

March 6, 1980

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education for those nurses that were in nursing and would be continuing. The Board of Nurses, the State Nursing Board in July, 1977 after two years voted to await further clarification of the law, LB 422, before implementing that law. Their investigations in their work continues on into July 22, 1978 when legislation introduced by Senator Lamb and Senator Hefner, LB 658, went into effect. It was passed in the 1978 session where the standards no longer are a review course before renewal but they now are applying to more nurses and the educational practice requirement is much higher. The State Nursing Board were writing and rewriting their rules and regulations all through the balance of 1978 and on into September 26, 1979 when a hearing was waived by the Governor because the proper notice by the State Nursing Board had not been given for the hearing. Now the hearing was held but on an informal basis and the rules were changed from that informal hearing. On November 7, 1979, the rules are finally filed with the Revisor of Regulations and will be effective on all renewals after January 1, 1980. Now this means that the nurses had approximately fifty days to meet the educational requirements for continuing their license as nurses. This was totally impractical and it could not, the nurses just could not meet this so the State Board of Nursing instituted a program of permitting on a temporary basis instead of licensing which went into effect January 1, 1980. Succinctly, the point that came to our attention and that we bring to yours was that during a five year period that the State Board of Nursing was writing rules and regulations to implement the law passed in 1975 and/or the law that was passed in 1978 did not happen until fifty days before the time when the nurses had to have the requirements in place and were unable to do so. Now we will talk a little bit about the permit, and to do that I will read from the record in a conversation with Mrs. Pavelka and myself, Senator Kelly. "Mrs. Pavelka: A permit to many employers means that the individual is for some reason or other has not the full stature. I hesitateto use the full legal capability but there would be a question about that, I would think, but usually a permit is a temporary way that an individual is allowed to practice while they are qualifying for a license on the basis of paperwork requirements but you aren't as sure, you aren't always sure that the individual does qualify for a license when they have a permit. Senator Kelly: Well, wait a minute, say that again. Mrs. Pavelka: Yes. You are, for example, the most frequent way that we use a permit is for nurses who are licensed in other states so if a nurse wants to come into Nebraska and get a permit or get

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