

Agency Mission: To protect and promote the welfare of the people of Kansas.

**Kansas Board of Nursing
Landon State Office Building, Room 509
APRN Committee Agenda
December 9, 2025**

NOTE: The audience may attend in person or via Zoom. Link to access meeting to follow agenda.

Time: 2:00 p.m. – 3:00 p.m.

Committee Members:

Melissa Oropeza, DNP, APRN-BC, CGRN, Chair
Amy Hite, EdD(c), DNP, EdS, APRN, FNP-BC, V-Chair
Tosha Fields, MSN, RN, LNHA, LNC
Karen “Kelly” Fritz, MSN, APRN, CNM
Kimyatta Brent, DNP, MS, CRNA
Abigail Lehman, MSN, APRN, FNP-BC, WCC
Tracy Clark, DNP, APRN, FNP-C, ACHPN – K-TRACS

Staff: Carol Moreland, MSN, RN – Executive Administrator
Jill Simons – Executive Assistant

- I. Quorum (minimum of 4 members present) – Yes or No
- II. Call to Order
- III. Review of on-site packet
- IV. Additions/Revisions to the agenda
- V. Announcements
- VI. Approval of minutes – September 9, 2025

Consent Item Agenda

- VII. Unfinished Business
 - 1. Prescription Monitoring Program (PMP) Committee Report
 - 2. Update on CNM-I Regulations
 - a. K.A.R. 100-28b-8
 - b. K.A.R. 100-28b-9
 - 3. Update on revision of K.A.R. 60-9-106
 - 4. Legislative Review Plans and Sample Form Introduction
- VIII. New Business
- IX. Agenda for March 2026 Committee meeting
- X. Adjourn

Committee Responsibilities:

APRN 1

To review and recommend revisions to statutes and regulations for approval of APRN and RNA programs in collaboration with the Education Committee.

Please note: Additional items which have come to the attention of the Board or Committee will be handled as time permits. Agenda is subject to change based upon items to come before the Board. Handouts or copies of materials brought to the Board or Committee for discussion by Committee Members or visitors must be submitted to staff 30 calendar days prior to start of the meeting. Any items received after the 30th calendar day may be addressed at the meeting at the discretion of the President of the Board or Chairperson of the Committee.

You are invited to a Zoom webinar!

When: Dec 9, 2025 02:00 PM Central Time (US and Canada)

Topic: Kansas State Board of Nursing - APRN Committee

Join from PC, Mac, iPad, or Android:

<https://us02web.zoom.us/j/81786869034?pwd=ma0pmXmQFxB8rY72vL6m5vmhtr2SR.1>

Passcode:KsbnAPComm

Phone one-tap:

+12532050468,,81786869034#,,,,*2425535109# US

+12532158782,,81786869034#,,,,*2425535109# US (Tacoma)

Join via audio:

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 876 9923 US (New York)

Webinar ID: 817 8686 9034

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International numbers available: <https://us02web.zoom.us/j/81786869034?pwd=ma0pmXmQFxB8rY72vL6m5vmhtr2SR.1>

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Carol Moreland [KSBN]

From: Warran Wiebe [KSBHA]
Sent: Friday, November 14, 2025 2:39 PM
To: Carol Moreland [KSBN]
Cc: Susan Gile [KSBHA]; Derenda Mitchell [KSBHA]; LeeAnn Hunter-Roach [KSBHA]
Subject: KSBN CNM-I regulations
Attachments: 5.12.22 Letter and EMT Carol Moreland re regulation.pdf

Ms. Moreland:

Per your email request below from this morning.

I. Current Status of regulations re: Independent Practice of Midwifery.

Effective Date (KS Sec. of State)	K.A.R
1-10-20	100-28b-1. Definitions
12-30-22	100-28b-2. Application for licensure
7-8-22	100-28b-3. Approved course of study in nurse-midwifery
12-30-22	100-28b-4. Approved national certification
1-10-20	100-28b-5. License expiration and cancellation
7-8-22	100-28b-6. Fees
12-30-22	100-28b-7. Continuing education
No Regulation	100-28b-8. Prohibited acts; act not to include certain individuals
No Regulation	100-28b-9. Scope of practice; limitations
12-30-22	100-28b-11. Licensees who direct, supervise, or delegate acts that constitute the independent practice of midwifery; requirements and limitations
12-30-22	100-28b-12. Assessment of patient for identifiable risks
7-8-22	100-28b-14. Patient records
1-10-20	100-28b-15. Transport and transfer protocol requirements
1-10-20	100-28b-16. Duty to consult, refer, transfer, and transport
1-10-20	100-28b-17. Identifiable risks requiring immediate referral and transport of patient
1-10-20	100-28b-18. Identifiable risks requiring immediate referral and transport of newborn
12-30-22	100-28b-19. Unprofessional conduct
7-8-22	100-28b-20. Maintenance and storage of health care records
No Regulation	100-28b-21. Interagency reporting of violations

II. Additional Background Information.

The attached file contains a copy of Courtney Cyzman's (KSBHA General Counsel) May 12, 2022, email and letter requesting the KSBN act at its June 2022 meeting to approve revisions to regulations as follows:

K.A.R. 100-28b-8 – not mentioned in minutes from June 29, 2022, KSBN meeting.

K.A.R. 100-28b-9 – not mentioned in minutes from June 29, 2022, KSBN meeting.

K.A.R. 100-28b-11 – approved at June 29, 2022, KSBN meeting, regulation effective December 30, 2022 (see chart above).

K.A.R. 100-28b-19 – approved at June 29, 2022, KSBN meeting, regulation effective December 30, 2022 (see chart above).

Link to the KSBN Minutes, June 29, 2022 meeting (page 9): [https://ksbn.kansas.gov/wp-content/uploads/2022/11/Approved Board June Minutes 2022.pdf](https://ksbn.kansas.gov/wp-content/uploads/2022/11/Approved_Board_June_Minutes_2022.pdf)

Courtney's May 12, 2022, email (at attachment pages 4-7) also includes a copy of K.A.R. 100-28b-8 and K.A.R. 100-28b-9 with comments from the AG's office (see attached file).

Let me know when this email is received and if there are any questions or additional information is required.

Thank you.

Warran Wiebe

Warran D. Wiebe
Deputy General Counsel

Kansas State Board of Healing Arts
800 SW Jackson, Lower Level, Suite A
Topeka, KS 66612

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warran.wiebe@ks.gov
<https://ksbha.ks.gov>

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Kansas

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Email: KSBHA_healingarts@ks.gov
www.ksbha.org

Susan Gile, Acting Executive Director

Laura Kelly, Governor

May 12, 2022

Carol Moreland, MSN, RN
Kansas Board of Nursing
Landon State Office Building
900 SW Jackson Street
Suite 1051
Topeka, KS 66612-1230
carol.moreland@ks.gov

RE: Proposed K.A.R. 100-28b-8, K.A.R. 100-28b-9, K.A.R. 100-28b-11, K.A.R. 100-28b-19

Dear Ms. Moreland,

This letter is to follow up on proposed independent certified nurse midwife regulations K.A.R. 100-28b-8, K.A.R. 100-28b-9, K.A.R. 100-28b-11, and K.A.R. 100-28b-19. As you will recall, the Kansas Board of Healing Arts ("KSBHA") provided initial approval for these specific regulations on December 8, 2017, and the Kansas State Board of Nursing ("KSBN") provided unanimous approval at their September 12, 2018, meeting.¹ Since then, these proposed regulations have been at various stages in the promulgation process with the Department of Budget, Department of Administration, and the Attorney General's Office.

On March 11, 2022, I met with the Attorney General's Office ("AG") regarding these specific regulations and their requested revisions. The requested AG revisions for K.A.R. 100-28b-8, K.A.R. 100-28b-9, and K.A.R. 100-28b-11 were taken to the CNM-I Advisory Council² at its March 31, 2022, meeting. The CNM-I Council was satisfied with the requested AG edits for these regulations. The AG requested more extensive revisions to K.A.R. 100-28b-19, unprofessional conduct. I am working on incorporating their requested revisions and am taking it to the June 2, 2022, CNM-I Advisory Council meeting for review. Promptly upon approval, I will send the revised version to KSBN.

K.S.A. 65-28b07(a) requires both the KSBHA and KSBN to concur on regulations governing: (1) ordering of tests; (2) diagnostic services; (3) prescribing drugs; and (4) referral or transfer to physicians. Although I do not believe the AG's requested edits alter the substance of these proposed regulations, given

¹ See Kansas State Board of Nursing, Sept. 12, 2018, Board Meeting Minutes, attached for reference.

² The Certified Nurse Midwives Council was established by the Kansas legislature to advise the KSBHA in carrying out the provisions of the Independent Practice of Midwifery Act. K.S.A. 65-28b09; K.S.A. 65-28b01 *et seq.* The Certified Nurse Midwives Council consists of seven members; two physicians appointed by the board whose specialty and customary practice includes obstetrics; one member who is the President of the KSBHA or the President's designee; and four members who are licensed certified nurse-midwives appointed by the Kansas Board of Nursing. K.S.A. 65-28b09.

BOARD MEMBERS: TOM ESTEP, M.D., PRESIDENT, WICHITA • RONALD M. VARNER, DO, VICE PRESIDENT, AUGUSTA • ABEBE ABEBE, MD, SHAWNEE
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ROBIN D. DURRETT, DO, GREAT BEND • STEVEN J. GOULD, DC, CHENEY • CAMILLE HEEB, MD, TOPEKA • STEVE KELLY, PHD, PUBLIC MEMBER, NEWTON
JENNIFER KOONTZ, MD, NEWTON • JOHN F. SETTICH, PH.D., PUBLIC MEMBER, ATCHISON • STEPHANIE SUBER, DO, LAWRENCE • SHERRI WATTENBARGER, PUBLIC MEMBER, LENEXA

these specific regulations require concurrence within K.S.A. 65-28b07(a), I am seeking additional KSBN approval to proceed forward with the requested AG edits.

Action Item: Request for the KSBN to concur on the AG requested revisions to proposed K.A.R. 100-28b-8, K.A.R. 100-28b-9, K.A.R. 100-28b-11, and K.A.R. 100-28b-19.

Given the timeliness of these proposed regulations and the legislature's desire to see the remaining outstanding proposed regulations before the Joint Committee on Rules and Regulations in quick order, I respectfully ask that this be added to the KSBN June 27, 28, and 19, 2022, Board meeting. I will make myself available for your June Board meeting to assist in your review of the AG revisions to these proposed regulations. Please let me know what date and time I should plan on attending.

Attachments:

1. AG revisions to proposed K.A.R. 100-28b-8. Title; prohibited acts; act not to include certain individuals.
2. AG revisions to proposed K.A.R. 100-28b-9. Scope of practice; limitations.
3. AG revisions to proposed K.A.R. 100-28b-11. Licensees who direct, supervise, or delegate acts that constitute the independent practice of midwifery; requirements and limitations.
4. KSBN Sept. 18, 2018, Board Meeting Minutes.

Again, promptly upon approval from the CNM-I Council, I will send the revised version of K.A.R. 100-28b-19, unprofessional conduct, to KSBN so there is ample time for review prior to the June Board meeting.

If you have any questions or comments, please feel free to reach me at (785) 250-8021 or at courtney.cyzman@ks.gov.

Sincerely,



Courtney Cyzman
General Counsel

BOARD MEMBERS: JOHN F. SETTICH, PH.D., PUBLIC MEMBER, PRESIDENT, ATCHISON • TOM ESTEP, MD, VICE PRESIDENT, WICHITA • ABEBE ABEBE, MD, SHAWNEE
MARK BALDERSTON, DC, SHAWNEE • MOLLY BLACK, MD, SHAWNEE • RICHARD BRADBURY, DPM, SALINA • R. JERRY DEGRADO, DC, WICHITA
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K.A.R. 100-28b-8. Title; prohibited acts; act not to include certain individuals. (a) Before providing clinical services to any patient, each licensee shall be identified to the patient as an independent certified nurse-midwife and shall use the term "independent certified nurse-midwife" or the abbreviation "CNM-I" to identify the licensee.

~~(b) It shall be unlawful for any person who is not licensed under the independent practice of midwifery act, and amendments thereto, or whose license has been revoked or suspended, to be engaged in the independent practice of midwifery.~~

~~(c) It shall be unlawful for any person who is not licensed under the independent practice of midwifery act, and amendments thereto, or whose license has been suspended or revoked in any manner to represent oneself as licensed to engage in the independent practice of midwifery or to use in connection with the person's name the words "independent certified nurse-midwife" or use the abbreviation "CNM-I," or any other letters, words, abbreviations or insignia, indicating or implying that the person is licensed to engage in the independent practice of midwifery.~~

(d) The provisions of the independent practice of midwifery act, and amendments thereto, shall not be deemed to include the following persons:

- (1) Persons rendering gratuitous services in the case of an emergency;
- (2) persons whose professional services are performed through a collaborative agreement or by order of a physician;
- (3) other health care providers licensed, registered, certified, or otherwise credentialed by agencies of the state of Kansas when practicing within the scope of the provider's license, registration, certificate, or other credentials; and

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(4) persons whose professional services are performed under the supervision of an individual who is licensed under the independent practice of midwifery act.

(e) Nothing in K.A.R. 100-28b-9 shall be deemed to permit the practice of medicine and surgery. Nothing in K.A.R. 100-28b-9 shall be deemed to confer authority upon a licensee to engage in any activity for which authority is not conferred by K.S.A. 65-28b01 and amendments thereto. (Authorized by K.S.A. 65-28b07(d); implementing K.S.A. ~~65-28b02~~, 65-28b06; effective P-_____.)

Move to
K.A.R.
100-28b-
9. Scope
of
practice.

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FEB 26 2019

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K.A.R. 100-28b-9. Scope of practice; limitations. (a) Any licensee may provide clinical services within the scope of practice pursuant to K.S.A. 65-28b02, and amendments thereto, including the following:

- (1) Ordering and interpreting laboratory and diagnostic tests;
- (2) prescribing and administering prescription-only medications, including controlled substances;
- (3) distributing manufacturers' samples of prescription-only medications;
- (4) prescribing the use of medical devices;
- (5) ordering ancillary professional services;
- (6) performing an episiotomy;
- (7) performing the repair of a minor vulvar or vaginal laceration;
- (8) performing an uncomplicated circumcision on a male, normal newborn;
- (9) inserting, placing, and removing contraceptive devices;
- (10) routine primary care services that are inherent to antepartum care;
- (11) antepartum care to a patient with a prior cesarean section delivery; and
- (12) lactation services.

(b) Each licensee shall provide clinical services involving labor and delivery in a hospital if the patient requires either of the following interventions:

- (1) Pharmacologic induction or augmentation of labor; or
- (2) spinal or epidural anesthesia.

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(c) A licensee shall not provide clinical services to a patient with either of the following conditions:

- (1) Multiple-gestation pregnancy; or
- (2) noncephalic presentation of the fetus at the onset of labor or rupture of membranes.

(d) A licensee shall not provide intrapartum care to a patient with a prior cesarean section delivery. (Authorized by K.S.A. 65-28b07; implementing K.S.A. 65-28b02 and 65-28b07; effective P-_____.)

Add in (e): Nothing in this regulation shall be deemed to permit the practice of medicine and surgery. Nothing in this regulation shall be deemed to confer authority upon a licensee to engage in any activity for which authority is not conferred by K.S.A. 65-28b01 and amendments thereto.

*This is simply moved from proposed K.A.R. 100-28b-8 per AG request.

**Kansas State Board of Nursing
APRN Committee Minutes
June 28, 2022**

Time: 2:04 p.m. – 3:06 p.m.

Committee Members: Patsy Zeller, MSN, APRN, FNP, Chair – absent w/prior notice
Melissa Oropeza, DNP, APRN-BC, CGRN, V. Chair
Jamie Harrington, DNP, APRN, CNM, FNP-BC
Dawn Gosnell, MSN, APRN, CNS, CCRN
Benjamin Cochran, DNP, APRN, NP-C
Josie Bell, MHS, DNAP, CRNA
Shannon Gregg, APRN-C – KTRACS

Staff: Carol Moreland, MSN, RN, Executive Administrator
Jill Simons, Executive Assistant

Call to order: The APRN Committee meeting was called to order Melissa Oropeza, DNP, APRN-BC, CGRN, Vice-Chair, at 2:04 p.m. by Zoom virtual meeting.

M. Oropeza stated because the APRN Committee is conducting this public meeting by Zoom, she stated for the record the following information:

On June 13, 2022, the Board sent notice of the meeting for the APRN Committee to all individuals who have requested notice of the Committee's meetings. Additionally, the notice and agenda were posted on the Board's website: **ksbn.kansas.gov**. The notice contains the internet links to access the meeting by Zoom and YouTube; the notice also contains the Zoom telephone number to attend this meeting by telephone call. Each of these electronic mediums allow the public to attend this meeting free of charge. The notice also advised individuals to contact the Board's office at 785-296-2967 if they experience any technical issues during the meeting.

Review of Onsite Packets: There were two items for the onsite packet.

- 1) Status of Pending Independent Practice of Midwifery Regulations
 - a. K.A.R. 100-28b-2
 - b. K.A.R. 100-28b-9
 - c. K.A.R. 100-28b-11
 - d. K.A.R. 100-28b-19
- 2) Temporary Regulations
 - a. K.A.R. 60-11-101
 - b. K.A.R. 60-11-103

- c. K.A.R. 60-11-104
- d. K.A.R. 60-11-104a
- e. K.A.R. 60-11-105
- f. K.A.R. 60-11-107
- g. K.A.R. 60-11-113

Add/Rev. Agenda: There were no additions/revisions to the agenda.

Announcements: There were no announcements.

Minutes: The minutes from the March 29, 2022, APRN Committee meeting were reviewed. It was moved to approve the March 29, 2022, APRN Committee minutes as written. Motion #1 Cochran/Harrington Adopted.

Unfinished Business:

PMP Committee Report: S. Gregg reported on the PMP Committee Report. Shannon reported that KTRACS Committee met on May 5, 2022 and discussed the Senate Bill 200.

CNM-I Regulations: Courtney Cyzman, General Counsel with the Kansas State Board of Healing Arts reported on the CNM-I Regulations.

- a. K.A.R. 100-28b-8 – Title; prohibited acts; act not to include certain individuals
- b. K.A.R. 100-28b-9 – Scope of practice; limitations
- c. K.A.R. 100-28b-11 – Licensees who direct, supervise or delegate acts that constitute the independent practice of midwifery; requirements and limitations
- d. K.A.R. 100-28b-19 – Unprofessional conduct

The consensus of the APRN Committee is to refer to KSBHA for further review the CNM-I Regulations Council K.A.R. 100-28b-8 and K.A.R. 100-28b-9 and to conduct a roll call vote of the CNM-I Regulations K.A.R. 100-28b-11 and K.A.R. 100-28b-19 at the June 29, 2022, Board meeting.

S Sub HB 2279: C. Moreland gave an update on the Implementation of S. Sub for HB 2279.

- a. K.A.R. 60-11-101
- b. K.A.R. 60-11-103
- c. K.A.R. 60-11-104
- d. K.A.R. 60-11-104a
- e. K.A.R. 60-11-105
- f. K.A.R. 60-11-107

It was moved to approve the Initial CNE Provider application for Last Made First. Motion #46 Rieschick/Gone Adopted UYVV.

It was moved to approve the Initial CNE Provider application for MedAlign Innovative Solutions LLC pending updated policies. Motion #47 Rieschick/Gone Adopted UYVV.

Vice-President Sander to President Rieschick

APRN Report: M. Oropeza, vice-chairperson gave the APRN Committee report. (See Committee Report) The APRN Committee Report was accepted by consensus of the Board.

Courtney Cyzman, KSBHA General Counsel discussed the proposed CNM-I regulations.

a. K.A.R. 100-28b-11

b. K.A.R. 100-28b-19

It was moved that the Board adopt K.A.R. 100-28b-11, and that a vote be taken by roll call vote. (A copy is attached hereto). Motion #48 Oropeza/Sander Roll Call Vote (7 Yea) (0 Nay) Adopted UYVV.

It was moved that the Board adopt K.A.R. 100-28b-19, and that a vote be taken by roll call vote. (A copy is attached hereto). Motion #49 Oropeza/Sander Roll Call Vote (6 Yea) (0 Nay) Adopted UYVV.

Practice Report: R. Sander, chairperson gave the Practice Committee report. (See Committee Report) The Practice Committee Report was accepted by consensus of the Board.

Finance Report: J. Rieschick, chairperson gave the Finance Committee report. (See Committee Report) The Finance Committee Report was accepted by consensus of the Board.

Unfinished Business:

CE Broker Update: A. Guerrero gave a brief update on CE Broker.

Break: 11:35 a.m.

Open Session: 12:00 p.m.

2022 Committee/Board: C. Moreland and A. Guerrero gave an update on the format for the possibility of meeting in person for the September 2022 Committee/Board meetings. The consensus of the Board is to meet in

Kansas State Board of Nursing (KSBN) December 2025 Packet

Legislative Review Plans and Sample Form Introduction

November 13, 2025

The KSBN 2025 to 2028 Strategic Plan states the importance of this work as described in...

Priority #1: Promoting Nursing and Allied Health Standards; safe nursing through education, licensure, and regulation

Strategic Objective 4. Legislative Engagement

Current Situation: In June 2025, the KSBN decided to integrate and align the **internal standard and governance policy** for statutes and regulations review to include the **K.S.A. 77-415 statutory review of regulation** on a five-year cycle.

In September of 2025, each KSBN committee reviewed all the statutes and regulations of The Kansas Nurse Practice Act (NPA) assigned to the committee for legislative oversight and prioritized a schedule by year for each statute and regulation to be reviewed at least once in the next five years.

The intention of this work is to identify opportunities and prepare priorities for partnership with the Kansas legislature in the revision of specific statutes and regulations in the next legislative session.

The purpose of this document is to summarize the statutes and regulations prioritized for review in calendar year 2026.

The goal of this document is to orient and train committees on how to complete this review and the resources available to each committee in completing this process.

Introduction:

The following attachments list the statutes and regulations of the [Kansas Nurse Practice Act](#) (KNPA) approved by the Kansas Legislature listed by KSBN Committee in the order they appear in the KNPA.

Each statute or regulation in this document has a hyperlink to the actual KNPA language to be reviewed by each committee in the next five years.

Committees are listed in the sequence of meeting each quarter as listed on the KSBN website.

The column with "**Review Year***" needs to be reviewed for by each committee to agree are the **priorities for 2026**.

The column with "**Quarter Review****" needs to be reviewed for by each committee to agree are the **quarter scheduled for review for 2026**.

Please Note: The last three (3) pages of this plan include a SAMPLE – DRAFT KSBN Revised Statutory and Regulatory Review Form using K.S.A. 65-1129 from the Finance and Risk Management Committee. This is an example of what each committee will receive for each statute or regulation schedule for review each quarter. Committees will need to review all the question and focus on the questions with an "*" to complete a summary of the statute and the potential need for revision and prioritization for legislative engagement.

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SAMPLE - DRAFT - KSBN Revised Statutory and Regulatory Review Form	8

APRN Committee Legislative Review Schedule

<u>Article Title</u>	<u>Review Year*</u>	<u>Quarter Review**</u>
65-1130 - Advanced practice registered nurse; standards and requirements for licensure; rules and regulations; roles, titles and abbreviations; prescription of drugs authorized; licensure of currently registered individuals; malpractice insurance coverage required..	2026	
65-1131 - Advanced practice registered nurse; licensure; fees; license with temporary permit; exempt license; inactive license.	2026	
60-11-102. Roles of advanced practice registered nurses	2026	
60-11-106. Functions of the advanced practice registered nurse; nurse anesthetist	2026	
60-11-116. Reinstatement of inactive or lapsed license	2029	
65-1154 - Application; fees; deposit of moneys.	2026	
65-1155 - Expiration of authorizations to practice; renewal; lapsed authorization; reinstatement fee.	2026	
60-13-113. Approval of registered nurse anesthetist continuing education	2026	

Needs to be reviewed by committee to agree

* These are the priorities for 2026.

** on the quarter scheduled for review for 2026.

SAMPLE - DRAFT - KSBN Revised Statutory and Regulatory Review Form

Number: K.S.A. 65-1129

Article Title: Kansas Nurse Practice Act

Title: Rules and regulations.

Type (new, amended): Amended

Effective Date (history): 1978

Authorizing KSA(s) and/or Related KAR(s):

Implementing KSA(s) and/or Related KAR(s):

History: L. 1978, ch. 240, § 9; July 1.

KSBN OVERSIGHT STRUCTURE

KSBN Oversight Committee: Finance and Risk Management Committee

Staff Review Owner: Executive Administrator

Date Last Reviewed by Committee: 2021

Review Year Cycle Number: Year 5. 2025

Quarter of Review: Q4

PURPOSE: Briefly describe the public purpose of the statute, rule and regulation. (*limited to 400 characters*)

Section 1. Environmental Assessment

Is KSBN operating in good faith and reasonable compliance with this statute, rule or regulation?
Yes.

Is the statute, rule or regulation in agreement with current healthcare practice?

Yes. However, KSBN has considered making several technical changes to this statute for several years.

How does this statute, rule or regulation compare with other states, model legislation, or healthcare accreditation standards? This statute is comparable to most states.

Have there been any changes in the National Licensure Compact, case law, statutes, rules or regulations that might impact this statute, rule or regulation? No.

***If changes are needed in statute, rule or regulation, what are the key elements of the substance of the revisions that need to be made?**

- Change "shall" to "authorized"
- Reference the article and of chapter

Section 2. NECESSITY (Primarily for Rules and Regulations)

***Is the statute necessary for the implementation and administration of state law, or could it be revoked?** (*necessary/ could be revoked*) Necessary.

Does the statute serve an identifiable public purpose in support of state law? *yes/no* Yes.

Is the statute broader than necessary to meet its public purpose? (*yes/no*) No.

Section 3. TIES TO FEDERAL PROGRAMS (Typically not applicable to KSBN)

***Is the rule and regulation federally required for state participation in a federal program or authority?** (yes/no) No. NA.

Is the rule and regulation necessary for federal delegation of enforcement authority to the State? (yes/no) No. NA.

If the rule and regulation is federally required, the state and federal program names and the federal agency name (yes/no) No. NA.

Could federal moneys be in jeopardy under current law if the rule and regulation were repealed? (yes/no) No. NA

If federal moneys could be in jeopardy, the approximate amount received for the most recent fiscal year. (yes/no) No. NA

Section 4. POTENTIAL FOR REVOCATION (Primarily for Rules and Regulations)

Briefly describe how revocation would affect Kansans. (limited to 600 characters)

Removal of this statute would severely limit if not prevent KSBN from implementing other statutes in the KNPA.

If the rule and regulation is not in active use, would revocation require a change to the authorizing or implementing statute? (in active use/ yes/ no) This statute is in active use.

***If the rule and regulation is not in active use and revocation would require a change to the authorizing or implementing statute, which change(s)?** (limited to 400 characters) This statute is in active use.

ADDITIONAL INFORMATION

Additional information necessary to understanding the necessity of this rule and regulation (limited to 1,200 characters)

SUMMARY OF REVIEW

Based on the summary of the information above, this KSBN Committee recommends

_____ no changes with review for another 5 years, or

_____ the Board develop a plan for revision and adoption as defined by Kansas laws.

Revisions need to address the key elements summarized in the Environmental Assessment.

Committee Reviewing:

Committee Chair:

Date of Meeting:

Date Presented to Board:

Board Chair:

Proposed Changes:

65-1129. Rules and regulations. ~~The board shall adopt and promulgate rules and regulations as are necessary to carry out the provisions of this act [*].~~ The board is authorized to adopt and promulgate rules and regulations as are necessary to carry out the provisions of article 11 of chapter 65.

History: L. 1978, ch. 240, § 9; July 1.

* This act means 65-1113, 65-1114, 65-1117, 65-1119, 65-1120, 65-1121, 65-1122 and 65-1128.