

record of same, which record shall be accessible to the members of the state board of health, members of the board of control of state institutions, the attorney general and any county attorney in the state, and to no other person except on order of a court of record.

SEC. 5. **Articles of adoption—record.** The person or persons in charge of the premises described in such permit shall not adopt or dispose of by adoption or procure or assist in the disposal by adoption of any child born thereon, without the articles of adoption being filed as required by law. Within twenty-four hours after the departure, removal or withdrawal from said premises of any child born thereon, or of the body of any such child, the person or persons in charge thereof shall enter upon said register a record of such departure, removal or withdrawal and the name or other description of said child, the name or names and respective residences of the person or persons who took said child or its body, the disposition made of said child or its body, the place to which the same was taken and where the same was left.

SEC. 6. **Inspections—by whom made—report.** Every person in charge of the premises described in any such permit, his servants, employes or agents, shall permit visitation or inspection of said premises, and of the register in this act provided to be kept, to be made at any time, by the state board or local board of health or by any person designated in writing by the state or local board of health for that purpose. It shall be the duty of the local board of health of the city, town or township in which such premises are maintained to inspect such premises at least once in six months; and to file an accurate report of such inspection with the city, town or township clerk of the city, town or township in which such premises are maintained, and that such report shall be preserved as a permanent record.

SEC. 7. **Revocation of permit.** Said permit may be revoked after reasonable notice by the state board of health, and a conviction under the succeeding section of this act shall operate to terminate and revoke said permit.

SEC. 8. **Penalty.** Any person violating any of the provisions of this act or making any false entry on the register required by this act to be kept, shall be guilty of misdemeanor, and shall be punished by a fine of not more than two hundred and fifty dollars, or by confinement in the county jail not more than six months, or by both such fine and imprisonment. And the premises so unlawfully used are hereby declared to be a nuisance, and the same shall be subject to the procedure provided in section twenty-four hundred and five (2405), twenty-four hundred and six (2406) and twenty-four hundred and seven (2407) of the code, as far as applicable thereto.

Approved March 19, A. D. 1907.

## CHAPTER 139.

### THE PRACTICE OF NURSING.

S. F. 78.

AN ACT to provide for the examination and regulation of graduate nurses. Also to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation thereof. [Additional to chapter sixteen (16) of title twelve (XII) of the code, relating to the state board of health.]

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. **Certificate required.** It shall be unlawful for any person to profess to be a registered nurse without first obtaining from the state board of health a certificate authorizing him or her to practice nursing in this state, except as hereinafter provided.

**SEC. 2. Examining committee—qualifications of applicants—existing practitioners.** At the annual meeting of the state board of health it shall select two physicians from its own membership, and two graduate nurses, residents of this state actively engaged in the practice of nursing, who, together with the secretary of the state board of health, shall constitute the examining committee for the year. The examinations provided for in this act shall be held in the city of Des Moines in July of each year and at such other times and places as the board of health shall direct. All applicants for certificates to practice nursing shall have attained the age of twenty-three (23) years and shall be of good moral character. They shall be graduates of training schools recognized as being in good standing by the state board of health of Iowa and shall have received at least two years' instruction in general hospital practice. After July 1st, 1910, no training school shall be accredited by the state board of health as a school of recognized standing which is not attached to a general hospital, and which does not have a course of study of at least three years. All graduate nurses who are residents of the state and who have been engaged in the practice of nursing prior to the passage of this act shall be granted a certificate without examination upon the payment of the registration fee of five dollars and the same rule shall apply to all nurses who graduate from a recognized school prior to July 1st, 1907. Nurses holding diplomas from hospital training schools of recognized standing upon application to the secretary of the state board of health shall be granted a permit to practice until the first examination of the board following the issuance of the said permit.

**SEC. 3. Examination—fees—certificates—where registered.** After the passage of this act, any person who is not exempt from examination by section two (2) of this act and who shall apply for a certificate to practice nursing shall be examined in the following subjects; elementary hygiene, anatomy, physiology, materia medica, dietetics, and also practical nursing, medical and surgical nursing, obstetrics, nursing of children and the rules and regulations of the state board of health relating to infectious diseases and quarantine and such other subjects as the examining board may require from time to time. Each applicant shall pay the secretary of the state board of health a fee of five dollars (\$5.00). If the examination be satisfactory to three members of said committee it shall so report to the state board of health; if the board find the report and ratings correct, it shall authorize its president and secretary to issue a certificate to the successful candidate for which such candidate shall pay an additional fee of one (\$1.00) dollar. This certificate shall confer upon the holder the right to practice as a registered nurse and be conclusive evidence thereof. The state board of health is empowered to recognize certificates issued to nurses under the laws of other states having substantially similar requirements to those existing in this state, provided, that such states recognize certificates issued by the state of Iowa; then certificates issued by authority of such other states may be deemed sufficient evidence of qualifications of the licentiate without further examination for certificate in this state; the fee for such certificate shall be ten (\$10.00) dollars. The holder of such certificate provided for in this act, shall cause the same to be registered in the office of the county recorder of the county wherein he intends to reside.

**SEC. 4. Unlawful practice.** No person after January 1st, 1908 except one holding a certificate under authority of this act shall advertise to be or assume the title of registered nurse or use the abbreviation R. N. or any other words, letters or figures to indicate that the person using the same is a registered nurse and it shall be unlawful for any graduate nurse to practice nursing as a graduate or registered nurse in the state of Iowa without first having registered under this act.

**Sec. 5. Not applicable to certain nurses.** This act shall not apply to any person nursing the sick with or without pay who does not in any way assume to be a registered or graduate nurse.

**Sec. 6. Refusal to grant certificates—revocation of certificates.** The board of health may refuse to grant, or renew any certificate provided for in this act, to a person otherwise qualified, who obtained said certificate by false or fraudulent representation, or for immoral or unprofessional or dishonorable conduct, or for willful or repeated violation of the rules or regulations of the state board of health; and the board may revoke any certificate issued by it, for any such or similar cause; provided, that before the revocation of any certificate issued under the provisions of this act, the licentiate shall have been afforded an opportunity for a hearing before the board. At least twenty (20) days prior to the date set for such hearing, the secretary of the state board of health shall cause written notice, under registered mail, to be sent to the licentiate at his last known place of residence; said notice shall contain a statement of the charges, and the date and place set for the hearing before the board. If the party thus notified fails to appear, either in person or by counsel, at the time and place designated in said notice, the board may, after receiving satisfactory evidence of the truth of the charges and the proper issuance of the notice, revoke said certificate. If the licentiate appear either in person or by counsel, the board shall proceed with the hearing as herein provided. The board may receive and consider affidavits and oral statements, and shall cause stenographic report of the oral testimony to be taken, which, together with all other papers pertaining thereto, shall be preserved for one year. If five (5) members of the board present at the hearing, are satisfied that the licentiate is guilty of any of the offenses charged, the certificate shall be revoked, for such time as the state board of health may determine.

**Sec. 7. Compensation of examining committee—expenses.** Each member of the examining committee, except the secretary, shall receive for his services out of the funds created by the payment of fees by applicants for examination such compensation as is allowed to the members of the state board of medical examiners for like services and the secretary shall receive his necessary expenses incurred for services which cannot be performed at the capitol. All printing, postage and other contingent expenses, necessarily incurred under the provisions of this act shall be paid from said fund. All expenses incurred under the provisions of this act shall be itemized, verified, and audited and a warrant drawn therefor on the nurses' fund in the same manner as other expenses of the state board of health.

**Sec. 8. Penalty.** Any person who shall knowingly violate any of the provisions of this act, shall be guilty of a misdemeanor and upon conviction thereof, shall be fined a sum not exceeding one hundred (\$100.00) dollars or imprisoned in the county jail not to exceed thirty (30) days.

Approved March 12, A. D. 1907.