

CHAPTER 18

NURSES' EXAMINING BOARD

S. F. 50

AN ACT to amend the law as it appears in section twenty-four hundred fifty-one (2451), code, 1931, relating to examining boards for professions and to provide for the examining board of nurses to consist of five (5) members; to amend the law as it appears in section twenty-four hundred fifty-six (2456), code, 1931, relating to the term of examiners and to provide for nurse examiners to be appointed for a term of five (5) years; to amend the law as it appears in section twenty-four hundred fifty-seven (2457), code, 1931, relating to the nomination of examiners by state associations, societies or boards, and to provide that appointments to the boards of examiners shall be made from such nominations; to amend the law as it appears in chapter one hundred fifteen (115), code, 1931, by prescribing certain powers and duties of nurse examiners, including the appointment of a full-time secretary for said examiners, and prescribing the duties and powers of such secretary; by providing for the fees collected under this act to be credited to a special fund to be used in administering the provisions of this act.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section twenty-four hundred fifty-one (2451), code,
2 1931, be and the same is hereby amended by striking the word "board"
3 in line 2 thereof and inserting in lieu thereof the words "and nurse
4 boards each of."

1 SEC. 2. That section twenty-four hundred fifty-six (2456), code,
2 1931, be and the same is hereby amended by inserting after the word
3 "dental" in line 3 thereof the words "and nurse."

1 SEC. 3. That section twenty-four hundred fifty-seven (2457), code,
2 1931, be and the same is hereby amended by striking the word "may"
3 in line 9 thereof and substituting in lieu thereof the word "shall."

1 SEC. 4. That chapter one hundred fifteen (115), code, 1931, be and
2 the same is hereby amended by including therein and making a part
3 thereof, immediately following section twenty-five hundred thirty-seven
4 (2537) the following:

1 "SEC. 5. The board of nurse examiners is authorized to appoint a
2 full-time secretary who shall not be a member of the board, and the
3 provisions of section twenty-four hundred fifty-nine (2459) which
4 provides for a secretary for each examining board shall not apply to
5 this board.

1 "SEC. 6. All records which pertain to the licensing of nurses in
2 this state shall be kept by the secretary who shall keep a record of all
3 proceedings of the board of nurse examiners and perform such further
4 duties as the board shall generally or specifically determine.

1 "SEC. 7. Every application for a license to practice nursing in this
2 state shall be made direct to the secretary of the board of nurse exam-
3 iners, and upon the granting of any such license the secretary shall
4 certify to the department of health that such license has been granted.
5 Every reciprocal agreement for the recognition of any such license
6 issued in another state shall be negotiated by the board. All examina-
7 tion, license and renewal fees received from such persons licensed to
8 practice nursing shall be paid to and collected by the secretary of the

9 board, who shall remit to the treasurer of state quarterly all fees col-
10 lected, and at the same time render to the state comptroller an item-
11 ized and verified report showing the source from which said fees
12 were obtained. All such fees collected and remitted shall be placed
13 in a special fund by the treasurer of state and the state comptroller
14 to be known as the 'Nurses' Fund,' to be used by the board to admin-
15 ister and enforce the laws relating to the practice of nursing, to elevate
16 the standards of schools of nursing, and to promote the educational
17 and professional standards of nurses and nursing in this state, and no
18 part of such expense shall be paid out of the state treasury. Any re-
19 mainder in said fund at the end of each fiscal year, after all expense in
20 carrying out the provisions of this act have been paid, or a sum suffi-
21 cient for payment thereof set apart, shall be paid into the general fund
22 of the state. Said fund shall be subject at all times to the warrant of
23 the state comptroller, drawn upon written requisition of the chairman
24 of the board and attested by the secretary, for the payment of all sal-
25 aries and other expenses necessary to carry out the provisions of this
26 act, but in no event shall the total expenses therefor exceed the total
27 fees collected and deposited to the credit of said fund.

1 "SEC. 8. Subject to the approval of the commissioner of public
2 health, the board may appoint such assistants and inspectors as may
3 be necessary to properly administer and enforce the provisions of this
4 act. They shall perform such duties as the board shall assign to them.
5 The amount of salary or compensation of the secretary and such ap-
6 pointees shall be fixed by the executive council.

1 "SEC. 9. The provisions of this title insofar as they affect the prac-
2 tice of nursing shall be enforced by the board of nurse examiners, and
3 the provisions of section twenty-five hundred twenty-three (2523), sec-
4 tion twenty-five hundred twenty-three-c one (2523-c1) and section
5 twenty-five hundred twenty-four (2524) shall not apply to said pro-
6 fession. In discharging the duties and exercising the powers provided
7 for in this act, the board and its secretary shall be governed by all the
8 provisions of law which govern the department of health when dis-
9 charging a similar duty or exercising a similar power that pertains to
10 the nursing profession.

1 "SEC. 10. No provision of law in conflict with any provision of this
2 act shall have any effect thereon or upon the rights of any person
3 licensed under this title."

1 SEC. 11. This act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in the Cedar
3 Rapids Gazette, a newspaper published in Cedar Rapids, Iowa, and the
4 Clinton Herald, a newspaper published in Clinton, Iowa.

Senate File 50. Approved April 17, 1935.

I hereby certify that the foregoing act was published in the Clinton Herald, April
19, 1935, and the Cedar Rapids Gazette, April 20, 1935.

MRS. ALEX MILLER, *Secretary of State.*