

NOTICE OF INTENT TO ADOPT, REPEAL, AND AMEND
ADMINISTRATIVE RULES

TAKE NOTICE the North Dakota Board of Nursing will hold a public hearing to address proposed amendments of North Dakota Administrative Code Title 54. The hearing will be October 24, 2019 at 1:00pm CT at the North Dakota Board of Nursing, 919 South 7th Street, Suite 504 Bismarck, ND. Title 54 Board of Nursing proposed amendments include:

54-05-02-08 Dispensing in title X clinic

- Purpose: creates section based upon Senate Bill 2155 enacted during the 66th Legislative Assembly providing exemption from the practice of pharmacy for registered nurses dispensing in title X clinics.
- Fiscal Impact: no expected impact on regulatory community.

54-02-05-04 Late renewal fee

- Purpose: repeals section that is superseded by licensure reactivation as mandated in N.D.C.C. 43-12.1-10 Renewal of license and registration-Reactivation.
- Fiscal Impact: no expected impact on regulatory community.

54-02-01-06 Examination fees; 54-02-05-03 Renewal fees; 54-02-05-06 Reactivating a license; 54-02-06-01 Application and fee (Endorsement); 54-05-03.1-04 Initial requirements for advanced practice registered nurse licensure; 54-05-03.1-06 Requirements for advanced practice registered nurse licensure renewal; 54-05-03.1-06.1 Reactivation of a license; 54-05-03.1-09 Requirements for prescriptive authority; 54-05-03.1-11 Prescriptive authority renewal; 54-05-03.2-04 Initial requirements for specialty practice registered nurse licensure; 54-05-03.2-05 Requirements for specialty practice registered nurse licensure renewal; 54-05-03.2-05.1 Reactivation of a license; 54-07-02-01 Application and fees for unlicensed assistive person registration; 54-07-02-01-1 Renewal of registration.

- Purpose: increases select licensure/registration fees to maintain operational functions required for the Board to meet the statutory duties mandated in N.D.C.C. 43-12.1. Many fees have been in effect since either 1992, 2003, 2008, or 2012.
- Fiscal Impact: expected impact on regulated community is in excess of \$50,000.

A copy of the proposed administrative rules is available on the North Dakota Board of Nursing website: www.ndbon.org. Written copies may be obtained upon request at (701) 328-9777 or NDBON contactus@ndbon.org or 919 S 7th St., Suite 504, Bismarck ND 58504. Submitted written or oral comments on the proposed administrative rules received by November 8, 2019 will be fully considered. If you plan to attend the public hearing and need special facilities or assistance relating to a disability, please contact the North Dakota Board of Nursing at the above contact at least one week prior to the public hearing.

Dated this 16th day of September 2019.

Stacey Pfenning DNP APRN FNP Executive Director
North Dakota Board of Nursing

NORTH DAKOTA BOARD OF NURSING

FEE INCREASE REGULATORY ANALYSIS
2020-2021 PROJECTED IMPACT

Table A	Current Fee \$	Proposed Fee \$	Fee Change \$	Projected Applicants	Projected Increase in Revenue
INITIAL					
APRN	100	125	25	160	\$4,000
APRN Prescriptive Authority	50	75	25	150	\$3,750
RN by Exam	110	125	15	650	\$9,750
LPN by Exam	110	125	15	325	\$4,875
UAP	30	40	10	250	\$2,500
Specialty Practice RN	100	125	25	1	\$25
PROJECTED TOTAL REVENUE INCREASE FOR INITIAL LICENSURE					\$24,900
ENDORSEMENT					
RN	140	150	10	780	\$7,800
LPN	140	150	10	120	\$1,200
PROJECTED TOTAL REVENUE INCREASE FOR ENDORSEMENTS					\$9,000
RENEWAL					
APRN	40	80	40	750	\$30,000
APRN Prescriptive Authority	50	75	25	550	\$13,750
RN	120	140	20	7300	\$146,000
LPN	110	130	20	1400	\$28,000
UAP	30	40	10	275	\$2,750
Specialty Practice	50	80	30	3	\$90
PROJECTED TOTAL REVENUE INCREASE FOR RENEWALS					\$220,590
REACTIVATION					
APRN	30	50	20	15	\$300
RN/LPN	30	50	20	150	\$3,000
UAP	30	30	0	22	0
Specialty Practice	30	50	20	0	0
PROJECTED TOTAL REVENUE INCREASE FOR REACTIVATIONS					\$3,300
TOTAL PROJECTED GROWTH IN ANNUAL REVENUE					\$257,790

NORTH DAKOTA BOARD OF NURSING

FEE INCREASE REGULATORY ANALYSIS
2020-2021 PROJECTED IMPACT

Draft Approved by NDBON Finance Committee 8/29/19 and Full Board 9/12/19

2020-2025 Budget Needs	Rationale	One-Time Expenses	Annual Expenses
2 FTE Staff Members (licensing, compliance, admin.)	<ul style="list-style-type: none"> 19% increase in license/registration numbers past 5-6 years 21,000 license/registrations to manage National average of 4 staff per each 5,000 lic/regs =about 16 staff. NDBON currently has 9 staff. More complex compliance cases with attorney involvement. 	<p>\$25,000 Desks (\$14,000 for 2), equipment (\$3,900 scanner), computers (\$2, 846 for 2 unit), software (\$410 adobe and \$500 Microsoft and emails) , etc. Training and orientation (\$4000).</p>	<ul style="list-style-type: none"> \$164,000: Salary and benefits \$8, 400: Lease space (\$14/square feet; addition of 600 square feet for 2 offices and CHRC storage). \$864: yearly for added phone extensions and voicemail.
SAAG to provide Board General Counsel and Prosecuting Counsel	<ul style="list-style-type: none"> Increase in number of compliance cases, as well as increase in complexity and legal representation. 		<ul style="list-style-type: none"> \$60,000: general and prosecuting legal advising.
Technology Maintenance and Enhancements	<ul style="list-style-type: none"> Required for Online Licensure and Online Modules for Compliance. Technology constantly evolving requiring updates, audits, and appropriate security measures to protect licensees and applicants. 		<ul style="list-style-type: none"> \$7,000: yearly license for online compliance module \$5, 000: Online forms annual.
Additional need for consultant work for compliance.	<ul style="list-style-type: none"> Increase in number of contested cases require use of expert consultants. 		<ul style="list-style-type: none"> \$20,000
TOTAL PROJECTED NEW NDBON EXPENSES FOR 2020-2025 TO MAINTAIN OPERATIONS AND NDCC MANDATES		\$25,000 (onetime expenses)	\$265, 264 additional annually