



## **Economic Impact Analysis Virginia Department of Planning and Budget**

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**18 VAC 90-20 – Regulations of the Board of Nursing**  
**Department of Health Professions**  
September 9, 2010

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### **Summary of the Proposed Amendments to Regulation**

Pursuant to amendments made to §54.1-2408 in 2010, the proposed regulations allow the Board of Nursing to issue a single-state license to a nurse who has had her license suspended, revoked, or surrendered in another Nurse Licensure Compact state.

### **Result of Analysis**

The benefits likely exceed the costs for all proposed changes.

### **Estimated Economic Impact**

Under the current regulations, if a nurse has had his or her license suspended, revoked, or surrendered in another state in the Nurse Licensure Compact and subsequently moved to Virginia, he or she is ineligible by virtue of the Compact to apply for reinstatement of his nursing license in the former home state where the license was suspended, revoked, or surrendered.<sup>1</sup> Also, prior to July 1, 2010, § 54.1-2408 prohibited the Board of Nursing from licensing an individual who has been suspended, revoked, or surrendered in another Compact state. Therefore, even if that individual may have been eligible for reinstatement, he or she was unable to obtain a license either in Virginia or in the Compact state.

Amendments made to §54.1-2408 in 2010 allow the Board of Nursing to issue a license to a nurse who has had her license suspended, revoked, or surrendered in another Compact state. The proposed regulations incorporate this statutory change into the regulations.

The main benefit of the proposed change is making it possible for the Board of Nursing to issue a single-state license to a nurse who has had her license suspended, revoked, or

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<sup>1</sup> Currently, there are 24 states in the Nurse Licensure Compact.

surrendered in another state in the Nurse Licensure Compact and subsequently moved to Virginia. While reinstatement of a license may require some small administrative costs, they are not expected to be significant. The number of nurses whose licenses may be issued under the proposed regulations is expected to be less than ten.

### **Businesses and Entities Affected**

The regulations of the Board of Nursing apply to approximately 90,000 nurses. However, the number of nurses whose licenses may be reinstated under the proposed regulations is expected to be less than ten.

### **Localities Particularly Affected**

The proposed regulations apply throughout the Commonwealth.

### **Projected Impact on Employment**

The proposed regulations make it possible to reinstate a nurse who had his or her license suspended or revoked by another state in the Nurse Licensure Compact and subsequently moved to Virginia. Thus, an increase in the supply of nurses can be expected. The number of nurses whose licenses may be reinstated under the proposed regulations is expected to be less than ten.

### **Effects on the Use and Value of Private Property**

The proposed regulations are not expected to have any effect on the use and value of private property.

### **Small Businesses: Costs and Other Effects**

The proposed regulations are not expected to have any costs and other effects on small businesses.

### **Small Businesses: Alternative Method that Minimizes Adverse Impact**

The proposed regulations are not expected to have any adverse effects on small businesses.

### **Real Estate Development Costs**

The proposed regulations are not expected to have any effects of real estate development costs.

## **Legal Mandate**

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.H of the Administrative Process Act and Executive Order Number 107 (09). Section 2.2-4007.H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. Further, if the proposed regulation has adverse effect on small businesses, Section 2.2-4007.H requires that such economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.