

**State of California
Office of Administrative Law**

In re:
Board of Registered Nursing

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 1410.5

Amend sections:

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

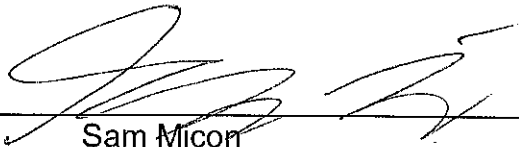
OAL Matter Number: 2023-0711-02

OAL Matter Type: Regular (S)

In this rulemaking action, the Board of Registered Nursing (BRN) adopts new regulations which allow out-of-state nurses to apply for a California nursing license if they have been practicing in good standing for two or more years - even if they have not taken the California required laboratory classwork.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2023.

Date: August 18, 2023



Sam Micon
Attorney

For: Kenneth J. Pogue
Director

Original: Loretta Melby, Executive Officer
Copy: Marissa Clark

REGULAR

For use by Secretary of State only

STD. 400 (REV. 10/2019)

2:03 PM

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2023-0207-05	REGULATORY ACTION NUMBER 2023-0711-025	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Board of Registered Nursing			AGENCY FILE NUMBER (If any)

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

AUG 18 2023

OFFICE OF ADMIN. LAW
2023 JUL 11 3:48**A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)**

1. SUBJECT OF NOTICE Coursework Exemptions Out-of-State Applicant		TITLE(S) 16	FIRST SECTION AFFECTED CCR 1410.5	2. REQUESTED PUBLICATION DATE February 17, 2023
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON Marissa Clark		TELEPHONE NUMBER 916-574-7438
FAX NUMBER (Optional) 916-574-7700		NOTICE REGISTER NUMBER 2023, 7-2		PUBLICATION DATE 2/17/23
OAL USE ONLY	ACTION ON PROPOSED NOTICE			
	<input type="checkbox"/> Approved as Submitted	<input type="checkbox"/> Approved as Modified	<input type="checkbox"/> Disapproved/Withdrawn	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Coursework Exemptions for Out-of-State Applicants		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)		
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)				
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT CCR 1410.5		
TITLE(S) 16		AMEND		
		REPEAL		
3. TYPE OF FILING				
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)	
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only	
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Other (Specify)			
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)				
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)				
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)	
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY				
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal		
<input checked="" type="checkbox"/> Other (Specify) Kimberly Kirchmeyer, Director, Department of Consumer Affairs				
7. CONTACT PERSON Marissa Clark		TELEPHONE NUMBER 916-574-7438	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Marissa.Clark@dca.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE Loretta Melby	DATE Jun 26, 2023
TYPED NAME AND TITLE OF SIGNATORY Loretta Melby, Executive Officer, Board of Registered Nursing	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

AUG 18 2023

Office of Administrative Law

Title 16, California Code of Regulations

**DIVISION 14: BOARD OF REGISTERED NURSING
ARTICLE 2: REGISTRATION AND EXAMINATION**

COURSEWORK EXEMPTIONS FOR OUT-OF-STATE APPLICANTS

16 CCR 1410.5 Order of Adoption

Legend: Added text is indicated with an underline.

Add section 1410.5 in Article 2 of Division 14 of Title 16 of the California Code of Regulations to read as follows:

§ 1410.5. Coursework Exemptions for Out-of-State Applicants

(a) For the purposes of this section, the following definitions apply:

(1) "proof of successful completion" means a transcript meeting the requirements of section 1410.

(2) "good standing" means practice conducted under a current, active, and unrestricted license. "Unrestricted" means the applicant was not disciplined by any state licensing board, including probation, suspension, public reprimand, censure, or reproof.

(b) An applicant licensed in another jurisdiction who has been practicing in good standing for at least 2 years will not need to retake any anatomy, physiology, or microbiology courses that include a laboratory component pursuant to section 1426, if the application required by section 1410 includes proof of successful completion of anatomy, physiology, and microbiology coursework, with or without a laboratory component, as part of their nursing education preparation.

Note:

Authority cited: Sections 2715, 2786, and 2786.6, Business and Professions Code.
Reference: Sections 2732.1, 2736, 2761, and 2786, Business and Professions Code.