

EXHIBIT J

QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE

DEPARTMENT/AGENCY Arkansas State Board of Nursing
DIVISION _____
DIVISION DIRECTOR Sue Tedford
CONTACT PERSON Susan Lester
ADDRESS 1123 South University, Suite 800, Little Rock, AR 72204
PHONE NO. 501-686-2704 FAX NO. 501-686-2714 E-MAIL slester@arsbn.org
NAME OF PRESENTER AT COMMITTEE MEETING Sue Tedford
PRESENTER E-MAIL stedford@arsbn.org

INSTRUCTIONS

- A. Please make copies of this form for future use.
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after "Short Title of this Rule" below.
- D. Submit two (2) copies of this questionnaire and financial impact statement attached to the front of two (2) copies of the proposed rule and required documents. Mail or deliver to:

Donna K. Davis
Administrative Rules Review Section
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

1. What is the short title of this rule?
ASBN Rules: Chapter 4 – Advanced Practice Nurse
2. What is the subject of the proposed rule?
ASBN Rules: Chapter 4 – Advanced Practice Nurse
3. Is this rule required to comply with a federal statute, rule, or regulation? Yes _____ No X
If yes, please provide the federal rule, regulation, and/or statute citation.
4. Was this rule filed under the emergency provisions of the Administrative Procedure Act?
Yes _____ No X
If yes, what is the effective date of the emergency rule? n/a
When does the emergency rule expire? n/a
Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act? Yes _____ No n/a
5. Is this a new rule? Yes _____ No X If yes, please provide a brief summary explaining

the regulation.

Does this repeal an existing rule? Yes _____ No X If yes, a copy of the repealed rule is to be included with your completed questionnaire. If it is being replaced with a new rule, please provide a summary of the rule giving an explanation of what the rule does.

Is this an amendment to an existing rule? Yes X No ___ If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes. Note: The summary should explain what the amendment does, and the mark-up copy should be clearly labeled "mark-up."

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.
ACA §17-87-101 through 312
7. What is the purpose of this proposed rule? Why is it necessary?
The majority of the changes are for the purpose of clarification.
8. Please provide the address where this rule is publicly accessible in electronic form via the Internet as required by Arkansas Code § 25-19-108(b). www.arsbn.org
9. Will a public hearing be held on this proposed rule? Yes X No _____
If yes, please complete the following:
Date: July 23, 2013
Time: 10:00
Place: Arkansas State Board of Nursing Boardroom, Ste. 800
10. When does the public comment period expire for permanent promulgation? (Must provide a date.)
July 31, 2013
11. What is the proposed effective date of this proposed rule? (Must provide a date.)
October 1, 2013
12. Do you expect this rule to be controversial? Yes _____ No X If yes, please explain.
13. Please give the names of persons, groups, or organizations that you expect to comment on these rules? Please provide their position (for or against) if known.
Arkansas Medical Board
Arkansas Medical Society
Arkansas Nurse's Association
Arkansas Association of Nurse Anesthetists
American Association of Nurse Anesthetists

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas State Board of Nursing
DIVISION _____
PERSON COMPLETING THIS STATEMENT Susan Lester
TELEPHONE NO. 501-686-2704 **FAX NO.** 501-686-2714 **EMAIL:** slester@arsbn.org

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE

ASBN Rules: Chapter 4 -- Advanced Practice Nurse

1. Does this proposed, amended, or repealed rule have a financial impact?
Yes _____ No X

2. Does this proposed, amended, or repealed rule affect small businesses?
Yes _____ No X

If yes, please attach a copy of the economic impact statement required to be filed with the Arkansas Economic Development Commission under Arkansas Code § 25-15-301 et seq.

3. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.

4. If the purpose of this rule is to implement a federal rule or regulation, please give the incremental cost for implementing the rule. Please indicate if the cost provided is the cost of the program.

Current Fiscal Year

Next Fiscal Year

General Revenue 0.00
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total 0.00

General Revenue 0.00
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total 0.00

5. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule? Identify the party subject to the proposed rule and explain how they are affected.

Current Fiscal Year

Next Fiscal Year

\$ 0.00

\$ 0.00

6. What is the total estimated cost by fiscal year to the agency to implement this rule? Is this the cost of the program or grant? Please explain.

Current Fiscal Year

Next Fiscal Year

\$ 0.00

\$ 0.00



ARKANSAS STATE BOARD OF NURSING

1123 S. University Avenue, Suite 800 • Little Rock, Arkansas 72204
Phone: (501) 686-2700 • Fax: (501) 686-2714 • Web: www.arsbn.org

Sue A. Tedford, MNsc, RN
Executive Director

W. Fred Knight
General Counsel

MEMORANDUM

DATE: August 1, 2013

TO: Donna Davis
Senior Legislative Research Analyst, Bureau of Legislative Research, and
Phil Price
Senior Legislative Analyst, Bureau of Legislative Research

FROM: Susan Lester
Executive Assistant

RE: Proposed Changes to the ASBN Rules: Chapter Four

Please consider this memorandum to be our request to be placed on agendas for the Rules and Regulations Committee and the Public Health Committee.

In compliance with Arkansas statutes and following the passage of Act 604 of the 2013 Legislative Session, mark-up copies of the proposed changes to the Board of Nursing Rules –Chapter 4-*Advanced Practice Nursing*, have been provided. Our public comment period ended July 31, 2013. A summary of the public comments is attached hereto.

In an effort to align with the National Council of State Boards of Nursing (NCSBN) APRN Consensus Mode, the Arkansas State Board of Nursing (ASBN) initiated legislative updates to the Nurse Practice Act and Chapter 4 Rules.

Synopsis of Rules Changes for Chapter 4:

- The title of Advanced Practice Nurse (APN) will change to Advanced Practice Registered Nurse (APRN).
- One of the four APN roles will also have a title change. The title of Advanced Nurse Practitioner (ANP) will change to Certified Nurse Practitioner (CNP).
- The Prescriptive Authority Advisory Committee will gain an additional APRN member that is not required to hold Prescriptive Authority. This will allow APRNs such as CRNAs and APRN-licensed Nurse Educators to sit on the committee.

There is no expected opposition to the proposed changes to the ASBN *Rules*. No financial impact is anticipated. Copies of the Financial Impact forms and questionnaire were previously provided. The public comment period began on July 1, 2013 and ended July 31, 2013. The public hearings were held. Provided no changes are needed, the *Rules* changes in Chapter 4 are set to be effective on October 1, 2013. If you have any questions concerning this submission, please contact me at 686-2704 or Sue Tedford, Executive Director, at 686-2703.

ARKANSAS STATE BOARD OF NURSING

Public Comments Concerning Proposed Changes to *ASBN Rules Chapter 4, Advanced Practice Registered Nurse*

COMMENT MADE BY:	ARTICULATION OF COMMENT:	AGENCY RESPONSE TO COMMENTS:
Chapter 4 Jana Conover, American Association of Nurse Anesthetists	07/15/2013: Ms. Conover sent an e-mail to the ASBN Executive Director after reviewing Chapter Four Rule mark-ups, indicating that the changes seem positive and consistent with the APRN consensus model, and they had no suggested revisions.	No response.