

58 Jurisdictions Included in the report:

## Table of Contents

- [1 . Terminology](#)
- [2 . Agency Type](#)
- [3 . Required Reporting to Law Enforcement](#)
- [4 . Mandatory Reporting to Board of Nursing](#)
- [5 . Board of Nursing Investigation/Discipline practices](#)
- [6 . Subpoena Power](#)
- [7 . Malpractice Payment Reports](#)
- [8 . Evaluations during Investigation](#)
- [9 . Disciplinary Proceedings, Standard of Proof, Actions](#)

## Member Board Profile Terminology

In this survey, the words Complaint and Case are used, those terms are defined below:

***Complaint:*** An allegation received by the Board of Nursing related to a specific licensee.

***Case:*** A complaint that rises to the Board of Nursing threshold that a violation of the Nurse Practice Act may have occurred and merits investigation/collection of evidence.

The following terms are used throughout all profiles:

***Board of Nursing***

Includes any other terminology to refer to the regulatory authority (i.e. commission, examiners, registration, jurisdiction). When referring to board of nursing, the reference collectively includes Board Members, Executive Officer and Staff.

***Jurisdiction***

generally to the board of nursing in a particular jurisdiction.

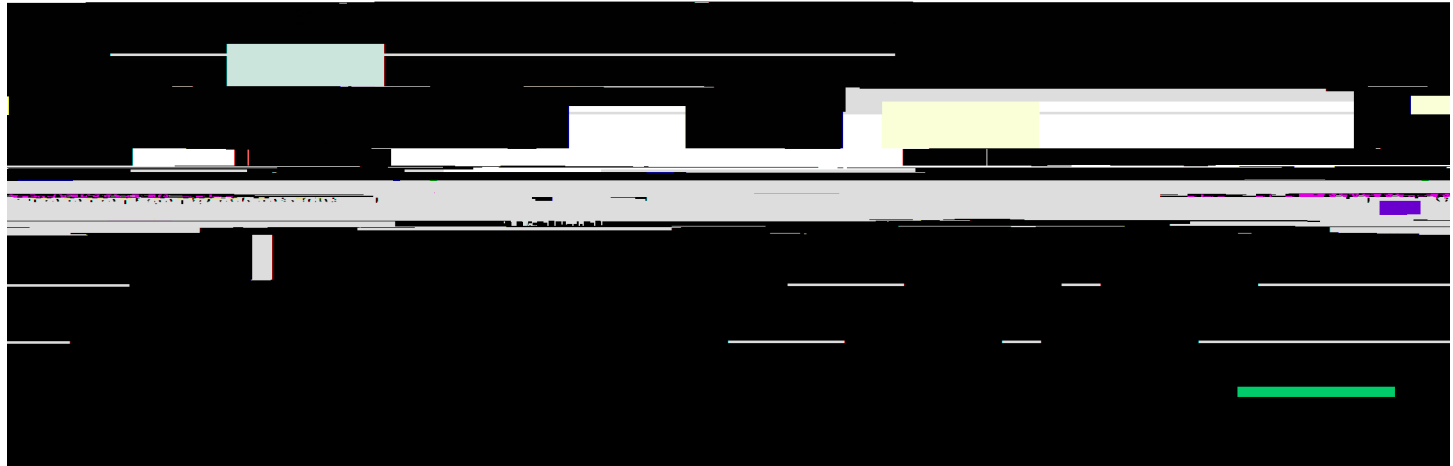
***Board Staff***

***Executive Officer***

[Back To Table of Contents](#)

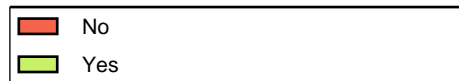
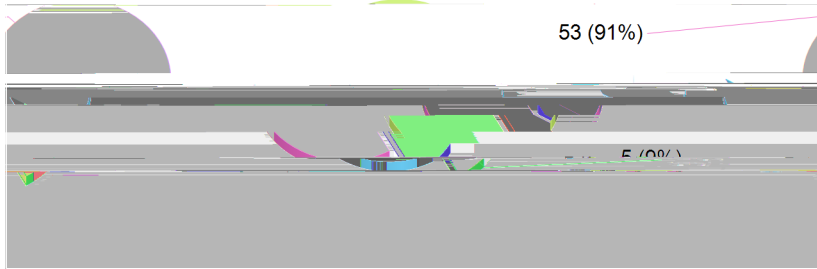
Agency Type:

45



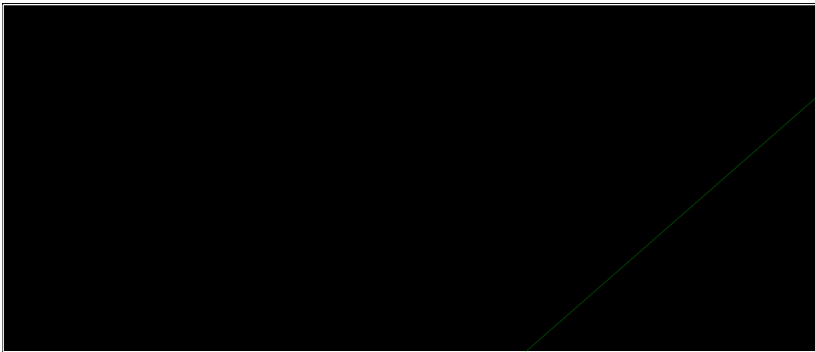
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Independent agency within state government	AL, AR, AZ, CNMI, IA, ID, KS, KY, LA-RN, MD, ME, MN, MO, MS, ND, NM, NV, OH, OK, OR, RI, SD, TX, WV-PN, WV-RN, WY	26	45%
Board within an umbrella state agency	AK, CA-RN, CA-VN, CO, CT, DC, DE, FL, GA, GU, HI, IL, IN, LA-PN, MA, MI, MT, NE, NE-APRN, NH, NJ, NY, PA, SC, TN, UT, VA, VI, VT, WA, WI	31	53%
Independent agency outside state government	NC	1	2%

agency?



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

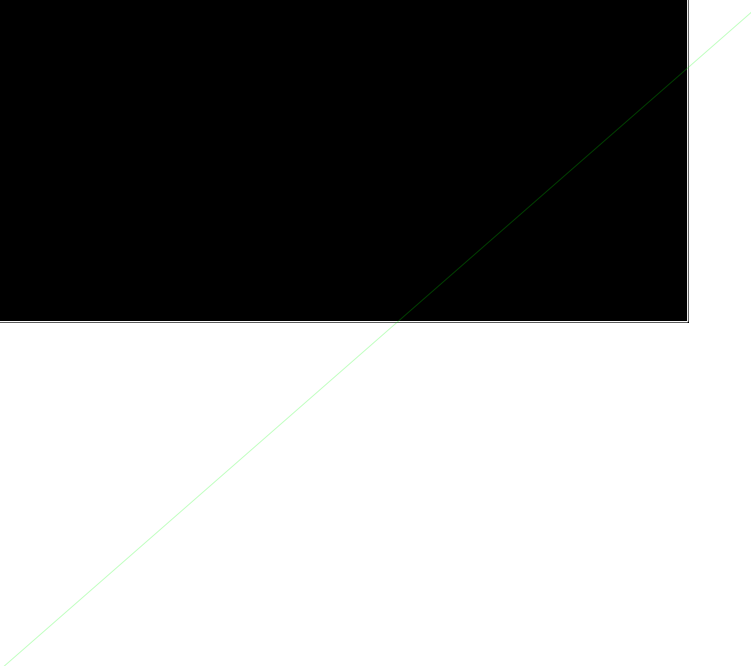
Responses	Jurisdictions	Number
-----------	---------------	--------



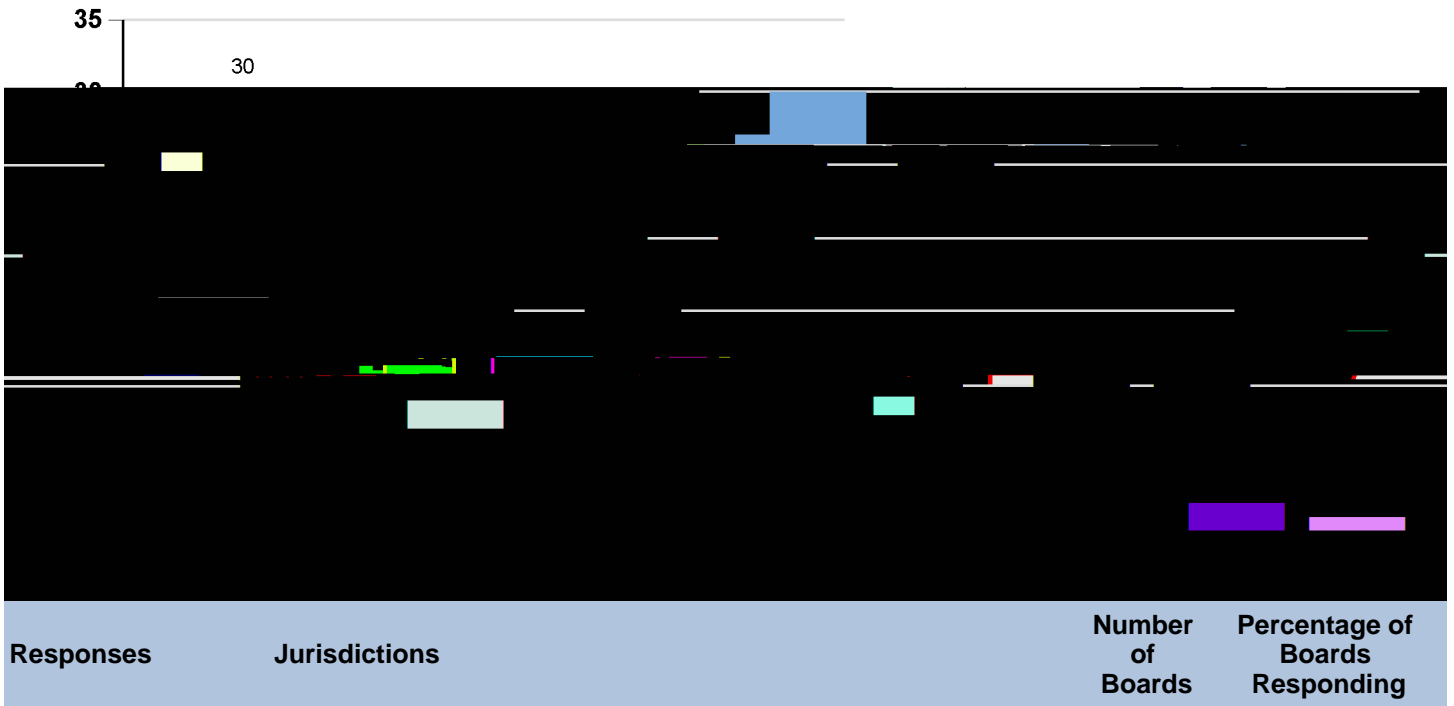
No



Yes

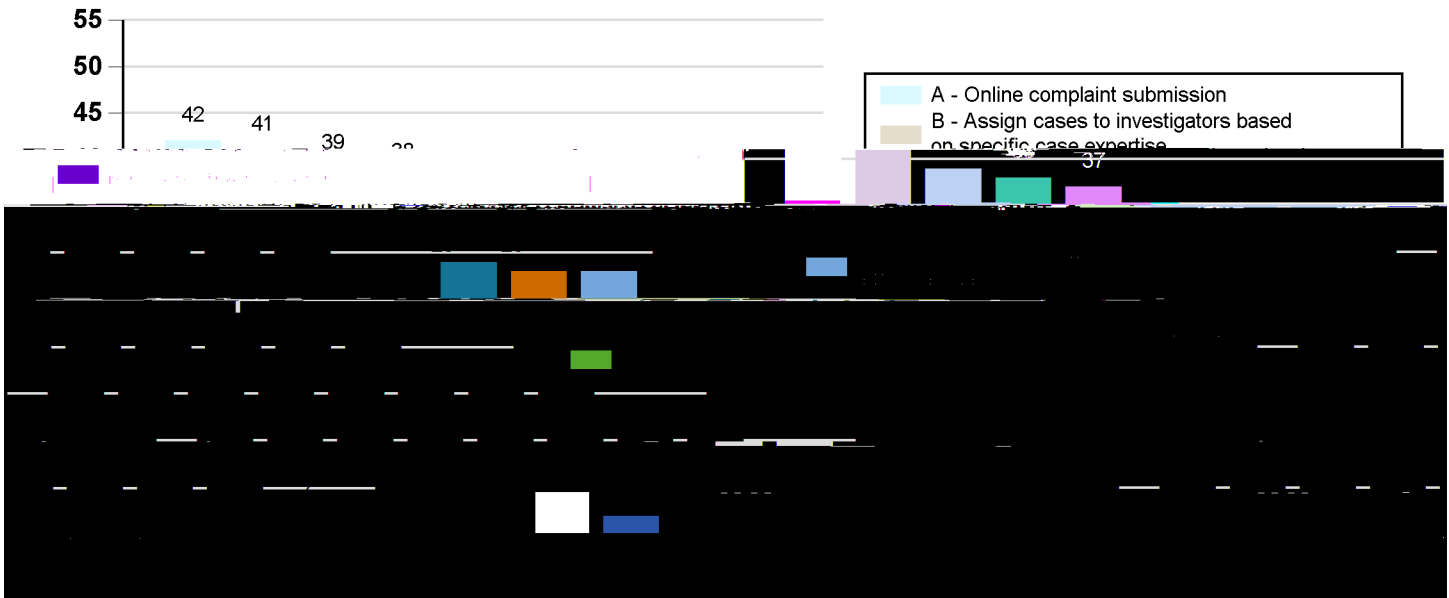


apply)



Mandatory reporting of substance use disorder is not required if the nurse

[Back To Table of Contents](#)

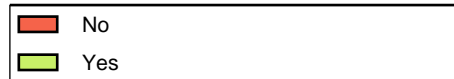
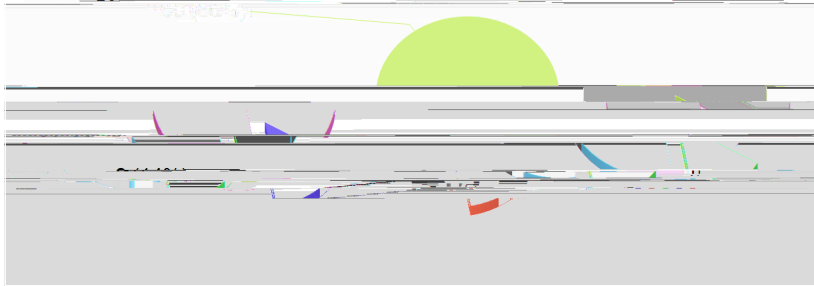


Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Online complaint submission	AK, AL, AR, AZ, CA-RN, CA-VN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, MI, MS, NC, NJ, NM, NV, OH, OR, PA, RI, SC, UT, VA, VT, WI, WV-PN, WV-RN, WY	42	72%
Assign cases to investigators based on specific case expertise	AK, AL, AR, AZ, CA-VN, CNMI, CO, CT, DC, DE, FL, GU, HI, IA, ID, IL, KY, LA-PN, LA-RN, MA, MD, MN, MS, MT, NJ, NM, NV, OH, OK, OR, SC, TN, TX, UT, VA, VT, WA, WI, WV-PN, WV-RN, WY	41	71%
Interview templates	AL, AZ, CA-RN, DC, FL, GA, GU, IA, ID, IL, KY, LA-RN, MA, MD, ME, MS, NC, ND, NM, OH, OK, TN, TX, UT, VA, WI, WV-PN, WV-RN	28	48%
Standardized templates for report preparation	AK, AL, AR, AZ, CA-RN, CA-VN, CO, CT, FL, GU, IA, ID, IL, KS, KY, LA-RN, MA, MD, ME, MO, MS, NC, NH, NM, NV, OH, OK, OR, TN, TX, UT, VA, VT, WA, WI, WV-RN, WY	37	64%
Expedited process when respondent admits allegations	AL, AR, AZ, CNMI, CT, DE, FL, GU, HI, IA, ID, KY, MA, MD, MI, MN, MS, NC, NM, NV, OK, SC, TN, TX, VA, WI, WV-PN, WV-RN	28	48%
Approved disciplinary			



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Closure of complaints through approved guidelines and policies for allegations that fall below threshold to investigate	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, RI, SC, SD, TN, TX, VA, VT, WI, WV-PN, WV-RN, WY	46	79%
Expediting the closure of cases where a violation has not been established	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GU, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, MI, MO, MS, NC, NH, NJ, NM, NV, OH, OK, RI, SC, TX, VA, VT, WA, WV-PN, WV-RN	36	62%
Determine priority or risk level at time of complaint assignment	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, RI, SC, SD, TN, TX, VA, VT, WA, WI, WV-PN, WV-RN, WY	46	79%
Offer consent agreements in particular instances	AL, AR, AZ, CA-VN, CT, DC, GU, HI, IA, ID, IL, KY, LA-PN, LA-RN, MA, MD, ME, MI, MO, NC, NH, NJ, NM, NV, OH, OK, OR, TX, VA, WV-PN, WV-RN	31	53%
Summary suspension of license	CA-VN, GU, IA, ID, IL, KY, LA-PN, LA-RN, MD, ME, MN, MS, MT, NC, NH, NJ, NV, OH, OK, RI, VI, WV-PN	22	38%

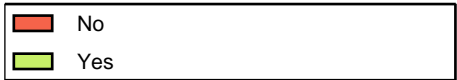
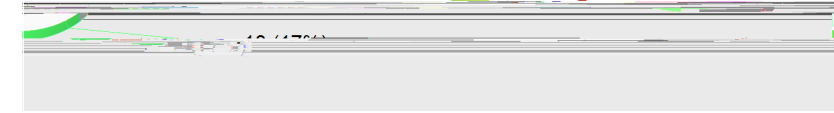
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Closure of complaints through approved guidelines and policies for allegations that fall below threshold to investigate	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, RI, SC, SD, TN, TX, VA, VT, WI, WV-PN, WV-RN, WY	46	79%
Expediting the closure of cases where a violation has not been established	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GU, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, MI, MO, MS, NC, NH, NJ, NM, NV, OH, OK, RI, SC, TX, VA, VT, WA, WV-PN, WV-RN	36	62%
Determine priority or risk level at time of complaint assignment	AL, AR, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, RI, SC, SD, TN, TX, VA, VT, WA, WI, WV-PN, WV-RN, WY	46	79%
Offer consent agreements in particular instances	AL, AR, AZ, CA-VN, CT, DC, GU, HI, IA, ID, IL, KY, LA-PN, LA-RN, MA, MD, ME, MI, MO, NC, NH, NJ, NM, NV, OH, OK, OR, TX, VA, WV-PN, WV-RN	31	53%
Summary suspension of license	CA-VN, GU, IA, ID, IL, KY, LA-PN, LA-RN, MD, ME, MN, MS, MT, NC, NH, NJ, NV, OH, OK, RI, VI, WV-PN	22	38%



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	IN, MA, MI, NE, NE-APRN, NY, UT, VI	8	14%
Yes	AK, AL, AR, AZ, CA-RN, CA-VN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-PN, LA-RN, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VT, WA, WI, WV-PN, WV-RN, WY	50	86%

48 (83%)



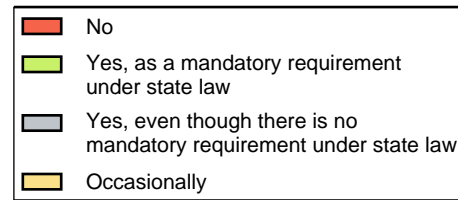
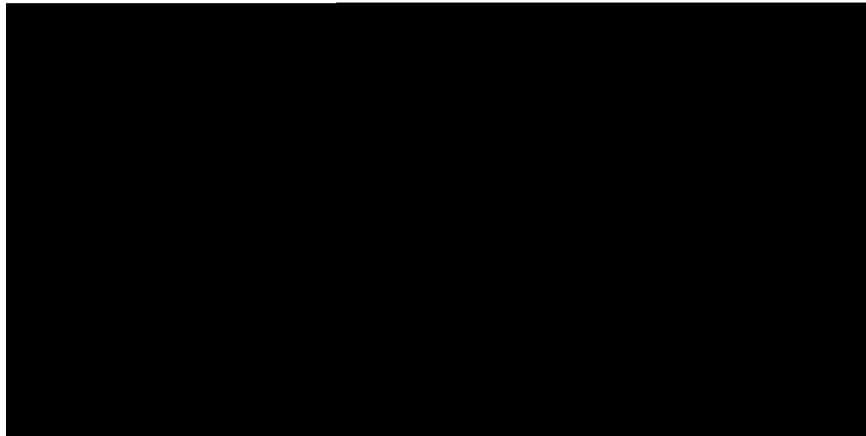
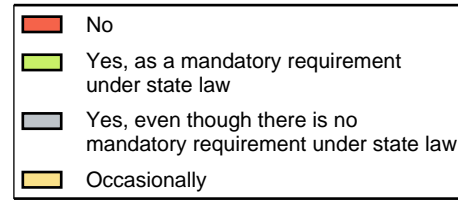
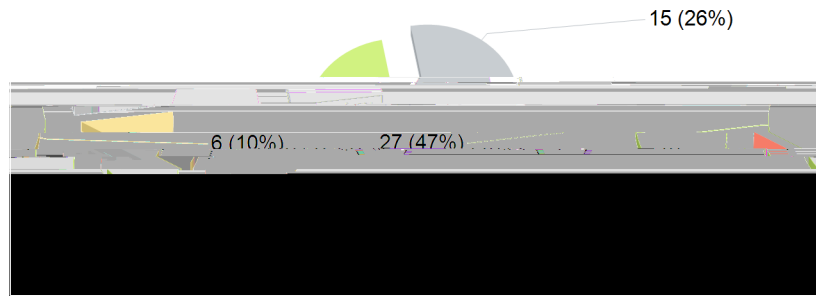
\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, DE, MI, NE, NE-APRN, NY, RI, SC, UT, VI		



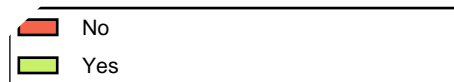
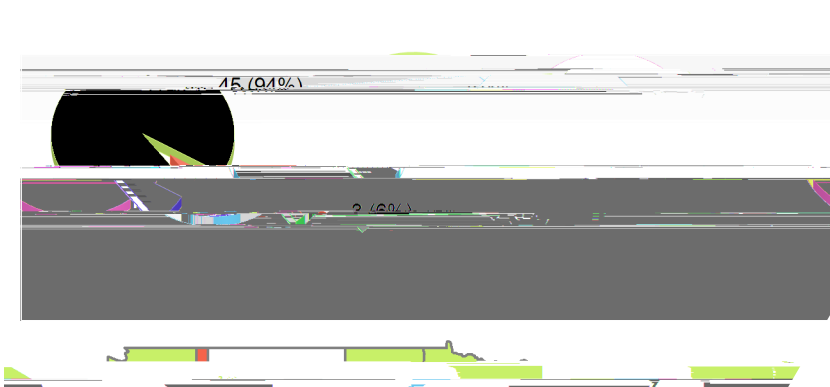
[Back To Table of Contents](#)

National Practitioner Data Bank?



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

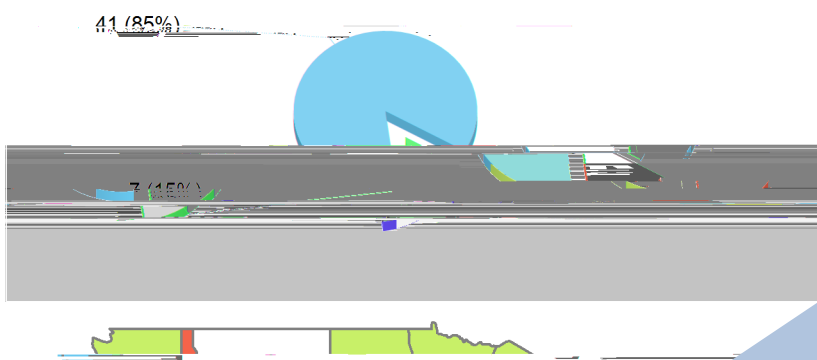
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, CNMI, LA-PN, MT, NE, NE-APRN, NY, UT, VI, WV-PN	10	17%
Yes, as a mandatory requirement under state law	AL, AZ, CA-RN, CA-VN, CO, CT, DC, FL, GA, GU, IA, IL, KS, KY, MI, MN, MO, ND, NJ, OK, OR, SD, TN, TX, VA, WI, WV-RN	27	47%
Yes, even though there is no mandatory requirement under state law	HI, ID, IN, LA-RN, MA, MD, ME, MS, NC, NH, NM, OH, RI, SC, WA	15	26%
Occasionally	AR, DE, NV, PA, VT, WY	6	10%



\*PN BONs and US Territories

are not displayed on the map. For detailed information, please see the text responses below.

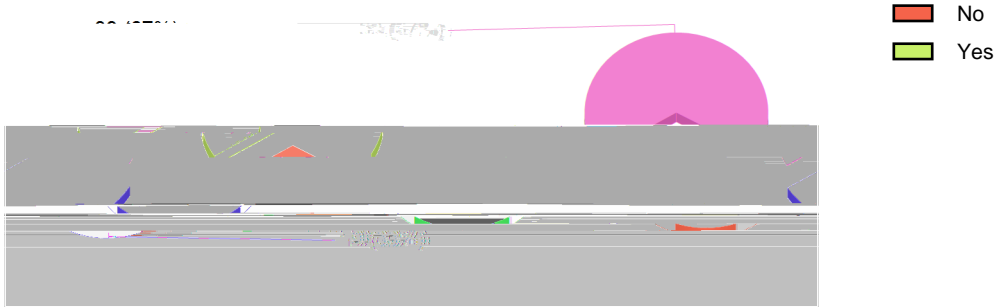
Responses	Jurisdiction	Number of Boards	Percentage of Boards Responding
No	AL, CA, HI, IL, IN, IA, KS, KY, LA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NV, OH, OK, OR, PA, RI, SD, TN, TX, VA, VT, WA, WI, WY		
Yes			

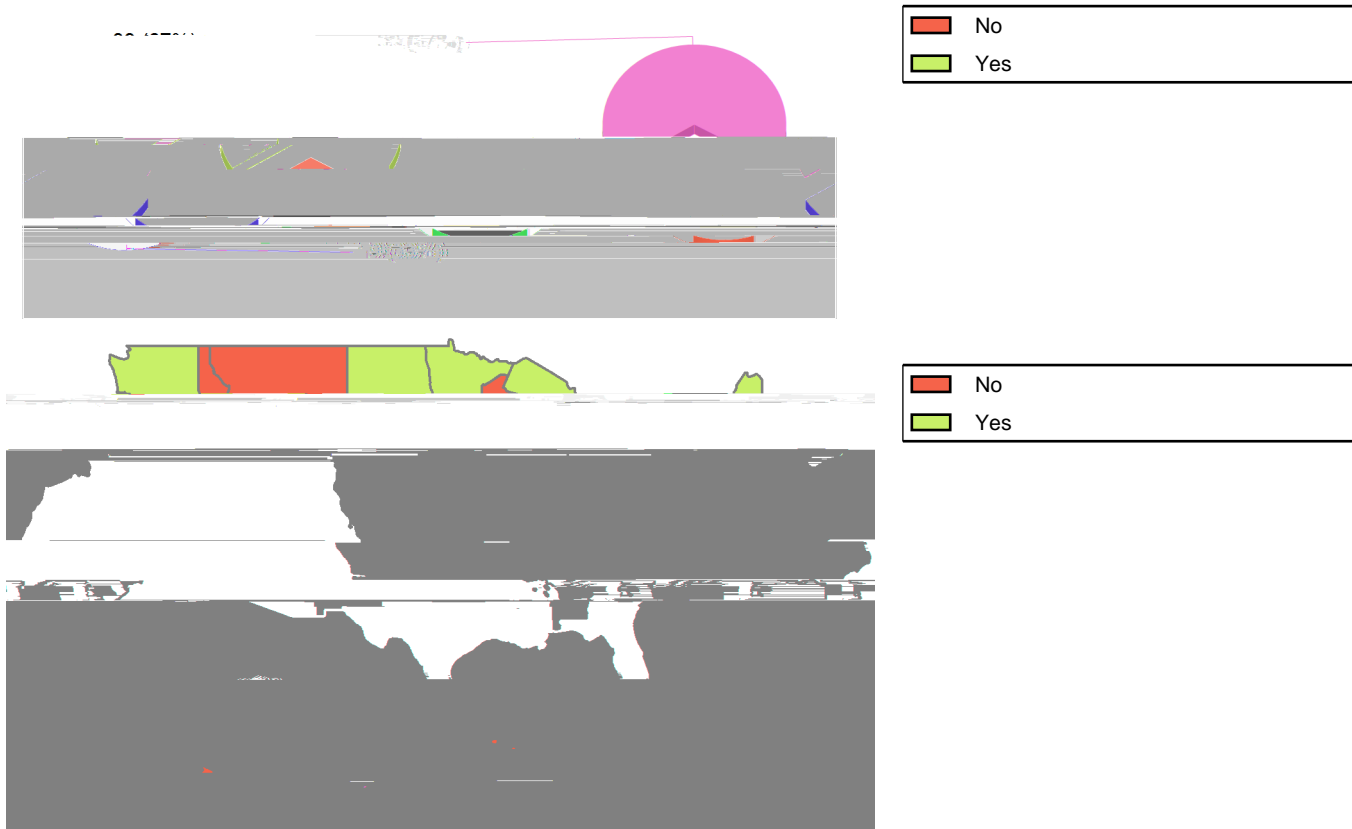


\*PN BONs and US Territories

below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AR, ID, IN, MO, NM, CO	7	15%
Yes	AL, AZ, CA-RN, CA-VN, HI, IA, IL, KS, KY, LA-RN, MA, MD, NH, NJ, NV, OK, OR, PA, RI, SC, SD, TN, VT, WV-RN	41	85%





\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

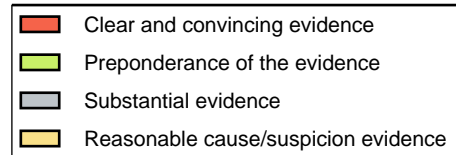
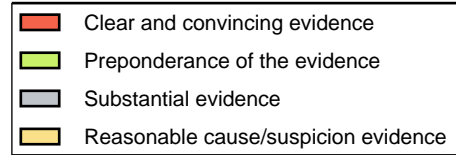
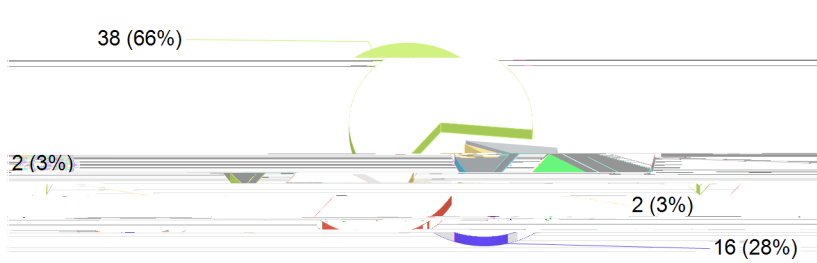
Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AL, CA-RN, CNMI, DE, HI, ID, IN, LA-PN, MA, MO, MT, NC, NM, NY, OK, TN, VA, VT, WI	19	33%
Yes	AK, AR, AZ, CA-VN, CO, CT, DC, FL, GA, GU, IA, IL, KS, KY, LA-RN, MD, ME, MI, MN, MS, ND, NE, NE-APRN, NH, NJ, NV, OH, OR, PA, RI, SC, SD, TX, UT, VI, WA, WV-PN, WV-RN, WY	39	67%





# Disciplinary Proceedings, Standard of Proof, Actions 9.1

[Back To Table of Contents](#)

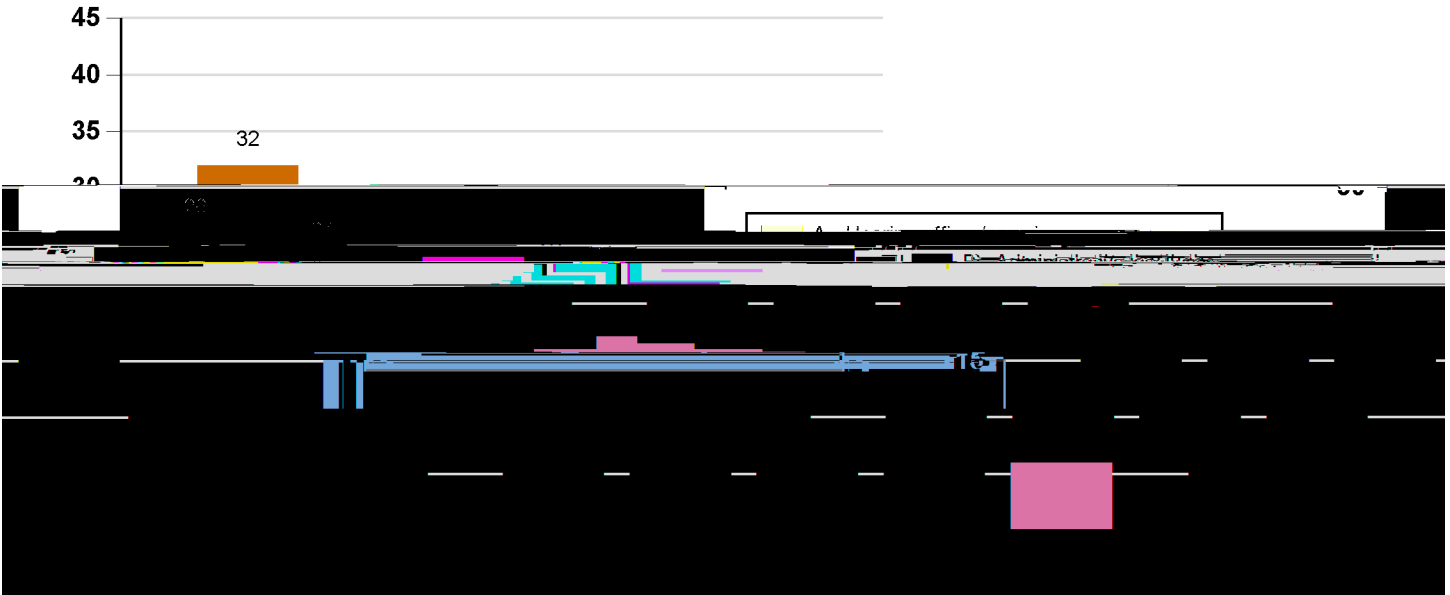


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Clear and convincing evidence	AL, CA-RN, CA-VN, CNMI, FL, GU, IL, MD, MS, NC, OK, SD, VA, VI, WA, WY	16	28%
Preponderance of the evidence	AK, AZ, CO, CT, DC, GA, HI, IA, ID, IN, KS, KY, LA-PN, LA-RN, MA, ME, MI, MN, MO, MT, ND, NE, NE-APRN, NH, NJ, NM, NV, NY, OH, OR, PA, RI, TN, TX, UT, VT, WI, WV-RN	38	66%
Substantial evidence	AR, DE	2	3%
Reasonable cause/suspicion evidence	SC, WV-PN	2	3%



## Disciplinary Proceedings, Standard of Proof, Actions 9.2



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Hearing officer/examiner	AL, DE, GU, HI, ID, KS, KY, LA-PN, MA, ME, MO, MS, MT, NE, NE-APRN, NM, NY, OH, PA, RI, VI, VT, WV-RN, WY	24	41%
Administrative law judge	AK, AL, AZ, CA-RN, CA-VN, CO, DC, FL, GA, GU, IA, IL, MD, MI, MN, MS, MT, ND, NJ, OR, SD, TX, UT, VT, WA, WI	26	45%
All board members	AR, CA-RN, CNMI, CT, DC, DE, GA, GU, IA, ID, IN, KS, LA-PN, MD, MN, MO, MS, NC, ND, NH, NJ, NM, NV, OK, SC, SD, UT, VA, VI, VT, WV-RN, WY	32	55%
Panel/committee of board members	CO, DC, DE, GU, KS, KY, LA-RN, MD, ME, MS, NC, NJ, NY, OH, OK, PA, RI, SC, TN, VA, VI, WA, WV-PN	23	40%
Board chair or board member	GU, IL, MS, NH, SC, VI	6	10%



Conditional  
Probation

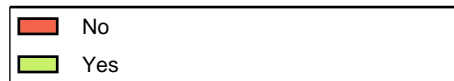
AK, AL, AR, AZ, CA-VN, CNMI, CO, CT, DC, FL, GU, HI, IA, ID, IL,  
IN, KY, LA-PN, LA-RN, MA, MD, ME, MI, MN, MO, MT, NC, NE,  
NE-APRN, NH, NM, NV, NY, PA, TN, TX, VA, VI, VT, WA, WV-RN

41

71%

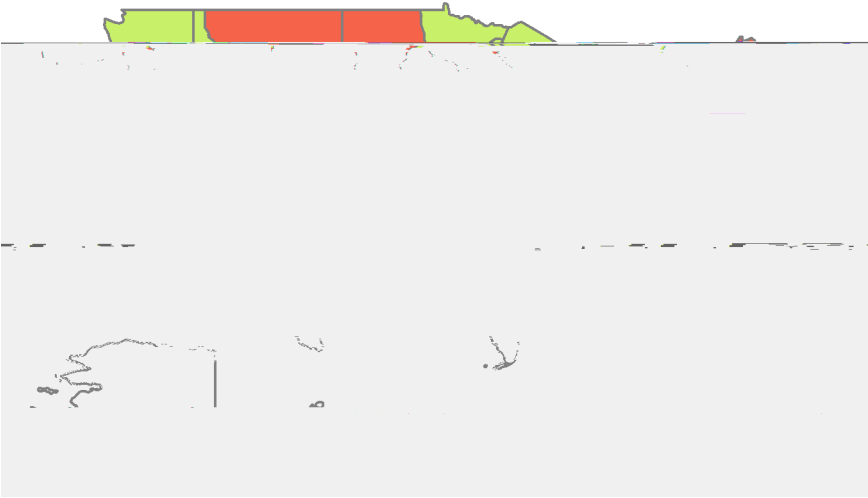
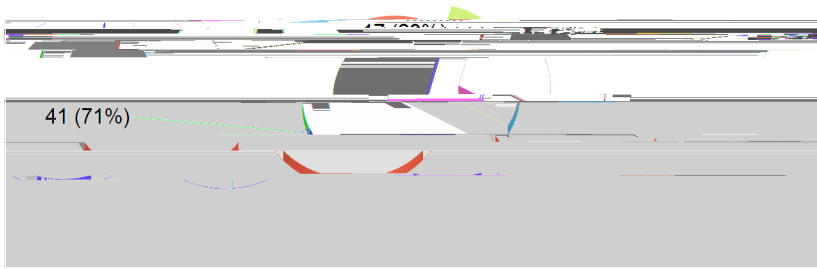
Summary

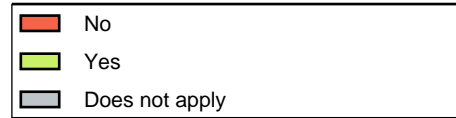
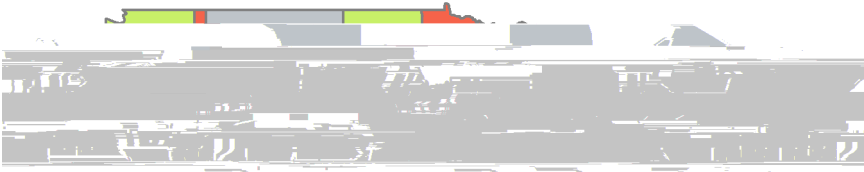
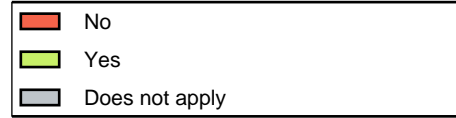
[Back To Table of Contents](#)



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AK, AL, AR, AZ, CNMI, CO, CT, DC, DE, IA, IL, IN, KS, KY, LA-PN, MA, MD, MO, MS, MT, NC, ND, NE, NE-APRN, NY, OH, OR, RI, SD, TX, UT, VA, VI, VT, WV-RN, WY	36	62%
Yes	CA-RN, CA-VN, FL, GA, GU, HI, ID, LA-RN, ME, MI, MN, NH, NJ, NM, NV, OK, PA, SC, TN, WA, WI, WV-PN	22	38%



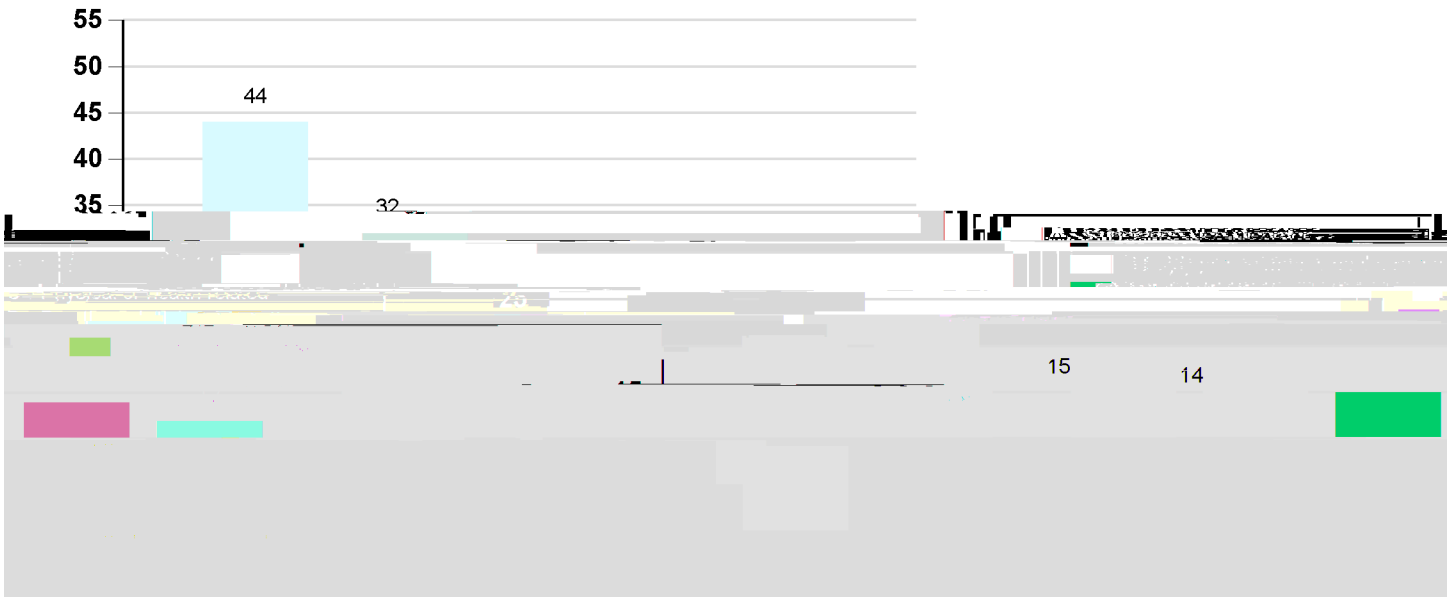


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AR, AZ, CA-RN, CA-VN, FL, ID, KS, KY, ME, MN, MO, NC, NM, OH, OK, PA, RI, VA, VT, WY	20	34%
Yes	AL, CT, DE, GU, HI, IL, LA-PN, LA-RN, MA, MD, MI, MS, ND, NE, NE-APRN, NH, NJ, NV, OR, SC, SD, TN, TX, UT, WA, WI, WV-PN, WV-RN	28	48%
Does not apply	AK, CNMI, CO, DC, GA, IA, IN, MT, NY, VI	10	



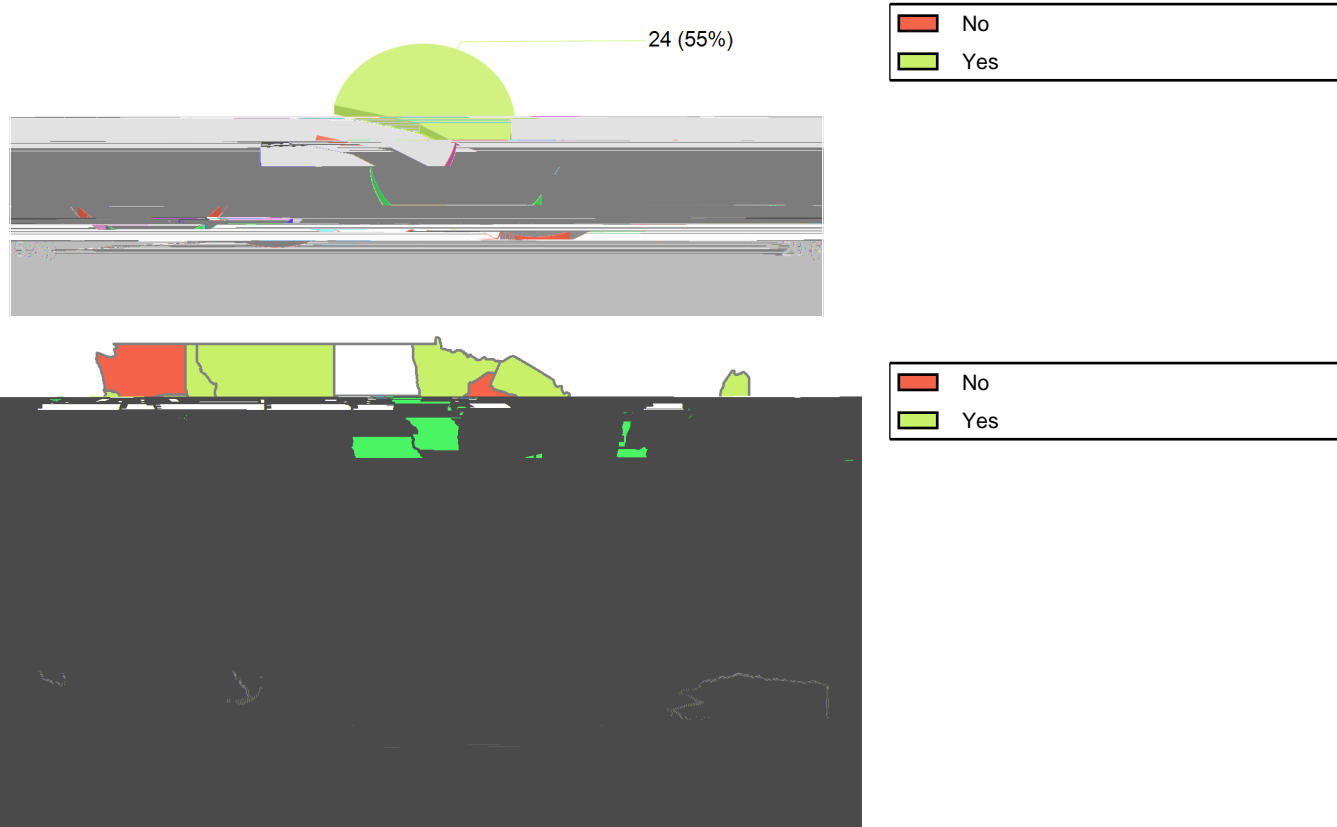




Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Substance Use Disorder	AL, AR, AZ, CA-RN, CO, CT, DC, DE, FL, GU, IA, ID, IL, KS, KY, LA-RN, MA, MD, ME, MI, MN, MO, MS, MT, NC, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SD, TN, TX, UT, VA, VI, VT, WA, WI, WV-RN	44	



## Use Disorder?

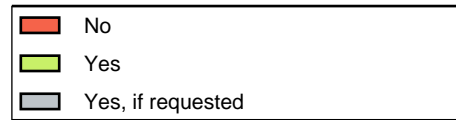
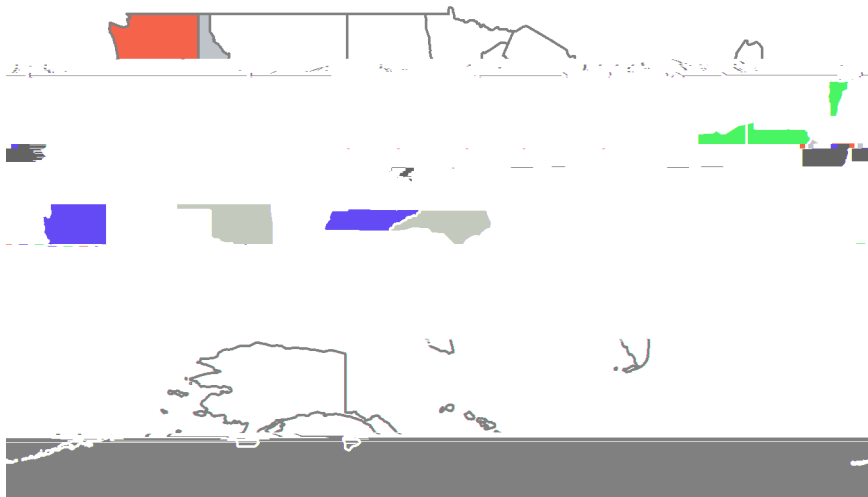
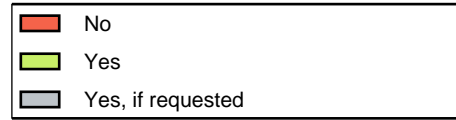
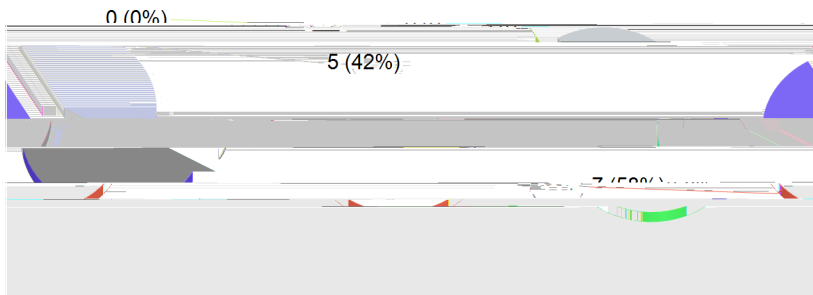


\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AL, AR, AZ, DC, IA, KY, LA-RN, MA, MD, MO, NC, NM, NV, OH, OK, PA, UT, VT, WA, WI	20	45%
Yes	CA-RN, CO, CT, DE, FL, GU, ID, IL, KS, ME, MI, MN, MS, MT, NJ, NY, OR, RI, SD, TN, TX, VA, VI, WV-RN	24	55%



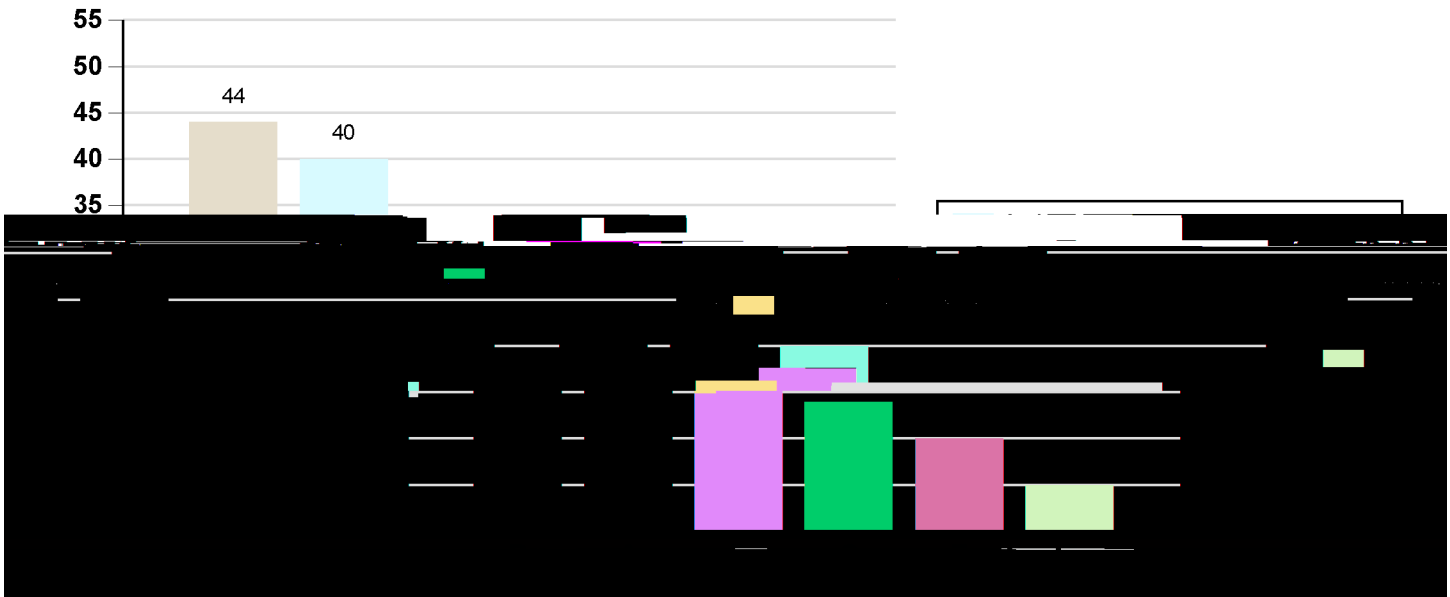
information?



\*PN BONs and US Territories are not displayed on the map. For detailed information, please see the text responses below.

Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
No	AZ, GU, OH, PA, TN, VT, WA	7	58%
Yes		0	0%
Yes, if requested	ID, NC, NJ, OK, VI	5	42%

delegation



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Nurse Practice Act	AR, AZ, CA-RN, CNMI, CO, DC, DE, FL, GU, HI, IA, ID, IL, KS, KY, LA-RN, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NE-APRN, NH, NV, OH, OK, OR, SC, SD, TX, UT, VA, VT, WA, WV-RN	40	69%
Rules and Regulations	AK, AL, AR, AZ, CNMI, CO, DE, FL, GU, HI, ID, IL, KS, KY, LA-RN, MA, ME, MI, MS, MT, NC, ND, NE, NE-APRN, NH, NJ, NM, NV, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV-RN, WY	44	76%
Declaratory ruling/advisory opinion	AL, AZ, CA-RN, CT, KY, LA-PN, LA-RN, MA, MS, NV, OK, WA, WV-RN, WY	14	24%
Position statement	AK, AL, AR, CA-RN, GA, ID, KY, LA-PN, LA-RN, ME, MO, MS, NC, NV, OK, OR, SC, TN, TX, VT	20	34%
Written Guideline	ID, KY, LA-PN, MN, NC, NV, OK, TX, VT, WV-RN	10	

**delegation apply to registered nurses or practical nurses? (Check all that apply)**



Responses	Jurisdictions	Number of Boards	Percentage of Boards Responding
Registered Nurses	AK, AL, AR, AZ, CA-RN, CNMI, CO, CT, DC, DE, FL, GA, GU, HI, IA, ID, IL, KS, KY, LA-PN, LA-RN, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NE-APRN, NH, NJ, NM, NV, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV-RN, WY	53	100%
Practical Nurses	AK, AL, AR, AZ, CNMI, CT, DC, FL, GU, IA, ID, IL, KS, KY, LA-PN, MA, MD, ME, MO, MS, MT, NC, ND, NH, NM, NY, OH, OK, RI, SC, SD, TN, UT, VT, WA, WY	36	68%

of the following? (Check all that apply):

