

# DECLARATION OF EMERGENCY

## Department of Health Board of Nursing

2103#004

Karen C. Lyon  
Executive Director

Continuing Education—Nursing Practice  
(LAC 46:XLVII.3335)

The Louisiana State Board of Nursing (LSBN) has exercised the emergency provisions of the Administrative Procedure Act, specifically R.S. 49:953(B), and through the authority granted in R.S. 37: 918, and in accordance with Executive Department Proclamation Number 38-JBE-2020 to adopt an emergency rule which will add additional language to Chapter 33, §3335. The added language in §3335 will give the board the ability to temporarily waive the requirements for continuing education related to the reinstatement of lapsed, inactive, or retired registered nurses (RN) licenses during a public health emergency. Any license reinstated under this exception shall meet the continuing education requirements to maintain licensure following the public health emergency. This Emergency Rule is effective upon the signature of the Executive Director, February 18, 2021, and shall remain in effect for 120 days unless rescinded, renewed, or the Covid-19 Public Health Emergency Proclamation is terminated by the governor.

In accordance with the Governor Edwards' Proclamation Number 38-JBE-2020, §2(P), the LSBN is adopting this rule to amend/waive a rule that interferes with the licensing of healthcare providers that are necessary to address the declared public health emergency.

### Title 46

## PROFESSIONAL AND OCCUPATIONAL STANDARDS

### Part XLVII. Nurses: Practical Nurses and Registered Nurses

#### Subpart 2. Registered Nurses

#### Chapter 33. General Provisions

#### Subchapter C. Registration and Registered Nurse

#### Licensure

#### §3335. Continuing Education

A. - D.2.f. ...

#### 3. Public Health Emergency Exception

a. During a public health emergency, the board may waive the requirements for continuing education in 3335.D.1-2 for reinstatement of any RN license which has lapsed, has been inactive, or has been retired.

b. Any license reinstated under this provision shall meet the continuing education requirements to maintain licensure after the public health emergency has diminished as determined by the board.

E. - J.5. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:911, R.S. 37:918 (4), (12), and R.S. 37:920.E

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Nursing, LR 16:1058 (December 1990), amended LR 21:267 (March 1995), LR 21:804 (August 1995), LR 24:1293 (July 1998), LR 25:514 (March 1999), LR 26:83 (January 2000), LR 27:729 (May 2001), LR 34:440 (March 2008), LR 47:

Interested persons may submit written comments to Karen C. Lyon, CEO/ Executive Director, Louisiana State Board of Nursing, 17373 Perkins Road, Baton Rouge, La 70810 or emailed to: [lyonk@lsbn.state.la.us](mailto:lyonk@lsbn.state.la.us).