advanced practice: The American Nurses' Association, the Nurses' Association of the American College of Obstetricians and Gynecologists Certification Corporation, the National Board of Pediatric Nurse Practitioners and Associates or the American Association of Nurse Anesthetists; (3) has completed thirty hours of education in pharmacology for advanced nursing practice; and (4) if first certified by one of the foregoing certifying bodies after December 31, 1994, holds a masters degree in nursing or in a related field recognized for certification as either a nurse practitioner, a clinical nurse specialist, or a nurse anesthetist by one of the foregoing certifying bodies. No license shall be issued under this section to any applicant against whom professional disciplinary action is pending or who is the subject of an unresolved complaint.

(b) During the period commencing January 1, 1990, and ending January 1, 1991, the department of health services may in its discretion allow a registered nurse, who has been practicing as an advanced practice registered nurse in a nurse practitioner role and who is unable to obtain certification as a nurse practitioner by one of the national certifying bodies specified in subsection (a) of this section, to be licensed as an advanced practice registered nurse provided the individual:

(1) Holds a current Connecticut license as a registered nurse pursuant to chapter 378 of the general statutes;

(2) Presents the department with documentation of the reasons one of such national certifying bodies will not certify him as a nurse practitioner;

(3) Has been in active practice as a nurse practitioner for at least five years in a facility licensed pursuant to section 19a-491 of the general statutes;

(4) Provides the department with documentation of his preparation as a nurse practitioner;

(5) Provides the department with evidence of at least seventy-five contact hours, or its equivalent, of continuing education in his nurse practitioner specialty in each year of the preceding five calendar years;

(6) Has completed thirty hours of education in pharmacology for advanced nursing practice;

(7) Has his employer provide the department with a description of his practice setting, job description, and a plan for supervision by a licensed physician;

(8) Notifies the department of each change of employment to a new setting where he will function as an advanced practice registered nurse and will be exercising prescriptive and dispensing privileges.

(c) Any person who obtains a license pursuant to subsection (b) of this section shall be eligible to renew such license annually provided he presents the department with evidence that he received at least eight hours of continuing education in pharmacology for advanced nursing practice for the licensure year. If an individual licensed pursuant to subsection (b) of this subsection becomes eligible at any time for certification as a nurse practitioner by one of the national certifying bodies specified in subsection (a) of this section, the individual shall apply for certification, and upon certification so notify the department, and apply to be licensed as an advanced practice registered nurse in accordance with subsection (a) of this section.

(d) A person who has received a license pursuant to this section shall be known as an "Advanced Practice Registered Nurse" and no other person shall assume such title or use the letters or figures which indicate that the person using the same is a licensed advanced practice registered nurse.

Sec. 4. Section 20-9 of the general statutes is repealed and the following is substituted in lieu thereof:

No person shall, for compensation, gain or reward, received or expected, diagnose, treat, operate for or prescribe for any injury, deformity, ailment or disease, actual or imaginary, of another person, nor practice surgery, until he has obtained such a license as provided in section 20-10, and then only in the kind or branch of practice stated in such license; but the provisions of this chapter shall not apply to dentists while practicing dentistry only; nor to any person in the employ of the United States government while acting in the scope of his employment; nor to any person who furnishes medical or surgical assistance in cases of sudden emergency; nor to any person residing out of this state who is employed to come into this state to render temporary assistance to or consult with any physician or surgeon who has been licensed in conformity with the provisions of this chapter; nor to any physician or surgeon then actually residing out of this state who is employed to come

into this state to treat, operate or prescribe for any injury, deformity, ailment or disease from which the person who employed such physician, or the person on behalf of whom such physician is employed, is suffering at the time when such nonresident physician or surgeon is so employed; NOR TO ANY PERSON RENDERING SERVICE AS AN ADVANCED PRACTICE REGISTERED NURSE IF SUCH SERVICE IS RENDERED UNDER THE DIRECTION OF A LICENSED PHYSICIAN; NOR TO ANY NURSE-MIDWIFE PRACTICING NURSE-MIDWIFERY IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 377, AS AMENDED, nor to any podiatrist licensed in accordance with the provisions of chapter 375; nor to any Christian Science practitioner who does not use or prescribe in his practice any drugs, poisons, medicines, chemicals, nostrums or surgery; nor to any person licensed to practice any of the healing arts named in section 20-1, who does not use or prescribe in his practice any drugs, medicines, poisons, chemicals, nostrums or surgery; nor to any graduate of any school or institution giving instruction in the healing arts who has been issued a permit in accordance with subsection (a) of section 20-11a and who is serving as an intern or resident in a hospital; nor to any student participating in a clinical clerkship program who has the qualifications specified in subsection (b) of section 20-11a; nor to any person, otherwise qualified to practice medicine in this state except that he is a graduate of a medical school located outside of the United States or the Dominion of Canada which school is recognized by the American Medical Association or the World Health Organization, to whom the Connecticut medical examining board, subject to such regulations as the commissioner of health services, with advice and assistance from the board prescribes, has issued a permit to serve as an intern or resident in a hospital in this state for the purpose of extending his education; nor to any person rendering service as a physician's assistant as defined in section 20-12a, a registered nurse, or a licensed practical nurse if such service is rendered under the supervision, control and responsibility of a licensed physician, except that this section shall not authorize anyone to practice optometry as defined in chapter 380 or to practice dentistry or dental hygiene as defined in chapter 379; nor, when deemed by the Connecticut medical examining board to be in the public's interest, based on such considerations as academic attainments, specialty board certification and years of experience, to a foreign physician or surgeon whose professional activities shall be confined within the confines of a recognized medical school.

Sec. 5. Section 20-102 of the general statutes is repealed and the following is substituted in lieu thereof:

No person shall, for remuneration, practice nursing as defined in subsection (a) of section 20-87a, AS AMENDED BY SECTION 1 OF THIS ACT, in this state unless such person has received a certificate as a registered nurse OR A LICENSE AS AN ADVANCED PRACTICE REGISTERED NURSE AND NO PERSON SHALL PRACTICE ADVANCED NURSING PRACTICE AS DEFINED IN SUBSECTION (b) OF SAID SECTION UNLESS SUCH PERSON HAS RECEIVED A LICENSE AS AN ADVANCED PRACTICE REGISTERED NURSE and no person shall, for remuneration, practice nursing as defined in subsection [(b)] (c) of said section unless such person has been certified as a licensed practical nurse or a registered nurse OR LICENSED AS AN ADVANCED PRACTICE REGISTERED NURSE. Any person who violates any provision of this chapter or who wilfully makes false representation to the board of examiners for nursing shall be fined not more than five hundred dollars or imprisoned for not more than five years or both. Said board shall cause to be presented to the prosecuting officer having jurisdiction evidence of any violation of any such provision. For purposes of this section each instance of patient contact or consultation which is in violation of any provision of this section shall constitute a separate offense. Failure to renew a license in a timely manner shall not constitute a violation for the purposes of this section.

Sec. 6. (NEW) The department of health services shall, with the advice and assistance of the board, adopt regulations necessary for the implementation of chapter 378, as amended by this act, and section 3 of this act.

Sec. 7. Section 20-86a of the general statutes is repealed and the following is substituted in lieu thereof:

For purposes of sections 20-86a to 20-86b, inclusive:

(1) "Nurse-midwifery" means the management of care of essentially normal newborns and women, antepartally, intrapartally, postpartally and gynecologically, occurring within a health care team, directed by a qualified obstetrician-gynecologist.

(2) "Nurse-midwife" means a person who has demonstrated competence to practice nurse-midwifery through successful completion of an educational program accredited by the American College of Nurse-Midwives and who is certified by the American College of Nurse-Midwives, AND IS LICENSED UNDER THE PROVISIONS OF THIS CHAPTER.

Sec. 8. Section 20-86b of the general statutes is repealed and the following is

substituted in lieu thereof:

A clinical practice relationship shall exist between each [certified] nurse-midwife and an obstetrician-gynecologist and shall be based upon mutually agreed upon medical guidelines and protocols. SUCH PROTOCOLS SHALL CONTAIN A LIST OF MEDICATIONS, DEVICES AND LABORATORY TESTS WHICH MAY BE PRESCRIBED, DISPENSED OR ADMINISTERED BY THE NURSE-MIDWIFE. SUCH PROTOCOLS SHALL BE FILED WITH THE DEPARTMENT OF HEALTH SERVICES. The term "directed" does not necessarily imply the physical presence of an obstetrician-gynecologist while care is being given by a [certified] nurse-midwife. Each [certified] nurse-midwife shall sign the birth certificate of each infant delivered by the [certified] nurse-midwife.

Sec. 9. Section 20-86c of the general statutes is repealed and the following is substituted in lieu thereof:

[A nurse-midwife certified by the American College of Nurse-Midwives shall be deemed to be certified by the state. The department of health services shall maintain a registry of certified nurse-midwives and shall investigate complaints relating to the practice of nurse-midwifery.] THE DEPARTMENT OF HEALTH SERVICES MAY ISSUE A LICENSE TO PRACTICE NURSE-MIDWIFERY UPON RECEIPT OF A FEE OF ONE HUNDRED DOLLARS, TO AN APPLICANT WHO (1) IS ELIGIBLE FOR REGISTERED NURSE LICENSURE IN THIS STATE, UNDER SECTIONS 20-93 OR 20-94; (2) HOLDS AND MAINTAINS CURRENT CERTIFICATION FROM THE AMERICAN COLLEGE OF NURSE-MIDWIVES; AND (3) HAS COMPLETED THIRTY HOURS OF EDUCATION IN PHARMACOLOGY FOR NURSE-MIDWIFERY. NO LICENSE SHALL BE ISSUED UNDER THIS SECTION TO ANY APPLICANT AGAINST WHOM PROFESSIONAL DISCIPLINARY ACTION IS PENDING OR WHO IS THE SUBJECT OF AN UNRESOLVED COMPLAINT.

Sec. 10. Section 20-86d of the general statutes is repealed and the following is substituted in lieu thereof:

The commissioner of health services shall appoint a committee of three [certified] nurse-midwives and shall seek their advice and assistance in the administration of the program of regulation of [certified] nurse-midwives.

Sec. 11. Section 20-86e of the general statutes is repealed and the following is substituted in lieu thereof:

[No person shall use the title "Connecticut Certified Nurse-Midwife" unless such person is deemed to be certified under the provisions of section 20-86c. A person deemed to be certified may append to his name the letters, C.C.N.M.] A NURSE-MIDWIFE LICENSED UNDER THIS CHAPTER SHALL BE KNOWN AS A "LICENSED NURSE-MIDWIFE" AND NO OTHER PERSON SHALL ASSUME SUCH TITLE OR USE THE

ABBREVIATION L.N.M. OR C.N.M. OR ANY OTHER WORDS, LETTERS OR FIGURES WHICH INDICATE THAT THE PERSON USING THE SAME IS A LICENSED NURSE-MIDWIFE. NO PERSON SHALL PRACTICE NURSE-MIDWIFERY AS DEFINED IN SECTION 20-86a UNLESS HE IS LICENSED UNDER THIS CHAPTER AS AMENDED BY THIS ACT.

Sec. 12. (NEW) The department of health services may take any action set forth in section 19a-17 of the general statutes, if a person issued a license pursuant to Chapter 377 as amended by this act fails to conform to the accepted standards of the nurse-midwifery profession including, but not limited to, the following: Conviction of a felony; fraud or deceit in the practice of nurse-midwifery; negligent, incompetent or wrongful conduct in professional activities; emotional disorder or mental illness; physical illness including, but not limited to, deterioration through the aging process; abuse or excessive use of drugs, including alcohol, narcotics or chemicals; wilful falsification of entries into any client record pertaining to nurse-midwifery. The commissioner may order a licensee to submit to a reasonable physical or mental examination if his physical or mental capacity to practice safely is the subject of an investigation. The commissioner may petition the superior court for the judicial district of Hartford-New Britain to enforce such order or any action taken pursuant to section 19a-17 of the general statutes. Notice of any contemplated action under said section, the cause of the action and the date of a hearing on the action shall be given and an opportunity for hearing afforded in accordance with the provisions of chapter 54 of the general statutes.

Sec. 13. Section 20-14c of the general statutes is repealed and the following is substituted in lieu thereof:

As used in this section and sections 20-14d to 20-14g, inclusive:

(1) "Dispense" means dispense as defined in subdivision (3) of section 21a-307.

(2) "Drug" means a legend drug as defined in section 20-184a or a controlled drug as defined in subdivision (8) of section 21a-240.

(3) "Licensed practitioner" means a physician, dentist, podiatrist, [or] osteopath, ADVANCED PRACTICE REGISTERED NURSE OR NURSE-MIDWIFE licensed by the state of Connecticut and authorized to prescribe medication within the scope of his practice.

(4) "Professional samples" means complimentary starter dose drugs packaged in accordance with federal and state statutes and regulations which are provided to a licensed practitioner free of charge by a manufacturer or distributor and



distributed free of charge by the licensed practitioner to his patients.

Sec. 14. Section 21a-252 of the general statutes is repealed and the following is substituted in lieu thereof:

(a) A physician, in good faith and in the course of his professional practice only, may prescribe, administer and dispense controlled substances or he may cause the same to be administered by a physician assistant, nurse or intern under his direction and supervision, for demonstrable physical or mental disorders but not for drug dependence except in accordance with state and federal laws and regulations adopted thereunder.

(b) An osteopath, in good faith and in the course of his professional practice only, may prescribe, administer or dispense controlled substances or he may cause the same to be administered by a nurse under his direction and supervision, for relief of pain to the extent permitted by the Federal Controlled Substances Act and state laws and regulations relating to osteopathy.

(c) A dentist, in good faith and in the course of his professional practice only, may prescribe, administer or dispense controlled substances or he may cause the same to be administered by a nurse under his direction and supervision, to the extent permitted by the Federal Controlled Substances Act, federal food and drug laws and state laws and regulations relating to dentistry.

(d) A podiatrist, in good faith and in the course of his professional practice only, may prescribe, administer and dispense controlled substances in schedules II, III, IV or V or he may cause the same to be administered by a nurse under his direction and supervision, to the extent permitted by the Federal Controlled Substances Act, the federal food and drug laws and state laws and regulations relating to podiatry.

(e) A veterinarian, in good faith in the course of his professional practice only, and not for use by a human being, may prescribe, administer and dispense controlled substances, and he may cause them to be administered by an assistant or orderly under his direction and supervision, to the extent permitted by the Federal Controlled Substances Act, the federal food and drug laws and state laws and regulations relating to veterinary medicine.

(f) AN ADVANCED PRACTICE REGISTERED NURSE LICENSED PURSUANT TO SECTION 3 OF THIS ACT, IN GOOD FAITH AND IN THE COURSE OF HIS PROFESSIONAL PRACTICE ONLY, MAY PRESCRIBE, DISPENSE, AND ADMINISTER CONTROLLED SUBSTANCES IN SCHEDULE IV OR V OR MAY CAUSE THE SAME TO BE ADMINISTERED BY A

REGISTERED NURSE OR LICENSED PRACTICAL NURSE UNDER HIS DIRECTION AND SUPERVISION, TO THE EXTENT PERMITTED BY THE FEDERAL CONTROLLED SUBSTANCES ACT, THE FEDERAL FOOD AND DRUG LAWS AND STATE LAWS AND REGULATIONS RELATING TO ADVANCED NURSING PRACTICE, EXCEPT THAT AN ADVANCED PRACTICE REGISTERED NURSE LICENSED PURSUANT TO SECTION 3 OF THIS ACT AND MAINTAINING CURRENT CERTIFICATION FROM THE AMERICAN ASSOCIATION OF NURSE ANESTHETISTS, IN GOOD FAITH AND IN THE COURSE OF HIS PROFESSIONAL PRACTICE ONLY, MAY PRESCRIBE AND ADMINISTER CONTROLLED SUBSTANCES IN SCHEDULES II, III, IV AND V OR MAY CAUSE THE SAME TO BE ADMINISTERED BY A REGISTERED NURSE OR LICENSED PRACTICAL NURSE UNDER HIS DIRECTION AND SUPERVISION, TO THE EXTENT PERMITTED BY SUCH ACT, LAWS AND REGULATIONS.

(g) A NURSE-MIDWIFE LICENSED UNDER CHAPTER 377, IN GOOD FAITH AND IN THE COURSE OF HIS PROFESSIONAL PRACTICE ONLY, MAY PRESCRIBE, DISPENSE, AND ADMINISTER CONTROLLED SUBSTANCES IN SCHEDULES II, III, IV AND V OR HE MAY CAUSE THE SAME TO BE ADMINISTERED BY A REGISTERED NURSE OR LICENSED PRACTICAL NURSE UNDER HIS DIRECTION AND SUPERVISION, TO THE EXTENT PERMITTED BY THE FEDERAL CONTROLLED SUBSTANCES ACT, THE FEDERAL FOOD AND DRUG LAWS AND STATE LAWS.

[(f)] (h) Any person who has obtained directly from a physician, osteopath, dentist, podiatrist, [or] veterinarian, ADVANCED PRACTICE REGISTERED NURSE OR NURSE-MIDWIFE any controlled substance for administration to himself or to a patient during the absence of such physician, osteopath, dentist, podiatrist, [or] veterinarian, ADVANCED PRACTICE REGISTERED NURSE OR NURSE-MIDWIFE shall return to such physician, osteopath, dentist, podiatrist, [or] veterinarian, ADVANCED PRACTICE REGISTERED NURSE OR NURSE-MIDWIFE any unused portion of such controlled substance, when it is no longer required by him or the patient, or he may surrender such controlled substance to the commissioner of consumer protection for proper disposition.

Sec. 15. Section 21a-316 of the general statutes is repealed and the following is substituted in lieu thereof:

As used in this chapter, "practitioner" means: (1) A physician, dentist, veterinarian, podiatrist, osteopath, ADVANCED PRACTICE REGISTERED NURSE AS DEFINED IN SUBSECTION (b) OF SECTION 20-87a, AS AMENDED BY SECTION 1 OF THIS ACT, NURSE-MIDWIFE, scientific investigator or other person licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state; (2) a hospital

or other institution licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

Sec. 16. Section 21a-327 of the general statutes is repealed and the following is substituted in lieu thereof:

Nothing in this chapter shall be construed to include pharmacies or pharmacists licensed under chapter 382, physician assistants as defined in section 20-12a or nurses licensed under chapter 378 WHO ARE NOT ADVANCED PRACTICE REGISTERED NURSES.

Sec. 17. Section 19a-88 of the general statutes is repealed and the following is substituted in lieu thereof:

(a) Each person holding a license to practice dentistry, optometry or [midwifery] DENTAL HYGIENE shall, annually, during the month of his birth, register with the department of health services, upon a payment of a fee of one hundred fifty dollars in the case of a dentist, one hundred dollars in the case of an optometrist, [five dollars in the case of a midwife] and five dollars in the case of a dental hygienist, on blanks to be furnished by [said] THE department for such purpose, giving his name in full, his residence and business address and such other information as [said] THE department requests.

(b) Each person holding a license to practice medicine, surgery, osteopathy, podiatry, chiropractic or natureopathy shall, annually, during the month of his birth, register with the department of health services, upon payment of a fee of one hundred fifty dollars, or, in the case of a podiatrist, fifty dollars; and in the case of an osteopath, chiropractor or natureopath, seventy-five dollars, and in the case of a physician licensed under chapter 370, except a homeopathic physician, one hundred sixty dollars, on blanks to be furnished by [said] THE department for such purpose, giving his name in full, his residence and business address and such other information as [said] THE department requests.

(c) (1) Each person holding a license to practice as a registered nurse, shall, annually, during the month of his birth, register with the department of health services, upon payment of a fee of ten dollars, on blanks to be furnished by [said] THE department for such purpose, giving his name in full, his residence and business address and such other information as [said] THE department requests.

(2) EACH PERSON HOLDING A LICENSE AS AN ADVANCED PRACTICE REGISTERED NURSE SHALL, ANNUALLY, DURING THE MONTH OF HIS BIRTH, REGISTER

WITH THE DEPARTMENT OF HEALTH SERVICES, UPON PAYMENT OF A FEE OF FIFTY DOLLARS, ON BLANKS TO BE FURNISHED BY THE DEPARTMENT FOR SUCH PURPOSE, GIVING HIS NAME IN FULL, HIS RESIDENCE AND BUSINESS ADDRESS AND SUCH OTHER INFORMATION AS THE DEPARTMENT REQUESTS. NO SUCH LICENSE SHALL BE RENEWED UNLESS THE DEPARTMENT IS SATISFIED THAT THE PERSON MAINTAINS CURRENT CERTIFICATION AS EITHER A NURSE PRACTITIONER, A CLINICAL NURSE SPECIALIST, OR A NURSE ANESTHETIST FROM ONE OF THE FOLLOWING NATIONAL CERTIFYING BODIES WHICH CERTIFY NURSES IN ADVANCED PRACTICE: THE AMERICAN NURSES' ASSOCIATION, THE NURSES' ASSOCIATION OF THE AMERICAN COLLEGE OF OBSTETRICIANS AND GYNECOLOGISTS CERTIFICATION CORPORATION, THE NATIONAL BOARD OF PEDIATRIC NURSE PRACTITIONERS AND ASSOCIATES, OR THE AMERICAN ASSOCIATION OR NURSE ANESTHETISTS.

(3) Each person holding a license as a licensed practical nurse shall, annually, during the month of his birth, register with the department of health services, upon payment of a fee of five dollars, on blanks to be furnished by [said] THE department for such purpose, giving his name in full, his residence and business address and such other information as [said] THE department requests.

(4) EACH PERSON HOLDING A LICENSE AS A NURSE-MIDWIFE SHALL, ANNUALLY, DURING THE MONTH OF HIS BIRTH, REGISTER WITH THE DEPARTMENT OF HEALTH SERVICES, UPON PAYMENT OF A FEE OF FIFTY DOLLARS, ON BLANKS TO BE FURNISHED BY THE DEPARTMENT FOR SUCH PURPOSE, GIVING HIS NAME IN FULL, HIS RESIDENCE AND BUSINESS ADDRESS AND SUCH OTHER INFORMATION AS THE DEPARTMENT REQUESTS. NO SUCH LICENSE SHALL BE RENEWED UNLESS THE DEPARTMENT IS SATISFIED THAT THE PERSON MAINTAINS CURRENT CERTIFICATION FROM THE AMERICAN COLLEGE OF NURSE-MIDWIVES.

[(3)] (5) Each person holding a license to practice physical therapy shall, annually, during the month of his birth, register with the department of health services, upon payment of a fee of five dollars, on blanks to be furnished by [said] THE department for such purpose, giving his name in full, his residence and business address and such other information as [said] THE department requests.

(d) No provision of this section shall be construed to apply to any person practicing Christian Science.

(e) Each person holding a license or certificate issued under section 19a-514 and chapters 370 to 373, inclusive, 375, 378 to 381, inclusive, 383 to 388, inclusive, 393a, 395, 398 or 399 shall, annually, during the month of his birth, apply for renewal of such license to the

department of health services.

(f) Any person who fails to comply with the provisions of this section shall be notified by the department that his license or certificate shall become void ninety days after the time for its renewal under this section unless it is so renewed. Any such license shall become void upon the expiration of such ninety-day period.

Sec. 18. (NEW) Nothing in chapter 378, as amended by this act, and section 3 of this act shall be construed as limiting or prohibiting a registered nurse or an advanced practice registered nurse from engaging in those activities which constitute the practice of nursing.

Sec. 19. Section 20-10 of the general statutes is repealed and the following is substituted in lieu thereof:

Except as provided in section 20-12, no person shall receive a license under the provisions of section 20-13 until he files a statement with the department of health services certifying that he:

- (1) (A) Is a graduate of a medical school located in the United States or Canada which is accredited by the liaison committee on medical education or
- (B) is a graduate of a medical school [, which at the time he graduated was approved by the Connecticut medical examining board,] LOCATED OUTSIDE THE UNITED STATES OR CANADA and [who] has received the degree of doctor of medicine or its equivalent AND SATISFIES EDUCATIONAL REQUIREMENTS SPECIFIED IN REGULATIONS ADOPTED PURSUANT TO THIS CHAPTER and has either (i) successfully completed all components of a "fifth pathway program" conducted by an American medical school accredited by the American Medical Association or (ii) received certification from the educational commission for foreign medical graduates;
- (2) has successfully completed not less than two years of training as a resident physician in a program approved by the liaison committee on graduate medical education or an equivalent program approved by the board with the consent of the department and
- (3) has passed an examination prescribed by the department of health services with the advice and consent of the appropriate examining board. Examinations required under this section shall be administered by the department of health services under the supervision of the appropriate examining board. Passing scores shall be established by said department with the consent of the appropriate examining board. The department may, under such regulations as the commissioner of health services may adopt, with the advice and assistance of the appropriate board, deny eligibility for licensure to a graduate [of a school which] WHO has been found to have provided fraudulent or inaccurate

documentation regarding either [the] HIS school's educational program or [the] HIS academic credentials [of graduates of the school's program] or to have failed to meet educational standards as prescribed in such regulations.

Sec. 20. (a) The department of health services shall develop a process for the licensing of physician assistants and for the granting of prescriptive authority for such licensed physician assistants. The department shall develop educational requirements for such licensure including requirements that the applicant (1) hold a baccalaureate degree from a school approved by the department, (2) be a graduate of a physician assistant program approved by the American Medical Association, (3) have passed the National Commission on certification of Physician Assistant certifying examination and (4) have completed thirty hours of education in pharmacology for physician assistants. The department shall also study the possibility of establishing a grandfather clause for persons practicing as physician assistants prior to the establishment of such licensure process and the possibility of allowing practicing physician assistants to meet the requirements within a set period of time.

(b) The department shall submit recommendations for legislation on the licensure of physician assistants and prescriptive authority to the joint standing committee of the general assembly having cognizance of matters relating to public health by February 1, 1990.

Sec. 21. (NEW) All prescription forms used by advanced practice registered nurses and nurse-midwives shall contain the name, address and telephone number of the physician (1) under whose direction the advanced practice registered nurse is prescribing or (2) with whom the nurse-midwife has a clinical practice relationship. Nothing in this section shall be construed to preclude such form from also containing the name of the advanced practice registered nurse or nurse-midwife.

Sec. 22. This act shall take effect from its passage except that section 19 shall take effect July 1, 1989, and sections 1 to 18, inclusive, and 21 shall take effect January 1, 1990.

Approved July 5, 1989