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HOUSE BILL 142

**54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020**

INTRODUCED BY

Gail Armstrong

AN ACT

RELATING TO LICENSURE; EXPANDING THE PRESCRIPTIVE AUTHORITY OF  
CERTIFIED NURSE PRACTITIONERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 61-3-23.2 NMSA 1978 (being Laws 1991,  
Chapter 190, Section 14, as amended) is amended to read:

"61-3-23.2. CERTIFIED NURSE PRACTITIONER--  
QUALIFICATIONS--PRACTICE--EXAMINATION--ENDORSEMENT--EXPEDITED  
LICENSURE.--

A. The board may license for advanced practice as a  
certified nurse practitioner an applicant who furnishes  
evidence satisfactory to the board that the applicant:

(1) is a registered nurse;

(2) has successfully completed a program for  
the education and preparation of nurse practitioners; provided

underscored material = new  
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1 that, if the applicant is initially licensed by the board or a  
2 board in another jurisdiction after January 1, 2001, the  
3 program shall be at the master's level or higher;

4 (3) has successfully completed the national  
5 certifying examination in the applicant's specialty area; and

6 (4) is certified by a national nursing  
7 organization.

8 B. Certified nurse practitioners may:

9 (1) perform an advanced practice that is  
10 beyond the scope of practice of professional registered  
11 nursing;

12 (2) practice independently and make decisions  
13 regarding health care needs of the individual, family or  
14 community and carry out health regimens, including the  
15 prescription and distribution of dangerous drugs and controlled  
16 substances included in Schedules II through V of the Controlled  
17 Substances Act; and

18 (3) serve as a primary acute, chronic long-  
19 term and end-of-life health care provider and as necessary  
20 collaborate with licensed medical doctors, osteopathic  
21 physicians or podiatrists.

22 C. Certified nurse practitioners who have fulfilled  
23 requirements for prescriptive authority may prescribe in  
24 accordance with rules, regulations, guidelines and formularies  
25 for individual certified nurse practitioners promulgated by the

.215863.1

underscored material = new  
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1 board.

2 D. Certified nurse practitioners who have fulfilled  
3 requirements for prescriptive authority may dispense or  
4 distribute to their patients dangerous drugs and controlled  
5 substances included in Schedules II through V of the Controlled  
6 Substances Act that have been prepared, packaged or fabricated  
7 by a registered pharmacist or doses of drugs that have been  
8 prepackaged by a pharmaceutical manufacturer in accordance with  
9 the Pharmacy Act and the New Mexico Drug, Device and Cosmetic  
10 Act.

11 E. Certified nurse practitioners licensed by the  
12 board on and after December 2, 1985 shall successfully complete  
13 a national certifying examination and shall maintain national  
14 professional certification in their specialty area. Certified  
15 nurse practitioners licensed by a board prior to December 2,  
16 1985 are not required to sit for a national certification  
17 examination or be certified by a national organization.

18 F. From July 1, 2014 through June 30, 2019, upon a  
19 determination by the board that an application is complete and  
20 approved, the board shall issue a license to a certified nurse  
21 practitioner licensed in another state if the applicant meets  
22 the qualifications required of certified nurse practitioners in  
23 this state. The board shall expedite the issuance of the  
24 license within five business days."