

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred Senate Bill
3 No. 48 entitled “An act relating to Vermont’s adoption of the interstate Nurse
4 Licensure Compact” respectfully reports that it has considered the same and
5 recommends that the bill be amended in Sec. 1, 26 V.S.A. chapter 28,
6 subchapter 5, by striking out section 1648 in its entirety and inserting in lieu
7 thereof a new section 1648 to read as follows:

8 § 1648. ADMINISTRATION OF THE NURSE LICENSURE COMPACT

9 (a) The Vermont State Board of Nursing shall have the power to:

10 (1) oversee the administration and enforcement of the Nurse Licensure
11 Compact within the State of Vermont;

12 (2) recover from a nurse practicing under the provisions of the Nurse
13 Licensure Compact the cost of investigation and disposition of a case resulting
14 in adverse action taken against that nurse;

15 (3) establish fees to offset the costs associated with administering this
16 subchapter; and

17 (4) conduct a background check, prior to issuing a multistate license
18 under the provisions of the Nurse Licensure Compact, that includes a
19 fingerprint-based check of State and federal criminal history databases, as
20 authorized by 28 C.F.R. § 20.33.

1 (b) The Executive Director of the Vermont State Board of Nursing or
2 designee shall be the administrator (State Administrator) of the Nurse
3 Licensure Compact for the State of Vermont pursuant to subdivision
4 1647g(b)(1) of this chapter.

5 (c) The State Administrator shall promptly, and prior to a vote of the
6 Commission, notify the Commissioner of Finance and Management if the
7 Commission proposes to pledge the credit of the State of Vermont under
8 subdivision 1647g(h)(3) of this subchapter or in any way proposes to impose
9 liability on the State of Vermont for an amount equal to or in excess of
10 \$100,000.00.

11 (d) The Vermont State Board of Nursing may:

12 (1) adopt rules necessary to implement and enforce the provisions of this
13 subchapter within the State of Vermont; and

14 (2) take disciplinary action against the practice privilege of a nurse
15 practicing within the State of Vermont under the provisions of the Nurse
16 Licensure Compact, which may include disciplinary action based on
17 disciplinary action taken against the nurse's license by another party state to
18 the Nurse Licensure Compact.

19 (e) Nothing in this subchapter shall supersede or abridge State labor laws.

20

21 (Committee vote: _____)

1

2

Senator _____

3

FOR THE COMMITTEE