
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1858 Session of
1985

INTRODUCED BY CESSAR, IRVIS, McVERRY, BURD, DUFFY, PRESTON,
MARKOSEK, MAYERNIK, GALLEN, DIETZ, DAVIES, TELEK, POTT, BOOK,
TRELLO AND SWEET, NOVEMBER 12, 1985

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, NOVEMBER 12, 1985

AN ACT

1 Amending the act of March 2, 1956 (1955 P.L.1211, No.376),
2 entitled "An act providing for and regulating the licensing
3 and practice of practical nursing; imposing duties on the
4 State Board of Nurse Examiners; and imposing penalties,"
5 further providing for the licensing of certain persons.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 5 of the act of March 2, 1956 (1955
9 P.L.1211, No.376), known as the Practical Nurse Law, amended May
10 2, 1985 (P.L.24, No.11), is amended to read:

11 Section 5. No application for licensure as a licensed
12 practical nurse shall be considered unless accompanied by a fee
13 of five dollars (\$5.00). Every applicant for examination as a
14 licensed practical nurse shall furnish evidence satisfactory to
15 the board that he or she is eighteen years of age or over, is a
16 citizen of the United States or has legally declared intention
17 to become such, is of good moral character, has completed at
18 least twelve years of education with diploma in public,
19 parochial or private school, or its equivalent as evaluated by

1 the Department of Education; and has satisfactorily completed a
2 course in practical nursing prescribed and approved by the board
3 in a school, hospital or other institution, of not less than
4 fifteen hundred hours and within a period of not less than
5 twelve months, and has not been convicted of a felonious act
6 prohibited by the act of April 14, 1972 (P.L.233, No.64), known
7 as "The Controlled Substance, Drug, Device and Cosmetic Act," or
8 convicted of a felony relating to a controlled substance in a
9 court of law of the United States or any other state, territory
10 or country. An applicant's statement on the application
11 declaring the absence of a conviction shall be deemed
12 satisfactory evidence of the absence of a conviction, unless the
13 board has some evidence to the contrary. To obtain a license, a
14 person who has been convicted of any such felony shall have the
15 burden of proving that he or she has been rehabilitated, that
16 there remains good cause to grant a license and that the
17 conviction will in no way impair his or her ability to function
18 as a practical nurse.

19 Any licensed practical nurse licensed to practice without
20 examination prior to May 14, 1966, shall be eligible to apply
21 for the examination conducted by the board even though such
22 applicant does not possess the educational background or its
23 equivalent required of other applicants for examination.

24 Section 2. This act shall take effect in 60 days.