DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

BOARD OF NURSING - GENERAL RULES

(By authority conferred on the director of the department of licensing and regulatory affairs by section 16141, 16145, 16148, 16174, 16175, 16178, 16181, 16182, 16184, 16186, 16186a, 16201, 16204, 16205, 16206, 16215, 16287, 17210, 17213, and 17241 of the public health code, 1978 PA 368, MCL 333.16141, 333.16145, 333.16148, 333.16174, 333.16175, 333.16178, 333.16181, 333.16182, 333.16184, 333.16186, 333.16186a, 333.16201, 333.16204, 333.16205, 333.16206, 333.16215, 333.16287, 333.17210, 333.17213, and 333.17241, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

PART 1. GENERAL PROVISIONS

R 338.10101 Definitions.

Rule 101. (1) As used in these rules:

(a) "Board" means the Michigan board of nursing.

(b) "CASN" means the Canadian Association of Schools of Nursing.

(c) "CES" means the Credential Evaluation Service.

(d) "CGFNS" means the Commission on Graduates of Foreign Nursing Schools.

(e) "Code" means the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.

(f) "CP" means the CGFNS Certification Program.

(g) "Department" means the department of licensing and regulatory affairs.

(h) "FBI" means the Federal Bureau of Investigation.

(i) "JS&A" means the Josef Silny & Associates, Inc. International Education Consultants.

(j) "NACES" means the National Association of Credential Evaluation Services.

(k) "NCSBN" means the National Council of State Boards of Nursing.

(2) Unless otherwise defined in these rules, the terms defined in the code have the same meaning as used in these rules.

History: 1989 AACS; 2003 AACS; 2017 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10102 Rescinded.

History: 1989 AACS; 2001 AACS; 2003 AACS; 2017 AACS.

R 338.10103 Rescinded.

History: 1989 AACS; 2017 AACS.

Courtesy of Michigan Administrative Rules

R 338.10104 Delegation.

Rule 104. (1) Only a registered nurse may delegate nursing acts, functions, or tasks. A registered nurse who delegates nursing acts, functions, or tasks shall do all of the following:

(a) Determine whether the act, function, or task delegated is within the registered nurse's scope of practice.

(b) Determine the qualifications of the delegatee before the delegation.

(c) Determine whether the delegatee has the necessary knowledge and skills for the acts, functions, or tasks to be carried out safely and competently.

(d) Supervise and evaluate the performance of the delegatee.

(e) Provide or recommend remediation of the performance when indicated.

(2) The registered nurse shall bear ultimate responsibility for the performance of nursing acts, functions, or tasks performed by the delegatee within the scope of the delegation.

History: 1989 AACS; 2003 AACS; 2022 AACS.

R 338.10105 Training standards for identifying victims of human trafficking; requirements.

Rule 105. (1) Under section 16148 of the code, MCL 333.16148, the individual who is licensed or seeking licensure shall have completed training in identifying victims of human trafficking that meets the following standards:

(a) Training content must cover all of the following:

(i) Understanding the types and venues of human trafficking in this state or the United States.

(ii) Identifying victims of human trafficking in healthcare settings.

(iii) Identifying the warning signs of human trafficking in healthcare settings for adults and minors.

(iv) Identifying resources for reporting the suspected victims of human trafficking.

(b) Acceptable providers or methods of training include any of the following:

(i) Training offered by a nationally recognized or state-recognized health-related organization.

(ii) Training offered by, or in conjunction with, a state or federal agency.

(iii) Training obtained in an educational program that has been approved by the board for initial licensure, or by a college or university.

(iv) Reading an article related to the identification of victims of human trafficking that meets the requirements of subdivision (a) of this subrule and is published in a peer-review journal, healthcare journal, or professional or scientific journal.

(c) Acceptable modalities of training include any of the following:

(i) Teleconference or webinar.

(ii) Online presentation.

(iii) Live presentation.

(iv) Printed or electronic media.

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(2) The department may select and audit an individual and request documentation of proof of completion of training. If audited by the department, the individual shall provide acceptable proof of completion of training, including either of the following:

(a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.

(b) A self-certification statement by the individual. The certification statement must include the individual's name and either of the following:

(i) For training completed under subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.

(ii) For training completed under subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer-review journal, healthcare journal, or professional or scientific journal, and the date, volume, and issue of publication, as applicable.

History: 2017 AACS; 2020 AACS.; 2024 MR 9, Eff. May 8, 2024.

R 338.10199 Rescission.

Rule 199. R 338.1201 of the Michigan Administrative Code, appearing on page 2479 of the 1979 Michigan Administrative Code, is rescinded.

History: 1989 AACS.

PART 2. LICENSURE

R 338.10201 Rescinded.

History: 1990 AACS; 1994 AACS; 2003 AACS; 2017 AACS.

R 338.10202 Examination; adoption; passing scores.

Rule 202. The board approves and adopts the examinations developed by the NCSBN, identified as the "NCLEX-RN" for the registered nurse and the "NCLEX-PN" for the practical nurse. Examinees shall achieve a passing score on the NCLEX computerized adaptive test. The passing score is determined by the NCSBN.

History: 1990 AACS; 1994 AACS; 2003 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10203 Licensure by examination; registered professional nurse; requirements.

Rule 203. (1) An applicant for licensure by examination shall submit a completed application on a form provided by the department, together with the requisite fee.

(2) In addition to meeting the requirements of R 338.7001 to R 338.7005, and any rules promulgated under the code, an applicant shall satisfy the requirements of this rule.

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(3) An applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-RN examination set forth in R 338.10204 and pass the NCLEX-RN examination.

(4) An applicant shall comply with section 16174(3) of the code, MCL 333.16174, by providing their fingerprints to the department of state police to have a criminal background check conducted by the state police and the FBI.

(5) An applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

History: 1990 AACS; 2017 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10204 Examinations; registered professional nurse; eligibility; reexaminations.

Rule 204. (1) To determine eligibility for the NCLEX-RN examination, an applicant shall submit a completed application on forms provided by the department, together with the requisite fee.

(2) To be eligible to take the NCLEX-RN examination, an applicant must establish that the applicant has successfully completed a registered nurse education program that satisfies 1 of the following:

(a) The program is in this state and approved by the board.

(b) The program is accredited by CASN.

(c) The program is located in another state, and complies with either of the following:

(i) The program is accredited by a nursing education accrediting agency listed in R 338.10303d(2).

(ii) If the program is not accredited by a nursing education accrediting agency listed in R 338.10303d(2), the applicant shall provide both of the following:

(A) The applicant's official transcripts from the academic institution where the nursing education program was completed.

(B) Either of the following:

(1) A letter to the department from the program, on official program letterhead, signed by the director of nursing, attesting that the program curriculum complies with both of the following:

(a) The registered nurse education program includes courses providing theory and clinical practice that comply with R 338.10306 to R 338.10308.

(b) The registered nurse education program curriculum contains the core curriculum for registered professional nurse students, as that term is defined in R 338.10301(l).

(2) If the program is closed, a letter from the state board of nursing where the program was located attesting that the nursing program was in good standing when the applicant completed the program.

(d) The program is a registered professional nurse education program or an equivalent education program outside the United States and, the applicant submits 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) A CES professional report from the CGFNS or its successor agency.

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(ii) A certification from the CGFNS CP or its successor agency.

(iii) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(3) The department shall evaluate the proof of substantially equivalent education credentials in this subrule before the applicant receives authorization from the department to take the NCLEX-RN examination. Information about the CES professional report and CGFNS CP can be obtained from the CGFNS website at www.cgfns.org. Information about the Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A can be obtained from the JS&A website at https://www.jsilny.org/.

(4) An applicant who did not pass the NCLEX-RN examination within 3 years after 1 of the following events is not eligible to repeat the NCLEX-RN examination until the applicant receives a written certification of skills competency covering the subjects in subrule (5) of this rule, from a nurse education program approved under R 338.10303a:

(a) Graduation from a board-approved registered nurse education program under subrule (2)(a) of this rule or from a registered nurse education program accredited by CASN under subrule (2)(b) of this rule.

(b) Satisfying the requirements of subrule 2(c) of this rule.

(c) Obtaining 1 of the required evaluations or the certification in subrule (2)(d) of this rule.

(5) A certification of skills competency must cover the following skills:

(a) Head-to-toe physical assessment, including vital signs.

(b) Medication administration.

(c) Documentation.

(d) Surgical asepsis and infection control.

(e) Safety, including fall prevention, body mechanics, and transfers.

(6) Except as otherwise provided under subrule (7) of this rule, the applicant has 1 year after the date of a certification of skills competency to pass the NCLEX-RN examination.

(7) As an alternative to subrule (6) of this rule, on written application and documentation to support the request to the board, the board may grant up to a 6-month extension to the time requirement in subrule (4) of this rule to sit for the NCLEX-RN examination if the board finds the failure of the licensee to sit for the NCLEX-RN examination was due to the applicant's disability, military service, absence from the continental United States, or a circumstance beyond the applicant's control that the board considers good and sufficient.

History: 1990 AACS; 1994 AACS; 1996 AACS; 2003 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10206 Licensure by endorsement from another state or reciprocity from Canada; registered professional nurse; requirements.

Rule 206. (1) An applicant who currently holds an active registered professional nurse license in good standing in another state and who has never been licensed as a registered professional nurse in this state may apply for a license by endorsement.

(2) The applicant is presumed to meet the requirements of section 16186 of the code, MCL 333.16186, if the applicant meets the requirements of R 338.7001 to R 338.7005; any rules promulgated under the code; submits a completed application, on a form

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provided by the department, together with the requisite fee; and complies with all of the following requirements:

(a) Meets either of the following requirements:

(i) Has been licensed or registered for not less than 5 years as a registered professional nurse in another state, was initially licensed by taking the NCLEX-RN examination, holds a license in good standing, and provides transcripts showing graduation from a nursing education program in another state.

(ii) Is currently licensed in good standing in another state for less than 5 years, was initially licensed by taking the NCLEX-RN examination, and meets all of the following requirements:

(A) Completes a registered nurse education program that meets either of the following requirements:

(1) The program is located in this state and is approved by the board.

(2) The program is located in another state and complies with 1 of the following:

(a) The program is accredited by a nursing education accrediting agency listed in R 338.10303d(2).

(b) If the program is not accredited by a nursing education accrediting agency listed in R 338.10303d(2), the applicant shall provide all the following:

(i) The applicant's official transcripts.

(ii) Provides either of the following:

(A) A letter to the department from the program, on official program letterhead, signed by the director of nursing, attesting that the program curriculum complies with both of the following:

(1) The registered nurse education program includes courses providing theory and clinical practice that comply with R 338.10306 to R 338.10308.

(2) The registered nurse education program curriculum contains the core curriculum for registered professional nurse students as that term is defined in R 338.10301(l).

(B) If the program is closed, a letter from the state board of nursing where the program was located attesting that the nursing program was in good standing when the applicant completed the program.

(b) Discloses each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(c) Satisfies the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(d) Satisfies the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(3) An applicant who currently holds an active professional nurse license in Canada, who has never been licensed as a registered professional nurse in this state, may apply for a license by reciprocity, and is presumed to meet the requirements of section 16186 of the code, MCL 333.16186, if the applicant meets the requirements of section 16174 of the code, MCL 333.16174, submits a completed application, on a form provided by the department, together with the requisite fee, and complies with all of the following:

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(a) Meets the requirements of section 16174(3) of the code, MCL 333.16174, and submits the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) Meets either of the following:

(i) Has been licensed or registered for not less than 5 years as a registered professional nurse in Canada, was initially licensed by passing the NCLEX-RN or the Canadian Registered Nurse Examination before 2015, holds a license in good standing, and provides transcripts showing the applicant graduated from a nursing education program in another state or Canada.

(ii) Meets both of the following:

(A) Is currently licensed in good standing in Canada for less than 5 years, and was initially licensed by passing the NCLEX-RN or the Canadian Registered Nurse Examination before 2015.

(B) Completes a nursing education program accredited by a nursing education accrediting agency listed in R 338.10303d(2) or by the CASN.

(c) Discloses each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(d) Satisfies the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

History: 1990 AACS; 1994 AACS; 1996 AACS; 2003 AACS; 2017 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10207 Lapsed registered professional nurse license; relicensure requirements.

Rule 207. (1) An applicant for relicensure whose registered professional nurse license has lapsed in this state, under section 16201(3) or (4) of the code, MCL 333.16201, as applicable, may be relicensed by complying with the following requirements as noted by (√):

(a) For a registered professional nurse who has let their license lapse in this state and is not currently licensed in another state or a Canadian province:	License lapsed 0-3 Years.	License lapsed more than 3 years, but less than 7 years.	License lapsed 7 or more years.
(i) Submit a completed application on a form provided by the department, together with the requisite fee.	√	√	√
(ii) Establish that the applicant is of good moral character, as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.	√	√	√
(iii) Submit fingerprints as required under section 16174(3) of the code, MCL 333.16174.		√	√

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(iv) Submit proof of having completed 25 hours of continuing education in courses and programs approved by the board, including not less than 2 hours in pain and symptom management, all of which were earned within the 2-year period immediately before the application for relicensure. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may not be issued until the continuing education requirements are met.	√		
(v) Submit proof of having completed 25 hours of continuing education in courses and programs approved by the board, including not less than 2 hours in pain and symptom management, with a minimum of 3 hours in each of the following areas, all of which were earned within the 2-year period immediately before the date of the application for relicensure: (A) Safe documentation for nurses. (B) Critical thinking skills for nurses. (C) Pharmacology. (D) Preventing medication errors. (E) Professional and legal accountability for nurses. (F) Delegation. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may be issued until the continuing education requirements are met.		√	√
(vi) Meet the implicit bias training required under R 338.7004.	√	√	√

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(vii) Within 3 years immediately before the application for relicensure, receive written certification of skills competency from a nurse education program approved under R 338.10303a. Certification of competency must cover the following skills utilizing nursing process: (A) Head-to-toe physical assessment, including vital signs. (B) Medication administration. (C) Documentation. (D) Surgical asepsis and infection control. (E) Safety, including fall prevention, body mechanics, and transfers.		√	√
(viii): Within 2 years immediately after approval of the application for relicensure, retake and pass the NCLEX-RN examination.			√
(ix) An applicant who is or has ever been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country, shall do both of the following: (A) Disclose each license, registration, or certification on the application form. (B) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, which include verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.	√	√	√
(b) For a registered professional nurse who has let their license lapse in this state, but who holds a current and valid registered professional nurse license in good standing in another state or a Canadian province:	License lapsed 0-3 Years.	License lapsed more than 3 years, but less than 7 years.	License lapsed 7 or more years.
(i) Submit a completed application on			

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a form provided by the department, together with the requisite fee.	√	√	√
(ii) Establish that the applicant is of good moral character, as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.	√	√	√
(iii) Submit fingerprints as required under section 16174(3) of the code, MCL 333.16174.		√	√
(iv) Submit proof of completion of 25 hours of continuing education, including not less than 2 hours in pain and symptom management, earned within the 2-year period immediately before the application for relicensure. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may not be issued until the continuing education requirements are met.	√	√	√
(v) Meet the implicit bias training required under R 338.7004.	√	√	√
(vi) An applicant who is or has ever been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country, shall do both of the following: (A) Disclose each license, registration, or certification on the application form. (B) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.	√	√	√

(2) If relicensure is granted and it is determined that a sanction has been imposed by another state, the United States military, the federal government, or another country, the

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disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

History: 2017 AACS; 2018 AACS; 2020 AACS.; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10208 Graduate from registered professional nurse education program outside of the United States or Canada; licensure requirements.

Rule 208. (1) An applicant for a registered nurse license who graduated from a registered professional nurse education program from a country outside of the United States or Canada, shall submit a completed application on a form provided by the department, together with the requisite fee, and comply with the following requirements:

(a) Meet the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) If the applicant has not passed the NCLEX-RN examination, the applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-RN examination set forth in R 338.10204 and pass the NCLEX-RN examination.

(c) Except as provided in subrule (2) of this rule, if the applicant is a graduate of a registered professional nurse education program that is located outside of the United States or Canada, has passed the NCLEX-RN examination, and is not licensed in another state or is licensed in another state for less than 5 years, the applicant shall submit 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) A CES professional report from the CGFNS or its successor agency.

(ii) A certification from the CGFNS CP or its successor agency.

(iii) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(d) Disclose each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(e) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(f) Meet R 338.7001 to R 338.7005 and any rules promulgated under the code.

(2) Under section 17213(2) of the code, MCL 333.177213, if the applicant is a graduate of a registered professional nurse education program that is located outside of the United States or Canada, the applicant is exempt from obtaining an evaluation or certification of their educational credentials as required in subrule (1)(c) of this rule if the applicant meets both of the following requirements:

(a) The applicant has passed the NCLEX-RN examination.

(b) The applicant has maintained an active license in good standing with no disciplinary sanctions in another state for 5 years or more immediately before the application for a license in this state.

History: 2017 AACS; 2018 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

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R 338.10208a Graduate from registered professional nurse education program in Canada; licensure requirements.

Rule 208a. An applicant for a registered nurse license in this state, who graduated from a registered professional nurse education program in Canada, and is not licensed in Canada, shall submit a completed application on a form provided by the department, together with the requisite fee, and comply with the following requirements:

(a) Meet the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) If the applicant has not passed the NCLEX-RN examination, the applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-RN examination set forth in R 338.10204 and pass the NCLEX-RN examination.

(c) If the applicant has passed the NCLEX-RN examination, the applicant shall submit 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) Proof of program accreditation by the CASN.

(ii) A CES professional report from the CGFNS or its successor agency.

(iii) A certification from the CGFNS CP or its successor agency.

(iv) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(d) Disclose each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(e) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(f) Meet R 338.7001 to R 338.7005 and any rules promulgated under the code.

History: 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10209 Licensure by examination; licensed practical nurse; requirements.

Rule 209. (1) An applicant for licensure by examination shall submit a completed application on a form provided by the department, together with the requisite fee.

(2) In addition to meeting the requirements of R 338.7001 to R 338.7005, and any rules promulgated under the code, an applicant shall satisfy the requirements of this rule.

(3) An applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-PN examination set forth in R 338.10210 and pass the NCLEX-PN examination.

(4) An applicant shall comply with section 16174(3) of the code, MCL 333.16174, by providing their fingerprints to the department of state police to have a criminal history check conducted by the state police and the FBI.

(5) An applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

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History: 2017 AACS; 2018 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10210 Examinations; licensed practical nurse; eligibility; reexaminations.

Rule 210. (1) To determine eligibility for the NCLEX-PN examination, an applicant shall submit a completed application on forms provided by the department, together with the requisite fee.

(2) To be eligible to take the NCLEX-PN examination, an applicant shall establish that the applicant has successfully completed a licensed practical nurse education program that satisfies 1 of the following:

(a) The applicant has successfully completed a practical nurse education program that is located in this state and is approved by the board.

(b) The applicant has successfully completed a practical nurse education program accredited by CASN.

(c) The applicant has successfully completed a practical nurse education program that is located in another state and that program complies with either of the following:

(i) Is accredited by a nursing education accrediting agency listed in R 338.10303d(2).

(ii) If the program is not accredited by a nursing education accrediting agency listed in R 338.10303(d)(2), the applicant shall provide all the following:

(A) The applicant's official transcripts from the academic institution where the nursing education program was completed.

(B) Provide either of the following:

(1) A letter to the department from the program, on official program letterhead, signed by the director of nursing, attesting that the program curriculum complies with both of the following:

(a) The practical nursing education program is not less than 40 weeks in duration and includes courses in both theory and clinical practice that comply with R 338.10306, R 338.10307, and R 338.10309.

(b) The practical nursing education program curriculum contains the core curriculum for licensed practical nurse students, as that term is defined in R 338.10301(k).

(2) If the program is closed, a letter from the state board of nursing where the program was located attesting that the nursing program was in good standing when the applicant completed the program.

(d) The applicant is a graduate of a practical nurse education program or an equivalent education program that is outside the United States and the applicant submits 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) A CES professional report from the CGFNS, or its successor agency.

(ii) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(iii) A certification from the NACES, or its successor agency.

(e) The applicant has completed a registered nurse education program and requests to sit for the NCLEX-PN examination. The applicant shall comply with both of the following:

(i) The applicant has completed a registered nurse education program that meets the requirements of R 338.10204(2).

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(ii) The applicant is certified to take the NCLEX-PN examination by a practical nurse program from the same institution as the registered nurse education program that has been approved by the board under subdivision (a) of this subrule.

(3) The department shall evaluate the proof of substantially equivalent education credentials in subrule (2)(c) of this rule before the applicant receives authorization from the department to take the NCLEX-PN examination. Information about the CES professional report can be obtained from the CGFNS website at www.cgfns.org. Information about the Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A can be obtained from the JS&A website at https://www.jsilny.org/. A list of NACES approved credentialing agencies can be found on its website at www.naces.org.

(4) Except as otherwise provided in subrule (7) of this rule, an applicant who did not pass the NCLEX-PN examination within 3 years after 1 of the following events is not eligible to repeat the NCLEX-PN examination until the applicant receives a written certification of skills competency covering the subjects in subrule (5) of this rule, from a nurse education program approved under R 338.10303a:

(a) Graduation from a board-approved practical nurse education program under subrule (2)(a) of this rule or from a practical nurse education program accredited by CASN under subrule (2)(b) of this rule. (b) Satisfying the requirements of subrule (2)(c) of this rule. (c) Obtaining 1 of the required evaluations or certifications in subrule (2)(d) of this rule.

(d) Graduation from a board approved registered nurse education program under subrule (2)(e) of this rule.

(5) A certification of skills competency must cover the following skills:

(a) Head-to-toe physical assessment, including vital signs.

(b) Medication administration.

(c) Documentation.

(d) Surgical asepsis and infection control.

(e) Safety, including fall prevention, body mechanics, and transfers.

(6) The applicant has 1 year after the date of a certification of skills competency to pass the NCLEX-PN examination.

(7) On written application and documentation to support the request to the board, the board may grant up to a 6-month extension to the time requirement in subrule (4) of this rule to sit for the NCLEX-PN examination if the board finds the failure of the licensee to sit for the NCLEX-PN examination was due to the applicant's disability, military service, absence from the continental United States, or a circumstance beyond their control which the board considers good and sufficient.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10211 Licensure by endorsement from another state; licensure by reciprocity from Canada; licensed practical nurse; requirements.

Rule 211. (1) An applicant who currently holds an active practical nurse license in good standing from another state and who has never been licensed as a practical nurse in this state may apply for a license by endorsement.

Courtesy of Michigan Administrative Rules

(2) The applicant is presumed to meet the requirements of section 16186 of the code, MCL 333.16186, if the applicant meets the requirements of R 338.7001 to R 338.7005; any rules promulgated under the code; submits a completed application, on a form provided by the department, together with the requisite fee; and complies with all of the following requirements:

(a) Meets 1 of the following requirements:

(i) Has been licensed or registered for not less than 5 years as a practical nurse in another state, was initially licensed by taking the NCLEX-PN examination, holds a license in good standing, and provides transcripts showing graduation from a nursing education program in another state.

(ii) Is currently licensed in good standing in another state for less than 5 years, was initially licensed by taking the NCLEX-PN examination, and meets all of the following requirements:

(A) Completes a practical nurse education program that meets either of the following requirements:

(1) The program is located in this state and is approved by the board.

(2) The program is located in another state and the program complies with either of the following:

(a) The program is accredited by a nursing education accrediting agency listed in R 338.10303d(2).

(b) If the program is not accredited by a nursing education accrediting agency listed in R 338.10303(d)(2), the applicant shall provide all of the following:

(i) The applicant's official transcripts.

(ii) Provides either of the following:

(A) A letter to the department on official program letterhead, signed by the director of nursing, attesting that the program curriculum complies with both of the following:

(1) The practical nursing education program is not less than 40 weeks in duration and includes courses in both theory and clinical practice that comply with R 338.10306, R 338.10307, and R 338.10309.

(2) The practical nursing education program curriculum contains the core curriculum for licensed practical nurse students as that term is defined in R 338.10301(k).

(B) If the program is closed, a letter from the state board of nursing where the program was located attesting that the nursing program was in good standing when the applicant completed the program.

(b) Discloses each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(c) Satisfies the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(d) Satisfies the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(3) An applicant who currently holds an active practical nurse license in Canada who has never been licensed as a practical nurse in this state may apply for a license by

Courtesy of Michigan Administrative Rules

reciprocity and is presumed to meet the requirements of section 16186 of the code, MCL 333.16186, if the applicant submits a completed application, on a form provided by the department, together with the requisite fee, and complies with all the following:

(a) Meets the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) Meets either of the following:

(i) Has been licensed or registered for not less than 5 years as a practical nurse in Canada, was initially licensed by passing the NCLEX-PN examination or the Practical Nurse Registration Examination, holds a license in good standing, and provides transcripts showing the applicant graduated from a nursing education program in another state or Canada.

(ii) Meets both of the following:

(A) Is currently licensed in good standing for less than 5 years in Canada and was initially licensed by passing the NCLEX-PN or the Practical Nurse Registration Examination.

(B) Completes a nursing education program accredited by a nursing education accrediting agency listed in R 338.10303d(2) or by the CASN.

(c) Discloses each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(d) Satisfies the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

History: 2017 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10212 Graduate of a practical nurse education program outside of the United States and Canada; licensure requirements.

Rule 212. (1) An applicant for a practical nurse license who graduated from a nurse education program from a country outside of the United States or Canada, shall submit a completed application on a form provided by the department, together with the requisite fee, and comply with the following requirements:

(a) Meet the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) If the applicant has not passed the NCLEX-PN examination, the applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-PN examination set forth in R 338.10210 and pass the NCLEX-PN examination.

(c) Except as provided in subrule (2) of this rule, if the applicant is a graduate of a licensed practical nurse education program that is located outside of the United States, or Canada, has passed the NCLEX-PN examination, and is not licensed in another state or is licensed in another state for less than 5 years, the applicant shall submit 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) A CES professional report from the CGFNS, or its successor agency.

Courtesy of Michigan Administrative Rules

(ii) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(iii) A certification from the NACES or its successor agency.

(d) Disclose each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

(e) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(f) Meet R 338.7001 to R 338.7005 and any rules promulgated under the code.

(2) If the applicant is a graduate of a licensed practical nurse education program that is located outside of the United States or Canada, the applicant is exempt from obtaining an evaluation or certification as required in subrule (1)(c) of this rule if the applicant meets both of the following requirements:

(a) The applicant has passed the NCLEX-PN examination.

(b) The applicant has maintained an active license in good standing with no disciplinary sanctions in another state for 5 years or more immediately before the application for a license in this state.

History: 2017 AACS; 2018 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10212a Graduate from practical nurse education program in Canada; licensure requirements.

Rule 212a. An applicant for a practical nurse license who graduated from a practical nurse education program in Canada, and is not licensed in Canada, shall submit a completed application on a form provided by the department, together with the requisite fee, and comply with the following requirements:

(a) Meet the requirements of section 16174(3) of the code, MCL 333.16174, by providing the applicant's fingerprints to the department of state police to have a criminal background check conducted by the department of state police and the FBI.

(b) If the applicant has not passed the NCLEX-PN examination approved by the board, the applicant shall establish that the applicant meets the eligibility requirements to sit for the NCLEX-PN examination set forth in R 338.10210 and pass the NCLEX-PN examination.

(c) If the applicant has passed the NCLEX-PN examination, the applicant shall submit 1 of the following to the department that shows the applicant graduated from a program with substantially equivalent education credentials as a program approved by the board:

(i) Proof of program accreditation by the College of Nurses of Ontario.

(ii) A CES professional report from the CGFNS or its successor agency.

(iii) An Evaluation of Foreign Educational Credentials for Boards of Nursing from JS&A.

(iv) A certification from the NACES or its successor agency.

(d) Disclose each license, registration, or certification in a health profession or specialty issued by another state, the United States military, the federal government, or another country on the application form.

Courtesy of Michigan Administrative Rules

(e) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.

(f) Meet R 338.7001 to R 338.7005 and any rules promulgated under the code.

History: 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10213 Lapsed licensed practical nurse license; relicensure requirements.

Rule 213. (1) An applicant for relicensure whose licensed practical nurse license in this state has lapsed under section 16201(3) or (4) of the code, MCL 333.16201, may be relicensed by complying with the following requirements as noted by (√):

(a) For a licensed practical nurse who has let their licensed practical nurse license in this state lapse and is not currently licensed in another state or a Canadian province:	License lapsed 0-3 Years.	License lapsed more than 3 years, but less than 7 years.	License lapsed 7 or more years.
(i) Submit a completed application on a form provided by the department, together with the requisite fee.	√	√	√
(ii) Establish that the applicant is of good moral character, as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.	√	√	√
(iii) Submit fingerprints as set forth in section 16174(3) of the code, MCL 333.16174.		√	√
(iv) Submit proof of having completed 25 hours of continuing education in courses and programs approved by the board, including not less than 2 hours in pain and symptom management, all of which were earned within the 2-year period immediately before the application for relicensure. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may not be issued until the continuing education requirements are met.	√		
(v) Submit proof of having completed 25 hours of continuing education in courses and programs approved by the board, including not less than 2 hours in pain and symptom management, with a minimum of 3 hours in each of the following areas, all of which were earned within the 2-year period immediately before the application for relicensure:		√	√

Courtesy of Michigan Administrative Rules

(A) Safe documentation for nurses. (B) Critical thinking skills for nurses. (C) Pharmacology. (D) Preventing medication errors. (E) Professional and legal accountability for nurses. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may not be issued until the continuing education requirements are met.			
(vi) Meet the implicit bias training required under R 338.7004.	√	√	√
(vii) Within 3 years immediately before the application for relicensure, receive written certification of skill competency from a nurse education program approved under R 338.10303a. Certification of competency must cover the following skills: (A) Head-to-toe physical assessment, including vital signs. (B) Medication administration. (C) Documentation. (D) Surgical asepsis and infection control. (E) Safety, including fall prevention, body mechanics, and transfers.		√	√
(viii) Within 2 years immediately after approval of the application for relicensure, retake and pass the NCLEX-PN examination.			√
(ix) An applicant who is or has ever been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country, shall do both of the following: (A) Disclose each license, registration, or certification on the application form. (B) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.	√	√	√

(b) For a licensed practical nurse who has let their license in this state lapse, but who holds a current	License lapsed	License lapsed more	License lapsed

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and valid licensed practical nurse license in good standing in another state or a Canadian province:	0-3 Years.	than 3 years, but less than 7 years.	7 or more years.
(i) Submit a completed application on a form provided by the department, together with the requisite fee.	√	√	√
(ii) Establish that the applicant is of good moral character, as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.	√	√	√
(iii) Submit fingerprints as set forth in section 16174(3) of the code, MCL 333.16174.		√	√
(iv) Submit proof of completion of 25 hours of continuing education, including not less than 2 hours in pain and symptom management, all of which was earned within the 2-year period immediately before the application for relicensure. However, if the continuing education hours submitted with the application are deficient, the applicant has 2 years after the date of the application to complete the deficient hours. The application must be held and the license may not be issued until the continuing education requirements are met.		√	√
(v) Meet the implicit bias training required under R 338.7004.	√	√	√
(vi) An applicant who is or has ever been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country, shall do both of the following: (A) Disclose each license, registration, or certification on the application form. (B) Satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application.	√	√	√

(2) If relicensure is granted and it is determined that a sanction has been imposed by another state, the United States military, the federal government, or another country, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

History: 2017 AACS; 2018 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10299 Rescission.

Courtesy of Michigan Administrative Rules

Rule 299. R 338.1201 to R 338.1235 of the Michigan Administrative Code, appearing on pages 2479 to 2482 of the 1979 Michigan Administrative Code, are rescinded.

History: 1990 AACS.

PART 3. NURSING EDUCATION PROGRAMS

R 338.10301 Definitions.

Rule 301. (1) As used in this part:

(a) “Accreditation” means a self-regulatory process that meets or exceeds educational quality standards and criteria set forth by a national nursing education accrediting organization.

(b) “Accrediting organization” means a board approved accrediting organization of nursing education programs listed in R 338.10303d.

(c) “Accredited program” means a program that has obtained accreditation from a board approved accrediting organization of nursing education programs, as that term is defined in R 338.10303d.

(d) “ADN” means an associate’s degree in nursing.

(e) “Capstone course” means a clinical experience completed in the final year of the nursing education program that synthesizes the cognitive, affective, and psychomotor skills acquired throughout the program to prepare the student for professional nursing practice.

(f) "Clinical experience" means direct nursing care experiences with actual patients or clients that offer students the opportunity to integrate, apply, and refine specific skills and abilities that are based on theoretical concepts and scientific principles. Clinical experience may include simulated nursing experiences subject to R 338.10306 and R 338.10309.

(g) "Clinical laboratory hours" means those hours of the curriculum that are assigned to laboratory practice, basic skills training, and observational experiences that offer the student the opportunity to meet educational outcomes.

(h) “Cohort” means a group of students admitted in the same academic semester or term with the intention of completing the nursing program at the same graduation date. Cohort includes students who transfer into the program at the same academic level.

(i) “Conceptual framework” means the distinct, systematic organization of concepts and planned student outcomes of the program that are consistent with relevant professional nursing standards and the mission, goals, philosophy, and purposes of the sponsoring institution, and gives direction to the curriculum.

(j) “Cooperating agency” means an individual, organization, or institution that, by written agreement or letter of intent, accepts students and faculty for nursing educational experiences.

(k) “Core curriculum for licensed practical nurse students” means courses in didactic instruction and planned clinical experience, which encompass the LPN scope of practice, in each of the following areas of nursing:

Courtesy of Michigan Administrative Rules

(i) Adult health nursing, which must consist of the study of nursing care throughout the adult lifespan; providing care for the acute and chronic phases of a medical illness; health promotion; and disease prevention.

(ii) Maternal and reproductive nursing, which must consist of the study of nursing care for women and their families in the gynecological, antepartum, labor and delivery, and postpartum phases of pregnancy, and includes the care of a newborn infant.

(iii) Children's nursing, which must consist of the study of nursing care for children whose ages range from birth through adolescence and who are receiving nursing care for both medical and surgical reasons.

(iv) Surgical nursing, which must consist of the study of nursing care throughout the adult lifespan, providing care before, during, and after a surgical procedure, health promotion, and disease prevention.

(l) "Core curriculum for registered professional nurse students" means didactic instruction and planned clinical experience, which encompass the RN scope of practice, in each of the following areas of nursing:

(i) Adult health nursing, which must consist of the study of nursing care throughout the adult lifespan; providing care for the acute or chronic phases of a medical illness; health promotion; and disease prevention.

(ii) Maternal and reproductive nursing, which must consist of the study of nursing care for women and their families in the gynecological, antepartum, labor and delivery, and postpartum phases of pregnancy, and includes the care of a newborn infant.

(iii) Children's nursing, which must consist of the study of nursing care for children whose ages range from birth through adolescence and who are receiving nursing care for both medical and surgical reasons.

(iv) Psychiatric/mental health nursing, which must consist of the study of nursing care of individuals with an acute or chronic mental health or psychiatric disorder.

(v) Surgical nursing, which must consist of the study of nursing care throughout an adult lifespan, providing care before, during, and after a surgical procedure, health promotion, and disease prevention.

(m) "Course student learning outcomes" means statements of educational expectations written in measurable terms for the knowledge, skills, or behaviors students must demonstrate by the end of the course. The statements must reflect contemporary evidence-based nursing practice and enhance achievement of end of program student learning outcomes.

(n) "Curriculum" means implementation of appropriate learning experiences that accomplish measurable course and program outcomes, which incorporate the nursing program's purpose, philosophy, and conceptual framework of the nursing program through the systematic arrangement of courses. This includes outcomes stated in measurable terms and accomplished through appropriate learning experiences planned for a clearly defined group of students and extending over a defined period of time depending on the type of nursing education program. Systematic and ongoing evaluation within the context of measurable outcomes is inherent in the curriculum.

(o) "End of program student learning outcomes" means statements of educational expectations written in measurable terms for the knowledge, skills, or behaviors students must demonstrate by the end of the program. The statements must reflect professional

Courtesy of Michigan Administrative Rules

standards, guidelines, contemporary nursing practice, guide the curriculum, and increase in complexity as students progress through the curriculum.

(p) "Final program approval report" means an updated self-study done after the graduation of the second cohort and before the graduation of the fourth cohort that is submitted to the board when the program is seeking full program approval.

(q) "Full program approval" means approval of a program granted after satisfactory demonstration to the board of compliance with these rules.

(r) "Initial approval" means approval that is granted by the board to inaugurate a program of nursing education.

(s) "Instruction" means educational methodology for achieving curriculum outcomes.

(t) "Learning experiences" means planned learning situations, which may include clinical experiences, clinical laboratory hours, or classroom instruction.

(u) "MSN" means a master's of science in nursing.

(v) "Nurse site reviewer" means a nurse with expertise in curriculum development and nursing program administration or education that independently examines a nursing program applying for program approval.

(w) "Nursing education program report" means a report completed and submitted between the self-study submissions. It provides the board with information as to the program's admissions, attrition, courses, clinical experience, faculty program evaluation, and outcomes and is submitted as follows:

(i) For programs that have received initial approval under R 338.10303, the report must be submitted each year during the program approval phase.

(ii) For programs that have received full approval under R 338.10303a, the report must be completed and submitted at the halfway point between the self-study submissions.

(x) "Nursing faculty" means a member of the faculty qualified to teach nursing courses and evaluate learning.

(y) "Nursing process" means the ongoing assessment, analysis, nursing diagnosis, planning, implementation, and evaluation of nursing care.

(z) "Observational experience" means a planned learning situation that is not direct patient care, does not require intervention by the student, meets preplanned stated outcomes, and provides for student evaluation.

(aa) "Philosophy" means the stated beliefs of faculty about nursing education and practice that determine the design of the curriculum and the evaluation of the program and that are consistent with the educational philosophy of the sponsoring agency.

(bb) "Practical nurse program" means a nursing program to prepare students for practical nurse licensure.

(cc) "Preceptor" means an experienced nurse, paired in a 1-to-1 relationship with a nursing student, who actively participates in the education, mentoring, and evaluation of the nursing student in a clinical setting.

(dd) "Probationary status" means the period when a program is under disciplinary action by the board.

(ee) "Program director" means a nurse who is delegated the authority and accountability for the nursing program by the sponsoring agency.

(ff) "Program of nursing education" means a plan or design indicating the relationship of the components necessary to achieve the goal of preparing individuals for licensure as registered or practical nurses under the code.

Courtesy of Michigan Administrative Rules

(gg) “Program outcomes” means documented and measurable indicators that reflect the program’s overall effectiveness.

(hh) “Registered professional nurse program” means a nursing program to prepare students for initial registered nurse licensure.

(ii) “Self-study report” means an in-depth written review of all aspects of a nursing education program that contains evidence of the program’s compliance with all the requirements of these rules.

(jj) “Simulation laboratory” means activities that replicate patient care scenarios and are designed to foster clinical decision-making and critical thinking. Scenarios may include the use of medium or high-fidelity mannequins, standardized patients, role playing, skills stations, and computer-based critical thinking simulations.

(kk) “Site visit” means a physical inspection of an institution and all the components of its program of nursing education for the purpose of determining compliance with the requirements of this part.

(ll) “Sponsoring agency” means the organization or institution of which the nursing program is a component.

(mm) “Unaccredited program” means a program that has not obtained accreditation from a board approved accrediting organization of nursing education programs, as that term is defined in R 338.10303d.

(2) Unless otherwise defined in the rules, the terms defined in the code have the same meaning as used in these rules.

History: 1989 AACS; 2003 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10302 Rescinded.

History: 1989 AACS; 2017 AACS.

R 338.10303 Initial program approval; procedure.

Rule 303. The following requirements are established for initial approval of a program of nursing education:

(a) The sponsoring agency shall submit all the following to the board:

(i) A letter of intent to initiate a program of nursing education.

(ii) A feasibility study that demonstrates all the following, with supporting documentation relative to the proposed program location:

(A) Need for the program.

(B) Need for graduates of the proposed program.

(C) Availability of students.

(D) Impact on all existing nursing education programs in a 50-mile radius of the proposed program. The applying institution is responsible for surveying schools within the radius to determine the perceived impact the proposed program will have on the availability of the existing program’s clinical placements, faculty, and student recruitment.

Courtesy of Michigan Administrative Rules

(E) Ability of proposed clinical education sites to provide students with clinical experiences that meet course outcomes, provide students the opportunity to practice skills with individuals or groups across the life span and meet the requirements of R 338.10307(5), (6), (7), and (8). Evidence must also include documentation of the effect on other schools utilizing the proposed clinical facilities and letters of intent from the proposed clinical education sites, signed by the chief nursing officer, or an equivalent position, outlining the plan to accommodate all the sponsoring agency's students.

(iii) Evidence that the mission of the sponsoring agency is consistent with the philosophy and purpose of a program to prepare students for the practice of nursing.

(iv) Evidence that the sponsoring agency shall provide funding and other support for the nursing education program that meets all the following requirements:

(A) A 5-year budget in which the first 2 years of the budget do not include tuition and the remaining 3 years of the budget includes tuition.

(B) A financial statement prepared by an independent certified public accountant or auditor, a bank line of credit, or a surety bond that equals the total tuition for all students who have been enrolled for 2 years.

(C) Submission of evidence that the sponsoring agency shall provide appropriate physical facilities and other support services for the nursing education program, in conjunction with other departments in the sponsoring agency, including faculty, administration, and student participation in governance of the sponsoring agency, a grievance or complaint process, counseling, academic advising, career placement, financial aid, and learning resource centers or a library.

(v) Evidence of approval to provide financial aid for students, under Title IV of the Higher Education Act of 1965, 20 USC 1070 to 1099d. If the sponsoring agency is unable to submit evidence that it is approved to provide financial aid under Title IV of the Higher Education Act of 1965, 20 USC 1070 to 1099d, until after the board approves the program, the program, with board approval, may submit the evidence to the department before enrolling students to the program.

(vi) A sponsoring agency that is an institution requiring approval from the department's proprietary schools unit, or its successor agency, to conduct a nursing education program or to confer a particular degree or certificate on the graduates of the program shall submit to the board a copy of the approval. A proprietary school shall possess a state-issued license, be in operation for 2 years, offer health-related programs, and demonstrate student success with results that meet or exceed state or national averages.

(vii) Proposed number of students to be enrolled in the program annually, the number of times that enrollment periods are held per year, and the dates when enrollment periods are held annually.

(viii) Proposed first date of admission of students to the nursing sequence of the program.

(ix) Plans to recruit and employ a program director and other nursing faculty members sufficiently in advance of admitting students to the nursing sequence to ensure consistency in the planning and implementation of the curriculum. The plan should include a timeline for recruitment and disclose recruitment resources. If already appointed, the names and qualifications of the director of the program and other nursing faculty members must be provided.

Courtesy of Michigan Administrative Rules

(x) The sponsoring agency shall provide evidence of a tuition policy in which students pay as they proceed through the program either by semesters, terms, units, or other time frame as specified by the sponsoring agency. The sponsoring agency shall also provide evidence of a refund policy that adheres to the refund policies of applicable state, federal, and accrediting agencies.

(xi) Evidence that students possess the necessary prerequisite education before admission to the program. The program shall not be the provider of the prerequisite education, unless it is a state-approved higher educational institution or has the approval of this state to offer prerequisite courses.

(xii) A student contract or enrollment application that outlines the nursing education program's admission requirements, a tuition refund policy that complies with paragraph (x) of this subdivision, a withdrawal and failure policy, and academic progression and program completion requirements.

(xiii) History of sponsoring agency.

(b) Following board approval of the required documentation in subdivision (a) of this rule and before admitting the first cohort, the program director shall submit a self-study report to be approved by the board. The report must set forth evidence of plans for and compliance with the following:

(i) History of sponsoring agency.

(ii) Philosophy.

(iii) Conceptual framework.

(iv) Curriculum to include end of program student learning outcomes and course student learning outcomes.

(v) Course descriptions and outlines.

(vi) Detailed plan of study that includes all of the following:

(A) Program plan of study including all required courses.

(B) Course sequence.

(C) Credits per course including theory, laboratory, clinical and simulation hours.

(vii) Signed clinical contracts for clinical placements.

(viii) Evaluation methods and tools.

(ix) Program outcomes.

(x) Director and nursing faculty credentials.

(xi) Student policies and support services.

(c) The board shall require a site visit to the program by a board-approved nurse site reviewer. The report of the site visit must be prepared by the nurse site reviewer and provided to the board and the sponsoring agency. The program may admit students after the board determines that all deficiencies noted in the report are sufficiently resolved.

(d) After the first cohort has been admitted and during the initial approval period, the program director shall submit an annual nursing education program report to the board. The nursing education program report must include information about each of the following:

(i) Admission, progression, and retention of students.

(ii) Student achievement on the required licensure NCLEX examination.

(iii) Systematic program evaluation results, including analysis of end of program student learning outcomes and program outcomes, including but not limited to, NCLEX pass rates for first time takers, program completion rates and employment rates.

Courtesy of Michigan Administrative Rules

(iv) Program changes.
(v) Nursing faculty qualifications, assignments, and any nursing faculty exceptions.

History: 1989 AACS; 2003 AACS; 2017 AACS 2017; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10303a Full program approval; procedure.

Rule 303a. (1) The sponsoring agency may apply to the board for full approval of the program after graduation of the second cohort, but no later than graduation of the fourth cohort. The sponsoring agency shall comply with the following requirements for full approval of a nursing education program:

(a) The sponsoring agency shall submit a final program approval report to the board. The report must provide an update of the self-study that was submitted for initial approval under R 338.10303(b), review the program's progress since initial approval was granted, and include a review and evaluation of program implementation.

(b) The board may require a site visit to the program by a board-approved nurse site reviewer before considering full approval. If conducted, a report of the site visit must be prepared by the nurse site reviewer and provided to the board and the sponsoring agency. If deficiencies are noted in the report, the program shall resolve the deficiencies within the timeline set by the board.

(2) NCLEX scores for the program up to the point of application of full approval must equate to the passage rates as required in R 338.10310.

(3) If by the end of the fourth cohort, a program does not satisfy the criteria for full approval set forth in this rule or has failed to apply for full approval as required under this rule, the board may begin the evaluation process of the program under section 17242 of the code, MCL 333.17242, and R 338.10310.

(4) When granted full approval for the program of nursing education, the sponsoring agency shall continue to meet all the requirements of this part.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10303b Continued program approval; self-study and nursing education program report requirements.

Rule 303b. (1) Self-study reports: After full approval has been granted under R 338.10303a, a sponsoring agency of an unaccredited program shall submit a comprehensive self-study report every 8 years. The report must include all the following information for all of the years since the last self-study report was approved by the board.

(a) History of sponsoring agency.
(b) Philosophy.
(c) Conceptual framework.
(d) Curriculum to include end of program student learning outcomes and course student learning outcomes.
(e) Detailed plan of study that includes all the following:
(i) Program plan of study including all required courses.
(ii) Course sequence.

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(iii) Credits per course including theory, laboratory, clinical and simulation hours.

(f) Course descriptions and outlines.

(g) Signed clinical contracts or current letters of commitment for clinical placements.

(h) Evaluation methods and tools.

(i) Program outcomes.

(j) Director and nursing faculty credentials.

(k) Student policies and support services.

(2) Sponsoring agencies of accredited programs shall comply with all the following:

(a) All reporting requirements set forth by the accrediting organization.

(b) A sponsoring agency may submit to the board a letter of accreditation or reaccreditation from the accrediting organization instead of submitting a self-study report prepared for the board if no deficiencies were found.

(i) The letter must be submitted to the board within 90 days after the date on the decision letter.

(ii) If the sponsoring agency fails to submit the letter within 90 days, a self-study report must be prepared for the board in accordance with subrule (1) of this rule.

(c) If the letter of accreditation or reaccreditation from the accrediting organization noted deficiencies, the program shall provide the decision letter and supporting documentation from the accrediting organization along with all follow-up reports, supporting documentation, and resulting decision letters from the accrediting organization to the board.

(i) The letter of accreditation or reaccreditation and any follow up report decision letters must be submitted to the board within 90 days after the date on the letter.

(ii) The board may request further documentation from the sponsoring agency.

(d) Programs shall immediately notify the board of changes in the accreditation status, cycle, or reporting dates.

(3) Nursing education program reports: After a program has been granted full approval under R 338.10303a, the sponsoring agency of an unaccredited program shall submit a nurse education program report to the board every 4 years. Subject to subrule (4) of this rule, the sponsoring agency of an accredited program shall submit a nurse education program report to the board at the midpoint of the accreditation cycle. The nursing education program report must include all the following information for each year since the last self-study report was approved by the board:

(a) Program information pertaining to total program length, required credits, and all required courses, including any prerequisite courses, in the program's plan of study.

(b) Analysis and action plans for program performance outcomes including program completion rates, first-time NCLEX pass rates, and job placement rates.

(c) Systematic program evaluation results and action plan, including
analysis of end of program student learning outcomes, including but not limited to, NCLEX pass rates for first time takers, program completion rates, and employment rates.

(d) Major program changes.

(e) Nursing faculty qualified to teach nursing courses, assignments, and any nursing faculty exceptions.

(f) End of program student learning outcomes for each program option.

Courtesy of Michigan Administrative Rules

(g) The plan of study that demonstrates progression of learning across the curriculum.

(4) Sponsoring agencies of accredited programs that are required to submit a midcycle report shall comply with all the following:

(a) All midcycle reporting requirements set forth by the accrediting organization.

(b) A sponsoring agency may submit to the board a midcycle report decision letter from the accrediting organization if no deficiencies requiring a supplemental report were found.

(i) The letter must be submitted to the board within 90 days after the date on the decision letter.

(ii) If the sponsoring agency fails to submit the letter within 90 days, a nursing education program report must be prepared for the board in accordance with subrule (3) of this rule.

(c) If the midcycle accreditation report decision letter from the accrediting organization noted deficiencies, the program shall provide the decision letter and supporting documentation from the accrediting organization along with all follow-up reports, supporting documentation, and resulting decision letters from the accrediting organization to the board.

(i) The midcycle report decision letter and any follow up report decision letters must be submitted to the board within 90 days after the date on the letter.

(ii) The board may request further documentation from the sponsoring agency.

(5) The board shall notify the program director of the date by which a nursing education program report must be submitted.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10303c Major program changes and temporary seat increase requirements.

Rule 303c. (1) A major program change means any of the following:

(a) Revision of the program's philosophy, conceptual framework, course sequence-plan of study, curriculum, program outcomes, student learning outcomes, or changes that increase the use of simulation more than 10% of the current total clinical hours in a program.

(b) Change in primary instruction delivery methods for more than 50% of the program, if the delivery method does not allow for live or synchronous instruction, in-person or virtual, that provides for the opportunity of direct interaction between faculty and participants, including but not limited to, lectures, symposia, live teleconferences, and workshops.

(c) A permanent expansion in the number of students served.

(d) Increase or decrease in overall program credits.

(e) Providing the theory portion of the curriculum at an additional location that is separate from the primary campus using the same curriculum as the primary campus. Initial approval under R 338.10303 must be obtained if more than theory is taught at the additional location.

(2) A nursing education program shall submit major program changes to the board in writing. The changes must be approved before implementation. All the following must be provided when requesting a major program change:

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(a) A comparative description of the current and proposed program or portion of the program which is proposed for change.

(b) Rationale for the change.

(c) Plans to evaluate the effect of the change.

(d) If a program requests a permanent increase in students, a campus relocation, or to utilize an additional site, it shall provide all the following:

(i) The number of additional seats requested.

(ii) Documentation that there is sufficient faculty on staff to handle the increase in students.

(iii) A list identifying current and additional clinical sites available for use.

(e) Documents evidencing support for the requested change.

(3) Requests for a temporary expansion of students must be submitted in writing and approved by the board before implementation.

(4) All the following must be provided when requesting a temporary expansion of students:

(a) The number of additional seats.

(b) Rationale for the change.

(c) Documentation that there is sufficient faculty on staff to handle the increase in students.

(d) Documentation that there is sufficient classroom and laboratory space to handle the increase in students.

(e) A list identifying current and additional clinical sites available for use.

(5) A temporary expansion of students requested under subrule (4) of this rule is valid for 1 year. If the nursing education program desires to make the temporary expansion of students permanent, a major program change must be submitted under subrule (1) of this rule.

(6) If a program closure occurs, the department or board may grant a temporary expansion of students to another program to assist displaced students if the criteria in subrule (4) of this rule is satisfied.

(7) The type of program approval, initial or full, under which a program is conducted, shall not be altered when program changes are approved.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10303d Accreditation.

Rule 303d. (1) A nursing education program approved by the board shall be accredited under 1 of the following:

(a) A nursing education program that has received full board approval under R 338.10303a, before, March 18, 2018, shall receive nursing accreditation by a board-recognized nursing accreditation organization no later than January 1, 2025.

(b) A nursing education program that has initial approval of the board shall receive nursing accreditation by a board-recognized nursing accreditation organization within 6 years after receiving full program approval under R 338.10303a.

(c) A nursing education program that fails to achieve nursing accreditation by a board-recognized nursing accreditation organization as set forth by this rule shall be removed from the list of approved programs under section 17242 of the code, MCL 333.17242.

Courtesy of Michigan Administrative Rules

(2) The board recognizes the following nursing education accrediting agencies or their successor organizations:

(a) Accreditation Commission for Education in Nursing (ACEN).

(b) Commission for Nursing Education Accreditation (CNEA).

(c) Commission on Collegiate Nursing Education (CCNE).

(3) Failure of a nursing education program to maintain accreditation from an approved national nursing accrediting organization shall result in withdrawal of school approval under section 17242 of the code, MCL 333.17242, and R 338.10311, after the graduation of the last cohort of currently enrolled students. If the program wishes to restart admission, it must apply for approval from the board as a new program under R 338.10303.

History: 2018 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10304 Program approval; decision.

Rule 304. (1) Within 90 days after all materials requested by the board have been received, the board shall do either of the following:

(a) Grant initial or full approval of the program or approve the program change when the board finds that the requirements of this part are substantially met.

(b) Deny initial or full approval or approval of the program change when the board finds that the requirements of this part are not substantially met.

(2) The board shall issue its decision in writing.

(3) If approval is denied, the sponsoring agency may request a hearing that is conducted under the provisions of the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

History: 1989 AACS; 2003 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10305 Registered professional nurse and licensed practical nurse programs; program requirements.

Rule 305. Programs of registered professional nursing education and licensed practical nursing education shall meet all the following requirements:

(a) Comply with the curriculum requirements established by the board and with other requirements in this part.

(b) Contribute to the safe practice of nursing by including the standards of practice, nursing behaviors, and other skills and knowledge in the curriculum to prepare students for the practice of nursing.

(c) Prepare students to meet the requirements for eligibility to take the required licensure NCLEX examination.

(d) Establish requirements for admission, progression, and graduation which must be made known and available in written form to prospective and current students.

(e) Establish a system for the permanent maintenance of course descriptions and student and graduate transcripts.

History: 1989 AACS; 1996 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

Courtesy of Michigan Administrative Rules

R 338.10305a Registered professional nursing education program; program requirements; faculty requirements.

Rule 305a. (1) Subject to subrule (2) of this rule, the program director and all nurse faculty members shall hold a current unrestricted license to practice as a registered professional nurse in this state.

(2) If clinical experiences are offered by the nursing education program at sites that are not located in this state, then any nurse faculty members at those sites shall hold a current unrestricted license to practice as a registered nurse in this state or Canadian province where the clinical experience is located.

(3) The program director shall hold a minimum of a graduate degree with a major in nursing. Written notification of a change in director must be provided to the board within 30 days and include a copy of the new director's curriculum vitae and school contact information.

(4) A member of the nursing faculty who provides didactic/theory instruction shall hold a minimum of a graduate degree, and the program shall ensure that the majority of the didactic/theory faculty hold a graduate degree with a major in nursing, unless an exception is granted under subrule (7) of this rule. If the graduate degree is not in nursing, the faculty member shall hold a minimum of a baccalaureate degree in nursing or an equivalent standing in a nationally nursing accredited ADN to MSN nursing education program with attestation of baccalaureate level competency from that educational program. Courses that are non-nursing in content but are health-related are exempt from the requirements of this subrule and may be taught by non-nurse faculty.

(5) A member of the nursing faculty who provides instruction in either the clinical, skills, laboratory, or simulation laboratory shall hold a minimum of a baccalaureate degree in nursing or an equivalent standing in a nationally nursing accredited ADN to MSN nursing education program with attestation of baccalaureate level competency from that educational program.

(6) Notwithstanding section 16148(6) of the code, MCL 333.16148, all nursing faculty shall meet the requirements of subrules (4) and (5) of this rule.

(7) An exception may be made to the requirements of subrule (4) of this rule for full-time or part-time nursing faculty based on the faculty member's progress toward meeting the requirements of these rules during each year for which the exception is requested. Board approval for faculty exception requests must be received before the faculty member begins course instruction. A maximum of 5 yearly exceptions are granted to any full-time or part-time faculty member.

(8) Nursing faculty is sufficient in number to prepare students to achieve the outcomes of the program. The maximum ratio of students to faculty in clinical areas involving direct care of patients must be not more than 8 students to 1 faculty member. The maximum ratio of students to faculty in clinical areas involving non-direct and precepted patient care must meet the clinical affiliate's guidelines and maintain patient and community safety.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

Courtesy of Michigan Administrative Rules

R 338.10305b Licensed practical nursing education program; program requirements; faculty requirements.

Rule 305b. (1) Subject to subrule (2) of this rule, the program director and all nurse faculty members shall hold a current unrestricted license to practice as a registered professional nurse in this state.

(2) If clinical experiences are offered by the nursing education program at sites that are not located in this state, then any nurse faculty members at those sites shall hold a current unrestricted license to practice as a registered professional nurse in this state or Canadian province where the clinical experience is located.

(3) The program director shall hold a minimum of a graduate degree in nursing. Written notification of a change in director must be provided to the board within 30 days and include a copy of the new director's curriculum vitae and school contact information.

(4) Every member of the nursing faculty shall hold a minimum of a baccalaureate degree in nursing, unless an exception is granted under subrule (6) of this rule. Courses that are non-nursing in content but are health-related are exempt from the requirements of this subrule and may be taught by non-nurse faculty.

(5) Notwithstanding section 16148(7) of the code, MCL 333.16148, all nursing faculty shall comply with the requirements of subrule (4) of this rule.

(6) An exception may be made to the requirements of subrule (4) of this rule for full-time or part-time nursing faculty and is based on the faculty member's progress toward meeting the requirements of these rules during each year for which the exception is requested. Board approval for faculty exception requests must be received before the faculty member begins course instruction. A maximum of 5 yearly exceptions may be granted to any full-time or part-time faculty member.

(7) Nursing faculty is sufficient in number to prepare students to achieve the outcomes of the program. The maximum ratio of students to faculty in clinical areas involving direct care of patients must be not more than 8 students to 1 faculty member. The maximum ratio of students to faculty in clinical areas involving non-direct patient care must meet the clinical affiliate's guidelines and maintain patient and community safety.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10305c Registered professional nursing and licensed practical nursing education programs; preceptor requirements.

Rule 305c. (1) A program of nursing education that uses the personnel of a clinical facility as preceptors to facilitate the faculty-directed clinical experience of students to meet the requirements for an internship or to meet the clinical requirements in the capstone course, shall meet all the following requirements:

(a) Each preceptor is approved by the nursing faculty of the program. (b) Each preceptor shall possess a minimum of 1 year of clinical nursing experience as a registered nurse and supervisor recommendation.

(c) Each preceptor shall hold an unencumbered license in this state where the clinical experience occurs.

(d) Each preceptor is provided education including the roles and responsibilities of students, faculty members, and preceptors. The program shall maintain documentation of preceptor education.

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(e) Before the preceptor begins instruction of the students, the nursing faculty of the program shall develop written learning outcomes for the clinical experience and provide a copy of those outcomes to each preceptor. (f) The nursing faculty member shall retain authority and responsibility for the student's learning experiences and confer routinely and periodically with the preceptor and student to monitor and evaluate the learning experiences.

(g) The maximum ratio of precepted students to a supervising nursing faculty member must be not more than 10 students to 1 nursing faculty member.

(h) If the nursing faculty member is not physically present in the area in which students are practicing, the nursing faculty member is immediately available by telephone or other means of telecommunication when students are engaged in clinical activities with a preceptor.

(i) Preceptors shall not be used to replace clinical nursing faculty in prelicensure certificate, associate, or baccalaureate degree nursing programs.

(j) A preceptor shall supervise not more than 1 student during any 1 scheduled work time or shift.

(2) This rule does not apply to staff nurses used by faculty intermittently during non-precepted clinical experiences.

History: 2017 AACS; 2018 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10306 Registered nursing and practical nursing education programs; curriculum requirements; generally.

Rule 306. The sponsoring agency's curriculum shall include all of the following:

(a) A statement of philosophy shall be established that is consistent with the philosophy of the sponsoring agency and that is implemented in the program of nursing education.

(b) End of program student learning outcomes and course student learning outcomes shall be established to serve as a guide in the development, implementation, and evaluation of the curriculum. The outcomes shall be leveled in a manner that shows progression throughout the program, and shall be reviewed periodically and revised as necessary.

(c) Learning experiences and methods of instruction shall be selected to fulfill the stated outcomes of each nursing course.

(d) Related clinical experiences and clinical laboratory and simulation laboratory hours shall be provided concurrently with, or immediately after, the theoretical presentation of the course content. Simulation laboratory hours shall be limited to no more than 50% of each clinical experience. In practical nursing education programs, simulation laboratory hours for obstetrics and pediatrics courses are unlimited and may equal 100% of the clinical experience hours.

(e) Evaluation methods and tools to be used for measuring student achievement shall be determined by the faculty in keeping with the assessment methods of the sponsoring agency. These methods and tools shall be known to the students in the program.

(f) The director and faculty shall evaluate all aspects of the curriculum on a systematic basis. Records of the results of the evaluation shall be maintained for board review, if requested.

Courtesy of Michigan Administrative Rules

History: 1989 AACS; 2017 AACS; 2018 AACS.

R 338.10307 Registered professional nursing and licensed practical nursing education programs; curriculum; organization, development, implementation, control, and evaluation.

Rule 307. (1) The program director and faculty shall organize, develop, implement, control, and evaluate the curriculum on a regularly scheduled basis within the framework of the philosophy, purposes, and outcomes of the sponsoring agency and those approved by the board.

(2) The curriculum outcomes must identify the behavioral expectations of the graduate of the program and be used for all of the following purposes:

(a) Developing, organizing, implementing, and evaluating the curriculum.

(b) Identifying outcomes for levels of progression and course and program completion.

(c) Providing to the student an organized pattern to follow in which the sequence of learning is from the simple to the complex.

(d) Organizing the courses to approximate, as closely as possible, the schedules of the sponsoring agency in terms, quarters, semesters, or trimesters.

(e) Distributing the courses throughout the curriculum so that an unreasonable overload does not exist in any segment of the sequence.

(3) The philosophy and conceptual framework or rationale for the program must be the basis for the organization of the nursing content of the curriculum.

(4) The course content and other learning experiences must promote student growth in all the following areas:

(a) The understanding of the roles and responsibilities of the members of the nursing profession.

(b) The application of the principles of nursing and the sciences which are basic to nursing practice in the development of plans of care for the patient or client.

(c) The provision of direct and indirect nursing care.

(d) The understanding of effective human relations and demonstrating the ability to use these principles in nursing situations.

(e) The recognition of physical, psychosocial, and spiritual needs of diverse patient/client populations in the provision of nursing care.

(f) The understanding of health, including the manifestations of disease and the initiation, organization, and application of the principles underlying the nursing care provided.

(g) Developing skills and abilities in the administration of all aspects of nursing care using the nursing process, including all the following:

(i) Communications.

(ii) Critical thinking, clinical judgment, and problem solving.

(iii) Understanding legal and professional responsibilities.

(iv) Inter-professional relationships with other healthcare providers.

(v) Evidence-based practice.

(vi) Quality and safety.

(h) Understanding and protecting the rights of patients or clients.

(5) All cooperating agencies selected for clinical laboratory and simulation laboratory experiences shall have standards of nursing care that demonstrate concern for the patient

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or client and evidence the skillful application of all measures of quality and safe, evidence-based nursing practice.

(6) All cooperating agencies shall have a current license, if required, for their operation and adhere to the local zoning ordinances governing their operation.

(7) When a nurse site reviewer visits a site, the nurse site reviewer may survey cooperating agencies as a part of the review process to determine the contribution each makes to the course and program outcomes. Selection must be made by the nurse site reviewer.

(8) Each resource selected to provide clinical experience shall indicate a willingness to cooperate in the curriculum by providing a letter of intent, a written agreement, or a formal contract. Each cooperating agency shall provide experiences of a quality and quantity that enable all students to meet the outcomes established for the clinical experience under R 338.10303.

History: 1989 AACS; 2003 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10308 Registered professional nursing education program; curriculum; implementation.

Rule 308. (1) The director and faculty of a program of nursing education leading to licensure as a registered professional nurse shall comply with all the following provisions:

(a) Select courses and ensure teaching concepts for basic content in the biological, physical, behavioral, and other courses supportive of the nursing major which assist the student to succeed in the nursing sequence.

(b) Provide courses and clinical laboratory, skills laboratory, and simulation laboratory experiences in the care of individuals across diverse age groups, genders, races, and cultures, in medical, surgical, pediatric, geriatric, obstetrical, and psychiatric – mental health nursing and provide supervised practice in the administration of medication. Opportunities for learning experiences in community aspects of nursing must be made available. The elements of the nursing process and clinical judgment must be emphasized in all nursing courses. Clinical laboratory, simulation laboratory, and clinical experience hours must be sufficient in number to meet the course and program outcomes.

(c) Ensure that courses include content relating to all the following:

(i) The legal scope of practice of a registered nurse.

(ii) The standards of practice and performance and code of ethics for the nursing profession.

(iii) Historical perspectives of nursing and current legal-ethical issues.

(iv) Licensure requirements.

(d) Select cooperating agencies that meet the requirements of R 338.10307(5), (6), and (8).

(2) A registered professional nurse program may substitute up to 50% of clinical hours per specialty content area within a course with simulation laboratory experiences. For simulation laboratory experiences, the board adopts by reference the standards of the International Nursing Association for Clinical Simulation and Learning, as specified in the publication titled, “Standards of Best Practice: Simulation” 2021. The standards are

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available from the International Nursing Association for Clinical Simulation and Learning's website at http://www.inacsl.org at no cost. Copies of the standards are available for inspection and distribution at a cost of 10 cents per page from the Board of Nursing, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909.

History: 1989 AACS; 2003 AACS; 2017 AACS; 2018 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10309 Licensed practical nursing education program; curriculum; implementation.

Rule 309. (1) The director and faculty of a program of nursing education leading to licensure as a licensed practical nurse shall comply with all the following provisions:

(a) Select courses and ensure teaching concepts on which the theory and practice of practical nursing are based. The basic principles of the natural and applied sciences that are fundamental to the theory and practice of practical nursing and that are applied in the planning and implementation of nursing care must be included.

(b) Provide courses and clinical laboratory, skills laboratory, and simulation laboratory experiences in the care of individuals across diverse age groups, genders, races, and cultures, in medical, surgical, pediatric, obstetrical, acute and chronic mental illness, and geriatric nursing and provide supervised practice in the administration of medications. The elements of the nursing process and clinical judgment must be emphasized in all nursing courses. Clinical laboratory, skills laboratory, simulation laboratory, and clinical experience hours must be sufficient to meet the course and program outcomes of the curriculum.

(c) Ensure that courses include content relating to all the following:

(i) The legal scope of practice of a licensed practical nurse.

(ii) The standards of conduct for members of the nursing profession and, in particular, a licensed practical nurse.

(iii) Historical perspectives of nursing and current legal-ethical issues.

(iv) Licensure requirements.

(d) Select cooperating agencies that meet the requirements of R 338.10307(5), (6), and (8).

(2) A licensed practical nursing education program may substitute up to 50% of clinical hours per specialty content area within a course with simulation laboratory experiences, except for pediatric and obstetric clinical hours. A licensed practical nursing education program may substitute up to 100% of pediatric and obstetric clinical hours with simulation laboratory. For simulation laboratory experiences, the board adopts by reference the standards of the International Nursing Association for Clinical Simulation and Learning, as specified in the publication titled, "Standards of Best Practice: Simulation" 2021. The standards are available from the International Nursing Association for Clinical Simulation and Learning's website at http://www.inacsl.org at no cost. Copies of the standards are available for inspection and distribution at a cost of 10 cents per page from the Board of Nursing, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909.

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History: 1989 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10310 Board evaluation of a nursing education program.

Rule 310. The board may evaluate a program of nursing education when any of the following occurs:

(a) A request for initiating a program of nursing education is submitted.

(b) A request for full approval of a program is submitted.

(c) A request for approval of a major program change is submitted.

(d) The pass rate for first-time test takers on the required licensure NCLEX examination is less than 80% for any 1 year of compiled statistics provided from the NCSBN.

(e) Complaints regarding the conduct of the program are received and it is necessary to validate the complaints, under section 17242 of the code, MCL 333.17242.

(f) Failure of a nursing education program to submit a nursing education program report, or self-study report under the time frames set forth in R 338.10303b.

(g) Finding of deficiencies by the national accrediting body that is listed in R 338.10303d.

(h) Failure of a nursing education program to submit faculty exception requests before the start date of the semester under R 338.10305a and R 338.10305b.

(i) Program completion rate as submitted on a nursing education program report is below the standard set by the national accrediting organization for an accredited program or less than 70% for an unaccredited program.

(j) Failure of a nursing education program to apply for full approval by the end of the fourth cohort.

(k) Any violation or inconsistency with the code or rules.

History: 1989 AACS; 1998-2000 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10310a Nursing education program; board action following evaluation.

Rule 310a. (1) The board shall require an unaccredited nursing education program evaluated under section 17242 of the code, MCL 333.17242, and R 338.10310 and determined to be in noncompliance with any provision of the code or the rules to have an action plan or NCLEX improvement plan as the first step for improvement of the identified problem areas. The sponsoring agency shall submit the action plan or NCLEX improvement plan within 6 months after the evaluation or with the next nursing education program report, as that term is defined in R 338.10303b, whichever comes first. The plan must include all the following:

(a) A statement that the evaluation of the nursing education program was conducted by the program's director and faculty to identify problem areas.

(b) Specific steps that are being taken to affect changes in the program.

(c) Improvements to the curriculum, student admission and progression, faculty expertise in nursing and teaching, and institutional support.

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(d) A method for the evaluation of the changes and further action to be taken if program performance continues to be out of compliance. The evaluation method should include, but is not limited to, an evaluation of student achievement of course learning outcomes and end of program student learning outcomes that reflect the changes.

(2) If there is no evidence of improvement 1 year from the plan's implementation, the program shall submit an amended action plan, progress report, or NCLEX improvement plan that contains the steps being taken to improve the problem areas of the program.

(3) If there is no evidence of improvement 2 years after the initial improvement plan is submitted, the board may proceed under R 338.10311.

(4) The board shall require an accredited nursing education program evaluated under section 17242 of the code, MCL 333.17242, and R 338.10310 and determined to be in noncompliance with any provision of the code or the rules to comply with all the following:

(a) Follow the reporting requirements of its national accrediting organization.

(b) Submit copies of all reports required by the accrediting organization and decision letters received from the organization to the board.

(c) If a program is placed in a probationary status by its accrediting organization, this notation must be made on the board's website.

(d) If a program loses accreditation from its national accrediting organization, it shall immediately cease enrollment of new cohorts and the board shall proceed under R 338.10311 and begin the process to withdraw approval of the program.

History: 2017 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10311 Failure of program to comply with rules; withdrawal of approval.

Rule 311. (1) The board shall proceed under section 17242 of the code, MCL 333.17242, if the board determines that a program of nursing education does not meet the requirements of this part.

(2) Withdrawal of board approval of the program of nursing education for stated deficiencies which were not remediated does not necessarily make any bona fide student enrolled in the program at the time of withdrawal of approval ineligible for the required NCLEX licensure examination upon satisfactory completion of that program or another program of nursing education which has been approved by the board.

(3) Failure of a nursing program to meet all of the requirements of this part shall not, in and of itself, make a graduate from the program ineligible for licensure in this state. Approval of the program in a jurisdiction that maintains substantially equivalent requirements shall be considered in compliance with these rules.

(4) Failure to comply with R 338.10303d will prohibit admittance of any new cohort.

History: 1989 AACS; 2017 AACS; 2022 AACS.

R 338.10312 Program termination; interruption or reduction of admissions.

Rule 312. (1) The program director shall inform the board if a date is established for termination of the program of nursing education.

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(2) The program director shall inform the board regarding the system of retention of student records which are needed for endorsement purposes and proof of scholastic achievement. The system of records retention must comply with all applicable federal and state laws and regulations. The program shall inform the board of where the records are maintained so that graduates may be given the source of information on request.

(3) The program director shall inform the board if admissions to the program of nursing education are to be reduced, suspended, or interrupted.

(4) A licensed practical nursing program that has suspended admissions for 2 years shall apply for initial program approval under R 338.10303 and obtain board approval before resuming admissions.

(5) A registered professional nursing program that is 2 years in duration that has suspended admissions for 2 years shall apply for initial program approval under R 338.10303 and obtain board approval before resuming admissions.

(6) A registered professional nursing program that is 4 years in duration that has suspended admissions for 4 years shall apply for initial program approval under R 338.10303 and obtain board approval before resuming admissions.

(7) The board shall withdraw approval of any program that has suspended admissions for more than 4 years.

History: 1989 AACS; 2003 AACS; 2017 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

PART 4. NURSE SPECIALTY CERTIFICATION

R 338.10401 Definitions.

Rule 401. As used in this part:

(a) "Clinical nurse specialist" means an individual who is licensed under part 172 of the code, MCL 333.17201 to 333.17242, as a registered nurse, who is certified by the board to use the title clinical nurse specialist, and who focuses on continuous improvement of patient outcomes and nursing care with broad focus across the areas of direct patient care, patient education, nursing education, nursing practice, and organizational systems. A clinical nurse specialist is responsible and accountable for diagnosis and treatment of health/illness states, including the prescription and use of pharmacological and nonpharmacological interventions that are within the clinical nurse specialist's specialty role and scope of practice; disease management, health promotion; and prevention of illness and risk behaviors among individuals, families, groups, and communities. Nursing care provided by a clinical nurse specialist also includes the evaluation of patient outcomes; the translation of evidence into practice; and the development, planning, coordination and direction of programs of care for acute and chronically ill patients and their families.

(b) "Nurse anesthetist" means an individual who is licensed under part 172 of the code, MCL 333.17201 to 333.17242, as a registered nurse, who is certified by the board to use the title nurse anesthetist, and who is prepared to provide the full spectrum of anesthesia care and anesthesia-related care that is within the nurse anesthetist's specialty role and scope of practice for individuals across the lifespan, whose health status may range from

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healthy through all recognized levels of acuity, including persons with immediate, severe, or life-threatening illnesses or injury.

(c) "Nurse midwife" means an individual who is licensed under part 172 of the code, MCL 333.17201 to 333.17242, as a registered nurse, who is certified by the board to use the title nurse midwife, and who focuses on primary care services for women throughout their lifespan, including comprehensive maternity care that includes prenatal care, childbirth in diverse settings, postpartum care, and newborn care; gynecological, reproductive, and contraceptive care; physical exams; diagnosis and treatment of common health problems with consultation or referral as indicated; prescribing pharmacological and nonpharmacological interventions and treatments that are within the nurse midwife's specialty role and scope of practice; and treatment of male partners for sexually transmitted infection and reproductive health.

(d) "Nurse practitioner" means an individual who is licensed under part 172 of the code, MCL 333.17201 to 333.17242, as a registered nurse, who is certified by the board to use the title nurse practitioner, and who focuses on the performance of comprehensive assessments; providing physical examinations and other health assessments and screening activities; and diagnosing, treating, and managing patients with acute and chronic illnesses and diseases. Nursing care provided by a nurse practitioner includes ordering, performing, supervising, and interpreting laboratory and imaging studies; prescribing pharmacological and nonpharmacological interventions and treatments that are within the nurse practitioner's specialty role and scope of practice; health promotion; disease prevention; health education; and counseling of patients and families with potential, acute, and chronic health disorders.

History: 1986 AACS; 2018 AACS.

R 338.10402 Automatic suspension or revocation of specialty certification.

Rule 402. The suspension or revocation of a license as a registered nurse shall automatically void the specialty certification.

History: 2017 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10403 Advertisement of services.

Rule 403. Only nurses certified in a nursing specialty field may hold themselves out to the public as nurse specialists using the title clinical nurse specialist, nurse anesthetist, nurse midwife, or nurse practitioner. Conduct contrary to this rule is considered a violation of section 16221(d) of the code, MCL 333.16221(d).

History: 1986 AACS; 2017 AACS; 2018 AACS.

R 338.10404 Specialty certification qualifications; nurse anesthetist.

Rule 404. A specialty certification for a nurse anesthetist shall be granted to a registered professional nurse who satisfies all of the following requirements:

(a) Holds a current and valid license to practice nursing in this state.

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(b) Submits an application for certification as a nurse anesthetist on a form provided by the department, with the required fee.

(c) Possesses current certification from the National Board of Certification and Recertification of Nurse Anesthetists (NBCRNA), or a successor organization.

History: 1986 AACS; 1990 AACS; 1998-2000 AACS; 2003 AACS; 2017 AACS\; 2024 MR 9, Eff. May 8, 2024.

R 338.10404a Specialty certification qualifications; nurse midwife.

Rule 404a. A specialty certification for nurse midwife shall be granted to a registered professional nurse who satisfies all of the following requirements:

(a) Holds a current and valid license to practice nursing in this state.

(b) Submits an application for certification as a nurse midwife on a form provided by the department with the required fee.

(c) Possesses a current certification from the American Midwifery Certification Board, Inc. (AMBC), or a successor organization.

History: 2017 AACS.

R 338.10404b Specialty certification qualifications; nurse practitioner.

Rule 404b. A specialty certification for nurse practitioner shall be granted to a registered professional nurse who satisfies all of the following requirements:

(a) Holds a current and valid license to practice nursing in this state.

(b) Submits an application for certification as a nurse practitioner, on a form provided by the department with the required fee.

(c) Possesses advanced practice certification from 1 of the following certification organizations, or successor organizations:

(i) The American Nurses Credentialing Center.

(ii) The Pediatric Nursing Certification Board.

(iii) The National Certification Corporation for Women’s Health Care Nurse Practitioner and Neonatal Nurse Practitioner.

(iv) The American Academy of Nurse Practitioners for Emergency Nurse Practitioners, Family Nurse Practitioners, and Adult-Gerontology Primary Care Nurse Practitioners.

(v) The Oncology Nursing Certification Corporation.

(vi) The American Association of Critical Care Nurses Certification Corporation for Acute Care Nurse Practitioner.

History: 2017 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10404c Specialty certification qualifications; clinical nurse specialist.

Rule 404c. A specialty certification for a clinical nurse specialist must be granted to a registered professional nurse who satisfies all the following requirements:

(a) Holds a current and valid license to practice nursing in this state.

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(b) Submits an application for certification as a clinical nurse specialist, on a form provided by the department with the required fee.

(c) Possesses an advanced practice certification from either of the following certification organizations, or successor organizations:

(i) The American Nurses Credentialing Center.

(ii) The American Association of Critical Care Nurses Certification Corporation.

History: 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10405 Nurse anesthetist specialty certification renewal or reregistration; schedule; requirements; maintenance of evidence of compliance.

Rule 405. (1) Specialty certification renewal must correspond with the same schedule as the license renewal.

(2) An applicant for renewal or reregistration of a lapsed certification shall have obtained recertification or maintained certification, within the 2-year period immediately before the application, from the NBCRNA, or a successor organization.

(3) An applicant or licensee shall maintain evidence of compliance with the requirements of this rule for a period of 4 years after the date of application, during which time the board may require the applicant or licensee to submit the evidence for audit.

History: 1986 AACS; 1991 AACS; 2003 AACS; 2017 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10405a Nurse midwife specialty certification renewal or reregistration; schedule; requirements; maintenance of evidence of compliance.

Rule 405a. (1) Specialty certification renewal must correspond with the same schedule as the license renewal.

(2) An applicant for specialty certification renewal or reregistration of a lapsed certification shall have obtained recertification or maintained certification within the 2-year period immediately before the application, from the American Midwifery Certification Board (AMCB), or a successor organization.

(3) An applicant or licensee shall maintain evidence of compliance with the requirements of this rule for a period of 4 years after the date of application, during which time the board may require the licensee to submit the evidence for audit.

History: 2017 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10405b Nurse practitioner specialty certification renewal or reregistration; schedule; requirements; maintenance of evidence of compliance.

Rule 405b. (1) Specialty certification renewal must correspond with the same schedule as the license renewal.

(2) An applicant for renewal or reregistration of a lapsed certification

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who holds national certification as a nurse practitioner shall have obtained recertification or maintained certification within the 2-year period immediately before the application from 1 of the following organizations or successor organizations:

(a) The American Nurses Credentialing Center.

(b) The Pediatric Nursing Certification Board.

(c) The National Certification Corporation for Women's Health Care Nurse Practitioner and Neonatal Nurse Practitioner.

(d) The American Academy of Nurse Practitioners for Family Nurse Practitioners, Emergency Nurse Practitioners, and Adult-Gerontology Primary Care Nurse Practitioners.

(e) The Oncology Nursing Certification Corporation.

(f) The American Association of Critical Care Nurses Certification Corporation.

(g) The American Association of Nurse Practitioners.

(3) An applicant or licensee shall maintain evidence of compliance with the requirements of this rule for a period of 4 years after the date of application, during which time the board may require the licensee to submit the evidence for audit.

History: 2017 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10405c Clinical nurse specialist specialty certification renewal; schedule; requirements; maintenance of evidence of compliance.

Rule 405c. (1) Specialty certification renewal must correspond with the same schedule as the license renewal.

(2) An applicant for renewal of a certification shall meet the following requirements appropriate to his or her current source of certification:

(a) An applicant who holds national certification as a clinical nurse specialist shall have obtained recertification or maintained certification within the 2-year period immediately before the application from either of the following organizations or successor organizations:

(i) American Nurses Credentialing Center.

(ii) American Association of Critical Care Nurses Certification Corporation.

(b) An applicant who does not possess national certification as a clinical nurse specialist shall have met the continuing education requirements for his or her role and population focus consistent with the recertification standards as established by the American Nurses Credentialing Center or the American Association of Critical Care Nurses Certification Corporation for the 2-year period immediately before the certification renewal.

(3) An applicant or licensee shall maintain evidence of his or her compliance with the requirements of this rule for a period of 4 years after the date of application, during which time the board may require the licensee to submit this evidence for audit.

History: 2018 AACS; 2022 AACS.

R 338.10406 Expired certification.

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Rule 406. (1) If the nursing license has expired, the requirements for a registered nurse license shall be satisfied before applying for certification in a specialty field.

(2) The board shall certify a licensee who has allowed certification to expire if the applicant submits evidence that the current initial certification requirements have been met.

History: 1986 AACS.

PART 6. CONTINUING EDUCATION

R 338.10601 License renewals; requirements; applicability.

Rule 601. (1) Under section 16201 of the code, MCL 333.16201, an applicant for license renewal who has been licensed for the 2-year period immediately before the expiration date of the license, shall accumulate not less than 25 hours of continuing education that are approved by the board under these rules during the 2 years before the expiration of the license.

(2) An applicant for license renewal shall complete not less than 2 hours of the 25 required hours, of continuing education in pain and pain symptom management in each renewal period under section 16204(2) of the code, MCL 333.16204. Continuing education in pain and pain symptom management may include, but is not limited to, courses in behavior management, psychology of pain, pharmacology, behavior modification, stress management, clinical applications, and drug interventions as they relate to professional practice.

(3) An applicant for license renewal, who also applies for a controlled substance license, shall complete a 1-time training in opioids and other controlled substances awareness as required in R 338.3135.

(4) Submission of an application for renewal constitutes the applicant's certification of compliance with the requirements of this rule. A nurse shall retain documentation of meeting the requirements of this rule for a period of 4 years after the date of applying for license renewal. The board may require an applicant to submit evidence to demonstrate compliance with this rule. Failure to comply with this rule is a violation of section 16221(h) of the code, MCL 333.16221.

(5) A request for a waiver under section 16205 of the code, MCL 333.16205, must be received by the department for the board's consideration not less than 30 days before the last regularly scheduled board meeting before the expiration date of the license. The public notice for the board meetings can be found at: https://www.michigan.gov/lara/bureau-list/bpl/health/hp-lic-health-prof/nursing

History: 1996 AACS; 2003 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10602 Acceptable continuing education; requirements; limitations.

Rule 602. (1) The 25 hours of continuing education required under R 338.10601(1) for the renewal of a license must comply with the following, as applicable:

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(a) No more than 12 credit hours may be earned during a 24-hour period.

(b) Except for the implicit bias training required under R 338.7004 that may be used to comply with R 338.7004 and a continuing education requirement, an applicant may not earn continuing education credit for the human trafficking requirement and may not earn credit for a continuing education program or activity that is identical to a program or activity the applicant has already earned credit for during that renewal period.

(2) The board shall consider the following as acceptable continuing education:

ACCEPTABLE CONTINUING EDUCATION ACTIVITIES		
(a)	Completion of an approved continuing education program or activity related to the practice of nursing or any non-clinical subject relevant to the practice of nursing. A continuing education program or activity is approved, regardless of the format in which it is offered, if it is offered for continuing education credit by any of the following: The American Association of Nurse Anesthetists (AANA). The American Association of Nurse Practitioners (AANP). The Accreditation Council for Continuing Medical Education (ACCME). The American College of Nurse-Midwives (ACNM). The American Medical Association (AMA). The American Nurses Credentialing Center (ANCC). The American Osteopathic Association (AOA). The National Association of Clinical Nurse Specialists. The National Association for Practical Nurse Education and Service, Inc. (NAPNES). The National League for Nursing (NLN). Another state or provincial board of nursing. A continuing nursing education program offered by a nursing education program that is approved by the board under R 338.10303a. A continuing education program or activity is approved, regardless of the format in which it is offered, if it is approved for continuing education credit by any of the following: Another state or provincial board of nursing.	The number of hours approved by the sponsor or the approving organization. If the activity was not approved for a set number of hours, then 1 credit hour for each 60 minutes of participation may be earned.

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	If audited, an applicant shall submit a copy of a letter or certificate of completion showing the applicant's name, number of hours earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date the program was held or activity completed.	
(b)	Completion of academic courses related to nursing practice offered by a nursing education program in this state approved by the board under part 3 of these rules or a post-licensure or graduate nursing program that is nationally accredited by a nursing education accrediting organization included in R 338.10303d(2). If audited, an applicant shall submit an official transcript that reflects completion of the academic course and number of semester or quarter credit hours earned.	Five hours of continuing education may be earned for each semester credit hour earned. Three hours of continuing education may be earned for each quarter credit hour earned.
(c)	Obtaining specialty certification or maintaining certification as 1 of the following: Clinical nurse specialist. Nurse anesthetist. Nurse midwife. Nurse practitioner. If audited, an applicant shall submit proof of certification or recertification.	Twenty-five hours of continuing education, including 2 hours for pain and symptom management, may be credited for obtaining or maintaining specialty certification during the renewal period.
(d)	Successful completion of a national nursing specialty examination. If audited, an applicant shall submit proof of a passing score on the examination.	Ten hours of continuing education may be earned in the year in which the applicant achieves a passing score. A maximum of 20 hours of continuing education may be earned in each renewal period. Credit must not be given for repeating the same examination in a renewal period.
(e)	Initial publication of a chapter or an article related to the practice of nursing or allied health in any of the following: A nursing or healthcare textbook. A peer-reviewed textbook.	Ten hours of continuing education may be earned per publication. A maximum of 10 hours of continuing education may be

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	A nursing or healthcare peer-reviewed journal. If audited, an applicant shall submit a copy of the publication that identifies the applicant as the author or a publication acceptance letter.	earned in each renewal period.
(f)	Independent reading of articles or viewing or listening to media related to nursing practice that do not include a self-assessment component. If audited, an applicant shall submit an affidavit attesting to the number of hours the applicant spent participating in these activities and that includes a description of the activity.	One hour of continuing education may be earned for each 50 to 60 minutes of participation. A maximum of 4 hours of continuing education may be earned in each renewal period.
(g)	Participation on a healthcare organization committee dealing with quality patient care or utilization review. If audited, an applicant shall submit a letter from an organization official verifying the applicant's participation and the number of hours the applicant spent participating on the committee.	One hour of continuing education may be earned for each 60 minutes of participation. A maximum of 4 hours of continuing education may be earned in each renewal period.
(h)	Presentation of an academic or continuing education program that is not a part of the applicant's regular job description. If audited, an applicant shall submit a copy of the curriculum and a letter from the program sponsor verifying the length and date of the presentation.	Three hours of continuing education may be earned for each 60 minutes of presentation. A maximum of 6 hours of continuing education may be earned in each renewal period.
(i)	Participation as a preceptor for at least 1 nursing student or a new employee undergoing orientation. A preceptorship must be for a minimum of 24 preceptor hours with a preceptor ratio of 1 student or employee to 1 preceptor. Twenty-four preceptor hours equals 1 continuing education hour. If audited, an applicant shall submit written documentation from the educational institution or preceptor's supervisor verifying the dates and hours of the preceptorship.	A maximum of 5 hours of continuing education may be earned in each renewal period.

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(j)	Participation in learning experiences which may include clinical experiences, clinical laboratory hours, or classroom instruction related to nursing orientation in a clinical setting or nurse residency program, or orientation as a new nurse educator in an academic setting. The orientation must be for a minimum of 24 hours. Twenty-four hours of orientation equals 1 continuing education hour. If audited, an applicant shall submit written documentation from the supervisor at the clinical setting or educational institution verifying the dates and hours of the orientation.	A maximum of 5 hours of continuing education may be earned in each renewal period.

History: 1996 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10603 Rescinded.

History: 1996 AACS; 2003 AACS; 2017 AACS.

PART 7. NURSING PROFESSIONAL FUND SCHOLARSHIP PROGRAM

R 338.10701 Definitions.

Rule 701. "Nurse professional fund" means the fund established under section 16315(6) of the code, MCL 333.16315(6).

History: 1998-2000 AACS; 2017 AACS.

R 338.10702 Board determination of categories and areas of need for designating awards; department shall communicate board's determination of need to nursing programs; applications.

Rule 702. (1) The board shall annually determine categories and areas of need for designating scholarship awards to eligible programs of nursing. The board may consider any of the following in establishing categories and areas of need:

(a) Data generated from licensure renewal information and nursing surveys in this state.

(b) National and state trends that have identified nursing shortages.

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(c) Data identifying medically underserved areas, medically underserved populations, or health professional shortage areas.

(d) Health status and nursing care needs of the state's residents.

(2) The department shall communicate the board's determination as to categories and areas of need to approved nursing education programs in this state.

(3) The department shall provide applications to approved programs of nursing that meet the established eligibility criteria in R 338.10703.

History: 1998-2000 AACS; 2018 AACS; 2020 AACS; 2022 AACS.

R 338.10703 Eligibility of and allocation to nursing education programs.

Rule 703. (1) To be eligible for a scholarship award, a school shall meet 1 of the following criteria:

(a) Provide a prelicensure nursing program that complies with all the following:

(i) Is approved by the board.

(ii) Has a primary campus located in this state.

(iii) Offers a program of nursing that meets the predetermined category and area of need as established by the board under R 338.10702.

(b) Provide a post-licensure nursing program that complies with both of the following:

(i) Is accredited by a national nursing education accrediting entity.

(ii) Has a primary campus located in this state.

(2) A school shall submit an application on a form approved by the department declaring intent to participate in the scholarship. However, an application may only be submitted for programs that are included in the annual list of scholarship program categories and areas of need as determined by the board under R 338.10702.

(3) The department shall annually determine the allocation for each eligible education program.

History: 1998-2000 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10704 Nursing education program awards to eligible students; requirements; procedures.

Rule 704. (1) An eligible nursing education program, on receiving an allocation, shall award a scholarship to a full-time or part-time student who meets all the following criteria:

(a) Is a permanent resident of this state.

(b) If licensed as a nurse, holds an unencumbered license in this state to practice nursing.

(c) Maintains satisfactory progress as determined by the eligible nursing education program.

(2) A nursing education program shall apply a scholarship award first to the cost of tuition, books, and fees associated with the program. A nursing program shall then provide the remainder of the award, if any, to the student in the form of a stipend.

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(3) The nursing education program shall complete the notice of intent to award the board of nursing scholarship form supplied by the department. The notice must contain all the following information:

(a) The name, address, and date of birth of the recipient.

(b) Course of study or program in which the recipient is enrolled.

(c) Attestation that all criteria of subrule (1) of this rule have been met.

(d) Information regarding electronic funds transfer from the department to the program.

(e) Signature of the program director and financial aid director or other employee employed by the financial aid office who can attest to accuracy of the information on the form.

(4) If a recipient withdraws from the nursing education program, then within 30 days after withdrawal, the nursing education program shall notify the department, in writing, of its intent to do 1 of the following:

(a) Award the scholarship funds to a recipient who has been chosen to receive the scholarship for the current scholarship year.

(b) Select a new applicant and submit the recipient's application and the notice of intent to award the board of nursing scholarship form to the department.

(c) Return the unused funds to the department.

(5) The nursing education program shall account for all the funds disbursed by the department no later than February 15 of the academic year in which the funds were distributed. Both of the following apply:

(a) The department shall supply the accounting form to each program that is participating in the nurse professional fund scholarship program.

(b) Failure of a program to submit an accounting statement to the department under this subrule prohibits the program from participating in the scholarship in future years until all past due accounting statements have been submitted and approved.

History: 1998-2000 AACS; 2017 AACS; 2018 AACS; 2020 AACS; 2022 AACS; 2024 MR 9, Eff. May 8, 2024.

R 338.10705 School ineligibility; notification; hearing.

Rule 705. (1) If a school is considered ineligible for a nursing scholarship award, then the department shall notify the school in writing.

(2) Upon receipt of notification of ineligibility, a school may request a hearing. The department shall conduct a hearing under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

History: 1998-2000 AACS; 2020 AACS; 2022 AACS.

Courtesy of Michigan Administrative Rules