

Kansas State Board of Nursing

Update

April 21, 2022

The mission of the Board of Nursing is to assure the citizens of Kansas safe and competent practice by nurses and mental health technicians



Reminders from KSBN: KSBN does NOT perform fingerprinting services in the agency. Please refer to your local law enforcement agency or fingerprint agency for prints. The Board of Nursing is open to public traffic, but it is highly recommended you conduct business via online services, mail, phone or email. You can find our direct agency contact information listed under Staff Contacts on our website.

- ⇒ **Senate Substitute for House Bill 2279:** [Governor Kelly signed this bill on April 15, 2022](#), which is an act relating to advanced practice registered nurses, licensure thereof; authorizing the prescribing of drugs without a supervising physician; requiring malpractice insurance coverage; rules and regulations amending K.S.A. 65-1130. The following are the changes to the Nurse Practice Act (K.S.A. 1130) and the effective dates as included in Section 1 of the bill:
- ◆ An applicant for initial licensure as an advanced practice registered nurse shall have a current advanced practice registered nurse certification in the applicant's specific role and population focus that has been granted by a national certifying organization recognized by the board and whose certification standards are approved by the board as equal to or greater than the corresponding standards established by the board. **Effective date is on and after July 1, 2023.**
 - ◆ An advanced practice registered nurse whose initial licensure is prior to July 1, 2023, may submit evidence of such certification to the board upon renewal. **Effective date is on and after July 1, 2023.**
 - ◆ An advanced practice registered nurse may prescribe durable medical equipment and prescribe, procure and administer any drug consistent with such licensee's specific role and population focus, except an advanced practice registered nurse shall not prescribe any drug that is intended to cause an abortion. Any drug that is a controlled substance shall be prescribed, procured or administered in accordance with the uniform controlled substances act. **Effective date is July 1, 2022.**
 - ◆ A prescription order shall include the name, address and telephone number of the advanced practice registered nurse. **Effective date is July 1, 2022.**
 - ◆ In order to prescribe controlled substances, the advanced practice registered nurse shall register with the federal drug enforcement administration and comply with federal drug enforcement administration requirements related to controlled substances. **Effective date is July 1, 2022.**
 - ◆ An advanced practice registered nurse certified in the role of registered nurse anesthetist while functioning as a registered nurse anesthetist under K.S.A. 65-1151 and amendments thereto, shall be subject to the provisions of K.S.A. 65-1151 through 65-1164 and amendments thereto, with respect to drugs and anesthetic agents and shall not be subject to the provisions included in the three bullets above.
 - ◆ An advanced practice registered nurse shall maintain malpractice insurance coverage as a condition of rendering profession clinical services as an advanced practice registered nurse in Kansas and shall provide proof of insurance at the time of licensure and renewal of license. This shall not apply to an advanced practice registered nurse who practices solely in employment for which the advanced practice registered nurse is covered under the federal tort claims act or the Kansas tort claims act, practices solely as a charitable healthcare provider under K.S.A. 75-6102 and amendments, and is serving on active duty in the armed forces of the United States. **Effective date is July 1, 2022.**

- ◆ An advanced practice registered nurse may not dispense drugs, but may request, receive and sign for professional samples and may distribute professional samples to patients.
- ◆ A person licensed to practice as an advanced practice registered nurse in Kansas immediately prior to the effective date of this act shall be deemed to be licensed to practice as an advanced practice registered nurse under this act and shall not be required to file an original application for licensure under this act. Any application for licensure filed which has not been granted prior to the effective date shall be processed as an application for licensure under this act. **Effective date of July 1, 2022.**
- ◆ An advanced practice registered nurse certified in the role of certified nurse-midwife and engaging in the independent practice of midwifery under the independent practice of midwifery act with respect to prescribing drugs shall be subject to the provisions of the independent practice of midwifery act and shall not be subject to provisions of this act.
- ◆ This act contains provisions in Section 2 and 3 regarding pharmaceuticals. APRNs should review those sections in the bill. They are not sections of the Kansas nurse practice act.
- ◆ [Link to view the Senate Substitute for HOUSE BILL NO. 2279](#)
- ◆ If you have questions about the federal drug enforcement agency, you need to contact them with your questions. KSBN will not be answering questions about that agency, as the agency is separate from KSBN. [Link to the DEA website](#)
- ◆ The rules and regulations in the Kansas Nurse Practice Act that are affected by this act will be updated on the effective date.
- ◆ KSBN will have a list of approved national certification organizations that have certification standards that are equal to or greater than the corresponding standards established by the board. The effective date for this provision in the bill is July 1, 2023, so the list, once completed, will be posted on our website before the effective date for this provision.
- ◆ If you have questions about any of this information, please carefully review the bill provided in the link. That review can probably answer most of your questions.
- ◆ Continue to check our [website](#) frequently for updates!!

Thank you for your continued support. Stay safe and healthy!

Carol Moreland, MSN, RN, Executive Administrator