

**60-3-101. Licensure.**

- (a) Licensure by examination under K.S.A. 65-1115 and K.S.A. 65-1116 amendments thereto.
  - (1) Not later than 30 days before the examination date, each applicant for licensure by examination shall file with the board a completed application adopted by the board and ~~tender~~ pay the application fee prescribed by K.A.R. 60-4-101.
  - (2) ~~The application shall be filed on a form adopted by the board.~~ Each applicant shall be fingerprinted and submit to a state and national criminal history record check.
  - (3) Each applicant for nursing licensure shall take and pass the examination prepared by the national council of state boards of nursing. The examination fee shall be paid as directed by the national council of state boards of nursing.
  - (4) An applicant for licensure by examination shall submit proof that all qualifications for licensure have been met within 180 days of receipt of the application.
- (b) Licensure by endorsement under K.S.A. 65-1115 and K.S.A. 65-1116 amendments thereto.
  - (1) Each applicant for licensure by endorsement shall file with the board a completed application approved by the board and ~~tender~~ pay the application fee prescribed by K.A.R. 60-4-101. ~~The application shall be filed on a form adopted by the board.~~
  - (2) ~~Verification of a current Kansas license shall be provided to other state boards upon request and upon payment of the prescribed fee.~~ Each applicant shall be fingerprinted and submit to a state and national criminal history record check.
  - (3) Each applicant shall submit proof showing all requirements have been met for licensure by endorsement under K.S.A. 65-1115 or K.S.A. 65-1116 amendments thereto.
  - (4) An applicant for licensure by endorsement must submit proof that all qualifications for licensure by endorsement have been met within 180 days of receipt of the application. If not, the application shall be deemed abandoned and closed.
- (c) Information regarding examinations.
  - (1) The examination for licensure shall be administered at ~~designated~~ sites designated by the national council of state boards of nursing.
  - (2) Each ~~candidate applicant~~ shall present a ~~validated admission card~~ the required documentation in order to be admitted to the examination center.
  - (3) Any applicant cheating or attempting to cheat during the examination shall be deemed not to have passed the examination.
  - (4) If the answer key is lost or destroyed through circumstances beyond the control of the ~~board~~ the national council of state boards of nursing, the ~~candidate applicant~~ shall be required to retake the examination in order to meet requirements for licensure, except that there shall be no examination fee charged to the applicant.
  - (5) Individual examination results shall be released to the school from which the ~~examinee applicant~~ graduated.
  - (6) Any ~~candidate applicant~~ requesting modifications to the examination procedures or materials because of a ~~learning~~ disability shall provide written documentation from the appropriate medical professional confirming the ~~learning~~ disability, an evaluation completed within the last five years by a ~~learning~~ disabilities evaluation team, and a letter from the nursing program confirming learning and testing modifications made during the course of study.
- (d) Application for reexamination. Any applicant who fails to make a passing score on the licensure examination may retake the examination and shall pay an examination fee as directed by the national council of state boards of nursing for each retest as established by K.A.R. 60-4-101.
- (e) Verification of a current Kansas license shall be provided to other state boards upon request and payment of the fee prescribed by K.A.R. 60-4-101.
- (f) Licensure for endorsement under K.S.A. 48-3406 as amended by 2021 H.B. 2066.
  - (1) Applicants for licensure by endorsement shall file with the board a completed application approved by the board, pay the application fee prescribed by K.A.R. 60-4-101 and submit proof that the requirements in subsection (b)(2) and (3) have been met;
  - (2) If the applicant does not qualify for licensure under subsection (f)(1), the applicant shall submit to the board:
    - (A) a completed application with a signed affidavit approved by the board,
    - (B) the application fee prescribed by K.A.R. 60-4-101; and
    - (C) proof that the applicant:
      - (i) holds a valid current license in another state, district or territory of the United States that the board determines authorizes a similar scope of practice of nursing in K.S.A. 65-1113 and amendments thereto;

(ii) has worked for at least one year as registered professional nurse, a licensed practical nurse, or an advanced practice registered nurse;

(iii) meets the qualifications in subsection (c)(2)(C) and (D) of K.S.A. 48-3406 as amended by 2021 HB 2066; and

(iv) does not have a disqualifying criminal record as set forth in K.S.A. 65-1120 and amendments thereto; and

(v) has been in the active practice of nursing for which licensure is sought during the two years preceding the application. Active practice shall mean in the calendar year directly prior to the application, the applicant worked for at least 1000 hours in the scope of practice for which licensure is sought. If the applicant was not engaged in the active practice of nursing for the two years preceding the application, the applicant shall complete such additional testing, training, monitoring or continuing education that the board deems necessary to protect the health and safety of the public as provided in section (j) of K.S.A. 48-3406 as amended by 2021 HB 2066.

(3) If the requirements under (f)(2) are met, the applicant shall receive a probationary license for six months. At the expiration of the probationary license, the applicant shall receive a non-probationary license. A license may be revoked if the applicant provided false information in the application for licensure.

(4) A license issued under (f)(1) or (f)(2) shall automatically be suspended or revoked if a licensing agency in any jurisdiction suspends or revokes the applicant's nursing license. The hearing by the board on the suspension or revocation shall be only on the establishment that the applicant's license in the other jurisdiction was suspended or revoked.

(5) If the board determines that an applicant who is a military servicemember or a military spouse does not meet the requirements of subsection (f)(2)(C)(i), the applicant shall receive a temporary permit not to exceed six months while the applicant completes the requirements for licensure that were not required in the state, district or territory of the United States in which the applicant is currently licensed unless the board determines specific grounds exist that jeopardize the health and safety of the public. Prior to the issuance of the license, the applicant shall submit proof that the courses, training, or clinic necessary for licensure were successfully completed.

(6) If the board determines that an applicant who is a resident of Kansas or intends to establish residency in Kansas and does not meeting the requirements of subsection (f)(2)(C)(i), the applicant may receive a temporary permit not to exceed six months while the applicant completes the requirements for licensure the requirements for the scope of practice being sought unless the board determines specific grounds exist that jeopardize the health and safety of the public. Prior to the issuance of the license, the applicant shall submit proof that the courses, training, or clinical necessary for licensure were successfully completed.

(g) Licensure under subsection (f) does not apply to applications for a multi-state license issued pursuant to K.S.A. 65-1166 and amendments thereto.

(h) An applicant for a temporary emergency licensure shall submit an application adopted by the board to practice nursing during a state of emergency declared by the legislature and submit proof that all qualifications for licensure have been met as set forth below:

(1) Licensure as a registered professional nurse: is currently licensed or has been licensed as a registered professional nurse by a state licensing board within five years of the application, passed a course in cardiopulmonary resuscitation (CPR) for humans, a current CPR certificate, and knowledge of the skills required to practice registered professional nursing during the state of emergency; or

(2) Licensure as a licensed practical nurse: is currently licensed or has been licensed as a licensed practical nurse by a state licensing board within five years of the application, passed a course in cardiopulmonary resuscitation (CPR) for humans, have a current CPR certificate and knowledge of the skills required to practice licensed practical nursing during the state of emergency.

**History:** (Authorized by K.S.A. 65-1129; K.S.A. 2020 Supp. 48-3406 as amended by 2021 H.B. 2066; and K.S.A. 74-1106; implementing K.S.A. 2020 Supp. 48-3406 as amended by 2021 H.B. 2066; K.S.A. ~~1997 Supp.~~ 65-1115; K.S.A. ~~1997 Supp.~~ 65-1116; K.S.A. 60-1118; and K.S.A. 74-1112; effective Jan. 1, 1966; amended Jan. 1, 1972; amended, E-74-29, July 1, 1974; modified, L. 1975, Ch. 302, Sec. 3, May 1, 1975; amended May 1, 1980; amended May 1, 1987; amended April 26, 1993; amended Jan. 29, 1999; amended P-\_\_\_\_\_.)