

Chapter 44. Board of Nursing.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC 44.290(a)(3)(D) is amended to read:

12 AAC 44.290. Application for examination. (a) An applicant for license by examination in this state shall

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(3) provide the board with, if the applicant

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(D) graduated from a pre-licensure nursing program outside of the United States or Canada, except Quebec, Canada, verification of **having ever passed** [PASSING] one of the following English proficiency examinations, with at least the following minimum scores:

(i) International English Language Testing System (IELTS) examination - overall score of 6.5 with a minimum of 6.0 on all modules;

(ii) Test of English as a Foreign Language, Internet-based test (TOEFL - iBT) - overall score of 84 with a speaking score of 26; **or**

(iii) provide a valid evaluation of the applicant's nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report that indicates the applicant's nursing education was taught in English; or

**(iv) provide an official International Commission on
Healthcare Professions (ICHP) Visa Screen certificate;**

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(Eff. 10/14/72, Register 43; am 4/27/83, Register 86; am 8/2/86, Register 99; am 7/28/95, Register 135; am 4/27/97, Register 142; am 9/25/98, Register 147; am 6/16/2002, Register 162; am 10/9/2002, Register 164; am 11/23/2003, Register 168; am 10/15/2004, Register 172; am 5/18/2006, Register 178; am 3/4/2007, Register 181; am 5/7/2010, Register 194; am 10/3/2011, Register 200; am 8/10/2016, Register 219; am 5/16/2018, Register 226; am 4/14/2021, Register 238; am ___ / ___ / _____, Register _____)

Authority: AS 08.68.100 AS 08.68.190 AS 08.68.270
 AS 08.68.170

12 AAC 44.305(a)(1)(H) is amended to read:

12 AAC 44.305. License by endorsement. (a) An applicant for nursing license by endorsement shall submit

(1) a completed application on a form provided by the department; the completed application must include

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(H) if the applicant graduated from a pre-licensure nursing program outside of the United States or Canada, except Quebec, Canada, verification of **having ever passed** [PASSING] one of the following English proficiency examinations, with at least the following minimum scores:

(i) International English Language Testing System (IELTS) academic examination – overall score of 6.5 with a minimum of 6.0 on all modules;

(ii) Test of English as a Foreign Language, Internet-based test (TOEFL - iBT) - overall score of 84 with a speaking score of 26; **or**

(iii) provide a valid evaluation of the applicant’s nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report that indicates the applicant’s nursing education was taught in English; or

(iv) provide an official International Commission on Healthcare Professions (ICHP) Visa Screen certificate;

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(Eff. 4/27/83, Register 86; am 8/2/86, Register 99; am 4/29/91, Register 118; am 4/27/97, Register 142; am 9/25/98, Register 147; am 11/2/2001, Register 160; am 6/16/2002, Register 162; am 3/4/2007, Register 181; am 12/27/2012, Register 204; am 3/19/2014, Register 209; am 8/10/2016, Register 219; am 5/16/2018, Register 226; am 4/14/2021, Register 238; am ____/____/____, Register _____)

Authority: AS 08.68.100 AS 08.68.200 AS 08.68.270
AS 08.68.170

12 AAC 44 is amended by adding a new section to read:

12 AAC 44.312. Temporary military courtesy licenses or certification to practice as a certified nurse aide, licensed practical nurse, registered nurse, or advanced practice registered nurse. (a) The board shall issue a temporary military courtesy license or certification to an active duty military member or spouse of an active duty military member of the armed forces of the United States who meets the requirements of AS 08.01.063 and this section within 30 days after the board receives a completed application.

(b) An applicant for a temporary military courtesy license or certification under this section must

- (1) submit a completed application on a form provided by the department;
- (2) submit the fingerprint information described in 12 AAC 44.319(a);
- (3) submit a copy of the applicant's military identification or military dependent identification and a copy of current active duty military orders showing assignment to a duty station in this state;
- (4) submit documentation showing the applicant is currently licensed or certified in another licensing jurisdiction and the applicant's license or certification in the other jurisdiction is not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements;
- (5) not have been convicted of a felony or another crime that affects the applicant's ability to practice nursing or nurse aide competently and safely; and
- (6) pay the temporary license application and license fees set out under 12 AAC 02.105 and the fingerprint processing fee specified in 12 AAC 02.280 or 12 AAC 02.282.

(c) A temporary military courtesy license or certification to active duty military personnel or spouse of military personnel under this section will be issued for a period of 180 days and may be renewed for one additional period specified by the board, not to exceed 180 days.

(d) While practicing under a temporary military courtesy license or certification issued under this section, the holder of the temporary military courtesy license or certification must comply with the standards of practice set out in AS 08.68 and this chapter.

(e) The board may refuse to issue a temporary military courtesy license or certification for the same reasons that it may deny, suspend, or revoke a license under AS 08.68.270. (Eff.

_____/_____/_____, Register _____)

Authority: AS 08.01.062 AS 08.68.100 AS 08.68.275
AS 08.01.063 AS 08.68.270

12 AAC 44.400(a)(6)(E) is amended to read:

12 AAC 44.400. Requirements for initial licensure. (a) Except as provided in (e) and (f) of this section, an applicant for initial licensure to practice as an advanced practice registered nurse (APRN) as defined in AS 08.68.850

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(6) shall submit a completed application on a form provided by the department; the completed application must include

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(E) if the applicant graduated from an advanced practice registered nurse program outside of the United States or Canada, except Quebec, Canada, verification of

having ever passed [PASSING] one of the following English proficiency examinations, with at least the following minimum scores:

(i) International English Language Testing System (IELTS) academic examination - overall score of 6.5 with a minimum of 6.0 on all modules;

(ii) Test of English as a Foreign Language, Internet-based test (TOEFL - iBT) - overall score of 84 with a speaking score of 26; **or**

(iii) provide a valid evaluation of the applicant's nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report that indicates the applicant's nursing education was taught in English; or

(iv) provide an official International Commission on Healthcare Professions (ICHP) Visa Screen certificate; and

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(Eff. 1/13/80, Register 73; am 5/16/81, Register 78; am 12/1/84, Register 91; am 11/7/87, Register 104; am 4/27/97, Register 142; am 11/2/2001, Register 160; am 11/16/2002, Register 164; am 3/28/2008, Register 185; am 11/19/2008, Register 188; am 4/16/2010, Register 194; am 10/3/2011, Register 200; am 12/27/2012, Register 204; am 3/19/2014, Register 209; am 8/10/2016, Register 219; am 5/16/2018, Register 226; am 10/20/2018, Register 228; am 4/14/2021, Register 238; am ____ / ____ / _____, Register _____)

Authority: AS 08.68.100 AS 08.68.850

12 AAC 44.800(a)(2) is amended to read:

12 AAC 44.800. Certification by examination. (a) An applicant is eligible for certification as a nurse aide by examination if the applicant

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(2) submits verification of **having ever passed** [PASSING] one of the following English proficiency examinations, with at least the following minimum scores, if the applicant applies under (1)(A), (B), (C), or (E) of this subsection, and if the applicant graduated from a CNA certification program outside of the United States or Canada, except Quebec, Canada:

(A) International English Language Testing System (IELTS) academic examination - overall score of 6.5 with a minimum of 6.0 on all modules;

(B) Test of English as a Foreign Language, Internet-based test (TOEFL – iBT) - overall score of 84 with a speaking score of 26; **or**

(C) provide a valid evaluation of the applicant’s nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report that indicates the applicant’s nursing education was taught in English; or

(D) provide an official International Commission on Healthcare Professions (ICHP) Visa Screen certificate.

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(Eff. 2/14/99, Register 149; am 5/29/99, Register 150; am 5/29/2005, Register 174; am 12/27/2012, Register 204; am 3/19/2014, Register 209; am 5/16/2018, Register 226; am

4/14/2021, Register 238; am ____ / ____ / _____, Register _____)

Authority: AS 08.68.100 AS 08.68.331 AS 08.68.334

12 AAC 44.805(4) is amended to read:

12 AAC 44.805. Certification by endorsement. An applicant is eligible for certification as a nurse aide by endorsement if the applicant meets the following requirements:

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(4) if the applicant graduated from a CNA certification program outside of the United States or Canada, except Quebec, Canada, submission of verification of **having ever passed** [PASSING] one of the following English proficiency examinations, with at least the following minimum scores:

(A) International English Language Testing System (IELTS) academic examination - overall score of 6.5 with a minimum of 6.0 on all modules;

(B) Test of English as a Foreign Language, Internet-based test (TOEFL – iBT) - overall score of 84 with a speaking score of **26; or**

(C) provide a valid evaluation of the applicant’s nursing education by the Commission on Graduates of Foreign Nursing Schools Credentials Evaluation Service, with a full education, course-by-course report that indicates the applicant’s nursing education was taught in English; or

(D) provide an official International Commission on Healthcare Professions (ICHP) Visa Screen certificate. (Eff. 2/14/99, Register 149; am 3/28/2008,

Register _____, _____ 2022 **PROFESSIONAL REGULATIONS**

Register 185; am 12/27/2012, Register 204; am 3/19/2014, Register 209; am 5/16/2018, Register 226; am 4/14/2021, Register 238; am ____/____/_____, Register _____)

Authority: AS 08.68.100 AS 08.68.331