

Leading Age Kansas 2025 Pending Legislation

Modify the Kansas Nurse Practice Act

- Allow faculty of nursing programs to hold one level of degree higher than the program which they are teaching
- Allow Licensed Practical Nurses with over 10 years of experience and one three (3) credit hour pharmacology course to challenge the NCLEX-RN and receive a single-state RN license if they pass, without having to go through a formal college program.

Kansas Administrative Regulations

Agency 60

State Board of Nursing

Article 2.—Requirements for Approved Nursing Programs

60-2-103. Nursing program faculty and preceptor qualifications. (a) Professional nursing programs.

(1) Each nurse faculty member shall be licensed as a registered professional nurse in Kansas.

(2) Each preceptor shall meet the following requirements:

(A) Be licensed as a registered professional nurse in the state in which the individual is currently practicing nursing; and

(B) complete a preceptor orientation that includes information about the pedagogical aspects of the student-preceptor relationship and course information.

(3) Each nursing program shall have a written plan that includes the method of selection of preceptors, the roles of the faculty members and preceptors, and the methods of contact between faculty members and preceptors during the preceptorship.

(4) Each nurse faculty member shall have academic preparation and experience as follows:

(A) Each nurse faculty member who is assigned the responsibility of a course shall hold a graduate degree. Each person who is hired as a nurse faculty member shall have a graduate degree in nursing, preferably in the clinical area being taught, except for any person whose graduate degree was conferred before July 1, 2001.

(B) Each nurse faculty member responsible for clinical instruction shall possess a graduate degree or provide to the board a faculty degree plan that projects completion of a graduate degree. Each person who is hired as a nurse faculty member responsible for clinical instruction shall meet one of the following requirements:

(i) Have a graduate degree in nursing, preferably in the clinical area being taught, except for any person whose graduate degree was conferred on or before July 1, 2001; or

(ii) provide to the board a faculty degree plan that projects completion of a graduate degree in nursing.

(b) Practical nursing programs.

(1) Each nurse faculty member shall be licensed as a registered professional nurse in Kansas.

(2) Each preceptor shall meet the following requirements:

(A) Be licensed as a registered professional nurse in the state in which the individual is currently practicing nursing; and

(B) complete a preceptor orientation that includes information about the pedagogical aspects of the student-preceptor relationship and course information.

(3) Each nursing program shall have a written plan that includes the method of selection of preceptors, the roles of the faculty members and preceptors, and the methods of contact between faculty members and preceptors during the preceptorship.

(4) Each nurse faculty member shall have academic preparation and experience as follows:

(A) Each nurse faculty member who is assigned the responsibility of a course shall hold a baccalaureate degree. Each person who is hired as a nurse faculty member shall have a baccalaureate or higher degree in nursing, except for any person whose degree was conferred on or before July 1, 2001.

(B) Each nurse faculty member responsible for clinical instruction shall possess a baccalaureate degree or provide to the board a faculty degree plan that projects completion of a baccalaureate degree. Each person who is hired as a nurse faculty member responsible for clinical instruction shall meet one of the following requirements:

(i) Have a baccalaureate or higher degree in nursing, except for any person whose degree was conferred on or before July 1, 2001; or

(ii) provide to the board a faculty degree plan that projects completion of a baccalaureate or higher degree in nursing.

(c)(1) For each nursing program, each nursing program administrator shall submit to the board the following:

(A) A faculty qualification report for each faculty member newly employed. Faculty with a continuing appointment shall have an appropriate degree;

(B) a faculty degree plan reflecting completion of the degree within six years for each instructor without the appropriate degree. Upon completion of the degree, a transcript showing completion of the nursing program shall be submitted to the board; and

(C) notification and a rationale for each faculty member who is not following the degree plan as submitted.

(2) The nursing program administrator may request a faculty hire exception to be approved by

the board's professional staff, if faculty meeting the criteria specified in this regulation are not available, by providing documentation of the following:

- (A) A lack of qualified applicants;
- (B) a rationale for the need to hire the applicant;
- (C) the applicant's qualifications; and
- (D) a plan for faculty recruitment. (Authorized by K.S.A. 65-1129; implementing K.S.A. 65-1119; effective April 4, 1997; amended Jan. 24, 2003; amended Jan. 1, 2022; amended Oct. 20, 2023.)

**** *Authenticated Kansas Administrative Regulation* ****

65-1115. Licensure of professional nurses; qualifications of applicants; examination; refresher course; renewal license; title and abbreviation; temporary permit; exempt license. (a) *Qualifications of applicants.* An applicant for a license to practice as a registered professional nurse shall:

(1) Have graduated from an approved school of professional nursing in the United States or its territories or from a school of professional nursing in a foreign country which is approved by the board as defined in rules and regulations;

(2) have obtained other qualifications not in conflict with this act as the board may prescribe by rule and regulation; and

(3) file with the board written application for a license.

(b) *Applicant deficient in qualifications.* If the board finds in evaluating any applicant that such applicant is deficient in qualification or in the quality of such applicant's educational experience, the board may require such applicant to fulfill such remedial or other requirements as the board may prescribe.

(c) *License.* (1) The board shall issue a license to an applicant to practice as a registered professional nurse who has:

(A) Met the qualifications set forth in subsections (a) and (b);

(B) passed a written examination as prescribed by the board; and

(C) no disqualifying factors under K.S.A. [65-1120](#), and amendments thereto.

(2) The board may issue a license to practice nursing as a registered professional nurse to an applicant who has been duly licensed as a registered professional nurse by examination under the laws of another state or territory if, in the opinion of the board, the applicant meets the qualifications required of a registered professional in this state. Verification of the applicant's licensure status shall be required from the original state of licensure.

(3) *Refresher course.* Notwithstanding the provisions of subsections (a) and (b), an applicant for a license to practice as a registered professional nurse who has not been licensed to practice professional nursing for five years preceding application shall be required to successfully complete a refresher course as defined by the board.

(4) *Renewal license.* A licensed professional nurse licensed under this act shall be eligible for renewal licenses upon compliance with K.S.A. [65-1117](#), and amendments thereto.

(5) *Licensure examination within 24 months of graduation.* (A) Persons who do not take the licensure examination within 24 months after graduation shall petition the board for permission prior to taking the licensure examination. The board may require the applicant to submit and complete a plan of study prior to taking the licensure examination.

(B) Persons who are unsuccessful in passing the licensure examination within 24 months after graduation shall petition the board for permission prior to subsequent attempts. The board may require the applicant to submit and complete a plan of study prior to taking the licensure examination a subsequent time. The study plan shall contain subjects related to deficiencies identified on the failed examination profiles.

(6) An application for initial licensure or endorsement will be held awaiting completion of meeting qualifications for a time period specified in rules and regulations.

(d) *Title and abbreviation.* Any person who holds a license to practice as a registered professional nurse in this state shall have the right to use the title, "registered nurse," and the abbreviation, "R.N." No other person shall assume the title or use the abbreviation or any other words, letters, signs or figures to indicate that the person is a registered professional nurse.

(e) *Temporary permit.* The board may issue a temporary permit to practice nursing as a registered professional nurse for a period not to exceed 120 days. A temporary permit for 120 days may be issued to an applicant for licensure as a registered professional nurse who is a graduate of a professional school of nursing in a foreign country after verification of licensure in that foreign country and approval of educational credentials.

(f) *Exempt license.* The board may issue an exempt license to any licensee as defined in rules and regulations who makes written application for such license on a form provided by the board, who remits a fee as established pursuant to K.S.A. [65-1118](#), and amendments thereto and who is not regularly engaged in the practice of professional nursing in Kansas but volunteers professional nursing service or is a charitable health care provider as defined by K.S.A. [75-6102](#), and amendments thereto. Each exempt licensee shall be subject to all provisions of the nurse practice act, except as otherwise provided in this subsection (f). Each exempt license may be renewed biennially subject to the provisions of this section. The holder of the exempt license shall not be required to submit evidence of satisfactory completion of a program of continuing nursing education for renewal. To convert an exempt license to an active license, the exempt licensee shall meet all the requirements of subsection (c) or K.S.A.

65-1117, and amendments thereto. The board shall have authority to write rules and regulations to carry out the provisions of this section.

History: L. 1949, ch. 331, § 4; L. 1963, ch. 314, § 2; L. 1968, ch. 231, § 1; L. 1972, ch. 231, § 9; L. 1975, ch. 316, § 3; L. 1982, ch. 261, § 1; L. 1983, ch. 207, § 1; L. 1986, ch. 233, § 1; L. 1990, ch. 221, § 1; L. 1992, ch. 151, § 1; L. 1993, ch. 194, § 9; L. 1994, ch. 149, § 1; L. 1997, ch. 158, § 1; L. 1999, ch. 84, § 1; L. 2001, ch. 161, § 1; L. 2009, ch. 81, § 1; July 1.

60-3-114. Satisfactory completion of a refresher course approved by the board. (a) Each refresher course shall provide didactic instruction and clinical learning as follows:

(1) At least 120 clock-hours of didactic instruction; and

(2) ~~at least 180 clock hours~~ of clinical learning, which shall be verified by the preceptor and refresher course administrator or by the refresher course faculty member, according to the following requirements:

(A) For the registered professional nurse refresher course, ~~at least 110 of the 120~~ required clock-hours with 96 clock hours in an acute care setting and 24 clock hours in setting of choice; and

(B) for the licensed practical nurse refresher course, ~~all 180~~ 90 clock-hours in an acute care or skilled nursing setting of choice.

(b) The didactic instruction and clinical learning content areas of the registered professional nurse refresher course shall be the following:

(1) Safe, effective care environment, including management of care and safety and infection control;

(2) health promotion and maintenance;

(3) psychosocial integrity;

(4) physiological integrity, including basic care and comfort, pharmacological and parenteral therapies, reduction of risk potential, and physiological adaptation; and

(5) integrated content, including the nursing process, caring, communication, documentation, teaching, and learning.

(c) The didactic instruction and clinical learning content areas of the licensed practical nurse refresher course shall be the following:

(1) Safe and effective care environment, including coordinated care and safety and infection control;

(2) health promotion and maintenance;

(3) psychosocial integrity;

(4) physiological integrity, including basic care and comfort, pharmacological therapies, reduction of risk potential, and physiological adaptation; and

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(5) integrated content, including the nursing process, caring, communication, documentation, teaching, and learning.

(d) (1) Each refresher course student shall be supervised by the course faculty member or preceptor.

(2) All clinical learning experiences shall be under the direct supervision of a registered professional nurse. Direct supervision shall mean that a registered professional nurse observes, directs, and evaluates the refresher course student's performance.

(3) The faculty member or preceptor shall be on site when the refresher course student is assigned responsibilities that include nursing skills and abilities in which the student has acquired proficiency and the care required is simple and routine.

(4) The faculty member or preceptor shall be on the premises when the refresher course student is assigned responsibilities that include nursing skills and abilities in which the student is gaining proficiency and the clients assigned to the student have severe or urgent conditions or are unstable, or both.

(5) Each student in a registered professional nurse refresher course shall demonstrate clinical skills appropriate for the scope of practice for the registered professional nurse.

(6) Each student in a licensed practical nurse refresher course shall demonstrate clinical skills appropriate for the scope of practice for the licensed practical nurse.

(7) Upon successful completion of the didactic portion of the refresher course, the unlicensed student shall submit an application for licensure in Kansas before beginning clinical learning. (Authorized by K.S.A. 65-1115, 65-1116, and 65-1129; implementing K.S.A. 65-1115 and 65-1116; effective Nov. 7, 2008; amended P-_____.)

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November 6, 2024

To: Kansas Legislature

From: Jordan Milholland, Managing Research Analyst

Re: Report of the October 28, 2024, Meeting of the Joint Committee on Administrative Rules and Regulations

With this report, the Joint Committee on Administrative Rules and Regulations provides its comments on rules and regulations reviewed at its meeting on October 28, 2024. Agencies are asked to respond to each comment or request for information; responses are compiled and maintained by staff of the Kansas Legislative Research Department.

State Board of Pharmacy

KAR 68-7-20a, delivery of prescriptions dispensed to an alternate site for administration.

Request. The Committee requests the agency provide additional information, including the results of the survey conducted by the Kansas Hospital Association regarding the prevalence of “white bagging” shipments either within or into Kansas by specialty pharmacies and the proportion of spoiled medications among all such shipments due to negligence by any party.

Kansas Corporation Commission

KAR 82-4-1, definitions; KAR 82-4-3b, procedures for transportation workplace drug and alcohol testing programs; KAR 82-4-3c, testing for controlled substances and alcohol use; KAR 82-4-3i, parts and accessories necessary for safe operation; KAR 82-4-30a, applications for interstate registration.

The Committee had no comments.

Board of Nursing

Article 3, Requirements for licensure and standards of practice: KAR 60-3-114, satisfactory completion of a refresher course approved by the board.

Article 17, Advanced nursing education program: KAR 60-17-101, definitions; KAR 60-17-102, requirements for initial approval; KAR 60-17-103, re-approval requirements; KAR 60-17-104, administrator, faculty, and preceptor qualifications; KAR 60-17-105, curriculum requirements; KAR 60-17-106, clinical resources; KAR 60-17-107, educational facilities; KAR 60-17-108, student policies; KAR 60-17-109, reports.

The Committee had no comments.

Kansas Real Estate Commission

KAR 86-1-5, fees; KAR 86-1-10, approved courses of instructions; procedure.

The Committee had no comments.

Department for Children and Families

KAR 30-46-10, definitions; KAR 30-46-13, right to interview; KAR 30-46-15, notice of decision.

Requests. The Committee requests the agency provide information on the due process rights of alleged perpetrators under both the Kansas Administrative Procedure Act and the Kansas Judicial Review Act, to include the stages at which an alleged perpetrator could present evidence through counsel, and whether judicial review rights exist for substantiated perpetrators, as determined by the agency.

KAR 30-46-10. The Committee questions why the rule and regulation, in subsection (k), contains a single definition for the terms “substantiated perpetrator” and “perpetrator.” The Committee requests an agency statement as to why both terms should be defined in the same manner and why it is necessary to also define “perpetrator” in this rule and regulation.

The Committee requests information on the reason for and the potential impact on children of removing the definition of “affirmed perpetrator.”

Department of Agriculture

KAR 4-15-5, live plant dealer license fee; KAR 4-15-7, special event live plant dealer registration; KAR 4-15-8, fees for the inspection of live plants, plant products, bees, beekeeping equipment, and regulated articles; KAR 4-15-9, fees for the certification of live plants, plant products, bees, beekeeping equipment, and regulated articles; KAR 4-15-10, pest freedom standards.

Request. The Committee requests the agency provide information concerning the applicability of these rules and regulations to nonprofit or charitable organizations, specifically at what point such an organization would be subject to regulation as a live plant dealer and associated regulatory fees.

KAR 4-15-8. The Committee expresses its concern for the impact on licensees of the 50 percent increase in the hourly inspection fee for inspection, diagnostic, or identification services, to \$45 per hour. The Committee acknowledges that the former statutory maximum rate of \$30 was established in 2002 and not increased to \$45 until 2022, but it is concerned with the impact on licensees and notes a more gradual rate change could have been accomplished with less immediate impact on licensees.

Department of Wildlife and Parks

KAR 115-25-8, elk; open season, bag limit, and permits; KAR 115-25- 9a, deer; open season, bag limit, and permits; additional considerations; military subunits.

The Committee had no comments.

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Scott Schwab

Kansas Secretary of State

Agency 60

State Board of Nursing

Article 4.—Fees

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60-4-101. Payment of fees. The following fees shall be charged by the board of nursing:

(a) Fees for professional nurses.

(1) Application for single-state license by endorsement to Kansas	\$100.00
(2) Application for single-state license by examination	100.00
(3) Biennial renewal of single-state license	85.00
(4) Application for reinstatement of single-state license without temporary permit	150.00
(5) Application for reinstatement of single-state license with temporary permit	150.00
(6) Certified copy of Kansas license	25.00
(7) Inactive license	10.00
(8) Verification of licensure	30.00
(9) Application for exempt license	50.00
(10) Renewal of exempt license	50.00
(11) Application for multistate license by endorsement	125.00
(12) Application for multistate license by examination	125.00
(13) Biennial renewal of multistate license	85.00
(14) Application for reinstatement of multistate license	150.00
(15) Application for reinstatement of multistate license with temporary permit	150.00


(b) Fees for practical nurses.


- (1) Application for single-state license by endorsement to Kansas 75.00
- (2) Application for single-state license by examination 75.00
- (3) Biennial renewal of single-state license 85.00
- (4) Application for reinstatement of single-state license without temporary permit 150.00
- (5) Application for reinstatement of single-state license with temporary permit 150.00
- (6) Certified copy of Kansas license 25.00
- (7) Inactive license 10.00
- (8) Verification of licensure 30.00
- (9) Application for exempt license 50.00
- (10) Renewal of exempt license 50.00
- (11) Application for multistate license by endorsement 125.00
- (12) Application for multistate license by examination 125.00
- (13) Biennial renewal of multistate license 85.00
- (14) Application for reinstatement of multistate license 150.00
- (15) Application for reinstatement of multistate license with temporary permit 150.00


This regulation shall become effective on July 1, 2019. (Authorized by K.S.A. 65-1129; implementing K.S.A. 65-1118; effective Jan. 1, 1966; amended Jan. 1, 1972; amended, E-74-29, July 1, 1974; modified, L. 1975, Ch. 302, Sec. 5, May 1, 1975; amended, E-77-8, March 19, 1976; amended Feb. 15, 1977; amended, E-79-8, March 16, 1978; amended May 1, 1979; amended May 1, 1980; amended May 1, 1983; amended March 9, 1992; amended May 17, 1993; amended May 9, 1994; amended Feb. 6, 1995; amended April 3, 1998; amended July 1, 2001; amended April 20, 2007; amended July 1, 2014; amended May 12, 2017; amended July 1, 2019.)

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