

ASSEMBLY, No. 879

STATE OF NEW JERSEY

218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

Assemblyman NICHOLAS CHIARAVALLOTTI

District 31 (Hudson)

SYNOPSIS

Prohibits use of “Nurse” title by unlicensed person.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning the practice of nursing and amending P.L.1947,
2 c.262 and P.L.1991, c.377.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 15 of P.L.1947, c.262 (C.45:11-37) is amended to
8 read as follows:

9 15. Violations of the act. It shall be unlawful for any person
10 (including any corporation, partnership, association or individual):

11 a. After September 1, 1956, to practice or offer to practice
12 professional nursing as defined by this act, unless such person holds
13 an effective, unsuspended license as a registered nurse under this
14 act; or

15 b. After September 1, 1959, to practice or offer to practice
16 practical nursing or to represent that such person is a practical nurse
17 unless such person holds an effective, unsuspended license as a
18 practical nurse under this act; or

19 c. To represent in any way that such person is a registered
20 nurse or to use the title "Nurse" or to use after his or her name the
21 abbreviation "R.N." unless such person holds an effective,
22 unsuspended license as a professional nurse under this act; or

23 d. To represent in any way that such person is licensed as a
24 practical nurse or to use the title "Nurse" or "Licensed Practical
25 Nurse" or to use after his or her name the abbreviation "L.P.N."
26 unless such person holds an effective, unsuspended license as a
27 practical nurse under this act; or

28 e. To conduct or to represent in any way that such person
29 conducts a school for professional nursing, unless such person holds
30 an affective, unsuspended certificate of accreditation under this act;
31 or

32 f. After January 1, 1950, to conduct or to represent in any way
33 that such person conducts a school for practical nursing unless such
34 person holds the subsisting, unsuspended approval of the board; or

35 g. To obtain or attempt to obtain by fraud a license or renewal
36 thereof or a certificate of accreditation or a renewal thereof under
37 this act; or

38 h. To represent in any way that such person is authorized to
39 issue a license for the practice of professional nursing or practical
40 nursing or a certificate of accreditation for a school of professional
41 nursing; or

42 i. To transfer, offer to transfer, or permit the use by another of
43 any license issued under this act; or

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 j. Without the approval of the board, to transfer, offer to
2 transfer, or permit the use by another of a certificate of
3 accreditation issued under this act; or

4 k. Otherwise to violate any provision of this act; or

5 l. To aid or abet any person to violate any provision of this act.

6 Every person violating any of the foregoing provisions of this
7 section shall be subject to a penalty of \$200.00 for each violation,
8 and if after conviction as hereinafter provided such person shall
9 again violate any provision of this act, such person shall be subject
10 to a penalty of \$500.00 for each subsequent offense. A voluntary
11 payment of a penalty for a violation of any provision of this act
12 shall be deemed to be a conviction rendering such person liable for
13 the greater penalty for subsequent violations, and the continuation
14 of an offense after conviction shall be deemed to be a subsequent
15 offense.

16 (cf: P.L.1957, c.235, s.3)

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18 2. Section 7 of P.L.1991, c.377 (C.45:11-46) is amended to
19 read as follows:

20 7. a. (1) No person shall practice as an advanced practice
21 nurse or present, call or represent himself as an advanced practice
22 nurse unless certified in accordance with section 8 or 9 of
23 P.L.1991, c.377 (C.45:11-47 or 45:11-48).

24 (2) Nothing in this act shall be construed to limit, preclude, or
25 otherwise interfere with the practices of other persons licensed by
26 appropriate agencies of the State of New Jersey, provided that such
27 duties are consistent with the accepted standards of the person's
28 profession and the person does not represent himself as an advanced
29 practice nurse.

30 b. No person shall assume, represent himself as, or use the title
31 or designation advanced practice nurse, the title "Nurse," or the
32 abbreviation "A.P.N." or any other title or designation which
33 indicates or implies that he is an advanced practice nurse unless
34 certified pursuant to section 8 or 9 of P.L.1991, c.377 (C.45:11-47
35 or 45:11-48).

36 c. Whenever the titles or designations "nurse practitioner,"
37 "clinical nurse specialist" or "nurse practitioner/clinical nurse
38 specialist" occur or any reference is made thereto in any law,
39 contract or document, the same shall be deemed to mean or refer to
40 the title or designation "advanced practice nurse."

41 (cf: P.L.1999, c.85, s.5)

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43 3. This act shall take effect immediately.

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STATEMENT

This bill includes the title “Nurse” among the titles, designations, or abbreviations that a person is prohibited by law to use unless the person is licensed as a professional nurse, practical nurse, or advanced practice nurse under P.L.1947, c.262 (C.45:11-23 et seq.) or P.L.1991, c.377 (C.45:11-45 et al.).