

APPENDIX II-C

RULEMAKING NOTICE FORM

Notice Number _____ Rule Number Nur 301.05

<p>1. Agency Name & Address:</p> <p>Board of Nursing c/o Office of Professional Licensure and Certification 7 Eagle Square Concord, NH 03301</p>	<p>2. RSA Authority: <u>RSA 326-B:9, VI, RSA 541-A:16, I(b)-(d)</u></p> <p>3. Federal Authority: <u>n/a</u></p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment <u>X</u></p>
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5. Short Title: **LNA Licensure by Competency Examination or Comparable Education**

6. (a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:

The Board of Nursing is proposing to readopt with amendment Nur 301.05 describing Licensed Nursing Assistant licensure by competency examination or comparable education. The proposed changes are to update the forms required to apply for licensure, require submission of a detailed explanation of yes answers on the application, update where the table of fees can be located, and change pronouns to be non-gender specific.

6. (b) Brief description of the groups affected:

Applicants for licensure as a Licensed Nursing Assistant

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Specific State Statute the Rule Implements
Nur 101	RSA 326-B:9, I; RSA 326-B:19

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Tina M. Kelley**

Title: **Rules Coordinator**

Mailing Address: **Office of Professional Licensure and Certification
7 Eagle Square
Concord, NH 03301**

Phone #: **(603) 271-5247**

Fax#: **None**

E-mail: **OPLC:Rules@oplcnh.gov**

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

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8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Monday, June 3, 2024 at 4:00 pm.**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, May 23, 2024 at 8:30 a.m.**

Physical
Location:

**Office of Professional Licensure and Certification
7 Eagle Square
Concord, NH 03301**

Electronic
Access (if
applicable):

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 24:066, dated 4/8/2024

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

There is no difference in costs when comparing the proposed rules to the existing rules.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

There is no cost or benefits when comparing the proposed rules to the current rules. The proposed rules strike the \$35 application fee, however, they instead refer applicants to pay the application fee required by Plc 1002.33 and the professional health program fee required by Plc 1001.08. Any increase in application fee would be attributable to the Plc 1000 rules.

A. To State general or State special funds:

None

B. To State citizens and political subdivisions:

None

C. To independently owned businesses:

None

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

These rules do not violate Part I, Article 28-a of the New Hampshire Constitution. These rules do not mandate or assign this program to any political subdivision in any way.