

REFERENCE TITLE: **nurses; provisional licensure**

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2133

Introduced by
Representatives Bliss: Heap, Travers, Way, Willoughby; Senators Burch,
Shamp

AN ACT

AMENDING TITLE 32, CHAPTER 15, ARTICLE 2, ARIZONA REVISED STATUTES, BY
ADDING SECTION 32-1635.02; RELATING TO THE ARIZONA STATE BOARD OF NURSING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, chapter 15, article 2, Arizona Revised
3 Statutes, is amended by adding section 32-1635.02, to read:

4 32-1635.02. Provisional licensure or certification;
5 qualifications; notification; termination;
6 definition

7 A. THE BOARD SHALL ISSUE A PROVISIONAL LICENSE OR CERTIFICATE TO AN
8 ADVANCED PRACTICE REGISTERED NURSE OR A REGISTERED NURSE WITHIN FIVE
9 BUSINESS DAYS AFTER THE BOARD RECEIVES AN APPLICATION AND THE FEES
10 REQUIRED BY THE BOARD FOR AN OUT-OF-STATE NURSE WHO IS SEEKING LICENSURE
11 OR CERTIFICATION IF THE PERSON MEETS ALL OF THE FOLLOWING:

12 1. HOLDS A CURRENT LICENSE OR CERTIFICATE TO PRACTICE AS AN
13 ADVANCED PRACTICE REGISTERED NURSE OR A REGISTERED NURSE IN AT LEAST ONE
14 OTHER STATE OR TERRITORY OF THE UNITED STATES, AND THE LICENSE OR
15 CERTIFICATE IS IN GOOD STANDING IN ALL STATES AND TERRITORIES OF THE
16 UNITED STATES IN WHICH THE PERSON HOLDS A LICENSE OR CERTIFICATE.

17 2. PROVIDES PROOF OF A VALID AND UNENCUMBERED LICENSE OR
18 CERTIFICATE IN ANOTHER STATE OR TERRITORY OF THE UNITED STATES THROUGH
19 BOARD REVIEW OF A NATIONAL NURSE LICENSE VERIFICATION SYSTEM OR IN ANOTHER
20 MANNER DETERMINED BY THE BOARD AS SUFFICIENT PROOF THAT THE PERSON IS IN
21 GOOD STANDING WITH ALL LICENSING ENTITIES THAT HAVE ISSUED THE PERSON A
22 LICENSE OR CERTIFICATE.

23 3. HAS NOT HAD A LICENSE OR CERTIFICATE REVOKED AND HAS NOT
24 VOLUNTARILY SURRENDERED A LICENSE OR CERTIFICATE IN ANY OTHER STATE OR
25 TERRITORY OF THE UNITED STATES WHILE UNDER INVESTIGATION BY A LICENSING
26 ENTITY.

27 4. HAS HAD DISCIPLINE IMPOSED BY ANY LICENSING ENTITY IN ANOTHER
28 STATE OR TERRITORY OF THE UNITED STATES AND THE BOARD DETERMINES THAT THE
29 MATTER HAS BEEN RESOLVED. IF THE BOARD DETERMINES A MATTER HAS NOT BEEN
30 RESOLVED BY ANOTHER JURISDICTION, THE BOARD MAY NOT ISSUE OR DENY A
31 PROVISIONAL LICENSE OR CERTIFICATE PURSUANT TO THIS SECTION UNTIL THE
32 MATTER IS RESOLVED AND ANY DISCIPLINE IMPOSED HAS BEEN COMPLETED.

33 5. DOES NOT HAVE A COMPLAINT OR INVESTIGATION PENDING BEFORE
34 ANOTHER LICENSING ENTITY IN ANOTHER STATE OR TERRITORY OF THE UNITED
35 STATES. IF THE PERSON HAS ANY COMPLAINT OR INVESTIGATION PENDING, THE
36 BOARD SHALL SUSPEND THE APPLICATION PROCESS PURSUANT TO THIS SECTION AND
37 MAY NOT ISSUE OR DENY A PROVISIONAL LICENSE OR CERTIFICATE PURSUANT TO
38 THIS SECTION UNTIL THE COMPLAINT OR INVESTIGATION IS RESOLVED.

39 6. HAS SUBMITTED A FULL SET OF FINGERPRINTS TO THE BOARD FOR THE
40 PURPOSE OF OBTAINING A STATE AND FEDERAL CRIMINAL RECORDS CHECK PURSUANT
41 TO SECTION 41-1750 AND PUBLIC LAW 92-544. THE DEPARTMENT OF PUBLIC SAFETY
42 MAY EXCHANGE THIS FINGERPRINT DATA WITH THE FEDERAL BUREAU OF
43 INVESTIGATION.

44 7. IS A RESIDENT OF THIS STATE OR ATTESTS IN THE APPLICATION THAT
45 THE PERSON IS PHYSICALLY WORKING OR HAS ACCEPTED AN OFFER TO PHYSICALLY
46 WORK IN THIS STATE.

1 B. THE BOARD SHALL ACKNOWLEDGE BY WRITTEN OR ORAL COMMUNICATION TO
2 AN APPLICANT FOR A PROVISIONAL LICENSE OR CERTIFICATE PURSUANT TO THIS
3 SECTION THE DATE OF RECEIPT OF THE APPLICATION FOR PROVISIONAL LICENSURE
4 OR CERTIFICATION. WITHIN FIVE BUSINESS DAYS AFTER RECEIPT OF THE
5 APPLICATION, THE BOARD SHALL PROVIDE TO THE APPLICANT EITHER:

- 6 1. A NOTICE OF PROVISIONAL LICENSURE OR CERTIFICATION APPROVAL.
7 2. A WRITTEN EXPLANATION OF THE REASON OR REASONS THE APPLICANT IS
8 NOT ELIGIBLE FOR PROVISIONAL LICENSURE OR CERTIFICATION. THE BOARD SHALL
9 FURTHER INVESTIGATE THE APPLICATION AS NECESSARY TO DETERMINE WHETHER THE
10 APPLICANT MAY BE LICENSED OR CERTIFIED PURSUANT TO THIS SECTION OR ANOTHER
11 SECTION OF THIS ARTICLE.

12 C. A PERSON WHO RECEIVES A PROVISIONAL LICENSE OR CERTIFICATE
13 PURSUANT TO THIS SECTION IS SUBJECT TO THE LAWS REGULATING THE PERSON'S
14 PRACTICE IN THIS STATE AND IS SUBJECT TO THE BOARD'S JURISDICTION.

15 D. A PROVISIONAL LICENSE OR CERTIFICATE ISSUED PURSUANT TO THIS
16 SECTION IS VALID ONLY IN THIS STATE AND ALLOWS THE PERSON TO WHOM IT IS
17 ISSUED TO PRACTICE AS AN ADVANCED PRACTICE REGISTERED NURSE OR A
18 REGISTERED NURSE IN THIS STATE.

19 E. EXCEPT AS PROVIDED IN SUBSECTION F OF THIS SECTION, A
20 PROVISIONAL LICENSE OR CERTIFICATE ISSUED PURSUANT TO THIS SECTION BECOMES
21 A PERMANENT LICENSE OR CERTIFICATE SIX MONTHS AFTER THE PROVISIONAL
22 LICENSE OR CERTIFICATE IS ISSUED AND IS VALID UNTIL THE PERMANENT LICENSE
23 OR CERTIFICATE IS REQUIRED TO BE RENEWED PURSUANT TO THIS ARTICLE.

24 F. THE BOARD MAY TERMINATE A PROVISIONAL LICENSE OR CERTIFICATE
25 ISSUED PURSUANT TO THIS SECTION WITHIN SIX MONTHS AFTER RECEIVING A
26 COMPLETED APPLICATION IF THE BOARD DETERMINES AFTER RECEIVING BACKGROUND
27 AND FINGERPRINT REPORT INFORMATION OR OTHER INFORMATION THAT THERE IS A
28 REASONABLE BASIS TO REQUIRE RESTRICTIONS ON OR THE TERMINATION OF THE
29 PROVISIONAL LICENSE OR CERTIFICATE. BEFORE TERMINATING THE PROVISIONAL
30 LICENSE OR CERTIFICATE, THE BOARD SHALL OFFER THE PROVISIONAL LICENSEE OR
31 CERTIFICATE HOLDER THE OPTION OF EITHER:

32 1. CONTINUING THE PROVISIONAL LICENSE OR CERTIFICATE ON ACCEPTANCE
33 OF REMEDIAL ACTIONS OFFERED BY THE BOARD.

34 2. ACCEPTING THE TERMINATION OF THE PROVISIONAL LICENSE OR
35 CERTIFICATE, WHICH MAY NOT BE CLASSIFIED AS A REVOCATION OR DENIAL FOR
36 REQUIRED REPORTING OR IF THE APPLICANT SUBSEQUENTLY APPLIES FOR A
37 PERMANENT LICENSE OR CERTIFICATE PURSUANT TO THIS ARTICLE.

38 G. ANY FEES REQUIRED PURSUANT TO THIS SECTION ARE WAIVED FOR
39 VETERANS OF THE UNITED STATES ARMED FORCES AND SPOUSES OF ACTIVE DUTY
40 MEMBERS OF THE UNITED STATES ARMED FORCES.

41 H. FOR THE PURPOSES OF THIS SECTION, "LICENSING ENTITY" MEANS THE
42 REGULATORY BODY OF A STATE OR TERRITORY OF THE UNITED STATES THAT IS
43 RESPONSIBLE FOR REGULATING THE PRACTICE OF NURSING AND ADVANCED PRACTICE
44 REGISTERED NURSING.