

## NOTICES OF PROPOSED RULEMAKING

Unless exempted by A.R.S. § 41-1995, each agency shall begin the rulemaking process by first filing a Notice of Proposed Rulemaking, containing the preamble and the full text of the rules, with the Secretary of State's Office. The Secretary of State shall publish the notice along with the Preamble and the full text in the next available issue of the Arizona Administrative Register.

Under the Administrative Procedure Act (A.R.S. § 41-1001 *et seq.*), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for adoption, amendment, or repeal of any rule. A.R.S. §§ 41-1013 and 41-1022.

### NOTICE OF PROPOSED RULEMAKING

#### TITLE 4. PROFESSIONS AND OCCUPATIONS

#### CHAPTER 19. STATE BOARD OF NURSING

#### PREAMBLE

- | <u>1. Sections Affected</u> | <u>Rulemaking Action</u> |
|-----------------------------|--------------------------|
| R4-19-101                   | Amend                    |
| R4-19-501                   | Amend                    |
| R4-19-502                   | Repeal                   |
| R4-19-502                   | New Section              |
| R4-19-503                   | Re-number                |
| R4-19-503                   | New Section              |
| R4-19-504                   | Re-number                |
| R4-19-504                   | Amend                    |
| R4-19-505                   | Repeal                   |
| R4-19-505                   | Amend                    |
| R4-19-506                   | Re-number                |
| R4-19-506                   | New Section              |
| R4-19-507                   | New Section              |
| R4-19-508                   | New Section              |
| R4-19-509                   | New Section              |
| R4-19-510                   | Amend                    |
| R4-19-511                   | New Section              |
| R4-19-512                   | New Section              |
2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):  
Authorizing statute: A.R.S. §§ 32-1606(A)  
Implementing statutes: A.R.S. §§ 32-1601(3) and (10), and 32-1606(A)(6) and (B)(12)
3. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:  
Name: Audrey Rath, R.N.  
Nurse Practitioner Consultant  
Address: State Board of Nursing  
1651 East Morton, Suite 150  
Phoenix, Arizona 85020  
Telephone: (602) 255-5092  
Fax: (602) 255-5130
4. An explanation of the rule, including the agency's reasons for initiating the rule:

The proposed rules are necessary to update the current rules to reflect statutory revisions and recent trends in health care and to comply with current rulemaking guidelines. There are several new rules proposed which reflect changes in the nursing profession, Arizona Revised Statutes, and standards affecting nursing education programs. The proposed rules conform to present rulemaking requirements, both in form and content.

Article 1, Definitions, is being amended to reflect changes in use of terms and to eliminate outdated or irrelevant terms. The existing Article 5 is repealed in part, amended in part, and a number of new Sections are adopted. The amended and new Article 5 adds 3 areas of practice and addresses all specialty areas of practice, including the requirements for courses of study for registered nurse practitioners, and the application and approval process for such courses. In addition, the requirements for certification are speci-

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fied as are the scopes of practice. The qualification and application process for prescribing and dispensing authority is detailed as is the exercise of such authority. The Article provides for inactive status for prescribing and dispensing authority as well. In addition, 2 new Sections are being added to provide for the certification of clinical nurse specialists and to define their scope of practice.

5. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**  
Not applicable.
6. **The preliminary summary of the economic, small business, and consumer impact:**  
The State Board of Nursing will incur some minimally increased costs with the certification of additional specialty areas of nurse practitioner. Colleges, universities, and other public and private educational institutions which implement new nurse practitioner programs will incur some costs and will increase revenues. Registered nurses who enroll in a nurse practitioner program will incur the costs of tuition and related education expenses.  
  
Health care institutions which care for the elderly may experience significant reductions in cost by utilizing geriatric nurse practitioners rather than much more costly licensed professional medical personnel. Patients or residents of health care institutions may have decreased costs for nursing care, reduced insurance rates, and better quality care because of utilization of less costly registered nurse practitioners rather than other much more expensive licensed professional medical personnel.  
  
Nurse practitioners have been practicing in Arizona for over 20 years. With health care reform being discussed across the nation, there has been an increased demand for this kind of health care provider. They are currently functioning in health departments, managed care, long term care, physicians' offices, community health centers, private and public schools, and large and small businesses. Organizations and agencies that qualify as small businesses in rural and urban areas may experience reduced costs by being able to continue to contract with nurse practitioners to provide health care of various kinds, particularly as the specialty areas for nurse practitioners continue to expand.
7. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**  
Name: Audrey Rath, R.N.  
Nurse Practitioner Consultant  
  
Address: State Board of Nursing  
1651 East Morton, Suite 150  
Phoenix, Arizona 85020  
  
Telephone: (602) 255-5092  
Facsimile: (602) 255-5130
8. **The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**  
Date: April 23, 1996  
Time: 9:30 a.m.  
Location: Board of Medical Examiners Board Room  
1651 East Morton, 2nd Floor  
Phoenix, Arizona 85020  
Nature: A public hearing for the taking of oral or written testimony regarding the proposed rules.
9. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**  
Not applicable.
10. **Incorporations by reference and their location in the rules:**  
*The Scope of Practice of the Primary Health Care Nurse Practitioner*, 1985, American Nurses' Association, 2420 Pershing Road, Kansas City, Missouri 64108  
*Standards of Practice*, 1993, American Academy of Nurse Practitioners, Capitol Station, LBJ Building, P.O. Box 12846, Austin, Texas 78711.  
  
Both incorporations are found in R4-19-505(C).
11. **The full text of the rules follows:**

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**TITLE 4. PROFESSIONS AND OCCUPATIONS**

**CHAPTER 19. STATE BOARD OF NURSING**

**ARTICLE 1. DEFINITIONS**

Section  
R4-19-101. Definitions

**ARTICLE 5. EXTENDED AND ADVANCED NURSING PRACTICE**

Section  
R4-19-501. Specialty Areas of Registered Nurse Practitioners  
~~R4-19-502. Criteria for Establishing Courses of Study for the Extended Role in Nursing~~  
R4-19-502. Requirements for Courses of Study for Registered Nurse Practitioners  
R4-19-503. Application for Approval of Course of Study for Registered Nurse Practitioners: Approval by Board  
~~R4-19-503. R4-19-504. Requirements for Registered Nurse Practitioner Certification~~  
~~R4-19-505. Prescribing and Dispensing Authority~~  
~~R4-19-504. R4-19-505. Scope of Practice of the Registered Nurse Practitioner~~  
R4-19-506. Use of Title of Registered Nurse Practitioner  
R4-19-507. Prescribing and Dispensing Authority  
R4-19-508. Dispensing of Prepackaged Labeled Medications  
R4-19-509. Inactive Prescribing and Dispensing Authority  
~~R4-19-506. R4-19-510. National Nursing Credentialing Authority Certification of Registered Nurse~~  
R4-19-511. Requirements for Clinical Nurse Specialist Certification  
R4-19-512. Scope of Practice of the Clinical Nurse Specialist

**ARTICLE 1. DEFINITIONS**

R4-19-101. Definitions

In this Chapter, unless the context otherwise requires:

1. "Active practice" means a minimum of 1000 hours per year of working work in a clinical area with direct patient contact, excluding the generic hours of clinical experience received during a nurse practitioner program; or, for nurse practitioner Faculty faculty, who teach within a nurse practitioner program must spend 400 hours a per year of work in a clinical area with direct patient contact, excluding the generic nurse practitioner program.
2. "Administrator" means the nurse educator with the administrative responsibility and authority for the direction of a nursing program.
3. "Approved national nursing accrediting agency" means the National League of Nursing or the National Association for Practical Nurse Education and Service.
4. "A.R.S." means Arizona Revised Statutes.
5. "Board" means the State Board of Nursing.
6. "Certificate or a Diploma in Practical Nursing" means the document which is awarded to a graduate of an educational program in practical nursing.
7. "Collaborate" means to establish a relationship for consultation or referral with 1 or more physicians who have an active, unrestricted license and each collaborating physician's license status is confirmed in writing by the physician's licensing Board.

8. "Contact hour" means an equivalent of 50 minutes of participation in regular or continuing education activities relating to nursing practice.
9. "Continuing education activities" means college courses, institutes, seminars, lectures, conferences, workshops, and various forms of mediated instruction or programmed learning courses related to nursing practice.
10. "Endorsement" means the procedure for granting of licensure to an applicant who is already licensed as a nurse in another state of the United States.
11. "Full approval" means the status granted in writing by the Board when a nursing program, upon graduation of its first class, has demonstrated ability to provide and maintain its program in accordance with the standards set forth in the law and these rules.
12. "Good standing" means that a license for a nurse, either practical or professional, is current and valid, and the nurse is not presently subject to any disciplinary action, consent order, or settlement agreement, nor is any such action, order, or agreement pending against the nurse.
13. "Initial approval" means the permission, granted in writing by the Board, to establish a nursing program, following a determination by the Board that the program meets the standards set forth in the law and these rules.
14. "Mediated instruction" means teaching transmitted through intermediate mechanisms such as audio or video tape and telephonic transmission.
15. "NCLEX" means the National Council Licensure Examination.
16. "Nursing process" means the problem-solving techniques of assessment, planning, implementing, and evaluating a plan of care which requires technical and scientific knowledge and judgmental and decision-making skills.
17. "Nursing program" means a formal course of instruction that is preparing its graduates for licensure as professional or practical nurses.
18. "Parent institution" means an educational institution in which a nursing program is conducted.
19. "Pharmacology" ~~is~~ means the science which deals with the study of drugs in all its aspects.
20. "Physician" means a practitioner licensed pursuant to A.R.S. Title 32, who may lawfully use the title.
21. "Prepackaged labeled drug" means a drug packaged in a unit-of-use package by a pharmacist or manufacturer in quantities ordinarily prescribed by the nurse practitioner and properly labeled for storage for subsequent dispensing by the registered nurse practitioner.
22. "PRN" means to give as needed.
23. "Reentry update program" means a formal course of instruction which provides a basic review and update of nursing theory and practice specifically designed for professional or practical nurses preparing to re-enter nursing practice.
24. "Regionally accredited" means that an educational institution is accredited by the New England Association of Schools and Colleges, Middle States Association of Colleges and Secondary Schools, North Central Association of Colleges and Schools, Northwest Association of Schools and Colleges, Southern Association of Colleges, and Schools or the Western Association of Schools and Colleges.
25. "SBTPE" means the State Board Test Pool Examination.

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26. "Self-study" means a written self-evaluation conducted by a nursing program which addresses the standards set forth in R4-19-201 through R4-19-206.
27. "School of practical nursing" means a nursing program that is preparing its graduates for practical nursing.
28. "School of professional nursing" means a nursing program that is preparing its graduates for professional nursing.
29. "Supervision" means the initial direction and periodic consultation and assessment provided by a professional nurse to a person to whom a nursing task or activity regarding patient care has been delegated, after initial assessment of the patient by the professional nurse,
30. "Unit-of-use packaging" means prescription drugs pre-packaged in dispensing size individual dosage container containers.

**ARTICLE 5. EXTENDED AND ADVANCED NURSING PRACTICE**

**R4-19-501. Specialty Areas of Registered Nurse Practitioners**  
The Board shall grant approval of courses of study and certify the following specialty areas for nurse practitioners:

1. Nurse midwife,
2. Pediatric nurse associate/practitioner,
3. Family nurse practitioner,
4. Adult nurse practitioner,
5. Woman's health care nurse practitioner/obstetrical-gynecological nurse practitioner,
6. Neonatal nurse practitioner,
7. School nurse practitioner,
8. Psychiatric/mental health nurse practitioner,
9. Geriatric nurse practitioner.

**R4-19-502. Criteria for Establishing Courses of Study for the Extended Role in Nursing**

**A. General requirements:**

1. ~~The Program of Study shall be offered by or affiliated with an accredited college or university. Programs of Study which have been approved by the Board prior to the effective date of this rule shall be exempt from the requirement of this subsection.~~
2. ~~The Program of Study shall show evidence of a curriculum directed toward preparing registered nurses for extended nursing functions within a specialty role as defined in these rules and regulations.~~
3. ~~The Program of Study must have a period of intense practice with a physician preceptorship for health assessment.~~

**B. Curriculum:** An educational institution considering a course of study to prepare registered nurses for certification in a specialty role for extending nursing practice shall submit to the Board of Nursing an application for approval of its program which shall include:

1. Statement of philosophy;
2. Statement of Purpose of Program;
3. Description of specialty area;
4. Description of required courses.

**C. Faculty qualifications:**

1. Nurse:
  - a. Current licensure as a registered nurse in Arizona.
  - b. Must have a master's degree, preferably in nursing.
2. Physician: Must have a current license to practice in Arizona.
3. Other faculty: Must meet the requirements established by an Arizona university or college which are necessary for teaching in the specialty area.

**D. Conditions for approval:**

1. ~~The Board shall review the curriculum as specified in R4-19-501(B)(1) through (4).~~
2. ~~The Board will determine if the proposed curriculum demonstrates that the theory and supervised clinical experience is sufficient to assure that the practitioner will be prepared to:~~
  - a. ~~Assess the physical and psycho-social health status of individuals and families through health and developmental history taking and physical examination.~~
  - b. ~~Evaluate the assessment data in order to make prospective decisions about treatment in collaboration with physicians and other health professionals.~~
  - c. ~~Institute and provide routine health care to patients within established regimes.~~
  - d. ~~Provide counseling and health teaching to patients and their families.~~
  - e. ~~Perform the acts as described in these rules and regulations for the specialty area.~~
3. ~~Faculty must meet requirements as specified in R4-19-501(C)(1) through (3).~~

**R4-19-502. Requirements for Courses of Study for Registered Nurse Practitioners**

**A. A course of study for registered nurse practitioners in a specialty area shall comply with the following for purposes of Board approval:**

1. The course of study shall be offered by or affiliated with a college or university accredited by the North Central Association of Colleges and Schools;
2. The course of study shall be a formal educational program, beyond a diploma, associate degree, or baccalaureate degree in nursing, with a curriculum of at least 9 months in length which includes theory and supervised clinical experience to prepare professional nurses to do the following:
  - a. Assess the physical and psychosocial health status of individuals and families through health and developmental history taking and physical examination.
  - b. Evaluate the assessment data in order to make prospective decisions about treatment in collaboration with physicians and other health professionals.
  - c. Institute and provide routine health care to patients.
  - d. Provide counseling and health teaching to patients and their families; and
  - e. Perform the acts as described in R4-19-505.
3. The course of study shall have a preceptorship.

**B. Each faculty member of a course of study for registered nurse practitioners shall meet the requirements established by an Arizona university or college for faculty membership and 1 of the following qualifications:**

1. Current licensure as a professional nurse in Arizona, with a Master's Degree, in a nursing or clinical specialty; or,
2. Current licensure as a physician to practice in Arizona pursuant to Title 32.

**R4-19-503. Application for Approval of Course of Study for Registered Nurse Practitioners; Approval by Board**

**A. An educational institution proposing to offer a course of study to prepare professional nurses for certification in a specialty role for extended or advanced nursing practice shall submit a completed application to the Board of Nursing on form provided by the Board. The application shall contain the following information:**

1. Type of nurse practitioner course of study,
2. The name and address of the applicant institution,

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3. Discussion of the background development of the course of study proposed for the extended nursing role.
4. Statement of philosophy of the applicant institution.
5. Statement of the purpose for the extended nursing role course.
6. Discussion of the nurse practitioner job market in relation to the extended nursing role course with both a community and a state perspective.
7. Description of the goals and objectives of the course of study.
8. Description of the specialty area.
9. Listing of the core course content and any specialty courses included in the course of study and description of the courses.
10. Designation of a proposed time schedule for implementation of the course of study.
11. Designation of the total clock hours required of both didactic and supervised clinical practicum in the course of study.
12. Description of the budgetary provisions for the course of study.
13. Listing of the names and titles of persons responsible for the course of study.
14. Listing of the names and titles of the faculty, and
15. Evidence of compliance with R4-19-502.

**B. An applicant shall submit the following additional information with the application for approval of the course of study:**

1. Copies of any studies, historical data or other evidence of need for the course of study which support the application; and
2. Qualifications of each faculty member.

**C. The Board shall grant approval to a course of study to prepare professional nurses for certification in a specialty role for extended or advanced nursing practice if the course meets the requirements of this Article.**

**D. An educational institution which is denied approval may request a hearing to appeal the decision by filing with the Board a written request within 10 days of receiving the notice from the Board disapproving its application. Hearings shall be conducted in accordance with Article 6.**

**R4-19-503, R4-19-504. Requirements for Registered Nurse Practitioner Certification**

**A. An applicant for certification as a registered nurse practitioner shall:**

1. Hold a current license in good standing to practice as a professional nurse in Arizona; and
2. Submit to the Board:
  - a. A notarized application furnished by the Board which provides the following information:
    - i. The applicant's full name and any former names used by the applicant;
    - ii. The applicant's current mailing address and telephone number;
    - iii. The applicant's registered nurse license number;
    - iv. A description of the applicant's educational background, including the name and location of schools attended, the number of years attended, the date of graduation, and the type of degree or certificate awarded;
    - v. The specialty area for which the applicant wishes to be certified;
    - vi. The applicant's current employer, including address, type of position, and dates of employment;
    - vii. Whether the applicant has taken and passed a

- national certification examination, the name of the organization, the specialty area, certification number, and date of certification;
  - viii. Whether the applicant has ever had a nursing license denied, suspended, or revoked, and an explanation if such has occurred;
  - ix. Whether any disciplinary action, consent order, or settlement agreement has been imposed upon the applicant, and an explanation if such has occurred;
  - x. The names and addresses of health care professionals who are available for consultation; and
  - xi. A sworn statement by the applicant verifying the truthfulness of the information provided by the applicant.
- b. An official transcript and a copy of the certificate or official letter received from the course of study verifying completion of a nurse practitioner course of study in a regionally accredited college or university, which was of at least 9 months in duration and which included theory and clinical experience to prepare professional nurses as nurse practitioners;
- c. If a nurse midwife, evidence of current certification or recertification from the American College of Nurse Midwives or its Certification Council;
- d. The statutorily prescribed fee.

**B. An applicant for certification as a registered nurse practitioner on January 1, 2001, and thereafter, shall have a master of science degree in nursing or a master's degree in a health-related area the clinical area for which the applicant is applying for certification. A registered nurse practitioner certified by the Arizona Board of Nursing prior to January 1, 2001, shall continue to be certified after that date if the nurse holds a current license in good standing to practice as a professional nurse in Arizona.**

**C. The Board shall issue a certificate to practice as a registered nurse practitioner in a specialty area to a professional nurse who has met the criteria set forth in this Section. An applicant who is denied a certificate shall have 10 days from the date of receipt of the notice of denial from the Board to file a request for hearing, in writing, with the Board. Hearings shall be conducted in accordance with Article 6.**

**R4-19-505. Prescribing and Dispensing Authority**

**A. Prerequisites**

1. ~~Shall be a registered nurse licensed in Arizona who has been certified by the Board of Nursing to practice within a specialty role defined in rules and regulations R4-19-503.~~
2. ~~The registered nurse practitioner shall have had 1 year of documented active practice as a registered nurse practitioner immediately prior to applying for prescribing and dispensing privileges.~~
3. ~~The registered nurse practitioner shall submit a completed, notarized application provided by the Board. The application shall provide evidence of completion of a minimum of 30 contact hours of education in pharmacology and/or the clinical management of drug therapy which are obtained within a 4 year time period immediately prior to the date of the application for prescribing authority. Six of the 30 contact hours must have been obtained within a 1 year time period immediately prior to the date of application.~~
4. ~~Only 1/3 of the required contact hours submitted for initial application for prescribing authority (10 hours) or for the yearly continuing education requirement (2 hours)~~

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shall be from mediated instruction and/or programmed learning (self study).

5. The application shall include a plan of accountability between the registered nurse practitioner and collaborating physician regarding the prescribing and dispensing of drugs.
  6. The Board shall review the application and all related material and may approve, modify, or deny the application.
- B: Prescribing**
1. The registered nurse practitioner with prescriptive privileges approved by the Board may prescribe prescription only drugs, over the counter drugs, medical devices, and appliances.
  2. Prescription only drugs may be refilled 5 times or up to 1 year, whichever comes first.
  3. The registered nurse practitioner who wishes to prescribe a controlled substance and is approved by the Board shall make application to the Drug Enforcement Administration and obtain a DEA license prior to exercising controlled substance prescribing authority. The DEA number shall be kept on file at the Board.
    - a. A controlled substance scheduled as Class II or III may be prescribed for up to 48 hours. No refills will be allowed.
    - b. A controlled substance scheduled as Class IV and V may be prescribed for up to 34 days. No refills will be allowed.
  4. All prescription orders shall comply with the following criteria:
    - a. The name, address, phone number, RN designation, and specialty area of the registered nurse practitioner;
    - b. The date the prescription is written;
    - c. The name and address of the patient;
    - d. The full name of the drug and directions for use;
    - e. 2 signature lines for the prescriber. The right side of the prescription shall contain under the signature line the phrase "substitution permissible". The left side shall contain under the signature line, the phrase "dispense as written".
    - f. DEA registration number.
  5. Registered nurse practitioners with prescribing privileges must obtain every year 6 contact hours of continuing education in pharmacology or pharmacology management approved by a national professional accrediting organization.
    - a. Registered nurse practitioners shall submit to the Board before December 31 each year, a notarized affidavit stating they have obtained the required number of contact hours of continuing education.
    - b. The Board shall reserve the right to request and review the documentation on contact hours of continuing education from registered nurse practitioners at any time.
  6. The Board of Nursing will annually send the Pharmacy Board, the Board of Medical Examiners, and the Joint Board of Medical and Osteopathic Examiners in Medicine and Surgery, a listing of registered nurse practitioners with prescribing and dispensing privileges.
- C: Dispensing of prepackaged labeled drugs**
1. A registered nurse practitioner with prescribing and dispensing privileges approved by the Board may dispense prepackaged labeled drugs, medical devices, and appliances for a prescription order as written by the registered nurse practitioner.
    - a. No controlled substances scheduled as Class II or III as defined in the federal Controlled Substance Act shall be dispensed by a registered nurse practitioner for a period of use which exceeds 48 hours.
    - b. No controlled substance scheduled as Class IV or V as defined in the federal Controlled Substance Act shall be dispensed by a registered nurse practitioner for a period of use exceeding 34 days.
  2. All drugs dispensed shall be prepackaged in a unit of use package and shall be labeled to show the name of the drug, strength and quantity in the container, in addition to the ordinarily required prescription order number, patient's name, date dispensed, registered nurse practitioner's name and address and directions for use.
  3. No drug shall be obtained by a registered nurse practitioner from a source other than a physician, a pharmacist, or a manufacturer.
  4. The registered nurse practitioner shall maintain an up to date and complete log of all drugs received and dispensed.
  5. No drug or device shall be dispensed from the information on a prescription order unless the prescription medication or device is properly packaged, labeled, and the prescription order filed.
  6. Every registered nurse practitioner shall keep in their office a suitable book or file in which shall be preserved the original of every prescription order dispensed for a period of not less than 3 years.
  7. The book or file of original prescription orders shall at all times be open for inspection by the Board of Nursing, the Board of Pharmacy, and the officers of the law in performance of their duties.
  8. Each registered nurse practitioner shall maintain inventories and records of controlled substances as follows:
    - a. Inventories and records of all controlled substances listed in Schedules II shall be maintained separately from all other records, and prescriptions for such substances shall be maintained in a separate prescription file; and
    - b. Inventories and records of controlled substances listed in Schedules III, IV, and V shall be maintained either separately from all other records or in such form that the information required is readily retrievable from ordinary business records, and prescriptions for such substances shall be maintained either in separate prescription file for controlled substances listed in Schedules III, IV, and V only or in such form that they are readily retrievable from the other prescription records. Prescriptions will be deemed readily retrievable of, at the time they are initially filed, the face of the prescription is stamped in red ink in the lower right corner with the letter "C" no less than 1 inch high and filed either in the prescription file for controlled substances listed in Schedules II or in the usual consecutively numbered prescription file for non-controlled substances.
  9. The following information must be recorded on the back of each prescription order when such prescription order is refilled:
    - a. Date refilled;
    - b. Quantity dispensed;
    - c. Registered nurse practitioners name or identifiable initials. If the registered nurse practitioner merely initials and dates the back of the prescription order the practitioner shall be deemed to have dispensed a refill for the full face amount of the prescription

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order:

- ~~10. The registered nurse practitioner shall comply with all applicable laws and rules in prescribing, administering and dispensing drugs, including compliance with labeling requirements of A.R.S. Title 32, Chapter 18, Arizona Pharmacy Act.~~

**R4-19-504. R4-19-505. Scope of Practice of the Registered Nurse Practitioner**

- A. In addition to the scope of practice permitted a professional nurse, the registered nurse practitioner may perform the following acts in collaboration with a licensed physician:
1. Examine patients and establish diagnoses by client history, physical examination, and other criteria;
  2. Admit patients into health care facilities;
  3. Order, perform, and interpret laboratory, radiographic, and other diagnostic tests;
  4. Identify, develop, implement, and evaluate a plan of care for the patient to promote, maintain, and restore health;
  5. Suture minor lacerations using 1 or more local anesthetics;
  6. Prescribe and dispense medication when granted authority in accordance with ~~R4-19-505~~ R4-19-506; and
  7. Refer to and consult with appropriate health care providers.
- B. In addition to the scope of practice permitted in subsection (A), a nurse midwife may:
1. Establish and implement a plan of care for the antepartum, intrapartum, and postpartum periods of women, and provide for their family planning and gynecological needs as well as the growth and development of the newborn;
  2. Perform amniotomies, episiotomies, and repairs; and
  3. Administer local, paracervical, and pudendal anesthesia.
- C. Nurse practitioners shall practice in accordance with the standards of nursing specified in the following scope of practice statements for the practitioner's specialty area which are incorporated herein by reference and are on file with the Secretary of State, and no later editions:
1. The Scope of Practice of the Primary Health Care Nurse Practitioner, 1985, American Nurses' Association, 2420 Pershing Road, Kansas City, Missouri 64108;
  - ~~2.~~ Standards of Practice for the Primary Health Care Nurse Practitioner, 1987, pages 4 through 9, American Nurses' Association, 2420 Pershing Road, Kansas City, Missouri 64108;
  - ~~3.~~ Standards of Practice for PNP/As, 1987, National Association of Pediatric Nurse Associates and Practitioners, 1101 Kings Highway North, Suite 206, Cherry Hill, N.J. 08034;
  - ~~4.~~ Standards of Practice of Nurse-Midwifery, 1993, pages 2 through 6, American College of Nurse-Midwives, 818 Connecticut Avenue., NW, Suite 900, Washington, D.C. 20006; and
  - ~~5.~~ Nurse Providers of Neonatal Care, Guidelines for Educational Development and Practice, 1990, pages 4 and 5, NAACOG, 409 12th Street., S.W., Washington, DC 20024-2191;
  - ~~6.~~ The Obstetric-Gynecologic/Women's Health Nurse Practitioner, Role Definition, Competencies, and Educational Guidelines, 3rd Edition, 1990, page 2, NAACOG, 409 12th Street., S.W., Washington, DC 20024-2191; and,
  - ~~7.~~ Standards for the Nursing Care of Women and Newborns, 4th Edition, pages 5 through 13, 15 through 25, 27 through 61, and 63 through 77, NAACOG, 409 12th Street., S.W., Washington, DC 20024-2191.

~~7.8. Neonatal Nurse Practitioners, Standards of Education and Practice~~, 1992, page 2, National Association of Neonatal Nurses, 1304 Southpoint Boulevard., Suite 280, Petaluma, California 94954-6859.

~~8.9. Statement on Psychiatric-Mental Health Clinical Nursing Practice and Standards of Psychiatric-Mental Health Clinical Nursing Practice~~, 1994, pages 25 through 34, American Nurses Association, 600 Maryland Avenue, SW, Suite 100 West, Washington, D.C. 20024-2571.

~~9.10. Standards of School Nursing Practice~~, 1983, pages 5 through 11, American Nurses' Association, 2420 Pershing Road, Kansas City, Missouri 64108.

~~11. Standards of Practice~~, 1993, American Academy of Nurse Practitioners, Capitol Station, LBJ Building, P.O. Box 12846, Austin, Texas 78711.

**R4-19-506. Use of Title of Registered Nurse Practitioner**

No nurse shall practice as a registered nurse practitioner in a specialty area or use any words or letters to indicate the nurse is a registered nurse practitioner unless so certified by the Board.

**R4-19-507. Prescribing and Dispensing Authority**

A. A registered nurse practitioner shall satisfy the following requirements to be eligible for Board authorization for prescribing and dispensing privileges:

1. Be a professional nurse currently licensed in Arizona in good standing and authorized by the Board of Nursing to practice within a specialty identified in these rules;
2. Have 1 year of documented active practice as a registered nurse practitioner immediately prior to applying for prescribing and dispensing privileges;
3. Submit a completed, notarized application on a form provided by the Board. The application shall contain the following information:
  - a. The name, address, and home phone number of the applicant;
  - b. The registered nurse license number of the applicant;
  - c. The nurse practitioner specialty of the applicant;
  - d. The certification number of the applicant;
  - e. The business address and phone number of the applicant;
  - f. Length of time that applicant has practiced as a registered nurse practitioner and whether full or part time;
  - g. If a faculty member, the number of hours of direct patient contact during the year preceding the date of application;
  - h. Names and addresses of health care professionals with prescribing or dispensing authority who are available for consultation;
  - i. Description of the plan of documentation and quality control for prescribing and dispensing including consultation with a health care professional with prescribing or dispensing authority, at least 1 of which is a licensed physician;
  - i. Chronological listing of continuing education obtained by the applicant in pharmacology and/or the clinical management of drug therapy in the last 2 years;
  - k. Whether the applicant is going to apply for a DEA number to prescribe controlled substances;
  - l. The privileges for which the applicant is applying; and,
  - m. A sworn statement by the applicant verifying the truthfulness of the information provided by the applicant.

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4. In addition to the application, the applicant shall submit evidence of completion of a minimum of 45 contact hours of education in pharmacology or the clinical management of drug therapy within 2 years immediately prior to the date of the application.
    - a. Six of the 45 contact hours shall have been obtained within a 1-year time period immediately prior to the date of application. One-half, or 22 1/2 hours, of the required contact hours submitted for application for prescribing authority may be from mediated instruction and self study.
    - b. Any registered nurse practitioner who leads, instructs, or lectures to groups of health professionals on pharmacy-related topics in continuing education activities sponsored by a national professional accrediting organization shall be granted contact hours for such time expended during actual presentation, upon documentation to the Board.
    - c. Any registered nurse practitioner whose primary responsibility is the education of health professionals shall not be granted contact hours for the performance of normal teaching duties within the learning institution.
  - B. Upon receipt of an application, the Board shall review the application and the related material and shall approve the application if the applicant meets the requirements of this Section. The authority to prescribe and dispense medication shall be valid for the calendar year in which the authority is granted. An applicant who is denied medication prescribing and dispensing authority shall have 30 days from the date of receipt of notice of such denial to file a written request for a hearing to appeal the decision to the Board. Hearings shall be conducted in accordance with A.R.S. Title 41, Chapter 6, Article 6.
  - C. A registered nurse practitioner who has been granted prescribing and dispensing authority may:
    1. Prescribe medications, medical devices, and appliances;
    2. Provide for refill of prescription-only medications for up to 1 year.
  - D. A registered nurse practitioner who wishes to prescribe a controlled substance and is approved by the Board shall make application to the DEA and obtain a DEA registration number prior to exercising controlled substance prescribing authority. The registered nurse practitioner shall file the DEA registration number with the Board.
  - E. A registered nurse practitioner with a DEA registration number may prescribe a controlled substance scheduled as Class II defined in the Federal Controlled Substance Act, 21 U.S.C. § 801 et seq., or Arizona's Uniform Controlled Substance Act, A.R.S. Title 36, Chapter 27, and no refills shall be permitted.
  - F. A registered nurse practitioner with a DEA registration number may prescribe a controlled substance Class III or IV as defined in the Federal Controlled Substance Act or Arizona's Uniform Controlled Substances Act and may provide for up to 5 refills or for 6 months, whichever comes 1st.
  - G. A registered nurse practitioner with a DEA registration number may prescribe a controlled substance scheduled as Class V as defined in the Federal Controlled Substance Act or Arizona's Uniform Controlled Substance Act, and may provide for refills for up to 1 year.
  - H. A nurse practitioner with prescribing and dispensing authority shall assure that all prescription orders contain the following:
    1. The name, address, phone number, RN designation, and specialty area of the registered nurse practitioner;
    2. The date the prescription is written;
    3. The name and address of the patient;
  4. The full name and strength, dosage form of a controlled substance when applicable, and directions for use;
  5. Two signature lines for the prescriber. The right side of the prescription shall contain under the signature line the phrase "substitution permissible" The left side shall contain under the signature line, the phrase "dispense as written."
  6. DEA registration number, if applicable.
  - I. A registered nurse practitioner with prescribing and dispensing privileges shall, each calendar year, obtain 12 contact hours of continuing education in pharmacology or pharmacology management.
    1. One-half, or 6 hours, of the required contact hours submitted for renewal of prescribing privileges shall be from mediated instruction and self study.
    2. Registered nurse practitioners shall submit to the Board, before December 31 of each year, a notarized affidavit stating that they have obtained the required number of contact hours of continuing education and the annual renewal fee.
    3. A registered nurse practitioner with prescribing and dispensing authority shall submit to the Board, at its request, documentation of the contact hours of continuing education taken by the nurse practitioner.
      - a. Any registered nurse practitioner who leads, instructs, or lectures to groups of health professionals on pharmacy-related topics in continuing education activities sponsored by a national professional accrediting organization shall be granted contact hours for such time expended during actual presentation, upon documentation to the Board.
      - b. Any registered nurse practitioner whose primary responsibility is the education of health professionals shall not be granted contact hours for the performance of normal teaching duties within the learning institution.
  - J. Any registered nurse practitioner with prescribing and dispensing authority shall apply for renewal of such authority on or before December 31 of each year. A registered nurse practitioner who fails to apply for renewal prior to expiration shall be considered delinquent and shall pay the expiration renewal fee and submit the required notarized affidavit.
  - K. The Board of Nursing shall annually send the Board of Pharmacy, the Board of Medical Examiners and the Board of Osteopathic Examiners in Medicine and Surgery, a listing of registered nurse practitioners with prescribing and dispensing privileges.
- R4-19-508. Dispensing of Prepackaged Labeled Medications**
- A. A registered nurse practitioner shall dispense only to the nurse practitioner's own patients and only for conditions being treated by the registered nurse practitioner.
  - B. Prior to dispensing a medication pursuant to this Section, the registered nurse practitioner with prescribing and dispensing authority shall provide to the patient a written prescription on which appears the following statement in bold type: "THIS PRESCRIPTION MAY BE FILLED BY THE RNP OR BY A PHARMACY OF YOUR CHOICE."
  - C. A registered nurse practitioner with prescribing and dispensing privileges may dispense prepackaged labeled medications, controlled substances, medical devices, and appliances. Samples of such medications packaged for individual use by licensed manufacturers or repackagers of medication may be dispensed without a prescription order.
  - D. A registered nurse practitioner with a DEA registration number may dispense a controlled substance scheduled as Class II defined in the Federal Controlled Substance Act, 21 U.S.C. §

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- 801 et seq., or Arizona's Uniform Controlled Substance Act, A.R.S. Title 36, Chapter 27, and no refills shall be permitted.
- E.** A registered nurse practitioner with a DEA registration number may dispense a controlled substance Class III or IV as defined in the Federal Controlled Substance Act or Arizona's Uniform Controlled Substances Act and may provide for up to 5 refills or for 6 months, whichever comes 1st.
- F.** A registered nurse practitioner with a DEA registration number may dispense a controlled substance scheduled as Class V as defined in the Federal Controlled Substance Act or Arizona's Uniform Controlled Substance Act, and may provide for refills for up to 1 year.
- G.** A registered nurse practitioner shall dispense all medication prepackaged in a unit-of-use package which shall be labeled with the following information:
1. The dispensing nurse practitioner's name and address;
  2. The date the medication is dispensed;
  3. The patient's name;
  4. The name and strength of the medication, manufacturer's name, quantity in the container, directions for its use, and any cautionary statements; and
  5. Prescription order number.
- H.** The registered nurse practitioner shall personally provide to the patient or the patient's representative directions for use, name of prescribed medication, and any special instructions, precautions or storage requirements in all outpatient settings, including the provision of hospital discharge medications, whenever any of the following occurs:
1. The prescribed medication has not been previously dispensed to the patient or a new prescription number is assigned to a previously-dispensed medication;
  2. The prescription medication has not previously been dispensed to the patient in the same strength, dosage form, or directions;
  3. In the professional judgment of the registered nurse practitioner these instructions are deemed warranted;
  4. Upon request of the patient or patient's representative.
- I.** The registered nurse practitioner shall enter into the patient's medical record, the name and strength of the medication dispensed, the date the medication is dispensed, and the therapeutic reason.
- J.** A registered nurse practitioner shall obtain medication only from a physician, a pharmacist, a manufacturer, wholesaler, distributor, or a registered nurse practitioner.
- K.** A registered nurse practitioner shall keep all medication in a locked cabinet or room, control access to the cabinet or room by a written procedure, and maintain an ongoing inventory of the contents of the cabinet or room.
- L.** Every registered nurse practitioner shall keep in their office a suitable book or file in which shall be preserved the original prescription order dispensed from for a period of not less than 3 years. The book or file of original prescription orders shall at all times be open for inspection by the State Board of Nursing, the Board of Pharmacy, and law enforcement officers in performance of their duties.
- M.** Each registered nurse practitioner shall, if dispensing controlled substances, maintain inventories and records of the controlled substances as follows:
1. Inventories and records of all controlled substances listed in Schedule II shall be maintained separately from all other records, and prescriptions for such substances shall be maintained in a separate prescription file; and
  2. Inventories and records of controlled substances listed in Schedules III, IV, and V shall be maintained either separately from all other records or in such form that the information required is readily retrievable from ordinary business records. Prescriptions for such substances shall be maintained either in a separate prescription file for controlled substances listed in Schedules III, IV, and V only or in such form that they are readily retrievable from the other prescription records. Prescriptions shall be deemed retrievable if, at the time they are initially filed, the face of the prescription is stamped in red ink in the lower right corner with the letter "C" no less than 1 inch high and filed either in the prescription file for controlled substances listed in Schedule II or in the usual consecutively-numbered prescription file for non-controlled substances.
- N.** The following information shall be recorded on the back of each prescription order when such prescription order is refilled:
1. Date refilled,
  2. Quantity dispensed,
  3. Registered nurse practitioner's name or identifiable initials. If the registered nurse practitioner merely initials and dates the back of the prescription order, the nurse practitioner shall be deemed to have dispensed a refill for the full face amount of the prescription order.
- O.** The registered nurse practitioner shall comply with all applicable laws and rules in prescribing, administering, and dispensing drugs, including compliance with labeling requirements of A.R.S. Title 32, Chapter 18.
- P.** Under the supervision of a registered nurse practitioner, licensed or unlicensed personnel may assist the registered nurse practitioner in the following:
1. Receiving a request for refilling a prescription medication by prescription order number;
  2. Accepting verbal refill authorization from the registered nurse practitioner and recording the practitioner's name, date, name and quantity of medication, and specific refill information; and
  3. Typing and affixing labels for prescription medications.
- Q.** No registered nurse practitioner shall prescribe or dispense medications without being granted the authority by the Board. A registered nurse practitioner who fails to timely renew the authority to prescribe or dispense medications shall not prescribe or dispense medications until such renewal is approved by the Board. A nurse practitioner who violates this subsection shall be subject to a civil penalty imposed by the Board for each transaction and may be prohibited from prescribing or dispensing for a period of time as prescribed by the Board.
- R4-19-509. Inactive Prescribing and Dispensing Authority**
- A.** A registered nurse practitioner may request that the Board put the nurse practitioner's prescribing and dispensing authority on inactive status by notifying the Board in writing. A registered nurse practitioner shall not prescribe or dispense during this time.
- B.** To reactivate the authority, the registered nurse practitioner shall submit to the Board the renewal fee and documentation of 6 contact hours of continuing education in pharmacology for each year on inactive status prior to 1996. For each year on inactive status, 1996 and thereafter, the nurse practitioner shall submit documentation of 12 contact hours of continuing education in pharmacology.
- R4-19-506. R4-19-10. National Nursing Credentialing Agencies Certification of Registered Nurse**
- For the purpose of A.R.S. § 32-1601(3), the Board recognizes A registered nurse who has been certified by 1 of the following national nursing credentialing agencies shall be deemed to be certified for purposes of A.R.S. § 32-1601(3):

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1. American Nurses Association Credentialing Center (ANA);
2. American College of Nurse-Midwives or its Certification Council (ACNM);
3. Nurses Association of the American College of Obstetrics and Gynecologists (NAACOG); National Certification Corporation for the Obstetric, Gynecologic, and Neonatal Nursing Specialties.
4. National Board of Pediatric Nurse Practitioners and Associates;
5. Council on Certification of Nurse Anesthetists -Nurse Anesthetists;
6. American Association of Critical-Care Nurses (AACCN) Certification Corporation -Critical Care Nurses;
7. Board of Certification for Emergency Nursing -Emergency Nursing;
8. International Association for Enterostomal Therapy (IAET) Certification Board -Enterostomal therapist; Wound Ostomy and Continence Nursing Certification Board.
9. Board of Nephrology -Hemodialysis Nursing;
10. Certification Board of Infection Control -Infection Control;
11. American Board of Neuroscience Nursing -Neurological and Neurosurgical Nursing;
12. American Board for Occupational Health Nurses, Inc. -Occupational Health Nursing;
13. American Operating Room Nurses (AORN) National Certification Board, Inc. -Operating Room Nurses;
14. Association of Rehabilitation Nurses (ARN) -Rehabilitation Nursing;
15. American Board of Urologic Allied Health Professionals, Inc. (ABUAHP) -Urological Nursing;
16. Oncology Nursing Society;
17. National Intravenous Therapy association; Nurses Society Certification Corporation.
18. American Society of Post Anesthesia Nurses;
19. American Society for Parenteral and Enteral Nutrition, Inc. and
20. Association of Diabetes Educators.
21. Certifying Council for Gastroenterology Clinicians, Inc.
22. International Childbirth Education Association.
23. Addictions Nursing Certification Board.
24. National Certifying Board for Ophthalmic Registered Nurses.
25. Orthopedic Nurses Certification Board.
26. American Academy of Nurse Practitioners.

**R4-19-511. Requirements for Clinical Nurse Specialist Certification**

**A. An applicant for certification as a clinical nurse specialist shall:**

1. Hold a current license in good standing to practice as a professional nurse in Arizona;
2. Have a master of science degree in nursing or a master's degree with specialization in a clinical area of nursing practice;
3. Have evidence of current certification by a national nursing credentialing agency in a clinical area of nursing practice;

**4. Submit to the Board:**

**a. A notarized application furnished by the Board which provides the following information:**

- i. The applicant's full name and any former names used by the applicant;
- ii. The applicant's current home and business address and telephone numbers;
- iii. The applicant's registered nurse license number;
- iv. A description of the applicant's educational background, including the name and location of schools attended, the number of years attended, the date of graduation, and the type of degrees or certificates awarded;
- v. The applicant's current employer, including address, type of position, and dates of employment;
- vi. A description of the applicant's national certification including the name of the national certification examination, the name of the organization, the specialty area, certification number, and date of certification;
- vii. Whether the applicant has ever had a nursing license denied, suspended, or revoked and an explanation if such has occurred;
- viii. Whether any disciplinary action, consent order, or settlement agreement has been imposed upon the applicant and an explanation if such has occurred;
- ix. A sworn statement under oath by the applicant verifying the truthfulness of the information by the applicant.

**b. An official transcript and a letter received from the education program verifying the completion of the requirement in R4-19-511(A)(2).**

**B. The Board shall issue a certificate to practice as a clinical nurse specialist to a professional nurse who has met the criteria set forth in this Section. An applicant who is denied a certificate shall have 10 days from the date of receipt of the notice of denial from the Board to file a request for hearing, in writing with the Board.**

**R4-19-512. Scope of Practice of the Clinical Nurse Specialist**  
In addition to the functions of the professional nurse, a clinical nurse specialist, being an expert in a specialty area of clinical nursing practice, may perform the following:

1. Comprehensive assessment, analysis, and evaluation of individuals, families, and/or communities with complex health needs within an area of specialization;
2. Direct patient care as an advanced clinician within the clinical nurse specialist's specialty area and develop, implement, and evaluate treatment plans within that specialty;
3. Consulting to nursing, the public and professionals in health care, business, and industry in the areas of research, case management, education, and administration; and,
4. Psychotherapy by clinical nurse specialists in adult, or child and adolescent psychiatric and mental health nursing.